

THIRD AMENDMENT OF SOLID WASTE AND RECYCLING COLLECTION FRANCHISE
AGREEMENT FOR LEE COUNTY SERVICE AREA NUMBER ONE

THIS THIRD AMENDMENT OF THE SOLID WASTE AND RECYCLING COLLECTION FRANCHISE AGREEMENT FOR LEE COUNTY SERVICE AREA NUMBER ONE, 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 Advanced Disposal Services Solid Waste Southeast, Inc. ("Contractor"), collectively, the "Parties."

WHEREAS, the County entered into an Agreement for the purchase of collection and hauling services for Franchise Service Area Number One in Lee County with Contractor on the 29th day of September, 2023 ("Agreement"); and,

WHEREAS, on the date the Agreement was executed, the Contractor's business entity name was Advanced Disposal Services Solid Waste Southeast, Inc., with a Federal Tax ID Number of 65-0858287, which entity is now an indirect subsidiary of Waste Management Inc. with a Federal Tax ID Number of 59-1094518, and using a payment Agent, WM Corporate Services, Inc. ("Payment Agent"); and,

WHEREAS, as Payment Agent, WM Corporate Services, Inc. provides treasury management services and receives payments on behalf of Advanced Disposal Services Solid Waste Southeast, Inc.; and,

WHEREAS, after execution of the Agreement, Waste Management, Inc. desired to consolidate entities and will begin operating under this Agreement as Waste Management Inc. of Florida, while still using WM Corporate Services, Inc. as Payment Agent; and,

WHEREAS, County and Contractor desire to enter into this Third Amendment to continue their Agreement, County Contract # 9892, with Waste Management Inc. of Florida continuing to provide services pursuant to the Agreement, and Payment Agent receiving payments from the County for the same.

WAIVER

Solid Waste and Recycling Collection Franchise Agreement – Area 1
Waste Management Inc. of Florida - Amendment No. 3

Old Contract # 9892
New Contract # [10332](#)

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

Contractor shall continue to supply such products and services in accordance with the terms, conditions, and specifications of the Agreement, County Contract # 9892, including appendices and amendments, and Contractor's response.

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WAIVER
Solid Waste and Recycling Collection Franchise Agreement – Area 1
Waste Management Inc. of Florida - Amendment No. 3

Old Contract # 9892
New Contract # 10332

IN WITNESS WHEREOF, this Third Amendment of the Agreement has been signed and sealed, in duplicate, by the respective parties hereto. Each individual signing this Agreement directly and expressly warrants that he/she has been given and has received and accepted authority to sign and execute the Agreement 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 agreement on behalf of such party with respect to the matters contained herein and as stated herein.

DATED this 11/1/2024 | 10:46 AM EDT by the Lee County Board of County Commissioners.

COUNTY: LEE COUNTY, FLORIDA

DocuSigned by:
BY: Douglass L. Whitehead
764B298DA8E6491
Douglass Whitehead
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 30 day of October, 2024 by Advanced Disposal Services Solid Waste
Southeast, Inc.

ATTEST:

BY: David M. Myhan
Authorized Signature

Coleen T. Korte
(Witness)

DAVID M MYHAN, PRES
Authorized Signature Printed Name

DAVID M MYHAN, PRES
Authorized Signature Title

CORPORATE SEAL:

