

RFP240453BJB
Lee-Hendry Regional Solid Waste Disposal Facility Service Agreement
Waste Management Inc. of Florida - Amendment No. 1

**FIRST AMENDMENT OF LEE – HENDRY REGIONAL SOLID WASTE DISPOSAL
FACILITY SERVICE AGREEMENT**

THIS FIRST AMENDMENT OF LEE – HENDRY REGIONAL SOLID WASTE DISPOSAL FACILITY SERVICE AGREEMENT, is made and entered into by and between the Lee County Board of County Commissioners, a political subdivision of the State of Florida ("County") and Waste Management Inc. of Florida ("Company"), collectively, the "Parties."

WHEREAS, the County entered into a Service Agreement for the operation of the Lee-Hendry Landfill, through Solicitation RFP240453BJB, with Company on the 26th day of June, 2025 ("Agreement"); and,

WHEREAS, after the execution of the Agreement the County determined it would be in their best interest to revise APPENDIX 11 – WASTE MATERIAL TYPES of the Agreement to add several new material types, add additional inbound materials grid options "by contract administrator only," and add default grid classifications for outbound materials; and,

WHEREAS, after the execution of the Agreement the County also determined it would be in their best interest to remove 'RSM' from the Class III Tonnage Rate Category of Table 3.1 of SECTION 3.1 – SERVICE FEE of ARTICLE III – PAYMENT of the Agreement; and,

WHEREAS, County and Company desire to enter into this First Amendment to add the several new material type rows, add a new "BY CONTRACT ADMINISTRATOR APPROVAL ONLY" column of inbound material grid options, add the OUT MATERIALS section of the APPENDIX 11 – WASTE MATERIAL TYPES table, and strike 'RSM' the Class III Tonnage Rate Category of Table 3.1 of SECTION 3.1 – SERVICE FEE of ARTICLE III – PAYMENT of the Agreement.

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING AND THE MUTUAL COVENANTS CONTAINED HEREIN, IT IS AGREED AS FOLLOWS:

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1. Effective upon full execution of this Amendment, APPENDIX 11 – WASTE MATERIAL TYPES of the Agreement shall be superseded by:

LEE/HENDRY LANDFILL MATERIAL AND GRID LISTING FOR REFERENCE				
<u>INBOUND MATERIALS</u>				
KEY	DESCRIPTION	PRIMARY GRID	BY CONTRACT ADMINISTRATOR APPROVAL ONLY	NEVER TO THIS GRID
CFM SLUDGE	CFM SLUDGE	C	A,B	D
CONT SOIL	CONTAMINATED SOIL	A	B	C,D
H ASBEST	ASBESTOS HENDRY	D	A,B	C
H C&D, CD	C & D HENDRY	D	A,B	C
H HORT	HENDRY HORTICULTURE	D	A,B,C	
HBOAT/RV	HENDRY BOAT/RV	D	A,B	C
HCLASSIII	HENDRY CLASS III	D	A,B	C
HMSW, MSW	MSW HENDRY	B		A,C,D
HSAND	HENDRY LANDFILL SAND	A	B,D	C
HTIRE XL	HENDRY XL TIRE	A	B,D	C
INLEACHATE	LANDFILL LEACHATE IN	E		A,B,C,D
L ASBEST	ASBESTOS LEE	D	A,B	C
L C&D	C & D LEE @ LHLF	D	A,B	C
L HORT	LANDFILL HORT	D	A,B,C	
L HORT RES	LANDFILL HORT RES	D	A,B,C	
LSHINGLE	LANDFILL SHINGLE	D	A,B	C
LASH	LANDFILL ASH	A	B	C,D
LBOAT/RV	LANDFILL BOATS & RVS	D	A,B	C
LCLASSIII	LANDFILL CLASS III	D	A,B	C
LMSW	LANDFILL MSW	B		A,C,D
LTIRECHIPS	LANDFILL TIRE CHIPS	B	A,D	C
MXD GLASS	LANDFILL MIXED GLASS	D	A,B	C
MULCH IN	MULCH IN COMPOST	C		A, B,D
RIP RAP	RIP RAP FOR ROADS	F		A,B,C,D
RSM	RESI SCRND MATERIAL	D	A,B	C
SAND	LANDFILL SAND	A	B,D	C
SLUDGE COL	SLUDGE COLLIER	C	A	B, D
SLUDGE HEN	SLUDGE HENDRY	A	C	B, D
SLUDGE LEE	SLUDGE LEE	C	A	B, D
SLUDGE NC	SLUDGE-NON COMPOST	A	B,D	C
SOIL	COVER SOIL-NOT DISPOSAL	F		A,B,C,D
STORAGE LF	FERROUS STORAGE LHLF	F		A,B,C,D
TIRE XL	XL TIRES OFF ROAD	A	B,D	C

Notes on Inbound Materials: All inbound materials need to have a grid assigned by scalehouse staff.

