

REVIEWED

LEGAL COUNSEL

For Recording Stamp Only

**DOCUMENT NO. 2023-646
AMENDING DESCHUTES COUNTY CONTRACT NO. 2022-647**

THAT CERTAIN AGREEMENT, Deschutes County Contract No. 2022-647 dated August 9, 2022, by and between DESCHUTES COUNTY, a political subdivision of the State of Oregon ("County") and Clean Earth Environmental Solutions, Inc. (Contractor), is amended, effective upon signing of all parties, as set forth below. Except as provided herein, all other provisions of the contract remain the same and in full force.

County's performance hereunder is conditioned upon Contractor's compliance with provisions of ORS 279B.220, 279B.225, 279B.230, and 279B.235, which are hereby incorporated by reference. In addition Standard Contract Provisions contained in Deschutes County Code Section 2.37.150 are hereby incorporated by reference. Contractor certifies that the representations, warranties and certifications contained in the original Contract are true and correct as of the effective date of this Amendment and with the same effect as though made at the time of this Amendment.

The above listed contract is amended as follows:

Effective Date and Termination Date. The effective date of this Contract shall be August 1, 2022 or the date, on which each party has signed this Contract, whichever is later. Unless extended or terminated earlier in accordance with its terms, this Contract shall terminate when County accepts Contractor's completed performance or on July 31, 2023 2024, whichever date occurs last. Contract termination shall not extinguish or prejudice County's right to enforce this Contract with respect to any default by Contractor that has not been cured. At the County's discretion, this Contract is subject to two (2) one-year extensions for up to a total of three (3) years. This Amendment authorizes the first renewal for year 2 of Contract 2022-647.

Exhibit 1, Section 3 (a). Consideration

- a. From August 1, 2022 to January 1, 2023, County shall pay Contractor on a unit price basis for each household hazardous waste collection event completed, as presented in the Clean Earth Environmental Solutions, Inc. Bid Proposal dated June 27, 2022.

From January 1, 2023 to July 31, 2023, County shall pay Contractor on a unit price basis for each household hazardous waste collection event completed, as presented in the Clean Earth Environmental Solutions, Inc. Household Hazardous Waste Management Program Fee Schedule.

From August 1, 2023, County shall pay Contractor on a unit price basis for each household hazardous waste collection event completed, as presented in the Clean Earth Environmental Solutions, Inc. Household Hazardous Waste Management Program Fee Schedule which is attached herin.

Exhibit 1, Section 4. The maximum compensation.

- a. The maximum compensation under this contract, including allowable expenses, is ~~\$350,000~~ \$370,000.
- b. Contractor shall not submit invoices for, and County shall not pay for any amount in excess of the maximum compensation amount set forth above.
 - 1) If this maximum compensation amount is increased by amendment of this contract, the amendment shall be fully effective before contractor performs work subject to the amendment.

2) Contractor shall notify County in writing of the impending expiration of this Contract thirty (30) calendar days prior to the expiration date.

Clean Earth Environmental Solutions, Inc. Household Hazardous Waste Management Program Fee Schedule is hereby amended in accordance with the attached:

- **2023 Household Hazardous Waste Fee Schedule – Effective 8/1/23**

CONTRACTOR: [NAME] *Jake Ponce*


Authorized Signature

Dated this 31st of July, 2023.

COUNTY:

Dated this _____ of _____, 20__

BOARD OF COUNTY COMMISSIONERS

ANTHONY DeBONE, CHAIR

PATTI ADAIR, VICE CHAIR

ATTEST:

Recording Secretary

PHIL CHANG, COMMISSIONER

2023 HOUSEHOLD HAZARDOUS WASTE FEE SCHEDULE
REVISED PRICING EFFECTIVE AUGUST 1, 2023

1. FACILITY STAFFING AND OPERATION-KHW FIXED FACILITY

Fee Category		Estimated Annual Quantity ¹	Unit	Unit Price	Extension (Estimated Annual Quantity X unit price)
Mobilization		22	Lump Sum	\$1,250 \$1,388.60	\$27,500 \$30,549.20
Site Supervisor	Regular Time	352	/hour	\$51.98 \$57.74	\$18,296.96 \$20,324.48
	Overtime	0	/hour	\$77.97 \$86.62	\$0
Chemist	Regular Time	352	/hour	\$49.75 \$55.27	\$17,512 \$19,455.04
	Overtime	0	/hour	\$74.63 \$82.91	\$0
Hazardous Waste Technician	Regular Time	704	/hour	\$42.44 \$47.15	\$29,877.76 \$33,193.60
	Overtime	0	/hour	\$63.66 \$70.72	\$0
Per Diem ²	---	66 176	/staff person	\$159.95 \$177.69	\$14,075.60 \$31,273.44
				TOTAL	\$107,262.32 \$134,795.76

¹ Assumptions: 22 events/year, 4 staff persons/event (1 supervisor, 1 chemist, 2 hazardous waste technicians), 16 hours/event/staff person (8 hours/day), no overtime included for fee evaluation (overtime will be compensated for if incurred).

