

## Addendum 1 May 14, 2009

### SBWMA Questions and Answers RFP for Temporary Recyclable Material Processing Services

- 1. *Will the Authority provide greater detail about the character of inbound and outbound material by type, grade and weight? The Authority provided one year of information on Exhibit 1 for inbound material and six months of information on Exhibit 2 – 2008 for outbound material. Information for the past twenty-four months is appreciated.***

Yes, the SBWMA will provide additional volume information. Exhibits will be posted on-line and will include additional outbound material detail from previous years (see next Exhibit 6, 2007 Outbound Monthly Volumes by Material Grade).

Exhibit 1, Monthly Inbound Volumes for 2008 shows the inbound volumes of residential and commercial. The residential recyclables are collected separately, but residential materials are only weighed inbound, so no detailed material breakdown (e.g., additional information regarding a split between residential fiber and container materials) is available. For reference, a summary of inbound volumes for the residential and commercial streams was included for 2004, 2005, 2006, and 2007.

Exhibit 2, 2008, Allied Waste Reported Outbound Volumes 2008, shows the outbound commodity sales by grade, weight, and revenue from January 2008 to December 2008 (12 months of data). Additional data is shown in Exhibit 6, 2007 Outbound Monthly Volumes by Material Grade.

- 2. *Will the Authority allow a trailer style, type or configuration that differs from a walking floor trailer described on page 2, line 43?***

Yes, alternative equipment can be proposed. In preparing a response to the SBWMA, please describe in detail the type of trailers and loading requirements. Also include manufacture type and dimensions of any trailers being proposed for use, in Form E, Material Transfer Pricing. Note that the SBWMA is planning to widen the curb width in the transfer station so to accommodate axle/tire width of a typical trailer.

- 3. *What controls will be put in place to ensure that recycling material is not mixed with solid waste material in the transfer process?***

The recyclables are planned for tipping and transfer on south side of the transfer station while the trash is tipped on the north side. The transfer station tunnels provide a physical separation of the two sides of the facility. During the pre-proposal meeting, the SBWMA will show this designed area of the transfer station.

**4. In regards to the 5% residual limit, what has Allied Waste experienced with rejected loads? Please provide weight by month of such rejected loads.**

Currently, the residential recyclables are collected in dual-streams. Commercial material is collected along with multi-family recyclables and there is some mixing of container and fiber in this stream. Commercial, residential and multi-family recyclable material streams are very clean by industry standards. Once data is obtained, Exhibit 7, Monthly Residual Levels will be posted online for the combined streams.

**5. Regarding submittal of financial statements. Would consolidated company financials be acceptable as long as corporate guarantees of the consolidated companies are provided if SBWMA requests them?**

Yes.

**6. If the proposing entity's financial strength on a standalone basis does not meet the requirements of the SBWMA would a bank guarantee in an amount required by the SBWMA be acceptable?**

Yes.

**7. Would the SBWMA award more points to a Certified Processor than to a proposing entity without that designation?**

No. Although pricing is one of the major portions of the SBWMA's decision. Any losses from DOC rebates for container materials would be calculated as part of the proposed Processor costs.

**8. Will the proposed agreement include force majeure provisions?**

The SBWMA will add "force majeure provisions" as follows:

"Force Majeure. Neither party shall be in default of its obligations under this Agreement in the event, and for so long as, it is impossible or extremely impracticable for it to perform its obligations due to an "act of God" (including, but not limited to, flood, earthquake or other catastrophic events), war, insurrection, riot, labor unrest of other than the party's employees (including strike, work stoppage, slowdown, sick out, picketing, or other concerted job action), or other similar cause not the fault of, and beyond the reasonable control of, the party claiming excuse. A party claiming excuse under this Section must (1) have taken reasonable precautions, if possible, to avoid being affected by the cause, and (2) notify the other party in writing."

**9. Page 3, line78. "Material shall be diverted in a manner that guarantees diversions credit under the requirements of AB 939." The California Integrated Waste Management Board (CIWMB) is the ultimate authority in awarding diversion credit and we cannot guarantee that they will not change their past practice. We assume that the RFP's intention is that we use our best efforts to continue to provide diversion credits to the SBWMA jurisdictions**

Yes, the SBWMA will not require the processor to guarantee diversion. Purchase Pricing and Processing Costs provided in Forms C and D for each recyclable stream will be guaranteed throughout the term of the contract, less any adjustments based on the Monthly Indexing Model.

The recyclables are low in residue and the SBWMA expects that the Processor will use their best efforts to limit residual and conduct any special analysis for disposal reporting to the San Mateo County and CIWMB for quarterly disposal based reporting. A facility average should not be used for disposal reporting, unless such average is similar to the current recyclables residual level and approved by the SBWMA.