Landfill staff has to notify scalehouse staff when to send a material to a secondary grid.

Grids E and F should only be used when assigned as Primary Grid above.

OUT MATERIALS			
KEY	DESCRIPTION	DEFAULT GRID	OTHER COMMENTS
COMPST CY	COMPOST FINE CU YDS	C	H HORT, L HORT & L HORT RES only permitted to go to Grid C if the horticulture is ground.
COMPST OUT	COMPOST OUT	C	
COMPST TON	COMPOST FINE TONS	C	
E COMP CY	EXEMPT COMPOST CY	C	
E COMP TON	EXEMPT COMPOST TONS	C	
GLASS OUT	MXD GLASS OUT	F	
L HORT OUT	LANDFILL HORT OUT	F	
LMULCH OUT	LANDFILL MULCH OUT	F	
LTIRES OUT	LANDFILL TIRES OUT	F	
LWHITE OUT	LANDFILL WHITE OUT	F	
LXLTIROUT	LANDFILL XL TIRE OUT	F	
METAL OUT	METAL OUT LANDFILL	F	
OUT C&D	OUTBOUND C & D	D	
OUT CLASS	CLASS III OUT	D	

A = ASH B = CLASS I C= COMPOST D = CLASS III E = NO ASSIGNMENT F - STORAGE

2. Effective upon full execution of this Amendment, Table 3.1 of SECTION 3.1 – SERVICE FEE of ARTICLE III – PAYMENT of the Agreement shall be superseded by:

Table 3.1

<u>Tonnage Rate Category</u>	<u>Landfill Operations Area for Disposal</u>	<u>Included Material Types*</u>
Class I MSW	Class I MSW Landfill	LMSW, HMSW
Class I C&D	Class I MSW Landfill	L C&D, H C&D, LCLASSIII, HCLASS III, LSHINGLE, LTIRECHIPS
Class III	Class III Landfill	L C&D, H C&D, LCLASSIII, HCLASS III, LSHINGLE, TIRECHIPS, L HORT, L HORT RES, H HORT
Ash	Class I Ash Monofill or Class I MSW Landfill	LASH
Other	Class I Ash Monofill or Class I MSW Landfill or Class III Landfill	SLUDGE HEN, SLUDGE LEE, CFM SLUDGE, CONT SOIL, TIRE XL, HTIRE XL, LTIRECHIPS, SAND, HSAND, L ASBEST, H ASBESTOS, L BOAT/RV

*A description of Material Types is provided in Appendix 11 – Waste Material Types

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IN WITNESS WHEREOF, this First Amendment of the Agreement has been signed and sealed, in duplicate, by the respective parties hereto. Each individual signing this Amendment directly and expressly warrants that he/she has been given and has received and accepted authority to sign and execute the Amendment on behalf of the party for whom it is indicated he/she has signed, and further has been expressly given and received and accepted authority to enter into a binding amendment on behalf of such party with respect to the matters contained herein and as stated herein.

DATED this 1/7/2026 | 11:10 AM EST by the Lee County Board of County Commissioners.

COUNTY: LEE COUNTY, FLORIDA

Signed by:

BY: 
Rebecca Rodriguez
A3D744BD96384BE...
Director of Solid Waste, on behalf of the
Board of County Commissioners

APPROVED as to Form for the Reliance of
Lee County Only

DocuSigned by:

BY: 
Amanda L. Swindle
EC9B5A5584DD473...
County Attorney's Office

DATED this 16 day of December, 2025 by Waste Management Inc. of Florida

ATTEST:


(Witness) Coleen Houlihan

BY: 
Authorized Signature

David M. Myhan
Authorized Signature Printed Name

President

Authorized Signature Title

CORPORATE SEAL:

