



**Metro**

Metropolitan Transportation Authority

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**OPERATIONS COMMITTEE  
NOVEMBER 15, 2007**

**SUBJECT: CONTRACT NO. OP33412060, LIQUID WASTE DISPOSAL SERVICES  
UNITED PUMPING SERVICE, INC.**

**ACTION: APPROVE CONTRACT AWARD**

**RECOMMENDATION**

Authorize the Chief Executive Officer to award a five-year firm fixed unit-rate contract, Contract No. OP33412060, to United Pumping Service, Inc. for liquid waste disposal services in an amount not to exceed \$3,708,235 inclusive of two one-year options, effective January 1, 2008.

**RATIONALE**

The service requested is for the evacuation, transportation and disposal of hazardous and non-hazardous waste liquids generated at Metro bus, rail and support service facilities. These facilities generate approximately 1.2 million gallons of liquid waste each year during the servicing of clarifiers, sump pits, trenches, hoist pits, oil/water separators, waste fuel tanks, storage tanks, stormceptors and caustic tanks. These wastewater processing systems are associated with steam cleaning bus and rail car components, fueling buses, chassis jet cleaning of buses, washing buses and rail cars, caustic cleaning of engine parts, interior cleaning of buses and rail cars, maintenance shop sumps, stormceptors and storage tanks. The liquid wastes from these systems are categorized as 62% hazardous and 38% non-hazardous.

As a generator of hazardous and non-hazardous waste liquids, Metro is required to comply with federal, state and local environmental laws and regulations. This includes having the waste legally removed and transported by a licensed transporter to a permitted Treatment, Storage and Disposal Facility for proper treatment and disposal. Hazardous waste liquids removed from Metro facilities will be documented on a Uniform Hazardous Waste Manifest. Non-hazardous waste liquids will be documented on bills-of-lading. The regular servicing of this wastewater processing equipment shall ensure their efficient and effective operation.

Compliance with environmental laws and regulations will greatly reduce Metro's liability and minimize the possibility of regulatory fines/notice to comply orders and negative publicity. Furthermore, Metro will preserve and protect the safety of the public, staff and the environment.

## **FINANCIAL IMPACT**

The funding of \$585,000 for liquid waste disposal services is included in the FY08 budget in cost center 3341, Facilities Services under project number 100030, Overhead-Operations. Since this is a multi-year contract, the cost center manager and Executive Officer will be accountable for budgeting the cost in future years, including any option exercised. In FY07, \$505,000 was expended on liquid waste disposal services.

## **ALTERNATIVES CONSIDERED**

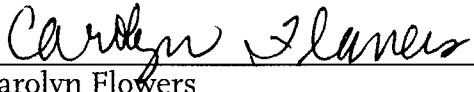
The alternative is to procure removal, transportation and disposal of hazardous and non-hazardous waste liquid services on an as-needed basis without fixed unit-rate pricing. This option is not recommended since it does not control cost or guarantee timely service.

This service cannot be performed in-house since it requires that a licensed and permitted transporter perform the removal and transportation of hazardous and non-hazardous waste liquid from Metro facilities. The treatment and disposal of the liquid waste materials can only be performed by a permitted Treatment, Storage and Disposal (TSD) Facility. Metro does not have the required vehicles, facility, equipment, licenses, permits or trained personnel to transport or dispose of hazardous and non-hazardous waste liquids.

## **ATTACHMENT(S)**

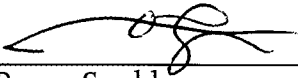
- A. Procurement Summary
- A-1 Procurement History
- A-2 List of Subcontractors

Prepared by: Brady Branstetter, Director of Facilities Maintenance  
James Jimenez, Principal Environmental Specialist  
Tom Butler, Sr. Contract Administrator



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Carolyn Flowers  
Chief Operations Officer



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Roger Snoble  
Chief Executive Officer