² Per diem applies only to Contractor personnel requiring overnight accommodations necessary for operation of the KHW facility. Per diem shall include lodging, food, and other sustenance and incidental charges and will only apply to **Thursday and Friday** overnight stays for Friday-Saturday KHW Facility operations.

2. FACILITY STAFFING AND OPERATION-TEMPORARY HHW EVENTS

Fee Category		Estimated Annual Quantity ¹	Unit	Unit Price	Extension (Estimated Annual Quantity X unit price)
Mobilization		3	Lump Sum	\$2,750.00 \$3,054.92	\$8,250.00 \$9,164.76
Site Supervisor	Regular Time	24	/hour	\$51.98 \$57.74	\$1,247.52 \$1,385.76
	Overtime	0	/hour	\$77.97 \$86.62	\$0
Chemist	Regular Time	48	/hour	\$49.75 \$55.27	\$2,388 \$2,652.96
	Overtime	0	/hour	\$74.63 \$82.91	\$0
Hazardous Waste Technician	Regular Time	96	/hour	\$42.44 \$47.15	\$4,074.24 \$4,526.40
	Overtime	0	/hour	\$63.66 \$70.72	\$0
				TOTAL	\$15,959.76 \$17,729.88

¹ Assumptions: 3 events/year, 7 staff persons/event (1 supervisor, 2 chemists, 4 hazardous waste technicians), 8 hours/event/staff person, no overtime included for fee evaluation (overtime will be compensated for if incurred).

3. HHW PACKAGING, TRANSPORTATION AND MANAGEMENT

Waste Type	Packing Method	Management Method	Container Size	Estimated Annual Quantity	Unit	Unit Price	Extension (Estimated Annual Quantity X Unit Price)
Paint Related Materials (Includes paints and stains not acceptable for Oregon Paint Recycling Program)	Loosepack	Fuel Blend/ Energy Recovery	CY box	35	/box	\$375.00 \$416.58	\$13,125.00 \$14,580.30
			55-gal drum	60	/drum	\$175.00 \$194.40	\$10,500.00 \$11,664.00
Flammable/Combustible Liquids (Fuels, lubricants, solvents, etc.)	Bulk	Fuel Blend/ Energy Recovery	275-gal IBC Tank	18	/tank	\$775.00 \$860.93	\$13,950.00 \$15,496.74
			55-gal drum	30	/drum	\$195.00 \$216.62	\$5,850.00 \$6,498.60
Combustible Liquids (Oils, fuels etc.)	Bulk	Fuel Blend/ Energy Recovery	55-gal drum	4	/drum	\$195.00 \$216.62	\$780.00 \$866.48
Antifreeze Solutions (Ethylene Glycol, etc.)	Bulk	Recycle	55-gal drum	4	/drum	\$299.00 \$332.15	\$1,196.00 \$1,328.60
Toxic Liquids, Organic, Flammable	Labpack	Destructive Incineration	55-gal drum	150	/drum	\$275.00 \$305.49	\$41,250.00 \$45,823.80
Toxic Solids, Organic	Loosepack	Destructive Incineration	CY box	20	/box	\$795.00 \$883.15	\$15,900.00 \$17,663.00
Aerosols, Flammable (paints, adhesives, etc.)	Loosepack	Destructive Incineration	CY box	25	/box	\$725.00 \$805.39	\$18,125.00 \$20,134.75
Compressed Gas, Flammable (propane)	Loosepack	Recycling/ Energy Recovery	5-gal tank packaged in CY box	35	/box	\$475.00 \$527.67	\$16,625.00 \$18,468.45
			16 oz. +/- cylinder packaged in 55-gal drum	12	/drum	\$475.00* \$527.67*	\$5,700.00 \$6,332.04 *For comparison we assumed 20 cylinders per DM55. Actual amount to be charged at \$25.18 per cylinder
Corrosive Liquids, Acidic, Inorganic	Labpack	Destructive Incineration	55-gal drum	15	/drum	\$275.00 \$305.49	\$4,125.00 \$4,582.35
Corrosive Liquids, Basic, Inorganic	Labpack	Destructive Incineration	55-gal drum	15	/drum	\$275.00 \$305.39	\$4,125.00 \$4,582.35
Oxidizing Solid	Loosepack	Destructive Incineration	30-gal drum	2	/drum	\$350.00 \$388.81	\$700.00 \$777.62
Oxidizing Liquid	Labpack	Destructive Incineration	30-gal drum	6	/drum	\$350.00 \$388.81	\$2,100.00 \$2,332.86

