



Agenda Item Summary

File #: 24-00053

Agenda Date: 1/23/2024

Agenda Item Name:

12th Amendment to Agreement #9675 between Alachua County and GFL Solid Waste Southeast

Presenter:

Gus Olmos, Director, (352) 548-1282

Description:

This 12th Amendment to the Agreement for curbside collection of solid waste, recyclable materials, and yard trash updates the number of households serviced, the amount owed to the contractor based on the certified unit count, the amount owed to the contractor to compensate for the minimum wage adjustment, updates the per unit pricing, and allow for payment to be made to the contractor for units added during the fiscal year.

Recommended Action:

Approve the 12th Amendment to Agreement #9675 between Alachua County and GFL Solid Waste Southeast, LLC for Solid Waste, Recyclable Materials, and Yard Trash Collection

Prior Board Motions:

On September 22, 2009, the County entered into the Solid Waste, Recyclable Material and Yard Trash Collection Agreement between Alachua County and EWS Central Florida Hauling, LLC. On April 22, 2014, the County entered into a Renewal Agreement with WCA of Florida, LLC (who purchased EWS) for the curbside collection of solid waste, recyclable materials, and yard trash effective through September 30, 2021. The First Amendment to the Agreement adjusted the unit count for Fiscal year 2014-2015 and was approved on December 9, 2014. The Second Amendment to the Agreement adjusted the unit count for Fiscal year 2015-2016 and was approved on November 10, 2015. The Third Amendment to the Agreement adjusted the unit count for Fiscal year 2016-2017 and was approved on July 11, 2017. This Amendment adjusted the unit count and made a compensation adjustment to account for the increase to the Minimum Wage Ordinance. The Fourth Amendment to the Agreement was approved on March 13, 2018, and adjusted the unit count for Fiscal year 2017-2018 and made a compensation adjustment to account for the increase to the Minimum Wage Ordinance. The Fifth Amendment to the Agreement was approved on January 8, 2019, and adjusted the unit count for Fiscal year 2018-2019 and made a compensation adjustment to account for the increase to the Minimum Wage Ordinance. The Sixth Amendment to the Agreement was approved on April 14, 2020, and adjusted the unit count for Fiscal year 2019-2020 and made a compensation adjustment to account for the increase to the Minimum Wage Ordinance. The Seventh Amendment to the Agreement was approved on February 9, 2021, and adjusted the unit count for Fiscal year 2020-2021 and made a compensation adjustment to account for the increase to the Minimum Wage Ordinance. The Eighth Amendment to the Agreement was approved on August 10, 2021, and

extended the agreement for an additional 5-year term as well as updated the liquidated damages section. The Ninth Amendment to the Agreement was approved on March 22, 2022, and adjusted the unit count for fiscal year 2021-2022 and made a compensation adjustment to account for the increase to the Minimum Wage Ordinance. The Tenth Amendment was approved on May 17, 2023, and adjusted the unit count for Fiscal Year 2022-23 and made a compensation adjustment to account for the increase in the Minimum Wage Ordinance. Amendment 11 was approved on October 17, 2023, and removed the exclusive right to provide subscription residential collection services.

Fiscal Note:

The collection of curbside solid waste is funded through a non-ad valorem assessment. There is \$4.67 million budgeted in account 148.76.7600.534.43.00 for expenses attributed to this collection agreement.

Strategic Guide:

Environment

Background:

This is the Twelfth Amendment to Agreement #9675 between Alachua County and GFL Solid Waste Southeast, LLC for Solid Waste, Recyclable Materials, and Yard Trash Collection. This Amendment updates the number of households serviced, the amount owed to the contractor based on the certified unit count, the amount owed to the contractor to compensate for the minimum wage adjustment, updates the per unit pricing, and allow for payment to be made to the contractor for units added during the fiscal year.

The amount owed to GFL Solid Waste Southeast, LLC for collection services is based upon the total number of universal collection area residential units as determined by the certified Non Ad Valorem Assessment Roll. This unit count must be updated annually following certification of the assessment roll. The FY 2022-2023 contracted amount of \$3,957,657.96 is amended to add 409 units at an additional cost of \$663,885.72 for a total of \$4,621,543.68 for FY 2023-2024. This increase also includes a 15% increase to the per unit rates to account for inflation. In addition, GFL Solid Waste Southeast, LLC is entitled to \$31,460.00 annually as a compensation adjustment for costs associated with compliance with the Alachua County Government Minimum Wage requirements for the period of October 1, 2023, through September 30, 2024. This is in addition to the \$31,460.00 for FY 2022-23 for a total of \$62,920.00

This Amendment provides for a one-time retroactive payment to account for these additional units collected during the period between October 1, 2023, and November 30, 2023. Following the approval of this amendment, all future invoices will include these additional monthly expenses.

This Amendment also provides a mechanism for Alachua County to compensate the contractor for their services when a residential unit is added to the curbside collection program after the certification of the non-ad valorem assessment roll.