



Memorandum

TO: Satpal Sidhu, County Executive

FROM: Champ Thomaskutty, Director

RE: Clean Earth Environmental Solutions, Inc. (Clean Earth) – Disposal of Toxics Facility, Disposal and Transport Services Contract Amendment #1

DATE: MAY 28, 2026

Attached is a contract amendment between Whatcom County and Clean Earth for your review and signature. An initial one-year contract for these services was executed to facilitate continuity of operations during the transition of the County’s oversight of the Disposal of Toxics Facility. This amendment authorizes a three-year extension in order to ensure the uninterrupted period of services through the conclusion of the contract’s permissible extension period. Total and unit pricing in this amendment will represent a 5% increase from those in the initial contract period, reflecting increases in the costs of transportation, storage, and disposal of hazardous waste. This amendment also authorizes the parties to conduct an annual review of costs to evaluate whether adjustments to the pricing are appropriate to account for additional increases in costs.

▪ **Background and Purpose**

This contract provides funding for transportation and disposal of moderate risk waste from Whatcom County’s Disposal of Toxics Facility. Whatcom County owns and operates the Facility located at 3505 Airport Drive in Bellingham, which receives household hazardous waste and conditionally exempt small quantity generator hazardous wastes.

▪ **Funding Amount and Source**

Funding for this contract, in an amount not to exceed \$367,500 annually (July through June), is provided by the Department of Ecology’s Local Solid Waste Financial Assistance Agreement (\$342,500 annually) and the Solid Waste Fund (\$25,000). Council is concurrently considering a supplemental budget request to augment spending authority for this expenditure. Council authorization is required as the funding proposed by this amendment exceeds 10% of the amount previously authorized by Council.

▪ **Differences from Previous Contracts**

Section	Differences
General Terms – Section 10.2, Extension	Modifies the language in this Section to authorize a 3-year extension.
General Terms – Section 40.1, Modifications	Updates Exhibit A to authorize annual evaluations of costs. Updates Exhibit B to reflect annual not-to-exceed totals. Updates Exhibit C to increase unit pricing by 5%.
Exhibit A – Scope of Work	
Exhibit B – Compensation	
Exhibit C – Pricing Per Unit	

Please contact Jennifer Hayden, Environmental Health Supervisor at 360-778-6036 or JHayden@co.whatcom.wa.us if you have any questions.