

MEMORANDUM

TO: REOI Recipients

FROM: Kitty McIlroy *KM*
Project Manager

DATE: February 5, 2026

SUBJECT: Addendum No. 14 to the Request for Expressions of Interest ("REOI") for Design, Build and Operate: Solar Installations on Municipal Solid Waste Property and Infrastructure AND/OR Systems for Beneficial Use of Landfill Gas for Mainly Small, Closed and/or Rural Landfills: Utilizing Standard or Mobile Turbines/Engines, Compressed Natural Gas/Renewable Natural Gas and/or Power Purchase Services, dated March 22, 2024.

This Addendum No. 14 is being issued to provide a status update on the review timeline of the REOI Clarification Responses and REOI Responses, that were due by Friday, October 17, 2025, by 4:00 p.m. (local time).

As set forth in Section A of the REOI, "If the Authority determines that there is sufficient interest and ability to provide these Services, the Authority may issue a Request for Proposals ("RFP") to provide that Service or negotiate a contract directly with an interested Contractor that has responded to this REOI," thus the Authority elected to negotiate a Master Service Agreement for its Member Jurisdictions' benefit.

Specifically, per review of the Clarification Responses and new and amended REOI Responses, an Evaluation Committee made up of Member Jurisdiction and Authority representatives recommended initial award under the solar portion of the REOI. The Evaluation Committee moved forward with a solar specific recommendation, before recommending any award of the landfill gas portion, in order to preserve solar pricing proposed, since certain equipment needed to be "safe harbored" for these projects, in order to lock in the tax benefits that are to expire due to the One Big Beautiful Bill Act ("OBBBA") tax code revisions. Specifically, certain equipment orders and construction (including off-site assembly) on solar projects were required to be initiated in time to secure the Investment Tax Credit ("ITC"), including the ordering of key off-site components, such as switchgears and transformers, prior to the Foreign Entities of Concern ("FEOC") restriction deadlines, implemented in the OBBBA. It is noted there was not the same time-sensitivity for landfill gas equipment orders, as the tax benefits are not immediately expiring under the federal tax code changes. Specifically, OBBBA did not change Section 48E, which is for claiming the Investment Tax Credit on landfill energy projects such as the ones included in the REOI.

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Comprehensive Waste Management Through Recycling, Reuse, Resource Recovery and Landfill

MEMBERS:

Karen Henry, Anne Arundel County / Vacant, Baltimore City / Anthony Russell, Jr., Baltimore County / Bryan Bokey, Carroll County
Maria Monteiro-E-Pereira, Frederick County / Joseph J. Siemek, Harford County / Mark A. DeLuca, Howard County / Guillermo Wainer, Montgomery County / Charles Glass, Maryland Environmental Service / Andrew Kays, Executive Director

Interested Contractors will receive written notification regarding an award or non-award for a contract under the solar portion of the REOI.

The Authority intends to issue additional Clarification Requests or Letters of Interest, as needed, to all landfill gas related Contractors believed to be susceptible to negotiations, by spring 2026, in order to confirm proposals of interest by the Members and allow the Evaluation Committee to recommend award of a Master Service Agreement or Agreements by summer 2026.

As a reminder, per Section D of the REOI: “Questions shall be emailed to procurement@nmwda.org.”

Please refrain from contacting the Authority or Member Jurisdiction Staff directly, regarding this REOI.

To those Contractors who submitted a response, we thank you for your time, interest and submission to this REOI.