



**SAN BENITO COUNTY  
AGENDA ITEM  
TRANSMITTAL FORM**

Dom Zanger  
District No. 1

Kollin Kosmicki  
District No. 2

Mindy Sotelo  
District No. 3  
Chair

Angela Curro  
District No. 4  
Vice-Chair

Bea Gonzales  
District No. 5

**Item Number: 1.16**

**MEETING DATE:** 05/23/2023

**DEPARTMENT:** RESOURCE MANAGEMENT AGENCY

**AGENDA ITEM PREPARER:** Kathryn Ramirez

**DEPT HEAD/DIRECTOR:** Steve Loupe

**SUBJECT:**

**RESOURCE MANAGEMENT AGENCY – S. LOUPE, PUBLIC WORKS ADMINISTRATOR**

Approve fifth amendment contract with Lewis Engineering extending the contract to June 30, 2024 and add additional compensation in an amount not to exceed \$246,668.00 (from County Regional Agency Enterprise Funds and Landfill Enterprise Funds with some reimbursement by Waste Solutions Group), for a total contract amount not to exceed \$899,428.00.

SBC FILE NUMBER: 75.4

**AGENDA SECTION:**

CONSENT AGENDA

**BACKGROUND/SUMMARY:**

On May 8, 2018, the County entered into a contract with Lewis Engineering to provide consulting services on an as-needed basis to address miscellaneous engineering consulting issues for the John Smith Road Landfill, including assistance with items such as review of the annual airspace consumption reports, environmental monitoring reports, regulatory and permitting documents, and potential expansion plans, in an amount not to exceed \$17,020.00. The contract was amended in May 2019 with a June 30, 2020 extension and \$46,435.00.00.00 increase. A second amendment was approved on May 19, 2020 to add additional services and extend the contract to June 20, 2021 and increase the contract by \$102,000.00 for a total sum not to exceed \$165,455.00. Additional services were included such as technical support and assistance with landfill agreement management compliance, landfill expansion and CEQA review, and ongoing disposal capacity and reports and analysis of disposal capacity. A third amendment was approved on June 8, 2021 to add additional services and extend the contract to June

30, 2022, which added additional compensation, and a revised scope of services. The Contractor will provide the following services in FY23-24:

1. Technical assistance for compliance with the Landfill Operating Agreement and Amendment oversight
2. Technical assistance for landfill expansion project and CEQA review (**Costs to be reimbursed by Waste Solutions Group, Landfill Operator**)
3. Complete a landfill expansion economic analysis
4. Technical assistance for County diversion program analysis & Organics Waste Characterization Study (**Regional Agency Enterprise Funds**)
5. Landfill disposal compaction using aerial survey – Up to four surveys
6. Provide reports on landfill capacity – Up to four reports
7. Provide annual disposal capacity analysis of Waste Solutions Group’s annual Fiscal Planning Model
8. Miscellaneous engineering consulting regarding landfill operations to IWM and RMA staff

A fourth amendment was approved on June 14, 2022 to add additional services and extend the contract to June 30, 2023, and increase the contract by \$243,305.00 for a total contract amount not to exceed \$652,760.00.

### **Costs to County**

In amendment five, Task 4.1 Waste Characterization Study, is a new project which will be funded using the Regional Agency Enterprise Fund. Per the IWM Joint Power Authority Agreement and the Cost Sharing Agreement, the County is the Lead Agency and the County staffs/manages IWM programs to meet state mandates for Regional Agency members. Members include the County of San Benito, the City of Hollister, and the City of San Juan Bautista. Per the Cost Sharing Agreement, the County as Lead Agency is reimbursed for IWM Regional Agency staff and program costs at an amount based on population figures. Cost sharing is approximately 65% for the City of Hollister, 3.5% for San Juan Bautista, and 31.5% for the County. The total cost of Task 4 will be \$100,937.00 and the **County portion of this cost is \$31,500.00**. The Waste Characterization Study will occur over a 5-day sampling period, sampling all nine Recology routes where results of the study will assist the Regional Agency with assessing disposed organics at John Smith Road Landfill and overall organics diversion programming needs in San Benito County.

For Task 2, Landfill Expansion and CEQA Review, the total costs is \$45,587.00. Per the Second Amendment to the Landfill Operating Agreement, this cost is fully reimbursed to the County by Waste Solutions Group.

Work has been performed as needed and has been efficient and come in under budget each year with over \$100,000.00 not billed to the County.

### **RESOLUTION OR ORDINANCE NEEDED FOR THIS ITEM:**

No

### **CONTRACT NEEDED FOR THIS ITEM:**

Yes

### **CONTRACT AND RFP HISTORY:**

On May 8, 2018, the County entered into a contract with Lewis Engineering in an amount not to exceed \$17,020.00, the contract was amended in May 2019 with a June 30, 2020 extension and \$46,435.00

increase, A second amendment was approved on May 19, 2020 to add additional services and extend the contract to June 20, 2021 and increase the contract by \$102,000.00 for a total sum not to exceed \$165,455.00. A third amendment was approved on June 8, 2021 to add additional services and extend the contract to June 30, 2022, which added a revised scope of services and additional compensation in an amount not to exceed \$244,000.00 (from Landfill Enterprise Funds), for a total contract amount not to exceed \$409,455.00. A fourth amendment was approved on June 14, 2022 to add additional services and extend the contract to June 30, 2023, and increase the contract by \$243,305.00 for a total contract amount not to exceed \$652,760.00.

Work has been performed as needed and has been efficient and come in under budget each year with over \$100,000.00 not billed to the County. Additionally, to date over \$99,000 of the Lewis Engineering costs have been reimbursed by Waste Solutions Group for the Landfill Expansion Draft EIR work. Integrated Waste Management will pursue a competitive bidding process for this landfill related work at the end of the 5<sup>th</sup> amendment contract term and when the landfill expansion EIR project has ended.

**LAST CONTRACT AMOUNT OR N/A:**

\$652,760.00

**STATE IF THIS IS A NEW CONTRACT/ HOW MANY PAST AMENDED CONTRACTS/ OR N/A:**

Four Amendments

**STRATEGIC PLAN GOALS: 1. Operational Development & Excellence**

No

**STRATEGIC PLAN GOALS: 2. Planning And Sustainable Growth**

Yes

**STRATEGIC PLAN GOALS: 3. Technology**

No

**STRATEGIC PLAN GOALS: 4. Community Engagement**

No

**STRATEGIC PLAN GOALS: 5. Health & Safe Community**

No

**BUDGETED:**

Yes

**BUDGET ADJUSTMENT NEEDED:**

No

**SOURCE OF FUNDING:**

Non-general Fund

**UNFUNDED MANDATE:**

No

**SBC BUDGET LINE ITEM NUMBER:**

301.75.3800.1000.619.220/226.75.3800.1000.619.220

**CURRENT FY COST:**

No Current FY Cost

**STAFF RECOMMENDATION:**

Staff respectfully recommends that the Board: Approve the contract amendment with Lewis Engineering to continue providing general landfill technical support, landfill disposal capacity reporting, landfill expansion Environmental Impact Report technical assistance, and to provide new Regional Agency services under Task 4 by extending the contract until June 30, 2024, and adding additional compensation in the amount of \$246,668.00 from County Regional Agency Enterprise Funds (Not to exceed \$100,937 - County portion \$31,500 per Regional Agency IWM Cost Sharing Agreement) and Landfill Enterprise Fund with some reimbursement by Waste Solutions Group (approximately \$45,500).

**BOARD ACTION RESULTS:**

Approved Amended Contract per staff recommendation. (5/0 vote)

**ATTACHMENTS:**

[Lewis Engineering Amendment #5](#)

[Fully Executed Amendment #5 Lewis Engineering Contract](#)