

**REVISED SUMMARY**

**Table 1  
5-County Region Solicitation of Interest Process - Review of Submittal Forms  
Response to SOI for Waste Disposal Capacity and Integrated Waste and Recycling Services Support  
Completeness Review**

Respondent	IWS - Western Berks Community Landfill and Recycling Center <sup>1</sup>	IWS - Mostoller Landfill <sup>8</sup>	IWS - Cumberland County Landfill <sup>8</sup>	IWS - Sandy Run Landfill	Keystone Sanitary Landfill (DeNaples)	Commonwealth Environmental Systems Landfill (DeNaples)	Lycoming County Resource Management Services Landfill	Clinton County Solid Waste Authority Landfill	WM - Alliance Landfill	WM - Grand Central Sanitary (GCS) Landfill	WM - Mountain View Reclamation Landfill	WM - Shade Landfill	Tunnel Hill Reclamation Landfill	WM - Coal Township Transfer Facility	Millville Solid Waste Transfer Station (Heaps)	P.A. Waste Transfer, LLC (also located in Coal Twp.)	Lycoming County Williamsport Transfer Station		
<b>Proposal Submission</b>																			
1. Cover Letter					X	X	X	X	X	X	X	X	X	X	X	X	X	X	
2. Before Submission Deadline	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
3. Included Proper Forms	X	X	X	X	X	X	X	X	X	X	X	X	X	X (N/A)	N/A	N/A	N/A	N/A	
4. Completed in Ink or Typewritten	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
5. Disclaimer Statement	X	X	X	X	X	X	X	X	X	X	X	X	X	X (N/A)	N/A	N/A	N/A	N/A	
6. Correct Number of Copies	X	X	X	X	X	X	X	X	X	X	X	X	only 1 copy	X	X	X	X	X	
<b>Proposal Content</b>																			
1. Correct Term of Contract	X	X	X	X	X	X	X	X	X <sup>24</sup>	X <sup>24</sup>	X <sup>24</sup>	X <sup>24</sup>	X <sup>27</sup>	X <sup>24</sup> (N/A)	N/A	N/A	N/A	N/A	
2. Type and Estimated Quantities of Waste to Be Accepted	X	X	X	X <sup>13</sup>	X <sup>13</sup>	X <sup>13</sup>	X	X	X	X	X	X	X <sup>28</sup>	X (N/A)	N/A	N/A	N/A	N/A	
3. Proposed Rate Schedule	X	X	X	X	X	X	X	X	X	X	X	X	X	X (N/A)	N/A	N/A	N/A	N/A	
4. Company Experience and Operating History	X	X	X	X	X	X	X	X	X	X	X	X	X	X (N/A)	N/A	N/A	N/A	N/A	
Lawsuit/regulatory actions/fines	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	
Company Obligations	X <sup>10</sup>	X <sup>11</sup>	X <sup>12</sup>	X <sup>14</sup>	X <sup>15</sup>	X <sup>15</sup>	X <sup>19</sup>	none	none	none	none	none	N/A	N/A	N/A	N/A	N/A	N/A	
Contingency Plans	X	X <sup>5,6</sup>	X <sup>9</sup>	X	X <sup>17</sup>	X	X	X <sup>22</sup>	X <sup>37</sup>	X <sup>37</sup>	X <sup>37</sup>	X <sup>37</sup>	X <sup>29</sup>	N/A	N/A	N/A	N/A	N/A	
Deviations from RFP Scope or Specifications	X <sup>2</sup>	X <sup>2</sup>	X <sup>2</sup>	X <sup>2</sup>	none	none	X <sup>20</sup>	none	X <sup>25</sup>	X <sup>25</sup>	X <sup>25</sup>	X <sup>25</sup>	no response	X <sup>25</sup>	None	None	None	None	
5. Agreement to Terms and Conditions of RFP, Sealed	X	X	X	X	X	X	X	X	X	X	X	X	X	X (N/A)	N/A	N/A	N/A	N/A	
6. Willingness To Accept Waste, 1st 5 Yrs/ 2nd 5 Yrs	yes/yes	yes/yes	yes/yes	yes/yes	yes/yes	yes/yes	yes/yes	yes/yes	yes/no	yes/no	yes/no	yes/no	yes/no						
7. Min. Tons/yr Guaranteed MSW/ Yr (conventional MSW + C&D)	104,000	156,000	219,700	104,000	17,000 (x <sup>38</sup> )	17,000 (x <sup>38</sup> )	ALL	73,000 (all types)	12,500 (x <sup>36</sup> )	12,500 (x <sup>36</sup> )	12,500 (x <sup>36</sup> )	12,500 (x <sup>36</sup> )	All						
8. Tons of Donated LF Capacity/yr	100 t/y	100	100	100	100	100	100	100	100 t/y combined (4 WM sites)				100						
9. Estimated total available disposal capacity between 1/1/2013 and final closure	3,000,000 CY/17 years	8,000,000 CY/9.6 years	12,100,000 CY/11.4 years	4,700,000 CY/15 years	21,000,000 tons/17 years	13,000,000 tons/13 years	7,000,000 CY/20 years	14,300,000 tons/24 years	19,200,000 tons/15 years	9,920,000 CY	13,000,000 CY/22 years	55,462,500 tons/75 years	38,000,000 CY/12 years						
10. Integrated Waste Services - Does respondent agree to indicate whether, and include ideas how it might support an enhanced and sustainable integrated waste and recyclables management program for the 5-County Region.	Yes <sup>34</sup>	Yes <sup>34</sup>	Yes <sup>34</sup>	Yes <sup>34</sup>	Yes <sup>33</sup>	Yes <sup>33</sup>	Yes <sup>32</sup>	Yes <sup>31</sup>	Yes <sup>35</sup>	Yes <sup>35</sup>	Yes <sup>35</sup>	Yes <sup>35</sup>	Responded <sup>30</sup>	Yes <sup>35</sup>	N/A	N/A	N/A	N/A	N/A
11. Integrated Waste Services - Does the respondent affirm its willingness to enter good faith negotiations with the Regional Steering Committee to work to identify ways in which respondent may potentially support an enhanced and sustainable integrated waste and recyclables management program for the 5-County Region	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes <sup>37</sup>	Yes <sup>37</sup>	Yes <sup>37</sup>	Yes <sup>37</sup>	Yes	N/A	N/A	N/A	N/A	N/A	N/A
12. Notarized Non-Collusion Affidavit	X <sup>4</sup>	X <sup>4</sup>	X <sup>4</sup>	X <sup>4</sup>	X	X	X	X	X	X	X	X	X	X (N/A)	N/A	N/A	N/A	N/A	N/A

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Respondent	IWS - Western Berks Community Landfill and Recycling Center <sup>1</sup>	IWS - Mostoller Landfill <sup>8</sup>	IWS - Cumberland County Landfill <sup>8</sup>	IWS - Sandy Run Landfill	Keystone Sanitary Landfill (DeNaples)	Commonwealth Environmental Systems Landfill (DeNaples)	Lycoming County Resource Management Services Landfill	Clinton County Solid Waste Authority Landfill	WM - Alliance Landfill	WM - Grand Central Sanitary (GCS) Landfill	WM - Mountain View Reclamation Landfill	WM - Shade Landfill	Tunnel Hill Reclamation Landfill	WM - Coal Township Transfer Facility	Millville Solid Waste Transfer Station (Heaps)	P.A. Waste Transfer, LLC (also located in Coal Twp.)	Lycoming County Williamsport Transfer Station
13. Landfill Questionnaire	X	X	X	X	X	X	X	X	X	X	X	X	X	N/A	N/A	N/A	N/A
Background Information	X	X	X	X	X	X	X	X	X	X	X	X	X	N/A	N/A	N/A	N/A
Permit Information	X	X	X	X	X	X	X	X	X	X	X	X	X	N/A	N/A	N/A	N/A
Description of Facility	X	X <sup>7</sup>	X <sup>7</sup>	X	X <sup>16</sup>	X <sup>16</sup>	X	X	X <sup>16</sup>	X <sup>16</sup>	X <sup>16</sup>	X <sup>16</sup>	X	N/A	N/A	N/A	N/A
Expansion Plans	N/A	N/A	N/A	N/A	no response	X <sup>18</sup>	X <sup>21</sup>	X <sup>23</sup>	X <sup>26</sup>	N/A	N/A	N/A	X <sup>3</sup>	N/A	N/A	N/A	N/A
14. Resource Recovery/Other Processing Facility Questionnaire	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	X	N/A	N/A	N/A
Background Information	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	X	N/A	N/A	N/A
Permit Information	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	X	N/A	N/A	N/A
Description of Facility	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	X	N/A	N/A	N/A
Expansion Plans	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
15. Transfer Station Submission	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	X	X	X	X
Deliver waste from the Region only to Designated Facilities listed in the 5-County Regional Plan	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	X (maybe, subject to further negotiation)	X (signed draft agreement)	X (signed draft agreement)	X (agree via letter)
Agreeing to accurately track and report the quantities and types of municipal waste accepted and transferred from the 5-County Region, by county of origin from which the transfer station receives the waste.	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	X (stated in 12-16-2011 clarification that they do this now, and will continue)	X (signed draft agreement)	X (signed draft agreement)	X (agree via letter)
Agreeing to submit a copy of your current transfer station operating permit	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	X (submitted permit)	X (submitted permit)	X (submitted permit)	X (agree via letter)

= Shading indicates that proposal is missing this information.

N/A= Not applicable

- Western Berks agreed to accept ACM waste, but did not specify what ACM stands for.
- Western Berks, Mostoller, Cumberland County and Sandy Run Landfill states "Section 4.3 of the draft Agreement appears to be open ended (no limits) with respect to any and all Acceptable Wastes from the 5-County Region; therefore, we would request a clarification that Section 4.3 applies to amounts of Acceptable Waste committed by the Operator to be accepted in the Agreement."
- Tunnel Hill recently received authorization for lateral expansion from daily receipts of 5,000 tons to 8,000 tons and an increase in permitted air space to 38 million yards. Currently, there are expansion scenarios up to 240,000 CY in place.
- Western Berks, Mostoller, Cumberland County and Sandy Run Landfill did not include a date with their signature on the Non-Collusion Affidavit
- Mostoller Landfill agreed to accept waste from the 5-County Region for both the initial 5 year term and the 5 year renewal term. Their disposal capacity statement, attachment 4 in their submission package states the landfill only has 9.6 years of life remaining.
- Mostoller Landfill accepts Marcellus Shale waste at approximately 15 tons per day.
- Mostoller Landfill & Cumberland County Landfill stated that they accept Marcellus Shale waste in Attachment 8 of their submission package, but in the Disposal Facility Questionnaire - Description of Facility, Section 5 - it states "none at this time" in response to accepting marcellus shale residuals, drilling mud.
- Mostoller and Cumberland County Landfill agreed to accept ACW waste, but did not specify what ACW stands for.
- Cumberland County Landfill accepts Marcellus Shale waste at approximately 180 tons per day.
- Western Berks has disposal agreements with the Township of Cumru, Berks County; Borough of Shillington, Berks County; and Borough of Kenhorst. In 2010, Cumru Township disposed of 5,107 tons, Kenhorst Borough disposed of 1,236 tons and Shillington Borough disposed of 2,787 tons.
- Mostoller Landfill has a host municipal agreement jointly with Brothers Valley and Somerset Townships.
- Cumberland County Landfill has a host municipal agreement with North Newton Township, Cumberland County, authorizing free municipal solid waste disposal for all Twp. residents. The annual volume of MSW from Twp. residents is approx. 125 tons and 40 tons of bulk waste. Cumberland County has a host municipal agreement with Hopewell Twp. authorizing free MSW disposal for Twp. residents. The annual volume of MSW from Twp. residents is approx. 150 tons and 30 tons of bulk waste. Cumberland County LF has an agreement with Newburg Borough, Cumberland County for two free bulk waste collections per year equalling approx. 15 tons per year.
- Sandy Run, Keystone, Commonwealth Landfill will not accept ICW waste.
- Sandy Run Landfill has a host municipal agreement in place with Broad Top Twp. This includes disposal of waste from Broad Top and Coaldale Borough. The volume is approx. 1600 tons per year. Sandy Run Landfill must accept up to 300 tons of cleanup waste from various locations in the Township.
- Capacity commitments do not exceed 2,000 tons per day.

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- 16. Accepts approved residual wastes including Marcellus Shale drill cuttings and other residuals from the sites, in accordance with permit allowances.
- 17. Keystone LF's permit expires in April of 2015, but has an estimated 17 years of remaining disposal capacity.
- 18. In section E. Expansion Plans - submission package states "none at this time". Commonwealth LF included a letter from DEP approving the Major Permit Modification for the landfill expansion and volume increase dated January 22, 2007.
- 19. Contracted residual wastes; Northumberland County Planned Wates; FBOP wastes.
- 20. Article 2. Representations : 2.2(b) The respondent is a department within the government of the County of Lycoming. The County is not a corporation. This will have to be changed to reflect that the County is a political subdivision of the Commonwealth of Pennsylvania with all of the power and authority granted to it by the County Code.

Article 4. Conditions for the Delivery and Disposal of Waste: 4.1 (b) If at any time the scale is inoperable for any reason, the facility will make all necessary adjustments in accordance with the rules and regulations of the Pennsylvania Department of Agriculture Bureau of Weights and Measures. In addition, alternate Bureau of Weights and Measures certified scales are available on site within the landfill facility.

Article 8. Indemnification: 8.1 Because the respondent is a department of County government, a provision will need to be added that "Nothing contained in this Agreement shall be construed as a waiver by the Operator of any sovereign and/or governmental immunity to which Operator may be entitled. Operator specifically reserves the right to assert sovereign and/or governmental immunity as a defense to any claim against Operator." 8.2 Allows the Operator (respondent) to assume defense with the 5-County Region's consent. A clause should be added stating that the Region's consent "will not be unreasonably withheld".

Article 11. Miscellaneous: 11.12 Nondiscrimination: This will need to be changed to state that the Operator agrees to comply with all applicable laws pertaining to non-discrimination. Clarified during 12-19-2011 Interview that "Operator" will also include "any subcontractor or any person(s) acting on their behalf."

- 21. Current construction is underway and reportedly is to be completed by the end of 2011. No additional expansion plans are expected at this time.
- 22. Clinton County LF currently accepts approx. 500 tons per day of drill cuttings and plant trash from the Marcellus Shale industry. These waste streams account for approx. 40-50% of the total waste received at their facility. These load counts are closely monitored.
- 23. No further expansion plans at this time. Permit received in 2010 from the PADEP to redevelop the closed, unlined Northside Landfill.
- 24. WM agreed to accept waste for at least the next five years. They did not agree to accept waste for the second five-year renewal term.
- 25. WM referred to a letter from another organization in its Submittal Package, regarding potential exceptions, but later (12-16-2011) clarified its willingness to negotiate with the 5-County Region for services (see also footnote #37).
- 26. PADEP approved the landfill's Area 2A expansion project in October 2010. No further expansion plans are currently expected.
- 27. Tunnell Hill LF agreed to accept waste for at least the next five years. They did not agree to accept waste for the second five-year renewal term.
- 28. Tunnell Hill will not accept ICW waste.
- 29. As a privately held company, they would prefer to disclose their financial strength information at a follow up meeting.
- 30. "As the Tunnell Hill Landfill is an out of state rail served facility, there is very little we can do to support local recycling efforts."
- 31. Currently provide recycling drop-off services to the western part of Lyco. Co., special collection events, such as tire collection and household hazardous waste, to the municipalities in this part of Lyco. Co.; could expand to provide a more regional approach to recycling and associated programs. Several examples of this are: Clinton's commodities could be combined and marketed together in order to secure better market pricing; their trucking fleet could be utilized for getting commodities to market; and/or their permanent electronics collection program could be expanded to the residents of Lyco. Co. The Clinton Co. SWA is also willing to discuss other forms of support they can offer for the 5-County Region.
- 32. Include more/different materials at curbside such as fiber and plastic by combining the collection of all colors of glass in one bin; eliminate municipal curbside in rural areas where not mandated and open up opportunities to private haulers; continued improvement to LCRMS Recycling facility to logistically handle commingled materials to allow for a wider variety of materials and better meet the needs of industrial/residential/commercial recyclable materials; coordinate annual or semi-annual regional electronics collection events (i.e. coordinated collections at multiple locations on the same day); contract recycling at Regional State Parks (private/public partnership); continue increased recycling at local school districts and institutions; foster C/D recycling at deconstruction sites to include asphalt shingles and wood including smaller multi-compartment roll-offs for smaller contractors; maintain and promote yard and leaf waste grinding at municipal sites to foster local organics recycling while minimizing transportation costs.
- 33. Keystone and CES are seeking inclusion in the 5-County Plan primarily to be available as a back up/ emergency disposal facility. The geographic location of the landfill and the transportation costs are not conducive to receiving significant amounts of waste at this time, according to the Submittal. However, one of CES's sister facilities, Lacawanna County Recycling, is a state-of-the-art, full scale MRF recycling operation with both container and transportation services. At the appropriate time, CES states they would certainly be willing to discuss various options that could be employed to assist with the Region's recycling efforts.
- 34. IWS will work with the 5-County Regional Committee to develop a strategy to enhance its recycling programs whether it be curbside collection or site specific drop-off locations. In addition, IWS will work with the 5-County Regional Committee to offer waste education workshops at its landfill and transfer station locations. Finally, sustainability of the Household Hazardous Waste, Special Waste Collection and Illegal Dumpsite Clean-up programs can be discussed further with the 5-County Regional Committee to develop a realistic and achievable plan to sustain these vital programs.
- 35. A network of drop-off centers that gives easy access for rural participants; a "recyclebank rewards program" in more developed areas; conversion to single stream recycling - further discussion and detail is provided in the attachment located in the submittal package.
- 36. WM submitted one package for four landfills; the disposal commitment table in the Submittal Form (Section 1.c. page A-19) of SOI, for all four landfills, noted "Y for yes to accepting most types of municipal waste, and clarified their guaranteed waste commitment in their 12-16-2011 clarification. See also footnote #37.
- 37. WM confirmed, through 12-16-2011 Written Clarification of its Submittal, this information in response to request by Barton & Loguidice for further clarification of its submission.
- 38. Keystone Sanitary Landfill/ Commonwealth Environmental Systems (DeNaples) confirmed, through 12-15-2011 Written Clarification of its Submittal, this information in response to request by Barton & Loguidice for further clarification of its submission.