

PEORIA CITY/COUNTY LANDFILL COMMITTEE

REGULAR BUSINESS MEETING AGENDA

WEDNESDAY, OCTOBER 20, 2010

8:30 A.M.

DATES SET:

WEDNESDAY, NOVEMBER 17, 2010 @ 8:30a.m.

REGULAR COMMITTEE MEETING – To be held at the Lester D. Bergsten Operations & Maintenance Building, 3505 N. Dries Lane, Peoria Illinois 61604. (309) 494-8841.

WEDNESDAY, JANUARY 19, 2011 @ 8:30a.m.

REGULAR COMMITTEE MEETING – To be held at the Lester D. Bergsten Operations & Maintenance Building, 3505 N. Dries Lane, Peoria Illinois 61604. (309) 494-8841.

WEDNESDAY, FEBRUARY 16, 2011 @ 8:30a.m.

REGULAR COMMITTEE MEETING – To be held at the Lester D. Bergsten Operations & Maintenance Building, 3505 N. Dries Lane, Peoria Illinois 61604. (309) 494-8841.

PEORIA CITY/COUNTY LANDFILL COMMITTEE

AGENDAS AND MINUTES

ISSUED BY:

LESTER D. BERGSTEN, CHAIRMAN

via the PUBLIC WORKS DEPARTMENT

CITY HALL, ROOM #307

(309) 494-8800

INTERNET ADDRESS: www.ci.peoria.il.us

To access electronic Agenda & Minutes (only):

1. www.ci.peoria.il.us
2. Click "Government" tab @ top left
3. Choose "Departments H-Z" for drop-down window to appear
4. Roll cursor over to "Public Works" for another drop-down window to appear
5. Roll cursor over to "Boards & Commissions"
6. Roll cursor over to "Landfill Committee"
7. Scroll to the bottom of the screen. Under "Agenda & Minutes" will be a list of the .pdf postings.
8. Select desired document and double click to open.

*CITIZENS WISHING TO ADDRESS AN ITEM NOT ON THE AGENDA SHOULD CONTACT A COMMITTEE MEMBER PRIOR TO THE MEETING. ALL OTHER PUBLIC INPUT WILL BE HEARD UNDER PUBLIC COMMENT NEAR THE END OF THE COMMITTEE MEETING.

NOTE: THE ORDER IN WHICH AGENDA ITEMS ARE CONSIDERED MAY BE MOVED FORWARD OR DELAYED BY AT LEAST 2/3 VOTE OF THE COMMITTEE MEMBERS PRESENT.

THE PEORIA CITY/COUNTY LANDFILL COMMITTEE MEETS IN REGULAR BUSINESS SESSIONS THE THIRD WEDNESDAY OF THE MONTH (JANUARY THROUGH NOVEMBER) AT 8:30 A.M. AT LESTER D. BERGSTEN OPERATIONS & MAINTENANCE FACILITY CONFERENCE ROOM, 3505 N. DRIES LANE, PEORIA, ILLINOIS. (309) 494-8841.

DURING THE MONTH OF DECEMBER, PEORIA CITY/COUNTY LANDFILL COMMITTEE WILL NOT MEET UNLESS A SPECIAL MEETING IS CALLED. NOTICES OF ANY SPECIAL MEETING ARE POSTED AT LEAST 48 HOURS PRIOR.

**PEORIA CITY/COUNTY LANDFILL COMMITTEE MEETING
DRIES LANE FACILITY CONFERENCE ROOM
OCTOBER 20, 2010
8:30 A.M.**

ATTENDANCE

ANNOUNCEMENTS, ETC.

MINUTES

AGENDA ITEMS

ITEM NO. 1 REPORT from FOTH INFRASTRUCTURE & ENVIRONMENT, LLC

- A. Special Waste Approvals as needed
- B. Permit approvals as needed
- C. Dam Project Update
- D. 2010 Budget Expenditures to Date
- E. Behr Waste Stream Update and Discussion

ITEM NO. 2 REPORT from WASTE MANAGEMENT, INC.

- A. Monthly Activity Report
- B. Permit approvals as needed

ITEM NO. 3 REPORT from PEORIA DISPOSAL CO.

- A. Landfill No. 3 Expansion Update
- B. Landfill No. 1 Cap Restoration Update
- C. Discussion of Waste Management letter

ITEM NO. 4 REPORT on RESOURCE TECHNOLOGY CORPORATION

ITEM NO. 5 APPROVAL of WASTE MANAGEMENT, INC. INVOICE for \$1,000 RE: ELMWOOD, IL,
TORNADO CLEAN-UP

ITEM NO. 6 APPROVAL of SEYFARTH SHAW LLP INVOICE for \$4,240.80

UNFINISHED BUSINESS

NEW BUSINESS

PUBLIC COMMENT

NEXT MEETING

ADJOURNMENT

EXECUTIVE SESSION

: OFFICIAL PROCEEDINGS :**: FOR THE CITY OF PEORIA, ILLINOIS :**

Peoria, Illinois, September 15, 2010, a Peoria City/County Landfill Committee Meeting was held this date at 8:35A.M., at the Lester D. Bergsten, Operations & Maintenance Facility, 3505 N. Dries Lane, Peoria, Illinois.

ATTENDANCE

The following Committee Members were physically present: Bob Akers, Les Bergsten, Dan Irving, Steve Morris, Ryan Spain, Steve Van Winkle - 6. Absent: Brad Harding - 1.

City/County Staff present: Dave Barber, Steve Giebelhausen, Patti Pitcher

Other interested parties: Emily Ambroso, Joyce Blumenshine, Chris Coulter, Matt Coulter, Ron Edwards, Dan Erni, Rick & Tracy Fox, Joyce Harant, Steve Harenberg, Wil Hayes, Steve Matheny, Brian Meginnis, Karen Raithel, Mike Wiersema, Belinda Waller

ANNOUNCEMENTS, ETC.**MINUTES**

Mr. Van Winkle moved to approve the minutes of the Regular Peoria City/County Landfill Committee Meeting held on August 18, 2010; seconded by Mr. Irving.

Approved by viva voce vote.

AGENDA ITEMS**ITEM NO. 1. REPORT from FOTH INFRASTRUCTURE & ENVIRONMENT, LLC****A. Special Waste approvals as needed**

Ms. Ambroso presented three new Special Waste permits: (1) Former International Harvester [Remediation soil and debris]; (2) Ferrellgas [Tank bottom solids]; and (3) Water Street Reconstruction [Treated wood – weathered]. PCB sample results for the former International Harvester soils did not show levels of concern. No technical objections.

Mr. Morris moved to approve the Special Waste permit applications as outlined; seconded by Mr. Van Winkle.

Approved by viva voce vote.

An additional Special Waste permit was administratively approved: (1) Burlington Northern Railroad [Coal] and a pre-approved renewal from the City of East Peoria [Vactor pit sludge] were presented, neither requiring Committee action.

Mr. Morris inquired about landfill sites available in Fulton County. Ms. Ambroso replied there aren't any.

B. Permit approvals as needed

See Item C.

C. Dam Project Update

No IEPA reports but Dam permit is ready for submittal and requires Mr. Barber's signature. DNR approval is needed before construction can begin.

Mr. Giebelhausen reported there's no update regarding financial responsibility but still need to move forward with the project.

Ms. Ambroso alerted the Committee there will be a budget memo presented at next month's meeting regarding the dam and the flare situations. The flare is operating; no problems. PDC is in the process of making cap restoration repairs and the gas header line should be installed next week to enhance collection in areas not previously accessible. In the surface scans performed in the first two quarters, only one exceedence was noted in the area where the gas header will be installed. Another surface scan will be conducted for comparison purposes.

D. Annual Airspace Evaluation

Waste Management continues to operate within their contract and is more efficient with their compacting process. The annual flyover data indicates Landfill No. 2 is expected to reach capacity between 2017 and 2020. No discussion.

E. Behr Waste Stream Update and Discussion

Historically, this waste stream, either entirely or partially shredder fluff, was previously determined to be non-TSCA waste, but could now be (as determined by others) to be PCB remediation waste. If the generator supports this assumption, then the profile should be withdrawn and/or modified to reflect this detail.

Mr. Matheny reiterated Waste Management still has not heard back from USEPA on this matter.

Mr. Akers moved to approve Foth's report and securing Mr. Barber's signature as outlined; seconded by Mr. Irving.

Approved by viva voce vote.

ITEM NO. 2 REPORT from WASTE MANAGEMENT, INC.

