

PUBLIC SAFETY COMMITTEE REPORT relative to proposed First Amendment to Contract No. C-131261 with Clean Harbors Environmental Services, Inc. (Clean Harbors) for hazardous waste disposal services.

Recommendations for Council action:

1. INSTRUCT the Los Angeles Fire Department (LAFD) to modify the term of the First Amendment to Contract No. C-131261 to not extend beyond June 30, 2021, consistent with the term of the underlying agreement, with Clean Harbors, and revise the maximum allowable compensation to an increase of \$350,000.
2. AUTHORIZE the Chief, LAFD, or designee, to execute the proposed First Amendment to Contract No. C-131261 with Clean Harbors to provide hazardous waste disposal services with said amendment to extend the contract term by nine months from November 1, 2020 through June 30, 2021, and increase the maximum allowable compensation by \$350,000 from \$1,050,000 to \$1,400,000, subject to approval by the City Attorney as to form.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that approval of the recommendations contained in the October 13, 2020 CAO report, attached to the Council file, will authorize the LAFD to extend the term with Clean Harbors through June 30, 2021. The maximum allowable compensation shall not exceed \$350,000 annually. Funding for this agreement is provided within the LAFD's 2020-21 Contractual Services Account- Environmental Compliance Waste Disposal line item. There is no additional impact to the General Fund..

Financial Policies Statement: The CAO reports that the recommendations stated in the October 13, 2020 CAO report, attached to the Council file, comply with the City's Financial Policies in that current operations will be funded by current revenues.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 4, 2021

(LAST DAY FOR COUNCIL ACTION - DECEMBER 9, 2020)

Summary:

On December 8, 2020, your Committee considered an October 13, 2020 CAO report relative to proposed First Amendment to Contract No. C-131261 with Clean Harbors for hazardous waste disposal services. According to the CAO, on August 18, 2020, the Board of Fire Commissioners approved the proposed First Amendment between the LAFD and Clean Harbors to provide routine and emergency hazardous waste management services at fire stations and LAFD facilities throughout the City. On May 18, 2018, the LAFD executed Contract No. C-131261 with the Clean Harbors for a three-year term, retroactive to November 1, 2017 and expiring on October 31, 2020, to provide a full range of routine and emergency hazardous waste management services.

The LAFD had previously utilized the services of the Contractor based on an agreement with the Bureau of Sanitation from November 2, 2012 through November 1, 2017 (Contract No. C-121334). Under the terms of the proposed agreement, Clean Harbors will provide hazardous waste disposal, which includes the sorting, recycling, treating, sampling and analysis, packaging, labeling, manifesting, and transporting of hazardous waste. Clean Harbors shall provide the personnel and equipment necessary for routine and emergency response. Also, Clean Harbors will perform on-site hazard categorization of unknown wastes and the ability to perform lab testing for asbestos in waste samples when requested.

Clean Harbors may subcontract up to 30 percent of the dollar volume, exclusive of treatment, storage, and disposal, for the handling and managing of hazardous waste. The City shall pay the Clean Harbors for services provided in accordance with the fee schedule incorporated as Exhibit C. The price increase for services may not exceed three percent per year. Either party may terminate this agreement upon 30-day written notice. Funding in the amount of \$350,000 is provided within the LAFD's Contractual Services Account.

Initially, the LAFD 'piggybacked' on Contract No. C-129868 between the Los Angeles Police Department (LAPD) and Clean Harbors, who was selected through a competitive bidding process. The LAPD entered into a four year term beginning on July 1, 2017 and expiring on June 30, 2021. The proposed amendment will extend the term until a new contract can be executed based on the outcome of an existing Request for Proposals for routine hazardous materials waste management services prepared by the LAPD. It is recommended that the Department revise the term of the proposed amendment not to extend beyond June 30, 2021, to be consistent with the terms of the LAPD agreement, as piggyback agreements are required to align with the underlying terms of the original agreement. After consideration and having provided an opportunity for public comment, the Committee moved to recommend approval of the First Amendment as detailed in the above recommendations. This matter is now submitted to Council for its consideration.

Respectfully Submitted,

PUBLIC SAFETY COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
RODRIGUEZ:	YES
O'FARRELL:	YES
BUSCAINO:	YES
RYU:	YES
LEE:	ABSENT

ARL
12/8/20

-NOT OFFICIAL UNTIL COUNCIL ACTS-

