

RESOLUTION 2014-03

A RESOLUTION of the Commissioners of Chelan County Port District of Chelan County, Washington authorization the Port Manager to enter into a sole source contract with Waste Management of Washington for the disposal of Petroleum and Mercury Contaminated Soils, Wood Waste Soils and general Industrial Solid Waste for the Cashmere Mill Site Phase 2 Site Remediation Project and waiving the competitive bidding requirement due to sole source disposal requirements for these materials.

WHEREAS, the Port of Chelan County has entered into an agreement with the Department of Ecology for the site remediation of the Cashmere Mill Site; and

WHEREAS, the Department of Ecology and its consultants have performed investigations to determine the characterization and extent of contamination at the Cashmere Mill Site; and

WHEREAS, the Department of Ecology and its Consultants have prepared a Site Characterization Plan and Site Cleanup Action Work Plan for removal of the contaminated soils and wood waste materials from the site; and

WHEREAS, it has been determined by the Department of Ecology and its Consultants that all contaminated soil, wood waste, wood waste soil and industrial waste are required to be disposed of at a regulated solid waste landfill which is permitted to accept such soils and materials; and

WHEREAS, the Department of Ecology and its Consultants have determined that there are approximately 500 tons of mercury contaminated soils and 13,500 tons of petroleum contaminated soils that will be removed as part of the site remediation project; and

WHEREAS, there are approximately 175,000 tons of wood waste soils, large woody waste and other mixed waste that will be removed as part of the site remediation project; and

WHEREAS, the Port will separately contract by competitive bid the excavation, segregation and hauling of the waste materials to a permitted solid waste landfill for disposal; and

WHEREAS, there are three permitted facilities within the North Central Washington regional area located in East Wenatchee, Okanogan, and Roosevelt Washington, that are permitted to accept these types of waste products and can accommodate the estimated volume of waste materials resulting from the site remediation project; and

WHEREAS, the Greater East Wenatchee Regional Landfill and Recycling Center owned and operated by Waste Management of Washington is the closest approved disposal site to the project at approximately 21.5 miles from the Cashmere Mill Site; and

WHEREAS, it has been determined by the Port's Engineer for the project that the East Wenatchee Site is the closest economically feasible site for disposal of the waste materials; and

WHEREAS, RCW 39.04.280 provides that a local agency, by Resolution, may waive the competitive bidding requirements when the purchase is clearly and legitimately limited to a single source of supply, or when the purchase involves special facilities or market conditions; and

WHEREAS, the Port Commission finds that there is only one disposal facility in close proximity of the Cashmere Mill site that can accept the waste materials from the Cashmere Mill Site Remediation Project and that the East Wenatchee site is a special market condition because of its close proximity to the Project, resulting in lower trucking costs for disposal and because the Port will receive the lowest price that is offered by Waste Management for disposal of the various solid waste materials; and

WHEREAS, the Port Commission finds it is appropriate to waive the competitive bidding requirements for disposal of the waste materials from the Cashmere Mill Site Project for the above reasons; and

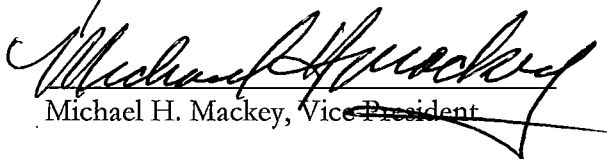
NOW, THEREFORE, the Board of Commissioners hereby resolve:

1. In light of special market conditions and Waste Management being a sole source, the competitive bidding requirements for the disposal of waste materials from the Cashmere Mill Site Phase 2 Site Remediation Project are waived, and
2. The Port Executive Director is hereby authorized to negotiate and enter into a contract with Waste Management of Washington for the disposal of waste materials from the Cashmere Mill Site project based on the actual weight of materials disposed of at the landfill based on the per ton price for the specified materials as shown in Exhibit A.

PASSED and APPROVED this 20th day of February, 2014.



J.C. Baldwin, President



Michael H. Mackey, Vice President

Commissioner position vacant_____