

RESOLUTION NO. 2009-67

AUTHORIZING CONTRACT NO. 2009-050 WITH CHEMTRON CORPORATION FOR HAZARDOUS/NON-HAZARDOUS WASTE SERVICES FOR A PERIOD OF FIVE (5) YEARS IN AN AMOUNT NOT TO EXCEED \$125,000 PER YEAR FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$625,000 (GENERAL FUNDS, SAFETY DEPARTMENT BUDGET)

WHEREAS, the Greater Cleveland Regional Transit Authority requires hazardous and non-hazardous waste services; and

WHEREAS, the proposal of Chemtron Corporation located at 35850 Schneider Court, Avon, Ohio 44011, for hazardous/non-hazardous waste services for a period of five (5) years was received on June 2, 2009; and

WHEREAS, after negotiations, Chemtron Corporation offered to provide such services at rates resulting in an amount not to exceed one hundred twenty-five thousand & 00/100 dollars (\$125,000.00) per year for a total contract amount not to exceed six hundred twenty-five thousand & 00/100 dollars (\$625,000.00) for the five (5) year period; and

WHEREAS, the General Manager/Secretary-Treasurer deems the proposal of Chemtron Corporation to provide removal services for hazardous / non-hazardous waste to be the most advantageous to the Authority, price and all other factors considered and recommends acceptance thereof by the Board of Trustees.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Greater Cleveland Regional Transit Authority, Cuyahoga County, Ohio:

Section 1. That the proposal of Chemtron Corporation be and the same is hereby accepted as the most advantageous proposal to provide hazardous/non-hazardous waste services for a period of five (5) years.

Section 2. That the General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a contract with Chemtron Corporation for hazardous/non-hazardous waste services for a period of five (5) years.

Section 3. That said contract shall be payable from the General Fund, Safety Department budget, in an amount not to exceed one hundred twenty-five thousand & 00/100 dollars (\$125,000.00) per year for a total contract amount not to exceed six hundred twenty-five thousand & 00/100 dollars (\$625,000.00) for the five (5) year period.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon appropriation of funds for future years; compliance by the contractor to the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2009-023; bonding and insurance requirements and all applicable laws relating to the contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Chemtron Corporation will attempt to exceed the 15% minimum DBE goal assigned to this procurement.

Section 6. That this resolution shall become effective immediately upon its adoption.

Adopted: August 18, 2009



President

Attest: 

CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION CONTRACT: HAZARDOUS AND NON-HAZARDOUS WASTE SERVICES VENDOR: CHEMTRON CORPORATION. AMOUNT: \$625,000 FOR THE FIVE YEAR CONTRACT	Resolution No.: 2009-67
	Date: August 13, 2009
	Initiator: Safety Department
ACTION REQUEST: <input checked="" type="checkbox"/> Approval <input type="checkbox"/> Review/Comment <input type="checkbox"/> Information Only <input type="checkbox"/> Other _____	

- 1.0 **PURPOSE/SCOPE:** This action will allow the Authority to enter into a contract for hazardous/non-hazardous waste services for a period of five (5) years.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority generates hazardous / non-hazardous waste at various facilities and requires the removal, transportation and disposal of those waste materials on a continuous basis in accordance with EPA and various regulatory requirements of the Federal government and State of Ohio. The Authority requires emergency response and clean-up services for spills and releases of hazardous / non-hazardous regulated materials. All services shall be provided, at a minimum, in accordance with all applicable laws, regulations, and ordinances.
- 3.0 **PROCUREMENT BACKGROUND:** The Request for Proposal (RFP) was posted on the GCRTA Procurement web site and advertised in the local newspapers. Requests for Proposal were also sent to six (6) prospective proposers. Proposals were received on June 2, 2009. Four vendors responded to the proposal. After evaluation by a panel of Authority employees in accordance with established Procurement Policies and procedures, the proposal of Chemtron Corporation was determined to be most advantageous to the Authority, price and all other factors considered.
- A cost analysis was performed and the Procurement Department has determined the price of Chemtron Corporation to be fair and reasonable to the Authority.
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. Chemtron has committed to meeting the 15% DBE goal established for this procurement through the utilization of the following companies for a total amount of \$40,674.

DBE Company	DBE Category	Scope of Work	Amount	Percent
Precision Analytical	African American		\$33,783.00	10.0%
Coleman Trucking	African American	Transportation	\$6,756.60	2.0%
J. Sons, Inc. dba Jubilee Trucking	Hispanic	Roll-off Boxes - Sewer Sucker	\$6,756.60	2.0%
HZW Environmental Consultants, LLC.	Native American	Laboratory Services	\$3,378.30	1.0%
Total DBE Participation			\$40,674.50	15.0%

- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This procurement will be funded through the General Fund, Safety Department budget, in an amount not to exceed one hundred twenty-five thousand & 00/100 dollars (\$125,000.00) per year for a total contract amount not to exceed six hundred twenty-five thousand & 00/100 dollars (\$625,000.00) for the five (5) year period. This is approximately 16% below the budgeted amount for this purchase.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this proposal would cause delays in the procurement of required services. This will affect the safety of the Authority's facilities for the hazardous material that is held on site for disposal and requires alternative solutions for disposal. Failure to comply with the Federal regulations could result in civil penalties and possible Federal prosecution in the future.
- 8.0 RECOMMENDATION: It is recommended that the offer of Chemtron Corporation be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer to enter into a contract.
- 9.0 ATTACHMENTS: None.

Recommended and certified as appropriate to the availability of funds, legal form and conformance with the Procurement requirements.



CEO, General Manager/Secretary-Treasurer