3. HHW PACKAGING, TRANSPORTATION AND MANAGEMENT (Cont'd)

Waste Type	Packing Method	Management Method	Container Size	Estimated Annual Quantity	Unit	Unit Price	Extension (Estimated Annual Quantity X Unit Price)
Organic Peroxide	Labpack	Destructive Incineration	5-gal pail	3	/pail	\$165.00 \$183.30	\$495.00 \$549.90
Hypochlorite Solutions	Labpack	Destructive Incineration		13		\$145.00 \$161.08	\$1,885.00 \$2,094.04
Mercury	Labpack	Recycle	5-gal pail	2	/pail	\$175.00 194.40	\$350.00 388.80
Fluorescent Tubes	Loosepack	Recycle	Box	75,000	/lin. ft.	\$0.18 \$0.20	\$13,500.00 \$15,000
Non-DOT Regulated HID/CFL Bulbs	Loosepack	Recycle	55-gal drum	15	/drum	\$475.00 \$527.67	\$7,125.00 \$7,915.05
Non-RCRA PCB Waste, Solid (Capacitors, Ballasts)	Loosepack	Recycle	55-gal drum	2	/drum	\$275.00 \$305.39	\$550.00 \$610.78
Batteries-Lithium	Labpack	Recycle	5-gal pail	40	/pail	\$250.00 \$277.72	\$10,000.00 \$11,108.80
Batteries-Nickel Cadmium	Labpack	Recycle	30-gal drum	6	/drum	\$395.00 \$438.80	\$2,370.00 \$2,632.80
Fusees	Loosepack	Destructive Incineration	5-gal pail	5	/pail	\$445.00 \$494.34	\$2,225.00 \$2,471.70
Fire Extinguishers	Loosepack	Recycle	55-gal drum	8	/drum	\$350.00 \$388.81	\$2,800.00 \$3,110.48
						TOTAL	\$195,351.00 \$217,014.29

