

From: **Whittaker, Frank M** <frank.m.whittaker@wv.gov>
Date: Fri, Jul 30, 2021 at 8:32 AM
Subject: Re: Emergency request for hauling - Pine Creek Omar Landfill
To: Hager III, Joseph E <joseph.e.hageriii@wv.gov>, <b.j.chestnut@wv.gov>
Cc: Linda Harper <linda.b.harper@wv.gov>, Totten, Mark L <mark.l.totten@wv.gov>

BJ,

Your emergency request for leachate hauling from Pine Creek Omar is approved for a period of 60 days. Please follow all emergency procedures outlined in the Purchasing Division Procedures Handbook and return all supporting documentation to this office within 30 days of this approval for contract completion.

On Thu, Jul 29, 2021 at 4:06 PM Hager III, Joseph E <joseph.e.hageriii@wv.gov> wrote:

Josh Hager
Senior Buyer
WV Purchasing Division
2019 Washington Street, East, Bldg 15
Charleston, WV 25305
Phone: 304-558-8801
Joseph.E.HagerIII@wv.gov
www.WVPurchasing.gov

----- Forwarded message -----

From: **Chestnut, B J** <b.j.chestnut@wv.gov>
Date: Thu, Jul 29, 2021 at 12:43 PM
Subject: Emergency request for hauling - Pine Creek Omar Landfill
To: Joseph E Hager III <joseph.e.hageriii@wv.gov>

I should have just started a whole new email instead of replying to your previous one. That request is for Pine Creek Omar Landfill not Jackson County.

She has sent me the Jackson County Emergency request, but am I correct that we should wait until closer since it doesn't expire until 9-4. They are still hauling and haven't been debarred yet.

thanks. BJ



APPROVED
7/29/21

west virginia department of environmental protection

Division of Land Restoration
Landfill Closure Assistance Program
601 57th Street, SE
Charleston, WV 25304
(304) 926-0499

Austin Caperton, Cabinet Secretary
dep.wv.gov

July 29, 2021

Mr. Mike Sheets
Purchasing Director
West Virginia Purchasing Division
2019 Washington Street East
Charleston, WV 25305

RE: Pine Creek Omar Landfill; 60-Day Emergency Leachate Hauling

Dear Mr. Sheets,

The Landfill Closure Assistance Program is requesting approval of a 60-day emergency contract for the hauling of landfill leachate from the Pine Creek Omar Landfill (Landfill) to the Logan County Public Service District (PSD). Based on the maximum total gallons that can be disposed of at the PSD and current hauling volumes and prices, the estimated cost for the emergency hauling is \$250,000.00.

This Landfill continuously produces leachate and if significant rainfall occurs, the leachate could overflow the secondary tank and onto the ground potentially causing a danger to human health and/or the environment. Additionally, the current CMA, DEP2100000003, will expire on July 31, 2021 and WVDEP has chosen not to renew this CMA. This decision is based on the June 9, 2021 letter from West Virginia Purchasing to Ms. Joyce Matney notifying her that probable cause exists to begin debarment proceedings against Mountaineer Trucking.

Approval of this 60-day emergency hauling request will allow both Agencies time to issue a new solicitation and work through any potential legal proceedings resulting from the debarment of Mountaineer Trucking. If you have any questions or need additional information, do not hesitate to contact me at catherine.n.guynn@wv.gov or 304-561-5154.

Respectfully,
Catherine Guynn

Catherine Guynn
LCAP Program Manager

cc: Rob Rice, Director, WVDEP, Division of Land Restoration
Mike Sheehan, Deputy Director, WVDEP, Division of Land Restoration
BJ Chestnut, ASM 2, WVDEP, Business Operations
Bryan Dunlap, Project Manager, WVDEP, Landfill Closure Assistance Program