



## Legislation Text

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**TO:** Mayor and Commissioners  
**FROM:** Sam Walthour, Interim Director, Neighborhood & Community Services  
**THROUGH:** Jennifer Alvarez, Interim City Manager  
**DATE:** February 9, 2021

### INTERLOCAL AGREEMENT FOR THE DELIVERY OF MUNICIPAL SOLID WASTE TO DESIGNATED FACILITIES AND FOR A MUNICIPAL REVENUE SHARING RECYCLING PROGRAM

#### **Recommended Action:**

Motion to Approve acceptance of an Interlocal Agreement between the Solid Waste Authority of Palm Beach County (SWA) and the City of Delray Beach (City) for the delivery for Municipal Solid Waste to Designated Facilities and for the operation of a recycling program between SWA and the City.

#### **Background:**

The action before the City Commission is consideration to accept Interlocal Agreement for the delivery of Municipal Solid Waste to Designated Facilities for a Municipal Revenue Sharing Recycling Program Between the Solid Waste Authority of Palm Beach County and the City of Delray Beach. The Authority agrees to pay the City a minimum of 50% of the Net Revenues earned from the sale of Residential Recovered Materials attributable to the City on a quarterly basis. The actual percentage will be determined annually through the Authority's budget process. The Net Revenues to be shared will consist of the Residential Recovered Materials Revenues received by the Authority for each quarter less the Processing Cost for that quarter. That amount will be divided by the total tons received to determine an average price per ton and then multiplied by the adopted annual revenue share percentage to set the program price to be paid for the quarter. The Net Revenue distribution formula will be based on the number and type of residential units serviced by the City in relation to the total number of these units for all municipalities participating in this program or on the actual amount delivered for municipalities that haul their own material. Each participating municipality will either be classified as a Self-Haul City or a Combined-Haul City. Self-Haul Cities will receive a revenue share based on the actual weight of Acceptable Loads delivered to a Designated Facility. Combined-Haul Cities will share the balance of those net revenues based upon the proportion of their total ERUs serviced in comparison to the total ERUs serviced for all Combined-Hauler Cities in Palm Beach County.

#### **City Attorney Review:**

Approved as to form and legal sufficiency.

#### **Funding Source/Financial Impact:**

N/A

#### **Timing of Request:**

N/A