

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

532



FROM: Waste Management Department

SUBMITTAL DATE:
October 15, 2007

SUBJECT: Consultant Services Agreement for Preparation of Supplemental Environmental Impact Report for the El Sobrante Landfill Solid Waste Facility Permit Revision Project.

RECOMMENDED MOTION: That the Board of Supervisors:

1. **Approve** Consultant Services Agreement for Preparation of Supplemental Environmental Impact Report for the El Sobrante Landfill Solid Waste Facility Permit Revision Project between County of Riverside and T&B Planning; and,
2. **Authorize** Chairman of the Board to Execute Agreement on behalf of Waste Management Department.

(Continued)

Hans W. Kernkamp, General Manager-Chief Engineer

FINANCIAL DATA	Current F.Y. Total Cost:	\$150,000	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ N/A	Budget Adjustment:	No
	Annual Net County Cost:	\$ N/A	For Fiscal Year:	07/08
SOURCE OF FUNDS: Enterprise Fund Revenues				Positions To Be Deleted Per A-30 <input type="checkbox"/>
				Requires 4/5 Vote <input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY:
Alex Gann

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL
BY:
NEAL R. KIPNIS
DATE: 10/16/07

Departmental Concurrence

Dept's Recomm.: Consent Policy X

Per Exec. Ofc.: Consent X

Prev. Agn. Ref.: 12.1 (3/13/07) | District: 1 | Agenda Number:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

12.2

BACKGROUND:

On March 13, 2007, the Board of Supervisors approved the Second Amendment to the Second El Sobrante Landfill Agreement (attached), which allows for USA Waste of California, a subsidiary of Waste Management Inc. (WMI) and the owner/operator of the El Sobrante Landfill, to seek approvals, including the County's approval, and/or permits as may be necessary to implement the following revisions to landfill operations:

- **Extend the hours at the gate for waste delivery.** Currently, the facility is permitted to accept waste for disposal 20 hours a day (4:00 AM to 12:00 Midnight). The project proposes to increase this by four (4) hours, thus allowing for acceptance of material for a continuous 24-hour period. The permitted days of operations will remain Sunday through Saturday, 7 days a week, except for County landfill holidays.
- **Change the maximum disposal tonnage limits from a daily limit to a weekly limit.** Currently, the facility is permitted to accept 10,000 tons per day (tpd) of waste 7 days a week. Instead of using daily tonnage limits (10,000 tpd), the project proposes to incorporate a weekly maximum tonnage limit of 70,000 tons per week.
- **Update the overall site disposal capacity to reflect 196.11 million cubic yards, as specified in the Second Agreement and in the certified EIR.** Currently, the SWFP reflects 184.93 million cubic yards, which needs to be revised to correspond with the EIR certified by the Board in 1998 and the Second Agreement.

The Waste Management Department, on behalf of the County, as California Environmental Quality Act (CEQA) lead agency, completed an Initial Study of Environmental Impacts (IS) for the proposed project and concluded that, while there may be significant environmental impacts associated with the project, these significant effects would not be substantially more severe than shown in the previously certified Environmental Impact Report (EIR) for the landfill expansion project and that only minor additions or changes are necessary to make the previous EIR adequate. Therefore, a Supplement to the previous EIR, or Supplemental EIR (SEIR), will be prepared for the proposed project.

A Request for Proposal (RFP), dated August 8, 2007, was transmitted to eleven (11) consulting firms from the Riverside County Planning Department's list of consultants, who were qualified in the preparation of EIRs and had a strong background in CEQA. Three (3) proposals were received by the Waste Management Department. The proposals, which varied from \$135,971 to \$217,565, were from Terry Hayes Associates for \$135,971, Tetra Tech EC Inc. for \$188,602, and T & B Planning for \$217,565.

The consultant proposals were reviewed by the Department's Planning staff, who determined that all three (3) firms were qualified and that each had adequately responded to the RFP in terms of the scope of work and project schedule. After conducting oral interviews, the Waste Management Department selected T & B Planning, with the concurrence of WMI (attached), who is responsible for all expenses incurred by the County acting as CEQA lead agency, pursuant to the Second Amendment. While their proposal cost was the highest, T & B Planning, together with their technical consultant, Urban Crossroads, scored the highest in every other evaluated category, which included CEQA knowledge, technical qualifications, experience, understanding of Project, familiarity of Project area, references, and public speaking capabilities. Therefore, T & B Planning was selected to prepare the SEIR for the El Sobrante Landfill Solid Waste Facility Permit Revision Project.

Form 11: Consultant Services Agreement for Preparation of Supplemental Environmental Impact Report for the El Sobrante Landfill Solid Waste Facility Permit Revision Project.

Submittal Date: October 15, 2007

BOS Meeting Date: October 23, 2007

Page 3

Pursuant to the Second Amendment, WMI made an initial deposit of \$25,000 to cover staff costs in preparing the IS and consultant selection, of which \$4,357 has been expended, as of 10/10/07. Based on the project schedule, it is estimated that approximately \$150,000 of the \$217,565 will be spent by T & B Planning in Fiscal Year (FY) 2007/08, with the remainder spent in FY 2008/09. Pursuant to the attached Consultant Services Agreement, the consultant will bill on a monthly basis for services rendered. These costs will be paid by the Waste Management Department, who will in turn immediately bill WMI, so as to maintain a deposit of \$25,000.

MINUTES OF THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



12.1

On motion of Supervisor Buster, seconded by Supervisor Ashley and duly carried by unanimous vote, IT WAS ORDERED that the Second Amendment to the Second El Sobrante Landfill Agreement with Waste Management, Inc. is approved as recommended and that the Chairman is authorized to execute on behalf of the Board, and

IT WAS FURTHER ORDERED that staff and the Executive Office are directed to come back with recommendations on how to better utilize the \$1.50 that goes to the general fund and the 20 cents that goes to University of California at Riverside, and have a percentage of that to insure it goes into First and Second Districts to help pay for Code Enforcement and other mitigation on impact to Temescal Valley.

I hereby certify that the foregoing is a full true, and correct copy of an order made and entered on March 13, 2007 of Supervisors Minutes.

WITNESS my hand and the seal of the Board of Supervisors

Dated: March 13, 2007
Nancy Romero, Clerk of the Board of Supervisors, in
and for the County of Riverside, State of California.

By *Diana Johnson* Deputy

AGENDA NO.
12.1

xc: Waste Res. Mgmt., E.O., COB

SEARCHED #53096
By MFA
Date 4/2/07

#6