Mr. Matheny noted that during the cap restoration project, Waste Management and PDC are working together utilizing dirt Waste Management stockpiled from Landfill No. 2. If Waste Management needs dirt on the final cap for Landfill No. 2, then PDC will return same amount of dirt from Landfill No. 3.

A. Monthly Activity Reports

Mr. Matheny presented the Monthly Activity Report. No discussion.

B. Permit approvals as needed

None.

C. Gate Rate Increases

Due to increased costs to run the landfill, Waste Management needs to adjust the gate rates. Per the contract, Waste Management is obligated to provide the City and County with a 90-day price increase notice, which was sent to Mr. Barber on August 25th, and has an effective December 1, 2010.

There was discussion regarding gate rates and how increases are determined. Mr. Matheny explained most contractors don't pay the gate rate while those with waste streams more difficult to handle are charged up to the full gate rate. Nothing in the contract allows for difficult waste streams. Competition remains strong so Waste Management needs flexibility in negotiating rates for special project waste streams. Other things like discounts - such as the 5% discount the City realizes - are factored in as well. The current contract allows for annual \$2.00 rate increases.

Mr. Spain moved to approve Waste Management's report, including the proposed gates rate increases; seconded by Mr. Akers.

Approved by viva voce vote.

ITEM NO. 3 REPORT from PEORIA DISPOSAL CO.

A. Landfill No. 3 Expansion Update

Mr. Coulter reported the Site Investigation is completed. The hydrogeologic data should be analyzed and ready for presentation at the October 2010 meeting. Mr. Southorn intends to have the stand-alone design completed by February 2011.

B. Landfill No. 1 cap Restoration Update

Mr. Edwards, coordinator of the cap restoration project, reported the cap phase is completed. Photos were distributed showing the site, including the 20,000 cy of backfill PDC used from Waste Management's stockpile. This week 3,700 feet of header pipe will be installed and the west side will then have vacuum capability. A number of valve pits will be removed, requiring a confined space team, next week. By the end of September seeding should be completed and everything is expected to remain on schedule, weather permitting.

Discussion was had regarding details on the 10" pipe and sloping of the 28 acres to be seeded. Ms. Ambroso explained the northern line is the one to be repaired. Mr. Edwards added there will also be two condensate sumps along the proposed line. He said many of these details were outside the initial scope expected by PDC for their Landfill No. 1 cover repairs, but were included to make the best use of the money spent and to enhance the operation of the flare, adding it's been a joint effort to come up with a better long-term plan. These costs will not be passed onto the Committee.

Mr. Coulter indicated he would send the electronic photo files for posting on the [County's] website.

Mr. Van Winkle moved to approve Items A and B of PDC's report; seconded by Mr. Morris.

Approved by viva voce vote.

C. Discussion of Waste Management Letter

Mr. Barber explained PDC is now authorized to contact Waste Management to begin negotiations pertaining to the piggyback design.

Mr. Coulter reported he spoke with Mr. Steve Batchelor, Area Vice President of Waste Management of Illinois, Inc. Information is being gathered and he will keep the Committee informed of the progress.

Discussion was had regarding the timeframe involved in deciding which design, liability issues to be addressed, etc. Mr. Coulter indicated the process would start within the next 30 to 60 days. Mr. Bergsten pointed out the most recent aerial data increases the overall timeframe, too, a component which Mr. Coulter said he would factor into the process.

Mr. Morris moved to allow PDC and Waste Management to work together on this issue; seconded by Mr. Akers.

Approved by viva voce vote.

ITEM NO. 4 REPORT on RESOURCE TECHNOLOGY CORPORATION

[There were no representatives of RTC present at the meeting.]

Mr. Giebelhausen stated a brief Executive Session is needed today to update the Committee regarding pending litigation.

No royalty monies have been received.

ITEM NO. 5 APPROVAL of WASTE MANAGEMENT, INC. INVOICE for \$1,000 RE: ELMWOOD, IL, TORNADO CLEAN-UP

Mr. Spain moved to defer this item until next month; seconded by Mr. Irving.

Approved by viva voce vote.

ITEM NO. 6 APPROVAL of SEYFARTH LLP INVOICE for \$6,612.47

Mr. Morris moved to approve this invoice in the amount of \$6,612.47; seconded by Mr. Van Winkle.

Approved by viva voce vote.

ITEM NO. 7 APPROVAL of PEORIA CITY/COUNTY LANDFILL AGREEMENT AMENDMENT regarding COMPOST FACILITY OPERATION

Mr. Barber said the City's attorney has asked additional questions which need to be addressed, so this is not ready for the Committee at this time.

Mr. Akers moved to defer this item until next month; seconded by Mr. Irving.

Approved by viva voce vote.

UNFINISHED BUSINESS

Mr. Giebelhausen reported the Attorney General's office reviewed the concerns regarding our possible violation of the Open Meetings Act, specifically the format of our Agenda, and deemed our Agenda [format and details] as appropriate. No revisions or further action required.

NEW BUSINESS

None.

PUBLIC COMMENT

None.

NEXT MEETING

The next Regular Landfill Committee meeting will be held at the Lester D. Bergsten Operations & Maintenance Facility, 3505 N. Dries Lane, Peoria, Illinois, on **Wednesday, October 20, 2010**, at 8:30A.M.

ADJOURNMENT

Mr. Morris moved to adjourn the regular meeting to go into Executive Session to discuss pending litigation, not returning to Regular Session; seconded by Mr. Akers.

Approved by viva voce vote.

The regular Landfill Committee meeting adjourned at 9:10A.M.



REQUEST FOR DISCUSSION

To: Peoria City/County Landfill Committee Members

From: Emily Ambroso, Environmental Engineer, Foth

AGENDA DATE REQUESTED: October 20, 2010

ACTION REQUESTED: Special Waste Permit Approvals

BACKGROUND: Memorandum attached. Two profiles granted administrative approval. No action required.

FINANCIAL IMPACT: N/A



MEMORANDUM

TO: Joint City of Peoria - County of Peoria
Solid Waste Disposal Facility Board

DATE: October 8, 2010

FROM: Emily L. Ambroso, P.E.

NUMBER: 010P001.00

SUBJECT: Special Waste Permits

Waste Management has presented the following waste streams and requested Board approval.

Administrative Approval (No Action is Necessary):

1.

Archer Daniels Midland Company One Edmund Street Peoria, IL	Alpha Enzyme & Distillers Dried Grains
<u>Application</u> Dated: 9/1/10 Received: 9/9/10	Discarded alpha enzyme that was solidified using distillers dried grain
Source: Peoria Type: Non-Special Profile # 108620IL	<u>Expected</u> Quantity = 10 tons Frequency = Once
Subject to County Fee = yes Last Tested = MSDS	

Comments: The alpha enzyme (alpha amylase) covered by this profile is a protein that breaks starch down into sugar. This waste stream is certified by the generator as non-special based on generator knowledge and MSDS. We have no technical objections to this waste stream. Administrative approval was granted by Mr. Barber on September 9, 2010. No further action is required.

2.

CF Industries – Kingston Mines Terminal #1 Front Street Kingston Mines, IL 61539	Spent Blast Abrasive & Perlite
<u>Application</u> Dated: 9/21/10 Received: 9/23/10	Abrasive blasting of painted services. Perlite was used as insulation.
Source: Peoria Type: Non-Special Profile # 110078IL	<u>Expected</u> Quantity = 20 CY Frequency = Once
Subject to County Fee = yes Last Tested = MSDS	

Comments: This waste stream is certified by the generator as non-special based on analytical results and MSDS. We have no technical objections to this waste stream. Administrative approval was granted by Mr. Barber on September 23, 2010. No further action is required.