**BOARD REPORT ATTACHMENT A  
PROCUREMENT SUMMARY**

**LIQUID WASTE DISPOSAL SERVICES**

1.	Contract Number: OP33412060		
2.	Recommended Vendor: United Pumping Service Inc.		
3.	Cost/Price Analysis Information:		
	A. Bid Price: \$3,708,235	Recommended Price: \$3,708,235	
	B. Details of Significant Variances are in Attachment A-1.D		
4.	Contract Type: Firm Fixed Unit Rate		
5.	Procurement Dates:		
	A. Invitation for Bid Issued: 8/31/07		
	B. Advertised: 8/31/07		
	C. Pre-Bid Conference: 9/11/07		
	D. Bids Due: 10/2/07		
	E. Pre-Qualification Completed: 10/9/07		
	F. Conflict of Interest Form Submitted to Ethics: 10/12/07		
6.	Small Business Participation:		
	A. Bid Goal: Voluntary Anticipated Level of Participation: 15% MBE and 10% WBE	Date Small Business Evaluation Completed: 10/7/07	
	B. Small Business Commitment: 100% Details are in Attachment A-2		
7.	Invitation for Bid (IFB)Data:		
	Notifications Sent: 12	IFBs picked up 9	Bids Received: 6
8.	Evaluation Information:		
	<b><u>Bidders Names:</u></b>  United Pumping Asbury Environmental Pacific Oil Island Environmental Ancon Marine Clean Harbors Environmental	<b><u>Bid Amount:</u></b>  \$3,708,235 \$4,174,237 \$4,266,750 \$4,321,820 \$5,837,750 \$7,467,850	<b><u>Best and Final Offer Amount:</u></b>  Not applicable
	B. Evaluation Methodology: Details are in Attachment A-1.C		
9.	Protest Information:		
	A. Protest Period End Date: 11/19/07		
	B. Protest Receipt Date: TBD		
	C. Disposition of Protest Date: TBD		
10.	Contract Administrator: Tom Butler	Telephone Number: 213-922-7312	
11.	Project Manager: James Jimenez	Telephone Number: 213-922-5870	

**BOARD REPORT ATTACHMENT A-1  
PROCUREMENT HISTORY**

**LIQUID WASTE DISPOSAL SERVICES**

**A. Background on Contractor**

United Pumping Services Inc. is a small company located in City of Industry, California, has been in business since 1970, and is certified by Metro as a Minority-Owned Business Enterprise (MBE). United is a full service hazardous waste management company, employs about 100 people, and performs a wide array of projects such as 24 hour emergency response services, sampling and identification, decontamination of tanks, equipment and structures, contaminated soil excavation and removal, and waste transportation. They have not had previous contracts with Metro. They have provided similar waste collection/removal services for the City of Los Angeles, City of San Diego, and San Diego Transit Corp. Reference checks with those organizations and others indicate they are a reliable, capable firm that provides satisfactory service.

**B. Procurement Background**

This procurement was handled as a competitive sealed bid under Invitation for Bid (IFB) No. OP33412060 which requires the contract be awarded to the lowest priced, responsive, responsible bidder. The base contract period is three years plus two one-year options for a total contract period of five years. A total of 12 companies were solicited and nine additional companies downloaded the IFB from the Metro web site; six bids were received.

The Diversity & Economic Opportunity Department (DEOD) recommended Voluntary Anticipated Levels of Participation (VALP) of 15% for Minority Business Enterprise (MBE) and 10% for Women Business Enterprise (WBE) based on the subcontracting opportunities and the availability of M/WBE firms to provide some of these type services.

**C. Evaluation of Bids**

This procurement is in compliance with Procurement Policies and Procedures and was solicited on a competitive sealed bid basis. United Pumping was determined to be the lowest, responsive, and responsible bidder and is technically qualified to perform the required services. They also have all the licenses and permits required by federal, state, and local laws and regulations

Three of the other five bidders were also determined to be responsive, responsible, and technically qualified bidders; two had submitted incomplete bids.

**D. Cost/Price Analysis Explanation of Variances**

The recommended price has been determined to be fair and reasonable because the bid was submitted in a competitive environment which ensures competitive pricing. Of the six bids received, three were within a very competitive range of 12 to 16 % of the low bid submitted by United Pumping.

**BOARD REPORT ATTACHMENT A-2  
LIST OF SUBCONTRACTORS**

**LIQUID WASTE DISPOSAL SERVICES**

**PRIME CONTRACTOR**

United Pumping Services Inc.

Small Business Commitment  
100%

Other Subcontractors  
0%

Total Commitment            100%