



**INDIAN RIVER COUNTY**  
**SOLID WASTE DISPOSAL DISTRICT**  
**BOARD MEMORANDUM**



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**Date:** June 28, 2017  
**To:** Jason Brown, County Administrator  
**From:** Vincent Burke, P.E., Director of Utility Services  
**Prepared By:** Himanshu H. Mehta, P.E., Managing Director, Solid Waste Disposal District  
**Subject:** Final Pay to INEOS New Planet BioEnergy, LLC for Yard Waste Processing Services through March 31, 2017

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**DESCRIPTIONS AND CONDITIONS:**

On July 15, 2011, the Indian River County Solid Waste Disposal District (SWDD) entered into a Feedstock Supply Agreement (FSA) with INEOS New Planet BioEnergy, LLC (INPB) to supply vegetative waste for the production of bioethanol energy product and renewable power. The term of the agreement was for a period of twenty (20) years. The Indian River BioEnergy Center, operated by INPB, ceased operations of its facility at 925 74th Avenue SW effective December 31, 2016.

On December 20, 2016, the SWDD Board approved the Ninth Amendment with INPB, which provided for a transition of vegetative waste from the Indian River BioEnergy Center to SWDD's vegetative processing area from January 2, 2017 through March 31, 2017.

On March 7, 2017, the SWDD Board approved the award of bid for yard waste processing and disposal services to Mr. Mulch, Inc. to provide services on SWDD's vegetative processing area beginning April 1, 2017.

Overall, the transition from the INPB facility to SWDD's facility was smooth, and staff and INEOS have been mutually working on officially terminating the existing FSA and the accompanying Landfill Gas Agreement (LFGA). Staff has also been coordinating with Arbor One, ACA (Arbor One), who is the bank that provided the bond guaranteed in part by the U.S. Department of Agriculture to INPB for their project.

In order to avoid further delay, staff is requesting approval of the final payment to INPB for services through March 31, 2017.

**ANALYSIS:**

INPB has satisfactorily provided services through March 31, 2017, and submitted a total final invoice of \$38,293.56. This invoiced amount includes a credit of \$13,500 for the sale of landfill gas credits via Blue Source.

**FUNDING:**

Funding for yard waste processing is budgeted and is available in the Other Professional Services account in the SWDD Recycling fund, which is funded through user assessment fees. The annual budget includes \$864,000 for yard waste processing in the 2016/2017 fiscal year.

<b>Description</b>	<b>Account Number</b>	<b>Amount</b>
SWDD Recycling Fund - Other Professional Services	41125534-033190	\$38,293.56

**RECOMMENDATION:**

SWDD staff recommends that its Board approve INPB's final invoice amount of \$38,293.56.

**ATTACHMENT(s):**

1. INPB Final Invoice