Notes:

- Committee approval does not relieve the Generator and Landfill Operator from complying with all applicable laws and regulations

Generator's Non-hazardous Waste Profile Sheet



Requested Disposal Facility _____ Profile Number 108620IL
☐ Renewal for Profile Number _____ Waste Approval Expiration Date _____

A. Waste Generator Facility Information (must reflect location of waste generation/origin)

1. Generator Name: Archer Daniels Midland Company
 2. Site Address: One Edmund Street
 3. City/ZIP: Peoria
 4. State: IL
 5. County: Peoria
 6. Contact Name/Title: Jim McQuellon
 7. Email Address: jmcquellon@adm.com
 8. Phone: 309.669.1614 9. FAX: _____
 10. NAICS Code: 325193
 11. Generator USEPA ID #: _____
 12. State ID# (if applicable): _____

B. Customer Information ☒ same as above

P. O. Number: _____

1. Customer Name: _____ 6. Phone: _____ FAX: _____
 2. Billing Address: _____ 7. Transporter Name: _____
 3. City, State and ZIP: _____ 8. Transporter ID # (if appl.): _____
 4. Contact Name: _____ 9. Transporter Address: _____
 5. Contact Email: _____ 10. City, State and ZIP: _____

C. Waste Stream Information

1. DESCRIPTION

a. Common Waste Name: alpha enzyme & distillers dried grains
 State Waste Code(s): _____

b. Describe Process Generating Waste or Source of Contamination:

this is discarded alpha enzyme that we've solidified using distillers dried grain

c. Typical Color(s): Brown

d. Strong Odor? ☒ Yes ☐ No Describe: distinct smell

e. Physical State at 70°F: ☐ Solid ☐ Liquid ☐ Powder ☒ Semi-Solid or Sludge ☐ Other: _____

f. Layers? ☐ Single layer ☐ Multi-layer ☒ NA

g. Water Reactive? ☐ Yes ☒ No If Yes, Describe: _____

h. Free Liquid Range (%): _____ to _____ ☒ NA(solid)

i. pH Range: ☐ ≤2 ☐ 2.1-12.4 ☐ ≥12.5 ☒ NA(solid) ☐ Actual: _____

j. Liquid Flash Point: ☐ < 140°F ☐ ≥ 140°F ☒ NA(solid) ☐ Actual: _____

k. Flammable Solid: ☐ Yes ☒ No

l. Physical Constituents: List all constituents of waste stream - (e.g. Soil 0-80%, Wood 0-20%): ☒ (See Attached)

Constituents (Total Composition Must be > 100%)	Lower Range	Unit of Measure	Upper Range	Unit of Measure
1. <u>alpha amylase</u>	40	%	50	%
2. <u>distillers dried grain</u>	50	%	60%	%
3. _____	_____	_____	_____	_____
4. _____	_____	_____	_____	_____
5. _____	_____	_____	_____	_____
6. _____	_____	_____	_____	_____

2. ESTIMATED QUANTITY OF WASTE AND SHIPPING INFORMATION

a. ☒ One Time Event ☐ Base ☐ Repeat Event

b. Estimated Annual Quantity: 10 ☒ Tons ☐ Cubic Yards ☐ Drums ☐ Gallons ☐ Other (specify): _____

c. Shipping Frequency: 1 Units per ☐ Month ☐ Quarter ☒ Year ☐ One Time ☐ Other

d. Is this a U.S. Department of Transportation (USDOT) Hazardous Material? (If yes, answer e.) ☐ Yes ☒ No

e. USDOT Shipping Description (if applicable): _____

3. SAFETY REQUIREMENTS (Handling, PPE, etc.): _____



Generator's Non-hazardous Waste Profile Sheet

D. Regulatory Status (Please check appropriate responses)

1. Is this a USEPA (40 CFR Part 261)/State hazardous waste? If yes, contact your sales representative. ☐ Yes ☒ No
2. Is this waste included in one or more of categories below (Check all that apply)? If yes, attach supporting documentation. ☐ Yes ☒ No
- ☐ Delisted Hazardous Waste ☐ Excluded Wastes Under 40 CFR 261.4
- ☐ Treated Hazardous Waste Debris ☐ Treated Characteristic Hazardous Waste
3. Is the waste from a Federal (40 CFR 300, Appendix B) or state mandated clean-up? If yes, see instructions. ☐ Yes ☒ No
4. Does the waste represented by this waste profile sheet contain radioactive material? ☐ Yes ☒ No
- a. If yes, is disposal regulated by the Nuclear Regulatory Commission? ☐ Yes ☐ No
- b. If yes, is disposal regulated by a State Agency for radioactive waste/NORM? ☐ Yes ☐ No
5. Does the waste represented by this waste profile sheet contain concentrations of regulated Polychlorinated Biphenyls (PCBs)? ☐ Yes ☒ No
- a. If yes, is disposal regulated under TSCA? ☐ Yes ☐ No
6. Does the waste contain untreated, regulated, medical or infectious waste? ☐ Yes ☒ No
7. Does the waste contain asbestos? ☐ Yes ☒ No If Yes, ☐ Friable ☐ Non Friable
8. Is this profile for remediation waste from a facility that is a major source of Hazardous Air Pollutants (Site Remediation NESHAP, 40 CFR 63 subpart GGGG)? ☐ Yes ☒ No
- If yes, does the waste contain <500 ppmw VOHAPs at the point of determination? ☐ Yes ☐ No

E. Generator Certification (Please read and certify by signature below)

By signing this Generator's Waste Profile Sheet, I hereby certify that all:

- Information submitted in this profile and all attached documents contain true and accurate descriptions of the waste material;
 - Relevant information within the possession of the Generator regarding known or suspected hazards pertaining to this waste has been disclosed to WM/the Contractor;
 - Analytical data attached pertaining to the profiled waste was derived from testing a representative sample in accordance with 40 CFR 261.20(c) or equivalent rules; and
 - Changes that occur in the character of the waste (i.e. changes in the process or new analytical) will be identified by the Generator and disclosed to WM (and the Contractor if applicable) prior to providing the waste to WM (and the Contractor if applicable).
5. Check all that apply:

- ☐ Attached analytical pertains to the waste. Identify laboratory & sample ID #'s and parameters tested: _____ # Pages: _____
- ☐ Only the analyses identified on the attachment pertain to the waste (identify by laboratory & sample ID #'s and parameters tested). Attachment #: _____
- ☐ Additional information necessary to characterize the profiled waste has been attached (other than analytical). Indicate the number of attached pages: _____
- ☐ I am an agent signing on behalf of the Generator, and the delegation of authority to me from the Generator for this signature is available upon request.
- ☐ By Generator process knowledge, the following waste is not a listed waste and is below all TCLP regulatory limits.

Certification Signature: _____

Title: Supervisor

Company Name: Archer Daniels Midland Company

Name (Print): Jim McQuellon

Date: _____

FOR WM USE ONLY

Management Method: ☐ Landfill ☐ Bioremediation

Approval Decision: ☐ Approved ☐ Not Approved

☐ Non-hazardous solidification ☐ Other: _____

Waste Approval Expiration Date: _____

Management Facility Precautions, Special Handling Procedures or Limitation

☐ Shall not contain free liquid

on approval: _____

☐ Shipment must be scheduled into disposal facility

☐ Approval Number must accompany each shipment

☐ Waste Manifest must accompany load

WM Authorization Name / Title: _____

Date: _____

State Authorization (if Required): _____

Date: _____



**Profile Addendum: State of Illinois
GENERATOR'S NON-SPECIAL WASTE CERTIFICATION**

F. Additional Waste Stream Information

Profile Number: 108620 IL

Generators Name: Archer Daniels Midland Company

Generators SITE Address: One Edmund Street
(The location where the waste is generated)

Waste Name: alpha solidified with DDGs

The Illinois Environmental Protection Act allows a Generator to certify that their pollution control waste or industrial process waste, is not an Illinois Special Waste (Section 3.45). By completing the following questionnaire, you may certify that the waste stream represented by the Waste Management Profile referenced above is not an Illinois Special Waste as defined in the Act.

Is the waste referenced above any of the following:

- | | | |
|--|------------------------------|--|
| 1. A Potentially Infectious Medical Waste (PIMW)? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 2. A Hazardous Waste as defined in 40 CFR 261 or in 35 IAC 722.111? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 3. A Liquid Waste (fails the paint filter test as defined in 35 IAC 811.107)? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 4. A regulated PCB waste as defined in 40 CFR 761? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 5. A NESHAP regulated asbestos waste other than waste from renovation or demolition? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 6. A waste resulting from the shredding recyclable metals (auto fluff)? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 7. A delisted Hazardous Waste or Treated Characteristic Hazardous Waste, subject to LDR requirements under 35 IAC 728.107? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

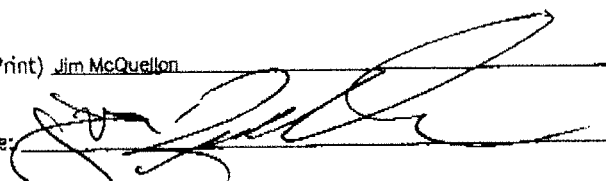
In determining that this waste is not a liquid, I have used knowledge of the processes generating the waste and the attached supporting documentation: ☐ MSDS ☐ Analytical ☒ Other (explain below):

Generators Knowledge

In determining that this waste is not RCRA hazardous, I have used knowledge of the processes generating the waste and the attached supporting documentation: ☒ MSDS ☐ Analytical ☐ Other (explain below):

8. Is the waste represented by this profile sheet subject to the Illinois Solid Waste Management Act fee? ☒ Yes ☐ No

By signing below, I certify my waste is NOT an Illinois Special Waste, and that I understand that a person who knowingly and falsely certifies that a waste is not special waste is subject to the penalties set forth in subdivision (6) of subsection (h) of section 44 of the Illinois Environmental Protection Act.

Name: (Print) Jim McQuellon Title: Supervisor
Signature:  Date: 9/01/2010



Memorandum

September 9, 2010

TO: David Barber, City of Peoria

CC:

FR: Patrick G. Sloan, P.E.

RE: Peoria City/County Landfill #2
Special Waste - Request for Administrative Approval
Profile No. 108620IL – Archer Daniels Midland Company

Waste Management has presented the attached profile and requested administrative approval to allow the generator to dispose of the material.

The profile covers an alpha enzyme and distillers dried grains. The alpha enzyme (alpha amylase) is a protein that breaks starch down into sugar. It was determined to be non-special waste based on MSDS and generator certification. We have no technical objections to the waste stream. Action is required.

This memo and your subsequent response will serve as the official administrative approval and will be forwarded to the Committee in next month's packet.

Note:

- Committee approval does not relieve the Generator and Landfill Operator from complying with all applicable laws and regulations.

The information contained in this memorandum is considered privileged and confidential and is intended only for the use of recipients and Foth.

7500 North Harker Drive Peoria, IL 61615 (309) 691-5300 Fax: (309) 691-1892

Ambroso, Emily L

From: David Barber [DBarber@ci.peoria.il.us]
Sent: Thursday, September 09, 2010 10:42 AM
To: Ambroso, Emily L
Subject: Re: Special Waste Profile for Administrative Approval
Attachments: ATT00001.gif

Emily:

I have no objections to this waste stream.

David Barber

>>> "Ambroso, Emily L" <Emily.Ambroso@Foth.com> 9/9/2010 10:06 AM >>>

Mr. Barber -

Please review the attached request for administrative approval and provide a response.

Thank you.

My email address has changed to Emily.Ambroso@Foth.com; please update your records.

Emily Ambroso, P.E., Project Environmental Engineer

Foth Infrastructure & Environment, LLC

7500 North Harker Drive

Peoria, IL 61615

Ph: (309) 683-1661 / Fax: (309) 691-1892

Cell Ph: (309) 258-8883

<http://www.foth.com>



Generator's Non-hazardous Waste Profile Sheet

Requested Disposal Facility: Peoria City - County #2 LandfillProfile Number: 110078IL☐ Renewal for Profile Number: _____

Waste Approval Expiration Date: _____

☐ Check here if there are multiple generating locations for this waste. Attach additional locations.**A. Waste Generator Facility Information (must reflect location of waste generation/origin)**1. Generator Name: CF Industries, Inc. - Kingston Mines Terminal2. Site Address: #1 Front Street7. Email Address: jjanssen@cfindustries.com3. City/ZIP: Kingston Mines, 615398. Phone: 309-389-56769. FAX: 309-389-26764. State: IL10. NAICS Code: 4249105. County: Peoria11. Generator USEPA ID #: ILD0006722386. Contact Name/Title: John Janssen

12. State ID# (if applicable): _____

B. Customer Information ☐ same as above

P. O. Number: _____

1. Customer Name: CF Industries, Inc. - Kingston Mines6. Phone: 309-389-5676FAX: 309-389-26762. Billing Address: #1 Front Street

7. Transporter Name: _____

3. City, State and ZIP: Kingston Mines, IL, 61539

8. Transporter ID # (if appl.): _____

4. Contact Name: John Janssen

9. Transporter Address: _____

5. Contact Email: jjanssen@cfindustries.com

10. City, State and ZIP: _____

C. Waste Stream Information**1. DESCRIPTION**a. Common Waste Name: Spent Blast Abrasive and Perlite

State Waste Code(s): _____

b. Describe Process Generating Waste or Source of Contamination:

Abrasive blasting of painted surfaces. Perlite was used as insulation.c. Typical Color(s): Blackd. Strong Odor? ☐ Yes ☒ No Describe: _____e. Physical State at 70°F: ☒ Solid ☐ Liquid ☐ Powder ☐ Semi-Solid or Sludge ☐ Other: _____f. Layers? ☐ Single layer ☒ Multi-layer ☐ NAg. Water Reactive? ☐ Yes ☒ No If Yes, Describe: _____h. Free Liquid Range (%): _____ to _____ ☒ NA(solid)i. pH Range: _____ to _____ ☒ NA(solid)j. Liquid Flash Point: ☐ < 140°F ☐ 140°- 199°F ☐ ≥ 200°F ☒ NA(solid)k. Flammable Solid: ☐ Yes ☒ Nol. Physical Constituents: List all constituents of waste stream - (e.g. Soil 0-80%, Wood 0-20%): ☐ (See Attached)

Constituents (Total Composition Must be ≥ 100%)	Lower Range	Unit of Measure	Upper Range	Unit of Measure
1. <u>Spent blast abrasive</u>	<u>40</u>	<u>%</u>	<u>60</u>	<u>%</u>
2. <u>perlite</u>	<u>40</u>	<u>%</u>	<u>60</u>	<u>%</u>
3. _____	_____	_____	_____	_____
4. _____	_____	_____	_____	_____
5. _____	_____	_____	_____	_____
6. _____	_____	_____	_____	_____

2. ESTIMATED QUANTITY OF WASTE AND SHIPPING INFORMATIONa. ☒ One Time Event ☐ Base ☐ Repeat Eventb. Estimated Annual Quantity: 20 ☐ Tons ☒ Cubic Yards ☐ Drums ☐ Gallons ☐ Other (specify): _____c. Shipping Frequency: _____ Units per ☐ Month ☐ Quarter ☐ Year ☒ One Time ☐ Otherd. Is this a U.S. Department of Transportation (USDOT) Hazardous Material? (If yes, answer e.) ☐ Yes ☒ No

e. USDOT Shipping Description (if applicable): _____

3. SAFETY REQUIREMENTS (Handling, PPE, etc.): Avoid dust generation



Generator's Non-hazardous Waste Profile Sheet

1100781L

D. Regulatory Status (Please check appropriate responses)

1. Waste Identification:

a. Does the waste meet the definition of a USEPA listed or characteristic hazardous waste as defined by 40 CFR Part 261? ☐ Yes ☒ No

1. If yes, please complete a hazardous waste profile.

b. Does the waste meet the definition of a state hazardous waste other than identified in D.1.a? ☐ Yes ☒ No

1. If yes, please complete a hazardous waste profile.

2. Is this waste included in one or more of categories below (Check all that apply)? If yes, attach supporting documentation. ☐ Yes ☒ No

☐ Delisted Hazardous Waste

☐ Excluded Wastes Under 40CFR 261.4

☐ Treated Hazardous Waste Debris

☐ Treated Characteristic Hazardous Waste

3. Is the waste from a Federal (40 CFR 300, Appendix B) or state mandated clean-up? If yes, see instructions. ☐ Yes ☒ No

4. Does the waste represented by this waste profile sheet contain radioactive material? ☐ Yes ☒ No

a. If yes, is disposal regulated by the Nuclear Regulatory Commission? ☐ Yes ☐ No

b. If yes, is disposal regulated by a State Agency for radioactive waste/NORM? ☐ Yes ☐ No

5. Does the waste represented by this waste profile sheet contain Polychlorinated Biphenyls (PCBs)? ☐ Yes ☒ No

(If yes, list in Chemical Composition - C.1.1.)

a. If yes, are the PCBs regulated by 40 CFR 761? ☐ Yes ☐ No

b. If yes, is it remediation waste from a project being performed under the Self-Implementing option provided in 40 CFR 761.61(a)? ☐ Yes ☐ No

c. If yes, were the PCBs imported into the US? ☐ Yes ☐ No

6. Does the waste contain untreated, regulated medical or infectious waste? ☐ Yes ☒ No

7. Does the waste contain asbestos? ☐ Yes ☒ No

a. If Yes, ☐ Friable ☐ Non Friable

8. Is this profile for remediation waste from a facility that is a major source of Hazardous Air Pollutants (Site Remediation NESHAP, 40 CFR 63 subpart GGGGG)? ☐ Yes ☒ No

a. If yes, does the waste contain <500 ppmw VOHAPs at the point of determination? ☐ Yes ☐ No

E. Generator Certification (Please read and certify by signature below)

By signing this Generator's Waste Profile Sheet, I hereby certify that all:

- Information submitted in this profile and all attached documents contain true and accurate descriptions of the waste material;
- Relevant information within the possession of the Generator regarding known or suspected hazards pertaining to this waste has been disclosed to WM/the Contractor;
- Analytical data attached pertaining to the profiled waste was derived from testing a representative sample in accordance with 40 CFR 261.20(c) or equivalent rules; and
- Changes that occur in the character of the waste (i.e. changes in the process or new analytical) will be identified by the Generator and disclosed to WM (and the Contractor if applicable) prior to providing the waste to WM (and the contractor if applicable).
- Check all that apply:

- ☒ a. Attached analytical pertains to the waste. Identify laboratory & sample ID #'s and parameters tested:
Corrosion Control Consultants and Labs # Pages: 1
- ☒ b. Only the analysis identified on the attachment pertain to the waste (identify by laboratory & sample ID #'s and parameters tested). Attachment #: AA85028
- ☒ c. Additional information necessary to characterize the profiled waste has been attached (other than analytical, such as MSDS). Indicate the number of attached pages: 4
- ☒ d. I am an agent signing on behalf of the Generator, and the delegation of authority to me from the Generator for this signature is available upon request.

Certification Signature: John A. Foster Title: Manager, Environmental Engineering

Company Name: CF Industries, Inc. Name (Print): John A. Foster, CHMM

Date: 9/21/10



**Profile Addendum: State of Illinois
GENERATOR'S NON-SPECIAL WASTE CERTIFICATION**

F. Additional Waste Stream Information

Profile Number: 110088 IL

Generators Name: Cf Industries, Inc. - Kingston Mines Terminal

Generators SITE Address: #1 Front Street, Kingston Mines, IL 61539
(The location where the waste is generated)

Waste Name: Spent Blast Abrasive and Perlite

The Illinois Environmental Protection Act allows a Generator to certify that their pollution control waste or industrial process waste, is not an Illinois Special Waste (Section 3.45). By completing the following questionnaire, you may certify that the waste stream represented by the Waste Management Profile referenced above is not an Illinois Special Waste as defined in the Act.

Is the waste referenced above any of the following:

- | | | |
|--|------------------------------|--|
| 1. A Potentially Infectious Medical Waste (PIMW)? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 2. A Hazardous Waste as defined in 40 CFR 261 or in 35 IAC 722.111? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 3. A Liquid Waste (fails the paint filter test as defined in 35 IAC 811.107)? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 4. A regulated PCB waste as defined in 40 CFR 761? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 5. A NESHAP regulated asbestos waste other than waste from renovation or demolition? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 6. A waste resulting from the shredding recyclable metals (auto fluff)? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 7. A delisted Hazardous Waste or Treated Characteristic Hazardous Waste, subject to LDR requirements under 35 IAC 728.107? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

In determining that this waste is not a liquid, I have used knowledge of the processes generating the waste and the attached supporting documentation: ☒ MSDS ☒ Analytical ☐ Other (explain below):

In determining that this waste is not RCRA hazardous, I have used knowledge of the processes generating the waste and the attached supporting documentation: ☒ MSDS ☒ Analytical ☐ Other (explain below):

8. Is the waste represented by this profile sheet subject to the Illinois Solid Waste Management Act fee? ☐ Yes ☒ No

By signing below, I certify my waste is NOT an Illinois Special Waste, and that I understand that a person who knowingly and falsely certifies that a waste is not special waste is subject to the penalties set forth in subdivision (6) of subsection (h) of section 44 of the Illinois Environmental Protection Act.

Name: (Print) John A. Foster, CHMM

Title: Manager, Environmental Engineering

Signature: John A. Foster

Date: 9/21/10



Memorandum

September 23, 2010

TO: David Barber, City of Peoria

CC:

FR: Patrick G. Sloan, P.E.

RE: Peoria City/County Landfill #2
Special Waste - Request for Administrative Approval
Profile No. 110078IL – CF Industries, Inc. – Kingston Mines Terminal

Waste Management has presented the attached profile and requested administrative approval to allow the generator to dispose of the material.

The profile covers spent blast abrasive and perlite (an insulator) It was determined to be non-special waste based on analytical, MSDS and generator certification. We have no technical objections to the waste stream. Action is required.

This memo and your subsequent response will serve as the official administrative approval and will be forwarded to the Committee in next month's packet.

Note:

- Committee approval does not relieve the Generator and Landfill Operator from complying with all applicable laws and regulations.

The information contained in this memorandum is considered privileged and confidential and is intended only for the use of recipients and Foth.

7500 North Harker Drive Peoria, IL 61615 (309) 691-5300 Fax: (309) 691-1892

Ambroso, Emily L

From: Ambroso, Emily L
Sent: Monday, September 27, 2010 9:39 AM
To: 'Miller, Sandra (WI)'; Matheny, Steve
Subject: FW: Special Waste Administrative Approval Request [110078IL]
Attachments: ATT00001.gif

In accordance with Dave Barber's email below, profile no. 110078IL has been granted administrative approval for receipt at PCC2. As always, administrative/Committee approval does not relieve the generator and landfill operator from complying with all applicable regulations.

My email address has changed to Emily.Ambroso@Foth.com; please update your records.

Emily Ambroso, P.E., Project Environmental Engineer
Foth Infrastructure & Environment, LLC
7500 North Harker Drive
Peoria, IL 61615
Ph: (309) 683-1661 / Fax: (309) 691-1892
Cell Ph: (309) 258-8883
<http://www.foth.com>



Go Green, keep it on the screen. Please do not print this email unless necessary.

From: David Barber [mailto:DBarber@ci.peoria.il.us]
Sent: Thursday, September 23, 2010 4:35 PM
To: Ambroso, Emily L
Cc: Sandra (WI) Miller; Steve Matheny
Subject: Re: Special Waste Administrative Approval Request

Emily:

I have no objections to this waste stream.

David

>>> "Ambroso, Emily L" <Emily.Ambroso@Foth.com> 9/23/2010 4:32 PM >>>

David -

Please review and respond to the attached memo.

Thank you.

My email address has changed to Emily.Ambroso@Foth.com; please update your records.

Emily Ambroso, P.E., Project Environmental Engineer

Foth Infrastructure & Environment, LLC

7500 North Harker Drive

Peoria, IL 61615

Ph: (309) 683-1661 / Fax: (309) 691-1892

Cell Ph: (309) 258-8883

<http://www.foth.com>



Go Green, keep it on the screen. Please do not print this email unless necessary.

IMPORTANT NOTICE

This communication including any attachments, (E-mail) is confidential and may be proprietary, privileged or otherwise protected from disclosure. If you are not the intended recipient, please notify the sender, permanently delete this E-Mail from your system and destroy any copies. Any use of this E-Mail, including disclosure, distribution or replication, by someone other than its intended recipient is prohibited.

This E-Mail has the potential to have been altered or corrupted due to transmission or conversion. It may not be appropriate to rely upon this E-Mail in the same manner as hardcopy materials bearing the author's original signature or seal.



REQUEST FOR DISCUSSION

To: Peoria City/County Landfill Committee Members

From: Emily Ambroso, Environmental Engineer, Foth

AGENDA DATE REQUESTED: October 20, 2010

ACTION REQUESTED: Receive & File

BACKGROUND: Various projects throughout the year have necessitated increased time and resources beyond the engineering estimate approved for the 2010 budget. A memorandum is attached which explains these items in greater detail.

FINANCIAL IMPACT: The 2010 landfill budget will be exceeded. It is estimated that the budget will be exceeded by approximately 10%.



Memorandum

October 11, 2010

TO: Joint City of Peoria - County of Peoria Solid Waste Disposal Facility Board

CC:

FR: Patrick G. Sloan, P.E. & Emily L. Ambroso, P.E.

RE: 2010 Landfill Budget v. Expenditures

As we indicated at last month's meeting, several areas of the 2010 budget have been exceeded based on changing circumstances throughout the year. The total estimated budget for 2010 was \$376,000.00. Through the end of September, actual expenditures totaled \$362,576.54. A table of budget expenditures by category is below, followed by a more detailed breakdown. We will do our best to minimize costs for the remainder of the year while still serving the best interests of the Committee in regulatory matters.

2010 Landfill Committee Engineering Budget v. Expenditures

	2010 Budget	Expenditures Through September
Engineering & Operations		
Operations	\$37,000	\$53,042
Expansion, RTC & Contingency	\$78,000	\$8,226
Groundwater Assessments	\$16,000	\$17,599
LF 1 Leachate & LFG Operations	\$145,000	\$150,379
LF1 Entrance Dam Engineering	\$50,000	\$80,484
Construction/Contracted		
Landfill Gas Flare and Well Field (Repairs)	\$50,000	\$52,847
TOTAL	\$376,000	\$362,577

The information contained in this memorandum is considered privileged and confidential and is intended only for the use of recipients and Foth.

7500 North Harker Drive • Peoria, IL 61615 • (309) 691-5300 • Fax: (309) 691-1892



Operations (\$16,000 Over)

The operations line item covers a number of routine activities. Areas with higher than expected expenditures are described in greater detail below.

○ **Special Waste Reviews**

We have seen an increase this year in the number of requests for administrative approval of special waste streams, which is more time-intensive than a traditional review. Also, there have been a handful of larger or more sensitive waste streams (e.g. Behr PCB-Contaminated Soils) for which larger amounts of data were submitted and that have required a significant amount of time for technical review.

○ **Air Permitting**

Upon assuming control over the gas collection and control system, there have been a number of air permitting issues that have arisen – including updating the flare construction permit and subsequently preparing to include it in the Clean Air Act Permit. The number of reports and plans required to be prepared and/or submitted (that were previously included in RTC's responsibilities) has also proven to be time-consuming. We also recently had an inspection by the IEPA Bureau of Air. Now that a base line has been established for reporting, costs for this task should level off.

○ **Meetings & Miscellaneous**

The traditional budget for meetings has been exceeded as well. This is somewhat due in part to increased reporting to the Committee required by the various other activities outlined in this memo. There have also been a number of meetings, some of which may have been included here rather than in the expansion budget. Regardless, additional time beyond previous years has been spent providing these miscellaneous services for the Committee.

Expansion, RTC & Contingency (\$70,000 Remaining)

There have been far fewer hours spent this year in addressing requests from the legal department regarding RTC. Many hours that would previously have been applied to this area of the budget – namely gas system monitoring and reporting – have moved to other line items. As the year ends, we expect to see an increasing number of reports on the expansion planning and investigation, which will require a substantial amount of review time.

Groundwater Assessments (\$1,600 Over)

The groundwater assessment budget for 2010 was exceeded due to ongoing requirements by IEPA for assessment of well G04S. The remedial action at G04S is tied to the operation of the

The information contained in this memorandum is considered privileged and confidential and is intended only for the use of recipients and Foth.

7500 North Harker Drive • Peoria, IL 61615 • (309) 691-5300 • Fax: (309) 691-1892



Memorandum

gas system, which must run for some time to prove its effectiveness. Additional reporting is due to IEPA in early 2011.

Landfill No. 1 Leachate & Gas System Operation/Maintenance (\$5,400 Over)

As has been stated many times, there are a significant number of unknowns regarding the gas collection system. As the year has progressed and the flare continues to run, a significant number of hours have been spent on monitoring and repairing the well field. Great strides have been made, and there is a potential for near-complete compliance once PDC completes the collection system header expansion this month. We have been aggressive in attacking the collection system in an effort to keep the flare running and continue to demonstrate good faith efforts to the IEPA (who still has the power to levy hefty fines should they so desire). It is our belief that having the well field in good condition will make a future gas-to-energy project more feasible, which would reduce future landfill gas costs for the Committee. There remain a few monitoring events and small repairs, but the rate of expenditures for the year will drop off dramatically in the final quarter.

Landfill Entrance Dam (\$30,500 Over)

The initial budget value provided in 2009 was \$400,000. At that time it was speculated that the dam may have been a Class II dam, which would not have necessitated the level of design and construction required for a Class I high-hazard dam. Engineering costs have increased proportionately. As previously described in greater detail, additional survey work was required to reach the level of detail needed for the hydraulic analysis (since available data sources were not sufficiently accurate), and the hydraulic analysis was complicated by the existing topography and required a more detailed analysis to overcome instability in the model caused by the site topography.

Also, it was determined in the cost estimating phase that a combined spillway would be more economical in terms of construction costs. This necessitated additional modeling work for design alternatives and structure sizing.

The additional up front work has increased the engineering costs but decreased the overall construction budget by avoiding gross oversizing of the spillway(s) based on overly conservative assumptions.

Contracted Landfill Gas Flare & Well Field Repairs (\$2,800 Over)

Due to changes in the landfill over time, there were a handful of pipes uncovered and repaired by the landfill gas contractor that were deeper than shown on the as-built drawings for the system. This resulted in modifications to the construction budget.

The information contained in this memorandum is considered privileged and confidential and is intended only for the use of recipients and Foth.

7500 North Harker Drive • Peoria, IL 61615 • (309) 691-5300 • Fax: (309) 691-1892



REQUEST FOR DISCUSSION

To: Peoria City/County Landfill Committee Members
From: Steve Matheny Landfill Sales Waste Management

AGENDA DATE REQUESTED: October 20, 2010

ACTION REQUESTED: RECEIVE AND FILE MONTHLY REPORTS

BACKGROUND: Attached are the monthly summary report, profiled waste log and airspace chart thru September 2010.

Permit Requests and Notifications –

1. Waste Management does not anticipate any permit requests but respectfully asks the committee to allow administrative approval of permits for signature by Dave Barber after review by Foth if permits are required prior to the October meeting.

FINANCIAL IMPACT: NA

Peoria City/County Landfill No. 2
Waste Management of Illinois, Inc.
Monthly Activity Report
September 2010

Tonnage:	General Refuse	Current Month		Landfill #2	Landfill #2
				Year to Date 2010	Year to Date 2009
	Haulers	17,384.48		153,939.12	158,411.42
	County Res. Free Loads	193.17		1,810.77	1,667.77
	County Res. \$5 Loads	5.15		24.47	37.49
	Roadside	0.56		10.05	26.54
	T O T A L	17,583.36		155,784.41	160,143.22
	Special Wastes				
	Industrial (Declassified)	1,443.60		21,820.41	16,539.56
	Industrial (Exempt)	0.00		0.00	0.00
	T O T A L	1,443.60		21,820.41	16,539.56
	TOTAL LANDFILL RECEIPTS	<u>19,026.96</u>		<u>177,604.82</u>	<u>176,682.78</u>

Yard Waste Receipts

City Contract -	0.00		0.00	7,102.88
All Other	181.85		1,305.61	860.66
T O T A L	<u>181.85</u>		<u>1,305.61</u>	<u>7,963.54</u>

Payments: Payable to City/County Committee

General Refuse	Tons	17,384.48			
	Rate \$	1.50			
		\$26,076.72	\$26,076.72	\$230,908.68	237,036.02
Special Waste - Ind.	Tons	1,443.60			
	Rate \$	1.50			
		\$2,165.40	\$2,165.40	\$32,730.62	25,390.46
T O T A L		<u>\$28,242.12</u>		<u>\$263,639.30</u>	<u>262,426.47</u>

Payable to County

General Refuse	Tons	17,384.48			
	Rate \$	1.27			
		\$22,078.29	\$22,078.29	\$195,502.68	200,690.49
Special Waste - Ind.	Tons	1,443.60			
	Rate \$	1.27			
		\$1,833.37	\$1,833.37	\$27,711.92	21,497.25
T O T A L		<u>\$23,911.66</u>		<u>\$223,214.60</u>	<u>\$222,187.74</u>

Payable to/Receivable From County

\$5 Loads	Loads	22.00			
	Rate \$	5.00			
		\$110.00	\$110.00	\$580.00	760.00
Less:					
State Fee on Free and \$5 Loads	Tons	198.32			
	Rate \$	2.22			
		(\$440.27)	(\$440.27)	(\$4,074.23)	(3,785.68)
T O T A L		<u>(\$330.27)</u>		<u>(\$3,494.23)</u>	<u>(\$3,025.68)</u>

Tonnage: General Refuse & Special Waste

In county	11,304.13	59.41%	108,613.96	101,757.71
Out of county	7,722.83	40.59%	68,990.86	74,925.07
Mixed	-	0.00%	-	-
T O T A L	<u>19,026.96</u>	100.00%	<u>177,604.82</u>	<u>176,682.78</u>

CAP

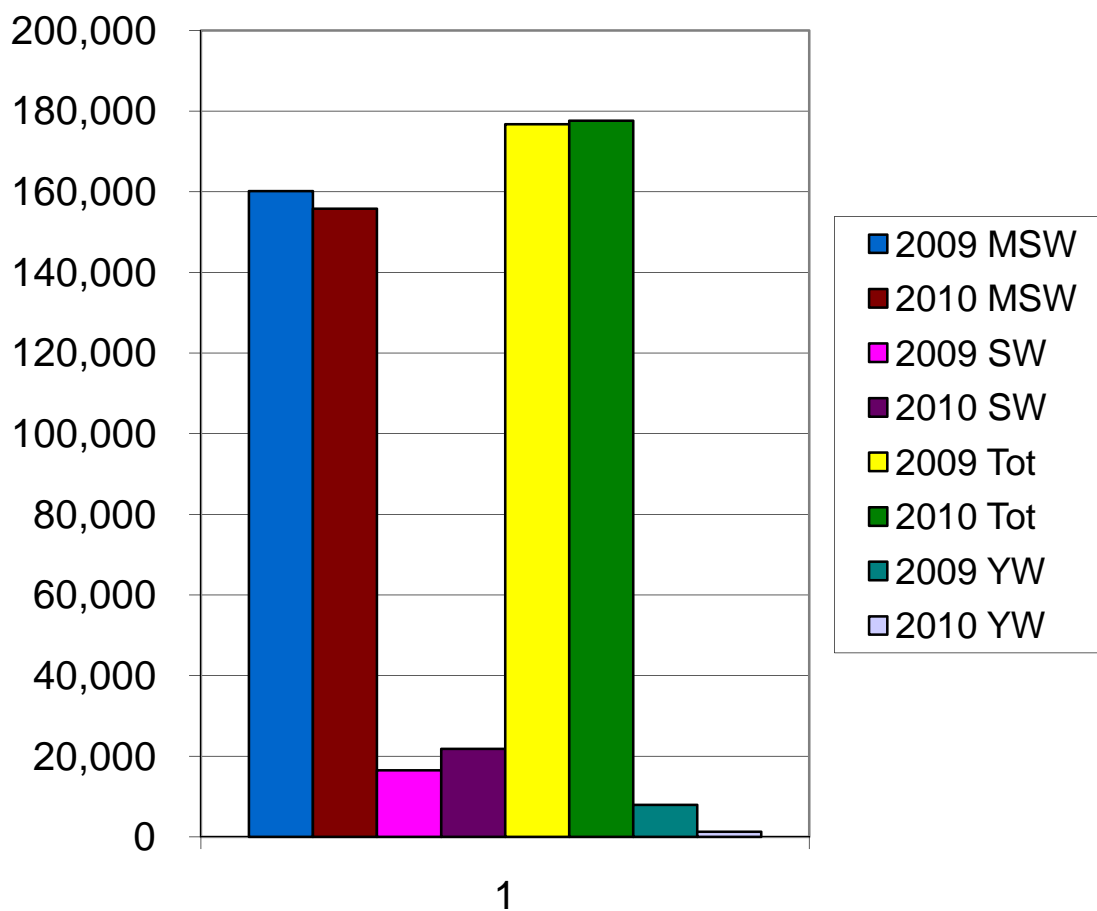
			Annual	Remaining Airspace	Banked Airspace
Airspace Calculations	Tons	Used Available*	177,605 534,267	66.8%	1484000CY

* calculated annual average that assures life from the 2010 airspace analysis

		Year	2010 YTD	
		Month	September	
Profile Name	PMT Name	Generator	Tons	Tons
108752IL	Sp. Waste	ADM GRAIN	7.15	7.15
104963IL	Sp. Waste	ADM PEORIA		1.71
108824IL	ACM	ADM PEORIA		0.90
SM3933	Sp. Waste	AES MEDINA VALLEY		0.02
109605IL	Sp. Waste	AIR PRODUCTS		6.64
IFD1001821	Sp. Waste	AMEREN		6.72
106039IL	Sp. Waste	AMERICAN WATER		35.92
105835IL	ACM	ANNABRLL STETZLER		6.89
108232IL	ACM	ARMSTRONG, CONNIE		9.30
WM010289	Sp. Waste	ARTCO	40.94	670.11
106101IL	ACM	ATT - EAST PEORIA		0.49
108328IL	ACM	AULTMAN, DON		3.89
108506IL	ACM	BARTONVILLE, VILLAGE OF		170.49
108833IL	ACM	BEST ROOFING		3.96
103854IL	Sp. Waste	BNRR		1,067.58
108875IL	ACM	BRAKER, JIM		3.81
108272IL	Sp. Waste	BUCKEYE TERMINALS		5.77
108736IL	Sp. Waste	BUCKEYE TERMINALS		55.47
SMF1831	Sp. Waste	BUCKEYE TERMINALS LLC		1.77
SM5084	Sp. Waste	CANTON, CITY OF	131.14	1,401.26
MS186	Sp. Waste	CATERPILLAR		39.30
TZ001658	Sp. Waste	CATERPILLAR		4.28
110078IL	Sp. Waste	CF INDUSTRIES KINGSTON	8.57	8.57
602710IN	Sp. Waste	CGI REAL ESTATE HOLDINGS	122.62	1,634.33
108815IL	ACM	CHARLETT, LAWRENCE		5.37
108918IL	Sp. Waste	CITY/COUNTY OF PEORIA	156.14	156.14
MS192	Sp. Waste	CROMPTON CORP	27.1	327.68
BR4034	Sp. Waste	DEGUSSA		0.01
MS187	Sp. Waste	DEGUSSA	20.9	140.72
IM284629	Sp. Waste	EAST PEORIA, CITY OF	74.34	1,012.70
SM 5083	Sp. Waste	EAST PEORIA, CITY OF	360.57	360.57
BR 4040	Sp. Waste	EVONIK GOLDSCHMIDT		3,030.38
108830IL	ACM	FANDEL, ELIZABETH		5.38
102535IL	Sp. Waste	FREEDOM OIL		1.24
109704IL	Sp. Waste	FREEDOM OIL		1.53
108473IL	Sp. Waste	G&D INTERGRATED	24.76	66.37
108745IL	Sp. Waste	GALESBURG, CITY OF	247.48	247.48
SM3422	Sp. Waste	GLASSFORD MUNICIPAL		11.01
TZWM1452972	Sp. Waste	GOLDSCHMIDT	3.52	29.28
010151	Sp. Waste	GOLDSCHMIDT	31.9	193.71
010153	Sp. Waste	GOLDSCHMIDT	25.42	262.10
010154	Sp. Waste	GOLDSCHMIDT	7.81	139.25
010155	Sp. Waste	GOLDSCHMIDT	3.12	12.50
010156	Sp. Waste	GOLDSCHMIDT	28.89	325.28
108829IL	ACM	GRAHAM HOSPITAL		1.69
108282IL	ACM	HARVEY,PHIL		1.71
104876IL	Sp. Waste	HERR PETROLEUM		0.97
108827IL	ACM	IDOT OTTO BAUM		0.25
104269IL	Sp. Waste	IDOT DIST 4 - KNOXVILLE AVE		35.91
108487IL	Sp. Waste	IL AMERICAN WATER		10.28
108309IL	Sp. Waste	IOWA INTERSTATE RR		499.57
105894IL	ACM	KEWANEE HOSPITAL		1.49
MS117	Sp. Waste	KOMATSU AMERICA	42.89	295.55
SMF1807	Sp. Waste	KRESS CORPORATION	9.09	9.09
TZ49080	Sp. Waste	LONZA		16.03
FO04799	Sp. Waste	MAC'S CONVIENCE EP		9.64
ASB001487	ACM	MIDWEST GENERATION		1.37
109483IL	Sp. Waste	MIDWEST GENERATION		22.41
108804IL	ACM	MIDSTATE SIDING		2.82
ASB25605	Sp. Waste	M & O Environmental Comp.		21.92
ASB25606	Sp. Waste	M & O Environmental Comp.	0.01	7.35
ASB25607	Sp. Waste	M & O Environmental Comp.	7.96	164.28
ASB25608	Sp. Waste	M & O Environmental Comp.	9.29	16.95
108749IL	ACM	MOLLECK, JEFF	1.38	1.38
104545IL	ACM	NATE BEADLE		7.19
104543IL	ACM	NOAH CONSTRUCTION		3.92
108822IL	ACM	OSF HOLY FAMIIY		3.28
103672IL	ACM	OSF ST FRANCIS		5.34
108364IL	ACM	OXIER, EMERSON		1.53
TZWM452675	Sp. Waste	PARSONS		7.64
BR4073	Sp. Waste	PEKIN HOSPITAL		20.40
ASB007156	ACM	PEORIA PUBLIC SCHOOLS		1.34
105854IL	Sp. Waste	PKM CORPORATION		9,088.57
104548IL	Sp. Waste	PRAIRIE FIRE EQUIPMENT		0.53
108243IL	Sp. Waste	PRAXAIR PEKIN		9.05
108244IL	Sp. Waste	PRAXAIR PEKIN		4.39
108227IL	ACM	REAL, ANITA		1.33
108341IL	ACM	RILEY, JOHN		3.13
101532IL	ACM	SPRINGLAKE CSD		0.87
110021IL	Sp. Waste	UNION PACIFIC RR	35.07	35.07
108750IL	Sp. Waste	WATER STREET RECONSTRUCT	15.54	15.54
108831IL	ACM	WELCHEL, ERNIE		6.03
108339IL	ACM	WILES, KYLE		0.50
108357IL	ACM	ZEHR, WARREN		5.88
108769IL	ACM	ZOSS, STANLEY		3.19
Sum			1,443.60	21,820.41

MSW		Special Waste		Total Landfill		Yardwaste Totals	
2009 MSW	2010 MSW	2009 SW	2010 SW	2009 Tot	2010 Tot	2009 YW	2010 YW
160,143	155,784	16,540	21,820	176,683	177,604	7,964	1,306

Year to Year Comparison September 2010





REQUEST FOR DISCUSSION

To: Peoria City/County Landfill Committee Members

From: Steven Giebelhausen Civil Assistant State's Attorney

AGENDA DATE REQUESTED: October 20, 2010

ACTION REQUESTED: Invoice payment approval for outside legal counsel.

BACKGROUND: Outside legal counsel, Phil Comella, has been retained to represent Peoria City/County in a portion of the ongoing litigation with RTC et al. Mr. Comella has submitted an invoice for legal services rendered in the amount of \$4,240.80 for action taken in the Cook County case. Approval for payment of the invoice is needed.

FINANCIAL IMPACT: – \$4,240.80

Writer's direct phone

(312) 460-5501

Writer's e-mail

pcomella@seyfarth.com

September 21, 2010

William W. P. Atkins
Chief Civil Assistant State's Attorney
Peoria County Courthouse
324 Main Street
Peoria, IL 61602

Re: Scattered Corporation v. City of Peoria

Dear Bill:

Enclosed is the bill for legal services rendered through September 8, 2010 in regard to the above matter. We thank you for the opportunity of working on this matter.

If you have any questions on the bill, please call me.

Very truly yours,

SEYFARTH SHAW LLP



Philip L. Comella

PLC:sld

Enclosure

cc: Randall Ray (w/ encl.)
David Barber.(w/ encl.)



September 21, 2010

City and County of Peoria
Peoria City/County Landfill Committee
419 Fulton Street
Suite 307
Peoria, IL 61602
William Atkins Chief Civil Assisistant State's Attorney

Invoice No. 1767315
0870 57107 / 57107-000003
Scattered Corporation v. City of Peoria

INVOICE SUMMARY

Total Fees	\$4,227.50
Total Disbursements	<u>13.30</u>
Total Fees and Disbursements This Statement	<u>\$4,240.80</u>

PLEASE RETURN THIS COPY WITH YOUR PAYMENT

PAYMENT BY CHECK VIA STANDARD MAIL:

Seyfarth Shaw LLP
3807 Collections Center Drive
Chicago, IL 60693

PAYMENT BY CHECK VIA OVERNIGHT MAIL:

Bank of America Lockbox Services
3807 Collections Center Drive
Chicago, IL 60693

PAYMENT BY WIRE TO:

Bank Name: Bank of America
Account Name: Seyfarth Shaw LLP Operating Account
Account Number: 5201743357
ABA Wire Payment Number: 026-009-593
ABA ACH Payment Number: 081-904-808
Swift Code: BOFAUS3N

September 21, 2010

Invoice No. 1767315
0870 57107 / 57107-000003
W6S

City and County of Peoria
Peoria City/County Landfill Committee
419 Fulton Street
Suite 307
Peoria, IL 61602
William Atkins Chief Civil Assisistant State's Attorney

For legal services rendered through September 8, 2010

Scattered Corporation v. City of Peoria

<u>Date</u>	<u>Attorney</u>	<u>Hours</u>	<u>Description</u>
08/16/10	P. Comella	0.70	Examine and revise draft dismissal order prepared by R. O'Meara for Allied Waste; telephone conference with R. O'Meara regarding need to keep case open until equipment removal.
08/23/10	P. Comella	0.80	Prepare for court hearing on Peoria's motion to compel equipment removal; telephone conference with J. Mann (Scattered's counsel) regarding response to August 3rd letter; follow up email with J. Mann; telephone conference with R. O'Meara regarding proposed orders dismissing case and need to remove equipment.
08/24/10	P. Comella	2.40	Prepare for hearing before Judge Hall on Peoria's motion to compel removal of equipment; attend hearing; negotiate outline of agreed order for Scattered to remove equipment; telephone conference with S. Giebelhausen to bring up to date on status; arrange for conference call; conference call w S. Giebelhausen and P. Sloan to discuss Scattered claim to electrical equipment; review email from P. Sloan regarding Ameren drawing.

BILLS ARE DUE AND PAYABLE UPON RECEIPT
THIS STATEMENT DOES NOT INCLUDE EXPENSES NOT YET RECEIVED BY THIS OFFICE
WHICH MIGHT HAVE BEEN INCURRED DURING THE PERIOD COVERED BY THIS BILLING

City and County of Peoria

<u>Date</u>	<u>Attorney</u>	<u>Hours</u>	<u>Description</u>
08/25/10	P. Comella	0.50	Examine P. Sloan email forwarding information regarding Ameren equipment; email to L. Bernstein to inform him that Ameren owns PT and CT equipment and forwarding Ameren photo.
08/31/10	P. Comella	0.20	Examine court order requiring agreed order by 9/3/10; send L. Bernstein follow up email inquiry about status.
09/01/10	P. Comella	1.60	Examine L. Bernstein email comments regarding equipment removal order; revise order; forward to S. Giebelhausen and P. Sloan for comment; forward to L. Bernstein; review additional comments forward by J. Connolly; telephone conference with P. Sloan to discuss Scattered's position that it owns plant building and separator vessel; examine background documents; forward revised order to L. Bernstein.
09/02/10	P. Comella	1.00	Examine changes to order requested by Scattered; telephone conference with S. Giebelhausen regarding Scattered's revisions to order on further extensions; telephone conference with P. Sloan regarding order; email to L. Bernstein inquiring about changes; revise Exhibit A per discussion with P. Sloan.
09/03/10	P. Comella	0.80	Revise Agreed Order; exchange emails with L. Bernstein regarding final changes (.3); revise again per comments and send to L. Bernstein for final approval (.3); respond to P. Sloan inquiry regarding ownership of equipment (.2).
09/07/10	P. Comella	1.50	Exchange various emails with L. Bernstein regarding revisions to order; exchange emails with P. Sloan regarding same; revise order to exclude Banco collateral; place call to S. Giebelhausen; exchange emails with L. Bernstein regarding details of order and entry.
Total Hours		9.50	
Total Fees			\$4,227.50

Timekeeper Summary

P. Comella - 9.50 hours at \$445.00 per hour

City and County of Peoria

Disbursements

Value

Long Distance Telephone

13.30

Total Disbursements

13.30

Total Fees And Disbursements This Statement

\$4,240.80

September 21, 2010

City and County of Peoria
Peoria City/County Landfill Committee
419 Fulton Street
Suite 307
Peoria, IL 61602
William Atkins Chief Civil Assisistant State's Attorney

0870 57107 / 57107-000003
Scattered Corporation v. City of Peoria

ACCOUNTS RECEIVABLE SUMMARY

A review of our records reflects the following invoice(s) remain unpaid. Please remit your payment promptly.

<i><u>Date</u></i>	<i><u>Invoice</u></i>	<i><u>Invoice Amount</u></i>	<i><u>Payment Received</u></i>	<i><u>Balance</u></i>
08/31/10	1757750	\$6,612.47	\$0.00	\$6,612.47

If you have any questions with regard to the amount as stated, please contact Kathy Hobbs in our Finance Department at 312-460-6046.

PLEASE RETURN THIS COPY WITH YOUR PAYMENT

PAYMENT BY CHECK VIA STANDARD MAIL:

Seyfarth Shaw LLP
3807 Collections Center Drive
Chicago, IL 60693

PAYMENT BY CHECK VIA OVERNIGHT MAIL:

Bank of America Lockbox Services
3807 Collections Center Drive
Chicago, IL 60693

PAYMENT BY WIRE TO:

Bank Name: Bank of America
Account Name: Seyfarth Shaw LLP Operating Account
Account Number: 5201743357
ABA Wire Payment Number: 026-009-593
ABA ACH Payment Number: 081-904-808
Swift Code: BOFAUS3N