

WAIVER  
Solid Waste and Recycling Collection Franchise Agreement – Area 2  
Waste Management Inc. of Florida - Amendment No. 3

Old Contract # 9893  
New Contract # [10333](#)

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

THIS THIRD AMENDMENT OF THE SOLID WASTE AND RECYCLING COLLECTION FRANCHISE AGREEMENT FOR LEE COUNTY SERVICE AREA NUMBER TWO, 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 Two in Lee County with Contractor on the 29<sup>th</sup> 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 # 9893, 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.

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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 # 9893, including appendices and amendments, and Contractor's response.

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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 | 10:45 AM EDT by the Lee County Board of County Commissioners.

COUNTY: LEE COUNTY, FLORIDA

DocuSigned by:  
Douglass L. Whitehead  
BY: 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:  
Amanda L. Swindle  
BY: 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 Harrison  
(Witness)

DAVID M MYHAN, PRES.  
Authorized Signature Printed Name

DAVID M MYHAN, PRES.  
Authorized Signature Title

CORPORATE SEAL:

