

REQUEST FOR EXPRESSIONS OF INTEREST

Gershman, Brickner & Bratton, Inc., in its capacity as Receiver for the Solid Waste Management Division of the Department of Public Works pursuant to the Order of the United States District Court of Guam, is soliciting expressions of interest from qualified organizations to provide a Municipal Solid Waste (MSW) Transfer Station and transportation of MSW from the Transfer Station to the Layon Landfill.

Expressions of Interest should be emailed or delivered on or before August 20, 2010 to Linda Ibanez at lindaibanez@gmail.com or delivered to Linda Ibanez at the Solid Waste Management Division – GBB Receiver Office, 2nd Floor, Solid Waste Management Building, Department of Public Works, 542 N. Marine Corps Dr., Tamuning, Guam, 96913.

The SWMD seeks to identify interested and qualified entities to enter into a long-term contract to receive, handle, and transport the MSW to the Layon Landfill (see Exhibit 1) for Disposal six days a week. The Contractor will take full responsibility for providing a properly located and permitted Transfer Station Facility.

The Solid Waste Management Division of Guam ("SWMD") is issuing this RFEI for the following services: Provide a Transfer Station Facility at an existing or new, privately owned/operated facility (including transport to the Disposal Site) for Municipal Solid Waste. The Transfer Station Facility shall be located within 5 miles of the Department of Public Works' compound located at 542 N. Marine Corps Drive, Tamuning, Guam 96913. The facility is expected to receive trash at the facility six (6) days a week, load it into a transport trailer, and haul it to the new Layon Landfill each of these working days. The facility will attempt to divert material off of the tip floor to beneficial use as long as such activity is both beneficial and pragmatic.

It is very important that the Transfer Station be properly permitted by the Guam Environmental Protection Agency (GEPA) prior to the time that the Layon Landfill opens. Accordingly, any interested party must already have a permitted transfer station and provide a copy of the permit with its response to this RFEI or present convincing evidence of its ability to become properly permitted not later than March 2011. Such evidence should include:

- (1) A copy of a pending application with the GEPA for a permit for a properly located Transfer Station;
or
- (2) Correspondence with the GEPA evidencing an intent to make such an application, together with an estimate of the time that will be required to secure the permit provided by GEPA;
- (3) Ownership of sufficient land upon which a transfer station can be located that is within five (5) miles of the SWMD and is properly zoned for a Transfer Station;
- (4) Access to sufficient funds or financing to construct the Transfer Station; and
- (5) A commitment from a financial institution with a credit rating on its long-term debt in one of the three highest categories by a nationally recognized rating agency (e.g., Standard & Poor's rating of AAA, AA, or A) to issue a direct pay letter of credit payable to the SWMD in an amount not less than \$5,000,000 to compensate the SWMD for the additional cost it will incur should the permit not be issued or any other breach of contract that causes the contractor to fail to perform its responsibilities to operate a Transfer Station commencing by March 2011.

For further information and the complete RFEI document, please visit www.guamsolidwastereceiver.org.