

RESOLUTION NO. 2019-72

AUTHORIZING CONTRACT NO. 2019-59 WITH CHEMTRON CORPORATION TO PROVIDE HAZARDOUS AND NON-HAZARDOUS WASTE SERVICES IN AN ANNUAL AMOUNT NTE \$137,905.00 FOR EACH OF THE BASE THREE YEARS AND IN AMOUNTS NTE \$144,316.00 AND \$149,212.00 FOR THE FIRST AND SECOND OPTION YEARS, RESPECTIVELY, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$707,243.00 (GENERAL FUND, SAFETY DEPARTMENT BUDGET)

WHEREAS, the Authority requires hazardous and non-hazardous waste services; and

WHEREAS, the proposal of Chemtron Corporation located at 35850 Schneider Court, Avon, Ohio 44011 to provide hazardous and non-hazardous waste services for a period of three years with two, one-year options, was received on May 23, 2019; and

WHEREAS, Chemtron Corporation offered to provide the service at rates resulting in an annual amount not to exceed \$137,905.00 for each of the base three years, and in amounts not to exceed \$144,316.00 and \$149,212.00 for the first and second option years, respectively, for a total contract amount not to exceed \$707,243.00 over the five year period; and

WHEREAS, the Interim CEO, General Manager/Secretary-Treasurer deems the offer of Chemtron Corporation to be in the best interest of the Authority, price and 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 offer of Chemtron Corporation to provide hazardous and non-hazardous waste services, as required, for a period of three base years with two, one-year options, is hereby accepted.

Section 2. That the Interim CEO, General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a contract with Chemtron Corporation to provide the services for a period of three years with two, one-year options.


Section 3. That said contract shall be payable from the General Fund, Safety Department budget, in an annual amount not to exceed \$137,905.00 for each of the base three years, and in amounts not to exceed \$144,316.00 and \$149,212.00 for the first and second option year, respectively, for a total contract amount not to exceed \$707,243.00 over the five year period.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon future funding, compliance by the contractor to the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution No. 2015-76; bonding and insurance requirements and all applicable laws relating to 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 project.

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

Adopted: July 16, 2019



President

Attest: 

Interim CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: HAZARDOUS & NON-HAZARDOUS WASTE SERVICES FOR THREE YEAR PERIOD WITH TWO, ONE-YEAR OPTIONS VENDOR: CHEMTRON CORPORATION AMOUNT: AMOUNT NTE \$413,715.00 FOR BASE THREE YEARS (\$137,905.00 ANNUALLY) AND IN AMOUNTS NTE \$144,316.00 AND \$149,212.00 FOR EACH OPTION YEAR, RESPECTIVELY, FOR A TOTAL AMOUNT NTE \$707,243.00 FOR THE FIVE YEAR PERIOD	Resolution No.: 2019-72
	Date: July 11, 2019
	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 resolution will allow the Authority to enter into a contract for hazardous and non-hazardous waste services for a period of three years plus two, one-year options.

- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority generates hazardous and non-hazardous waste at various facilities and requires the removal, transportation, and disposal of those waste materials on a continuous basis in accordance with the 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 and non-hazardous regulated materials to be provided, at a minimum, in accordance with all applicable laws, regulations, and ordinances. Used batteries and spent fluorescent light tubes are examples of hazardous waste items, and paint with solvents is an example of non-hazardous waste.

- 3.0 **PROCUREMENT BACKGROUND:** The Request for Proposals (RFP) was posted on the GCRTA Procurement website and advertised in the local newspapers. Eighteen interested parties downloaded the solicitation and two proposals were received on May 23, 2019. After evaluation by a panel of Authority employees in accordance with established Procurement Department policies and procedures, the proposal of Chemtron Corporation was determined to be the most advantageous to the Authority, price and all other factors considered.

 A cost analysis was performed, and the Procurement Department has determined the proposal of Chemtron Corporation to be fair and reasonable to the Authority.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 15% DBE participation goal was established for this procurement. Chemtron Corporation has committed to achieving the DBE goal through the utilization of Moody Environmental (Female-owned) in an amount of \$137,905 (\$27,581 per year including the base three years and two option years) or 19.5%.

- 5.0 **POLICY IMPACT:** Does not apply.

- 6.0 **ECONOMIC IMPACT:** The procurement will be funded through the General Fund, Safety Department budget, in an annual amount not to exceed \$137,905.00 for the base three year period, and in amounts not to exceed \$144,316.00 and \$149,212.00 for the first and second option years, respectively, for a total contract amount not to exceed \$707,243.00 for the five-year period. The contract price is approximately 3.2% below the budget estimate.

- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would affect the safety of Authority facilities for the hazardous waste that is held on site for disposal and requires alternative solutions for disposal. Failure to comply with the federal regulations for disposal of hazardous and non-hazardous waste could result in civil penalties and possible federal prosecution in the future.
- 8.0 RECOMMENDATION: This procurement is scheduled to be discussed by the Board of Trustees at the July 16, 2019 Organizational, Services & Performance Monitoring Committee meeting. It is recommended that the offer of Chemtron Corporation be accepted and the resolution passed authorizing the Interim CEO, 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.



Interim CEO, General Manager/Secretary-Treasurer