



**Health & Human Services  
Agency  
COUNTY OF TULARE  
AGENDA ITEM**

**BOARD OF SUPERVISORS**

KUYLER CROCKER  
District One  
PETE VANDER POEL  
District Two  
AMY SHUKLIAN  
District Three  
EDDIE VALERO  
District Four  
DENNIS TOWNSEND  
District Five

**AGENDA DATE:** February 26, 2019 REVISED

Public Hearing Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Published Notice Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Advertised Published Notice	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Meet & Confer Required	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Personnel Resolution attached	Yes <input type="checkbox"/>	N/A <input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
CONTACT PERSON: Nilsa Gonzalez    PHONE: 624-8000		

**SUBJECT:** Approve an agreement with Clean Harbors Environmental Services, Inc.

- REQUEST(S):**  
That the Board of Supervisors:
1. Approve an agreement with Clean Harbors Environmental Services, Inc. to provide household hazardous waste transportation and disposal services for Tulare County Health and Human Services Agency's, Public Health Branch, Environmental Health Division, in an amount not to exceed \$400,000 retroactive from July 1 2018 to June 30, 2021. This agreement is retroactive due to the timing of receipt of the contract from the vendor, inadvertent delays in receiving insurance documents, and delays in negotiating the terms in the agreement
  2. Find that the Board had the authority to enter into the proposed agreement as of July 1, 2018 and that it was in the County's best interest to enter into the agreement on that date; and
  3. Authorize the Chairman of the Board to sign two (2) copies of the agreement.

**SUMMARY:**  
The Household Hazardous Waste (HHW) program provides collection, disposal, and recycling of Household Hazardous Waste including, but not limited to, used motor oil, lamps, batteries, and paint, for the residents of Tulare County. The program ensures proper storage and disposal of paint, used oil, batteries, electronics, and other household hazardous waste through permanent, temporary,

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or satellite collection facilities. The collection facilities include a permanent HHW collection center operated on Saturdays at the City of Visalia Corporation Yard and recycle collection sites that are located at Pena's Disposal in Cutler and in Porterville. Mobile HHW collection events are held throughout the County during the year. Collection centers for used oil are operated at businesses throughout Tulare County. The HHW program provides for appropriate packaging of the various types of household hazardous waste so that it may be transported and disposed of in accordance with federal and state laws. The potential number of clients served in Tulare County is the population of 442,179.

The Request for Proposal process was conducted in 2015 and Clean Harbors Environmental Services, Inc. was awarded the contract. The current agreement expired on June 30, 2018 with the option that this agreement may be extended for a three (3) year period by mutual consent of the parties. This agreement extension would be the first extension to the contract.

This agreement has been approved as to form by County Counsel. The following terms deviate substantively from standard County boilerplate: 1) This is a multi-year agreement; 2) mutual indemnification; 3) Contractor's aggregate liability to County and any third party for any and all injuries, claims, demands, losses, expenses, or damages, of whatever kind or character shall be limited to two million dollars (2,000,000).

**FISCAL IMPACT/FINANCING:**

The total amount of this agreement is \$400,000 for a three-year period, retroactive to July 1, 2018 through June 30, 2021. The budgeted costs associated with this contract were included in the Fiscal Year 2018/2019 HHSA 6014 budget, object line 7043, professional services, for \$133,333. For Fiscal Years 2019/2020 and 2020/2021, \$133,333 will be budgeted each fiscal year in the HHSA 6014 budget, object line 7043, professional services. The funding for this agreement comes from a portion (\$1 per ton) of the tipping fee that is charged by the County's Solid Waste Department on all waste received at County Landfills. There is no additional net cost to the County General Fund.

**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

The County's five-year strategic plan includes promotion of the Safety and Security of its citizens, specifically goal 10 that is to provide an adequate and safe water supply. These services will help to provide safe operation of the HHW facilities within the County that include safe disposal of collected household hazardous waste. This will minimize harmful environmental conditions for Tulare County residents through reduction of exposure to household hazardous materials within Tulare County.

**BEFORE THE BOARD OF SUPERVISORS  
COUNTY OF TULARE, STATE OF CALIFORNIA**

**IN THE MATTER OF APPROVE AN** ) **Resolution No.** \_\_\_\_\_  
**AGREEMENT WITH CLEAN HARBORS** ) **Agreement No.** \_\_\_\_\_  
**ENVIRONMENTAL SERVICES, INC.** )  
 )

UPON MOTION OF SUPERVISOR \_\_\_\_\_, SECONDED BY  
SUPERVISOR \_\_\_\_\_, THE FOLLOWING WAS ADOPTED BY THE  
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD \_\_\_\_\_  
\_\_\_\_\_, BY THE FOLLOWING VOTE:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST: JASON T. BRITT  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS

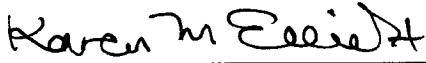
BY: \_\_\_\_\_  
Deputy Clerk

\* \* \* \* \*

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**ADMINISTRATIVE SIGN-OFF:**



Karen M. Elliott  
Public Health Director

cc: County Administrative Office

Attachment(s) Agreement