

CITY OF DELRAY BEACH
AMENDMENT NO. 3 TO
EXCLUSIVE FRANCHISE AGREEMENT FOR THE COLLECTION OF SOLID WASTE
AND RECYCLABLE MATERIALS

THIS AMENDMENT NO. 3 to the Exclusive Franchise Agreement for the Collection of Solid Waste and Recyclable Materials dated February 27, 2023 by and between the City of Delray Beach, Florida, a municipal corporation organized and existing under the laws of the State of Florida (the "City") and Waste Management Inc. of Florida, a Florida Corporation authorized to do business in the State of Florida ("Waste Management" and/or "Contractor") (collectively, the "Parties"), is made and entered into this ____ day of _____, 2026 ("Amendment Date"). All the Parties have legal capacity to enter into this Amendment and intend to be legally bound.

RECITALS

WHEREAS, the Parties entered into an Exclusive Franchise Agreement for the Collection of Solid Waste and Recyclable Materials dated February 27, 2023, the term of which commenced as of October 1, 2023 (the "Agreement"); and

WHEREAS, the type of residential service and days of residential service the Contractor provides are outlined in Exhibit 1; and

WHEREAS, the City and Contractor have agreed to update Exhibit 1 to update titles and contact information; and

WHEREAS, the City and Contractor have agreed to update Exhibit 1 to reflect the change of Curbside Plastic Bag Service to Curbside City Roll Cart Service in Imperial Villas; and

WHEREAS, the City Commission finds that amending the Agreement is in the best interest of the City of Delray Beach.

NOW, THEREFORE, in consideration of the mutual covenants contained herein and for other good and valuable consideration, the receipt and sufficiency of which is acknowledged, and to avoid protracted litigation, it is hereby agreed among the Parties as follows:

1. The recitals set forth above are incorporated herein.
2. The original Exhibit 1, Curb Side Plastic Bag Service, is updated and replaced with the attached Exhibit 1.
3. Except as provided herein, all other terms and conditions of the Agreement remain in full force and effect and are hereby confirmed.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the City and Contractor hereto have executed this Amendment No. 3 as of the day and year first above written.

ATTEST:

CITY OF DELRAY BEACH

Alexis Givings, City Clerk

BY: _____
Thomas F. Carney, Jr. Mayor

Approved as to form for legal sufficiency:

Lynn Gelin, Esq., City Attorney

**WASTE MANAGEMENT INC. OF
FLORIDA**

BY: _____

Printed Name

Title

STATE OF FLORIDA

COUNTY OF _____

The foregoing instrument was acknowledged before me this _____ day of _____, 2026, by means of ☐ physical presence or ☐ online notarization, by _____ (Name of Person) as _____ (type of authority) for _____ (Name of party on behalf of whom instrument was executed).

☐ Personally known to me OR

☐ Produced _____ as identification.

SEAL

Notary Public – State of Florida

Date Commission Expires: _____

Exhibit 1 - Residential Curbside Service

