



**NAPA-VALLEJO WASTE  
MANAGEMENT AUTHORITY**

Agenda Date: 11/1/2018

Agenda Placement: 7A

## Napa-Vallejo Waste Management Authority Board Agenda Letter

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**TO:** Board of Directors

**FROM:** Richard Luthy - Executive Director  
Napa-Vallejo Waste Management Authority

**REPORT BY:** John Kara, Jr, Environmental Health Manager - 259-8208

**SUBJECT:** 1ST AMENDMENT TO AGREEMENT 2015-05 WITH CLEAN HARBORS

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### **RECOMMENDATION**

#### **FIRST AMENDMENT TO AGREEMENT 2015-05**

REQUESTED ACTION: Approval and authorization for the Chair to sign Amendment 1 to Agreement 2015-05 with Clean Harbors Environmental Services Inc., amending "Exhibit B Cost Proposal", to include costs to comply with the California Road Repair and Accountability Act of 2017, and The Hazardous Waste Electronic Manifest Establishment Act; the Amendment to be retroactively effective to July 1, 2018.

### **EXECUTIVE SUMMARY**

The California Road Repair and Accountability Act of 2017 and The Hazardous Waste Electronic Manifest Establishment Act (the Acts), both effective July 1, 2018, respectively increased transportation related taxes and fees including the gas excise tax, diesel excise tax, and diesel sales tax, and imposed a fee on transporters and processors of hazardous waste to pay for costs to operate and maintain the US EPA electronic manifest tracking system. Approval to amend the Agreement will allow payment to the CONTRACTOR for costs incurred to comply with the Acts.

### **FISCAL IMPACT**

Is there a Fiscal Impact?                      No

### **ENVIRONMENTAL IMPACT**

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ENVIRONMENTAL DETERMINATION: The proposed action is not a project as defined by 14 California Code of Regulations 15378 (State CEQA Guidelines) and therefore CEQA is not applicable.

**BACKGROUND AND DISCUSSION**

The California Road Repair and Accountability Act of 2017 and The Hazardous Waste Electronic Manifest Establishment Act (the Acts), both effective July 1, 2018, respectively increased transportation related taxes and fees including the gas excise tax, diesel excise tax, and diesel sales tax, and imposed a fee on transporters and processors of hazardous waste to pay for costs to operate and maintain the US EPA electronic manifest tracking system. Approval to amend the Agreement will allow payment to the CONTRACTOR for costs incurred to comply with the Acts. The new fees are expected to increase the operating costs of the HHW Facility by approximately \$500 per month.

**SUPPORTING DOCUMENTS**

None

Executive Director: Approve

Reviewed By: Martha Burdick