

**Indian River County, Florida
Solid Waste Disposal District
Board Memorandum**

Date: October 7, 2022

To: Jason E. Brown, County Administrator

From: Sean E. Lieske, Director of Utility Services

Prepared By: Himanshu H. Mehta, PE, Managing Director, Solid Waste Disposal District

Subject: Eighteenth Amendment to Republic Services

Descriptions and Conditions:

On November 16, 2010, the Solid Waste Disposal District (SWDD) Board authorized the Solid Waste Operations and Maintenance Agreement with Republic Services of Florida, Limited Partnership (Republic Services). The agreement is for the operation and maintenance of the county's Class 1 landfill as well as non-Class 1 landfill services. Per a contract extension by the SWDD Board on February 21, 2017, the agreement is valid through December 31, 2024.

Due to Hurricane Ian, a Declaration of the State of Emergency was issued by the Governor of Florida for Indian River County on September 23, 2022, followed by a State of Emergency for Indian River County declared by the County Administrator on September 26, 2022. On September 30, 2022, Republic Services provided the attached Hurricane Preparedness Plan (Plan) for the 2022 Hurricane Season to allow a seamless disposal of storm debris at the landfill and the customer convenience centers (CCCs) with the least amount of effect on the residents of Indian River County. The plan is incorporated as the Eighteenth Amendment to Republic Services.

Although the landfill and the CCCs were closed on Wednesday, September 28, 2022, and Thursday, September 29, 2022, during Hurricane Ian, the landfill was re-opened at 7 am on Friday, September 30, 2022, and all five CCCs were opened at noon on Friday, September 30, 2022.

Analysis:

The following is a summary of services and costs from Republic Service for the Hurricane Preparedness Plan for the 2022 Hurricane Season:

- **Landfill Operations and Maintenance** – It is expected that there will be a significant volume increase for disposal into the Indian River County landfill as a result of the post storm cleanup activities. Republic Services has acknowledged that the current tipping fee of \$14.19 per ton (valid thru December 31, 2022) is sufficient to cover the additional operational and maintenance costs for the landfill utilizing existing equipment. The amendment does include SWDD providing reimbursement for mobilization and rental of equipment that is currently not part of routine operations. The

amendment also allows for reimbursement to cover additional costs associated with extra materials for road maintenance as well as costs for pumping excessive leachate.

- **Customer Convenience Centers** – A provision is included in the amendment to allow for extending the days/hours of operations of the CCCs at a cost of \$47.23 per hour per person. This rate only applies for labor hours that are outside of the normal operating hours, i.e., opening a center when it is normally closed or extending the hours of operations. Republic Services will utilize all of their current resources for the cleanup; however, there is a provision for Republic Services to utilize third-party services to expedite the cleanup. The reimbursement for CCC operations pre- or post-storm is based on the cost for hauling additional volume from the CCCs to the IRC landfill. This rate is set at \$20 per cubic yard; however, there is language in the plan to allow rate negotiations if market conditions are impacted by the storm event.

Funding:

Funding for the SWDD non-Class 1 landfill services is budgeted and available in the SWDD/CC & Recycling/Other Contractual Services, account number 41125534-033490-22601, which is funded from SWDD assessments and user fees. A special account has been setup to track specific hurricane expenses for Hurricane Ian.

Description	Account Number	Amount
SWDD/CC & Recycling/Other Contractual Services	41125534-033490-22601	Hurricane Expenses - To Be Determined

Recommendation:

Solid Waste Disposal District staff recommends that its Board approve the Eighteenth Amendment to Republic Services to provide additional services for the non-Class 1 landfill services in response to Hurricane Ian; approve these rates for any future potential 2022 hurricanes; and, authorize the Chairman to execute the same, as presented.

Attachment:

- 1) Eighteenth Amendment to Republic Services