



**OFFICE OF ECONOMIC AND SMALL BUSINESS DEVELOPMENT**  
**Governmental Center Annex**

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**MEMORANDUM**

**DATE:** February 21, 2020

**TO:** Mickey Serra, Program Project Coordinator Sr.  
Solid Waste and Recycling Services

**THRU:** Sandy-Michael McDonald, Director *SML*  
Office of Economic and Small Business Development

**FROM:** Maribel Feliciano, Assistant Director *MF*  
Office of Economic and Small Business Development

**SUBJECT:** No CBE Goal for Household Hazardous Waste (HHW) Collection and Disposal Services

***This memorandum supersedes the April 10, 2018 memorandum.***

The Solid Waste and Recycling Services Division is seeking a vendor to provide management of hazardous waste for the County's Household Hazardous Waste (HHW) Collection Program. The services involved in this contract are not for regular garbage/refuse collection. The contract involves highly specialized, safety-oriented work whereby the contractor's trained staff will collect, identify, categorize, package, transport and dispose of hazardous waste. All individuals employed by the contractor must comply with the regulations of EPA, OSHA and DOT and are required to demonstrate competency and fitness by maintaining annual certifications, levels of training, and participate in a medical monitoring program. The Project Manager indicated that this project does not present an opportunity for subcontracting.

Additionally, a review of the Small Business Certified Firm Directory revealed that there are no certified County Business Enterprise (CBE) that can provide these services. Therefore, consistent with the Broward County Business Opportunity Act of 2012, as amended, Sec. 1-81.3 (a) (1), no CBE goal is applicable to this project.

However, in accordance with Sec. 1-81.10 (a) (1) of the Broward County Business Opportunity Act, as amended, if a responsive, responsible bid is received from a certified CBE or SBE firm that is within ten percent (10%) of the lowest bid received from a non-CBE or non-SBE firm, the CBE or SBE shall be offered the opportunity to match the lowest responsive, responsible bid. The CBE or SBE firm shall be deemed the lowest responsive, responsible bidder. In addition, Section 1-81.10 (a) (2) states, in part, that if the Evaluation Committee determines that a non-CBE proposer, who responds to a Request for Proposal (RFP), is the highest-ranked proposer, and a responsive, responsible CBE receives a score within five percent (5%) of the non-CBE's score, the highest-ranked CBE proposer shall be

considered the highest-ranked proposer and shall have the opportunity to proceed to negotiations with the County for award of the contract.

**This contract is not subject to the Broward County Workforce Investment Program.**

Eligibility for the CBE program is based on economic/size standards; the program does not utilize race or gender criteria for either certification or goal methodology purposes. The review for County Business Enterprise participation is based on our examination of the scope of work and cost estimate as submitted to the Office of Economic and Small Business Development by the using agency. If you have any concerns regarding available subcontracting opportunities, please contact our office at (954) 357-6400.

cc: James Vose, Jr., Small Business Development Specialist, OESBD