

**FIRST AMENDMENT TO RECYCLING SERVICES AT GOVERNMENT BUILDINGS AND FACILITIES  
AGREEMENT**

**This First Amendment to Recycling Services at Government Buildings and Facilities Agreement** (“First Amendment”) is by and between the Solid Waste Disposal District (SWDD), a dependent special district of INDIAN RIVER COUNTY, a Political Subdivision of the State of Florida organized and existing under the Laws of the State of Florida, (hereinafter called Owner) and Waste Management Inc. of Florida (hereinafter called Contractor). Owner and Contractor, in consideration of the mutual covenants hereinafter set forth, agree as follows:

**RECITALS**

**WHEREAS**, on January 9, 2018, SWDD and Contractor entered into the Recycling Services at Governmental Buildings and Facilities Services Agreement pursuant to Bid Number 2018010 (the Contract Agreement); and

**WHEREAS**, SWDD and Contractor desire to amend the Rate Adjustment procedure to allow sufficient time to request a rate adjustment;

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

1. **Recitals.** The above recitals are true and correct and are incorporated herein.
2. **Article 4.04 B Amended.** The entire paragraph in Article 4.04 B is replaced with the following:
  - B. Contractor may request an annual rate adjustment. Such request must be submitted in writing to SWDD no later than June 1 of the year in which Contractor would like the rate adjustment to go into effect. Such rate adjustments are subject to approval by the County Administrator or his designee. If approved, the rate adjustment would become effective October 1 of that year.
3. All other provisions of the Agreement shall remain in full force and effect.

**IN WITNESS WHEREOF**, SWDD and Contractor executed this First Amendment this \_\_\_\_ day of April 2020:

**Owner:**

**Contractor:**

INDIAN RIVER COUNTY SOLID WASTE DISPOSAL DISTRICT

WASTE MANAGEMENT INC. OF FLORIDA

By: \_\_\_\_\_  
Susan Adams, Chairman

By: \_\_\_\_\_  
Name: David Myhan  
Title: President

Date: \_\_\_\_\_

**APPROVED:**

**ATTEST:**

By: \_\_\_\_\_  
Jason E. Brown, County Administrator

Jeffrey R. Smith, Clerk of Court and Comptroller

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY:**

Attest: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
Dylan Reingold, County Attorney