

**THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL**

**AN ORDINANCE**

**AUTHORIZING AN AGREEMENT WITH CLEAN HARBORS ENVIRONMENTAL SERVICES, INC., IN AN AMOUNT NOT TO EXCEED \$1,500,000.00 ANNUALLY, TO PROVIDE COLLECTION, CHARACTERIZATION, PACKAGING, TRANSPORTATION, RECYCLING AND DISPOSAL SERVICES FOR THE CITY OF SAN ANTONIO HOUSEHOLD HAZARDOUS WASTE PROGRAM, FUNDED BY THE SOLID WASTE OPERATING AND MAINTENANCE FUND.**

\* \* \* \* \*

**WHEREAS**, the availability of Household Hazardous Waste (HHW) collection services is a vital component of the Solid Waste Management Department's safety program, as well as a program component of the City of San Antonio Texas Pollution Discharge Elimination System (Stormwater) permit, and the current contract expires September 30, 2017; and

**WHEREAS**, HHW includes wastes generated from residential homes that may be toxic, corrosive, hazardous or flammable, such as cleansers, herbicides, pesticides, used oil, batteries and old paint, which are collected at the City's permanent drop-off center, a seasonal processing facility, and at mobile events in all areas of the City; and

**WHEREAS**, the City issued a Request for Proposal for "Household Hazardous Waste Collection, Characterization, Packaging, Transportation, Recycling and Disposal" (RFP 17-036, 6100008515) on January 25, 2017; the responses were evaluated and scored by a committee consisting of representatives from various City departments and, based on the evaluations and rankings made in the selection process, staff recommends awarding a contract to Clean Harbors Environmental Services, Inc., as the most qualified firm; and

**WHEREAS**, this Ordinance authorizes the selection of an environmental services firm and the execution of a professional services agreement with Clean Harbors Environmental Services, Inc., to assist the Solid Waste Management Department with the collection, characterization, packaging, transportation, recycling and disposal of household hazardous waste, in an amount not to exceed \$1,500,000.00 annually for the initial three year term, with options in favor of the City to extend the term of the agreement for two additional one-year performance periods; **NOW THEREFORE**,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1. CLEAN HARBORS ENVIRONMENTAL SERVICES, INC.**, is hereby selected to provide services in relation to "Household Hazardous Waste Collection, Characterization, Packaging, Transportation, Recycling and Disposal" (RFP 17-036, 6100008515)) for the City of San Antonio as the most qualified respondent to the Request for Proposals.

**SECTION 2.** The City Manager, or her designee, or the Director, Solid Waste Management Department, or his designee, is hereby authorized to take all actions necessary to negotiate and execute an Agreement with Clean Harbors Environmental Services, Inc. in an amount up to \$1,500,000.00 annually, for a term of three years with the option for the City to extend the contract for two additional years under the same terms and conditions. A copy of the Agreement, in substantially final form, is attached and incorporated herein for all purposes as **ATTACHMENT I.** The execution authority granted by this ordinance shall expire 60 days from the effective date.

**SECTION 3.** Funding for this ordinance in the amount of \$1,500,000.00 is contingent upon approval of the Fiscal Year 2018 Budget, see the table below:

Amount	General Ledger	Cost Center	Fund
\$1,275,000.00	5201040	5556030001	55001000
\$225,000.00	5201040	5501010001	55001000
Total \$1,500,000.00			

**SECTION 4.** Payment not to exceed the amount of \$1,500,000.00 is authorized to Clean Harbors Environmental Services, Inc. and should be encumbered with a purchase order.

**SECTION 5.** Additional funding for this ordinance is contingent upon City Council approval of the City's operating budget and the availability of funds for subsequent Fiscal Years.

**SECTION 6.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

**SECTION 7.** This ordinance shall be effective immediately upon passage by eight affirmative votes; otherwise it shall be effective on the tenth day after passage hereof.

**PASSED and APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2017.

**M A Y O R**  
RON NIRENBERG

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney