

## REQUEST FOR APPROVAL

**To:** Mark De Bie, Deputy Director  
Waste Permitting, Compliance and Mitigation Division

**From:** Wes Mindermann  
Senior Waste Management Engineer  
Solid Waste & Tire Cleanup Programs Section

**Reviewed By:** Holly Armstrong, Legal Office  
Wendy Roberson, Contracts Office

**Request Date:** January 30, 2013

**Decision Subject:** **CONTRACTORS FOR THE ENVIRONMENTAL SERVICES FOR LANDFILL, DISPOSAL AND WASTE TIRE SITE REMEDIATION CONTRACTS (NORTH AND SOUTH) UNDER THE SOLID WASTE DISPOSAL AND CODISPOSAL SITE CLEANUP AND TIRE RECYCLING MANAGEMENT PROGRAMS (Solid Waste Disposal Trust Fund and Tire Recycling Management Fund, FYs 2012/13, 2013/14, and 2014/15)**

**Action By:** February 15, 2013

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**Summary of Request:** Department of Resources Recycling and Recovery (CalRecycle) staff solicited for proposals for two environmental services contracts for landfill and disposal site remediations under the Solid Waste Disposal and Codisposal Site Cleanup Program (Program) and the Waste Tire Recycling Management Program. Staff has completed the evaluations of companies that submitted Statements of Qualifications in response to the solicitation and have conducted subsequent fee negotiations. This requested action is to award and approve the Environmental Services Contract for Northern California to Pacific States Environmental Contractors, Inc., and award and approve the Environmental Services Contract for Southern California to Sukut Construction, Inc.

**Recommendation:** The Scopes of Work and authorization to solicit proposals for both contracts were approved in a Request for Approval on November 14, 2012. CalRecycle issued a Notice to Prospective Proposers in November 2012, inviting responses to RFQs for both contracts by December 10, 2012. After reviewing all submitted complete Statements of Qualifications and conducting interviews with the top firms, a Selection Committee ranked Pacific States Environmental Contractors, Inc., and Sukut Construction, Inc., the highest for the Northern California and Southern California contracts, respectively. Staff have completed contract negotiations and are recommending the Northern California contract be awarded to Pacific States Environmental Contractors, Inc., and the Southern California contract be awarded to Sukut Construction, Inc.

The environmental services contracts for Northern and Southern California are for an amount not to exceed \$5,300,000 (Table 1) and an amount not to exceed \$5,300,000 (Table 2), respectively, for a total amount not to exceed \$10,600,000 over three fiscal years.

**Table 1: Contract Not-To-Exceed Allocation for Southern California**

Fiscal Year	Solid Waste Disposal Trust Fund	California Tire Recycling Management Fund
2012/13	\$2,000,000	
2013/14*	\$1,500,000	\$150,000
2014/15*	\$1,500,000	\$150,000

\*Pending Governor's Budget approval

**Table 2: Contract Not-To-Exceed Allocation for Northern California**

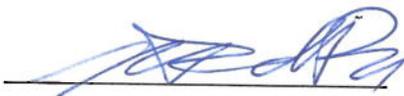
Fiscal Year	Solid Waste Disposal Trust Fund	California Tire Recycling Management Fund
2012/13	\$2,000,000	
2013/14*	\$1,500,000	\$150,000
2014/15*	\$1,500,000	\$150,000

\*Pending Governor's Budget approval

**Deputy Director Action:**

On the basis of the information and analysis in this Request for Approval and the findings set out above, I hereby approve the award of the Environmental Services for Landfill, Disposal and Waste Tire Site Remediation Contract for Northern California to Pacific States Environmental Contractors, Inc., in an amount not to exceed five million three hundred thousand dollars (\$5,300,000), and approve the award of the Environmental Services for Landfill, Disposal and Waste Tire Site Remediation Contract for Southern California to Sukut Construction, Inc., for an amount not to exceed five million three hundred thousand dollars (\$5,300,000).

Dated: 2/14/13



Mark De Bie, Deputy Director  
Waste Permitting, Compliance and Mitigation Division

**Background Information, Analysis, and Findings:** Public Resources Code (PRC) Section 48020(b) required CalRecycle to initiate a program for the cleanup of solid waste disposal sites and for the cleanup of solid waste at codisposal sites where the responsible party either cannot be identified or is unable or unwilling to perform the timely remediation and where the cleanup is needed to protect public health and safety or the environment. The Legislature annually appropriates funding for purposes of implementing the Program. In administering the Program, CalRecycle is authorized to expend funds directly for cleanup [PRC Section 48021(b)].

Sites authorized for direct expenditure of funds are cleaned up through the use of two environmental services contractors. These contractors are selected on a competitive qualifications basis, allowing the CalRecycle to avoid the time-consuming solicitation and contracting process for each CalRecycle-managed project, and the potential for renegotiating contracts when unforeseen or unanticipated conditions occur. The Program has utilized environmental services contractors to perform CalRecycle-managed remediations since its inception in 1994.

The Program typically has two companies under contract to ensure availability of equipment and labor to respond in a timely manner to a project anywhere in California. Each of these contracts covers projects in a specific geographic region of California (i.e., Northern California and Southern California) and the respective contractors would serve as backups for each other in case the resources to perform a required task in accordance with CalRecycle's requirements are unavailable. These contracts are used in direct support of the Program. They are also used to support the California Tire Recycling Management Program based upon the similar nature of the work and the common occurrence of mixed solid waste and waste tires at the same site.

**Fiscal Impacts:** The above-noted tables indicate the proposed not-to-exceed fiscal year allocations for the proposed Southern and Northern environmental service contracts. Fiscal year 2012-13 funds allocated for this item will be encumbered upon award of the proposed contracts. Given the potential funding for the three fiscal years, the proposed contracts are for a total amount not to exceed \$10,600,000 over the contact service period.