

MEMORANDUM OF UNDERSTANDING

TOWN OF INDIAN RIVER SHORES

AND

INDIAN RIVER COUNTY, SOLID WASTE DISPOSAL DISTRICT

THIS MEMORANDUM OF UNDERSTANDING (“MOU”), entered into this ____ day of _____ 2018, by and between the Town of Indian River Shores (hereinafter referred to as the TOWN) and Indian River County, Solid Waste Disposal District (hereinafter referred to as the SWDD).

WHEREAS, on _____ 2018, the TOWN and SWDD entered into an Interlocal Agreement (the “Agreement”); and

WHEREAS, the TOWN has entered into a contract with the TOWN’s own independent and exclusive solid waste and recycling franchise collector for service within the Town limits; and

WHEREAS, the TOWN and SWDD agree that there are 1,643 single family residential units and 1,691 multi-family residential units in the TOWN as of January 2018.

WHEREAS, the SWDD entered into a service contract for the collection of recyclables from all residential units in Indian River County to commence on October 1, 2015 for the base term of seven (7) years expiring on September 30, 2022 with the option for renewal of three (3) years, if approved, expiring on September 30, 2025; and

WHEREAS, the TOWN has a mix of neighborhoods governed by homeowners’ associations that may or may not allow for curbside collection, but TOWN has agreed to convert all residential units to a cart-based recycling collection system beginning November, 2018; and

WHEREAS, the TOWN intends to actively participate in the next re-bid for the county-wide curbside recycling contract.

NOW THEREFORE, in consideration of the mutual undertakings herein and other good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, the parties agree, as follows:

1. **SWDD Responsibilities.**

- a. The SWDD shall provide 3,000 standard 64-gallon blue recycling carts to the TOWN’s franchisee at the inception of the single stream recycling program within the TOWN.
- b. The SWDD shall pay a rate of \$2.03 per month per single family residential units and pay a rate of \$1.53 per month per multi-family residential units effective upon execution of this MOU.

- c. The SWDD shall adjust these rates on an annual basis based on the actual assessment that is approved by the Indian River County Solid Waste Disposal District per the calculations in Attachment A. The adjusted rates will apply as of October 1, 2019 and annually thereafter.
- d. When the SWDD issues the next RFP for county-wide recycling collection services, the RFP will include competitively bid pricing for premium recycling service for single family residents of the TOWN. Premium service could include retrieving, emptying, and returning recycling carts to the side door/rear door (or some variation thereof). The TOWN and SWDD will collaborate to finalize the premium service options and pricing strategy.
- e. The SWDD recycling collection RFP will include competitively bid pricing for premium recycling service for TOWN multi-dwelling properties. Premium service could include retrieving, emptying, and returning recycling carts or roll-out containers from various locations on certain multi-dwelling properties. The TOWN and SWDD will collaborate to finalize the premium service options and pricing strategy.

2. TOWN Responsibilities.

- a. The TOWN shall direct their recycling franchise collector to deliver, utilize, maintain and repair/replace the single stream carts provided by SWDD.
- b. . So long as the TOWN uses their own independent and exclusive franchise recycling collector, the SWDD shall, on a monthly basis, provide the TOWN a transfer of funds for residential recycling based on the GIS units stated above. The TOWN shall only use these funds to compensate their franchised collector for base recycling services. Proof of payment to TOWN’s franchised collector shall be provided to SWDD within 30 days of payment to the TOWN’s franchised collector. If the TOWN should elect to have recycling collection services above and beyond this compensation, the TOWN’S franchised collector shall collect the fees for those additional services at the direction of the TOWN.
- c. The TOWN shall provide a monthly update on the number of new single family and multi-family residential units that have received a “Certificate of Occupancy” as well as any residential units that have received a “Demolition Permit”. The total residential counts will be adjusted up or down accordingly.

IN WITNESS WHEREOF, the parties have caused this Memorandum of Understanding to be executed by their respective duly authorized officers as of the day and year first written above.

Attest:

Jeffrey R. Smith, Clerk of Court and
Comptroller

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

By:

By:

Deputy Clerk

Peter D. O'Bryan, Chairman

Date Approved by SWDD: _____

Approved By:

Approved as to Form and Legal Sufficiency By:

Jason E. Brown, County Administrator

Dylan Reingold, County Attorney

Attest:
Laura Aldrich, Town Clerk

Town of Indian River Shores


By: 
Town Clerk

By: 
Thomas F. Slater, Mayor

Date Approved:

Approved By:

Approved as to Form and Legal Sufficiency By:


Robert H. Stabe, Jr., Town Manager


Chester Clem, Town Attorney

ATTACHMENT A

SWDD - SINGLE STREAM RECYCLING ASSESSMENT - FISCAL YEAR 2017/18		
<i>DESCRIPTION</i>	<i>COST / UNITS</i>	<i>CALCULATION KEY</i>
TOTAL RECYCLING EXPENSES (CCC's & Single Stream Recycling)	\$4,850,000	a SWDD Budget
% Expenses for Single Stream Recycling	54%	b SWDD Budget
Total Single Stream Recycling Expenses	\$2,600,000	c $c = a * b$
TOTAL RECYCLING & NON-ASSESSMENT REVENUES	\$1,563,645	d SWDD Budget
% of Revenues for Single Stream Recycling	54%	e $e = b$
Total Single Stream Recycling Revenues	\$838,243	f $f = d * e$
SUBTOTAL SINGLE STREAM RECYCLING ASSESSMENT	\$1,761,757	g $g = c - f$
Adjustment for 95% Revenues	\$92,724	h $h = g / 0.95 - g$
TOTAL SINGLE STREAM RECYCLING ASSESSMENT	\$1,854,481	i $i = g + h$
TOTAL NUMBER OF RESIDENTIAL WASTE GENERATION UNITS (WGU)	121,593	j Property Appraiser
Annual Single Stream Rate per WGU	\$15.25	k $k = i / j$
Annual Total Single Family Cost	\$24.40	l $l = k * 1.6$
Monthly Total Single Family Cost	\$2.03	m $m = l / 12$
Annual Total Multi-Family Cost	\$18.30	n $n = k * 1.2$
Monthly Total Multi-Family Cost	\$1.53	o $o = n / 12$
Total Number of Single Family Units in the Town of Indian River Shores	1,643	p IRC GIS
Monthly Single Family Reimbursement	\$3,341.11	q $q = m * p$
Annual Single Family Reimbursement	\$40,093.27	r $r = q * 12$
Total Number of Multi-Family Units in the Town of Indian River Shores	1,691	s IRC GIS
Monthly Multi-Family Reimbursement	\$2,579.04	t $t = o * s$
Annual Multi-Family Reimbursement	\$30,948.44	u $u = t * 12$
Total Monthly Reimbursement	\$5,920.14	v $v = q + t$
Total Annual Reimbursement	\$71,041.71	w $w = r + u$

Notes:

- 1) The Single Stream Recycling portion of the Annual Residential SWDD Assessment is based on the total expenses minus a portion of recycling revenues for single stream recycling.
- 2) The annual single stream rate is arrived at taking the total Single Stream Recycling portion divided by the number of total number of residential waste generation units (WGU) as provided by the Property Appraiser.
- 3) One WGU is equal to one ton of waste. An single family residential unit is 1.6 times the number of WGU's. A multi-family residential units is 1.2 times the number of WGU's.
- 4) The above rates are approved annually by the Solid Waste Disposal District Board per a public hearing budgetary procedures. The rates are on a fiscal year basis, i.e. from October 1 to September 30.
- 5) The Indian River County GIS Department has used the annual tax roll information to determine the total number of single family and multi-family units within the Town of Indian River Shores.