2023 HOUSEHOLD HAZARDOUS WASTE SUPPLEMENTAL FEE SCHEDULE

Item	Item Description	UOM	Jan. 1 - July 31, 2023 Price (\$)	August 1, 2023 Price (\$)	Notes
AF01	Flammable/Combustible Liquids (Fuels, Lubricants, solvents, etc.)	DM55	206.7	\$216.62	
AF01	Flammable/Combustible Liquids (Fuels, Lubricants, solvents, etc.)	TZ75	821.5	\$860.93	
AF02	Flammable/Combustible Liquids (Fuels, Lubricants, solvents, etc.)	DM55		\$315.00	
AF02	Flammable/Combustible Liquids (Fuels, Lubricants, solvents, etc.)	TZ75		\$1,172.00	Depends on % of sludge received at the plant
AF03	Flammable/Combustible Liquids (Fuels, Lubricants, solvents, etc.)	DM55		\$381.00	
AF03	Flammable/Combustible Liquids (Fuels, Lubricants, solvents, etc.)	TZ75		\$1,562.00	
AF04	Flammable/Combustible Liquids (Fuels, Lubricants, solvents, etc.)	DM55		\$463.00	
AF04	Flammable/Combustible Liquids (Fuels, Lubricants, solvents, etc.)	TZ75		\$2,537.00	
AF06	Paint Related Materials (Includes paints and stains not acceptable for Oregon Pa)	BX	397.5	\$416.58	
AF06	Paint Related Materials (Includes paints and stains not acceptable for Oregon Pa)	DM55	185.5	\$194.40	
AF08	Aerosols, Flammable (paint, adhesives, etc)	BX	768.5	\$805.39	
AF08	Aerosols, Flammable (paint, adhesives, etc)	DM55		\$352.00	
INC02	Aerosols, pesticide, adhesive, corrosive	BX	2811.12	\$2,853.00	
INC02	Aerosols, pesticide, adhesive, corrosive	DM05	245.97	\$257.78	
INC02	Aerosols, pesticide, adhesive, corrosive	DM15	351.39	\$368.26	
INC02	Aerosols, pesticide, adhesive, corrosive	DM30	527.09	\$552.39	
INC02	Aerosols, pesticide, adhesive, corrosive	DM55	702.78	\$736.51	
INC03-2LE	Non Flammable Gas Cylinders (Helium, Nitrogen, Carbon Dioxide, Argon) lecture bottles (3" dia. X 12" length)	EA		\$497.00	
INC14-A	Corrosive Liquids, Acidic, Inorganic	DM55	291.5	\$305.49	
INC14-B	Corrosive Liquids, Basic, Inorganic	DM55	291.5	\$305.49	
INC14-E	Oxidizing Solutions	DM05	153.7	\$161.08	Changed named to Oxidizing from
INC14-E	Oxidizing Solutions	DM30	371	\$388.81	
INC14-E	Oxidizing Solutions	DM55		\$1,043.00	Hypochlorites
INC14-E	Oxidizing Solid	DM30	371	\$388.81	
INC14-F	Toxic Liquids, Organic, Flammable	DM55	291.5	\$305.49	
INC14-F	Toxic Solids, Organic	BX	842.7	\$883.15	
INC15-D1	Lab Pack, Incineration, Flammable Solids (DOT 4.1)	DM05	283.82	\$297.44	
INC15-D1	Lab Pack, Incineration, Flammable Solids (DOT 4.1)	MN15	567.63	\$594.88	
INC15-D1	Lab Pack, Incineration, Flammable Solids (DOT 4.1)	MN30	1248.79	\$1,308.73	
INC15-D1	Lab Pack, Incineration, Flammable Solids (DOT 4.1)	MN55	2838.15	\$2,974.38	
INC15-D1	Lab Pack, Incineration, Flammable Solids (DOT 4.1)	P	11.35	\$11.89	
INC15-D2	Fusees	DM05	471.7	\$494.34	
INC15-E2	Organic Peroxide	DM05	174.9	\$183.30	
INC15-W	Lab Pack, Incineration, Water Reactives (DOT 4.3)	MN05	283.82	\$297.44	
INC15-W	Lab Pack, Incineration, Water Reactives (DOT 4.3)	MN15	567.63	\$594.88	
INC15-W	Lab Pack, Incineration, Water Reactives (DOT 4.3)	MN30	1248.79	\$1,308.73	
INC15-W	Lab Pack, Incineration, Water Reactives (DOT 4.3)	MN55	2838.15	\$2,974.29	
INC15-W	Lab Pack, Incineration, Water Reactives (DOT 4.3)	P	11.35	\$11.89	
LBCHEMOT	Fixed Facility Chemist OT	H	79.11	\$82.91	
LBCHEMOT	Temp Event Chemist OT	R	79.11	\$82.91	
LBCHEMST	Fixed Facility Chemist ST	H	52.74	\$55.27	
LBCHEMST	Temp Event Chemist ST	R	52.74	\$55.27	
LBDEMST	Per Diem	E	169.55	\$177.69	

Item	Item Description	UOM	Jan. 1 - July 31, 2023 Price (\$)	August 1, 2023 Price (\$)	Notes
LBENV7ST	Fixed Facility Tech ST	H	44.99	\$47.15	
LBENV7ST	Temp Event Tech ST	R	44.99	\$47.15	
LBMOBDST	Fixed Facility Mob	E	1325	\$1,388.60	
LBMOBDST	Temp Event Mob	R	2915	\$3,054.92	
LBSUPVOT	Fixed Facility Site Supervisor OT	H	82.65	\$86.62	
LBSUPVOT	Temp Event Site Supervisor OT	R	82.65	\$86.62	
REC04-HI	Mercury, retort, inorganic mercury compounds/solutions	DM05	185.5	\$194.40	
REC05	Lead acid batteries	LB	1.17	\$1.17	
REC06	Fluorescent Tubes	F	0.19	\$0.20	
REC09	Batteries-Lithium	DM05	265	\$277.72	
REC11	Batteries-Nickel Cadmium	DM30	418.7	\$438.80	
REC13	Metallc mercury, pourable	DM05		\$525.00	
REC14	Mercury contained in manufactured articles, or dirt	DM05	592.00	\$592.00	
REC14	Mercury contained in manufactured articles, or dirt	DM15	1,285.00	\$1,285.00	
REC38	Freon refrigerant, for recycle	EA	95.00	\$95.00	
REC42	Non-DOT Regulated HID/CFL Bulbs	DM55	503.5	\$527.67	
REC60	Fire Extinguishers	DM55	371	\$388.81	
REC61	Compressed Gas, Flammable (propane)	BX	503.5	\$527.67	
REC61	Compressed Gas, Flammable (propane)	DM55	503.5	\$527.67	
REC61	Propane Cylinders, for recycle	E	25.18	\$26.39	
WAT16-B	Liquid hypochlorites / bleach	DM55		\$421.00	

