

**First Amendment to  
Franchise Agreement between City of Port St. Lucie, Florida  
and FCC Environmental Services Florida, LLC for the  
Collection of Solid Waste and Recyclable Materials**

Contract # 20220061

**The City of Port St. Lucie**, a Florida municipal corporation (“City”) and **FCC Environmental Services Florida, LLC** (“Contractor”), collectively hereinafter referred to as the “Parties” agree on this \_\_\_\_ day of \_\_\_\_\_, 2022 (“Effective Date”) to modify the following terms and conditions of the existing Franchise Agreement (“Agreement”) and its Addenda, pursuant to Section 56 of the Agreement:

1. Section 39.1.2. is hereby amended to reduce the franchise fee paid to the City in a monthly basis from four percent (4%) to three percent (3%).
2. Exhibit Three (3) is amended to add the haul rate for commercial roll off compactors. Table item three (3) will read “Roll Off Compactors” in column one (1), “N/A” in column two (2) for the number of containers and a “Pull Fee” of \$290.00 in column three (3). The total amount in column four (4) will read “Per each” as the current number of Roll Off Compactors is unknown.
3. Table numbers in Exhibit Three (3) have changed due to the addition of Table Three (3) “Roll Off Compactors.” Copy of Exhibit Three (3) is attached to this Amendment.

In the event of any conflict between this Amendment and the prior addenda and Agreement, the terms of this Amendment shall govern. All other terms and conditions of the original contract and/or addenda apply.

IN WITNESS WHEREOF, the parties have executed this contract at Port St. Lucie, Florida, on the day and year first above written.

**[SIGNATURE PAGES FOLLOW]**

CONTRACTOR

By: \_\_\_\_\_  
Inigo Sanz, Chief Executive Officer

STATE OF TEXAS                    )  
  ) ss  
COUNTY OF MONTGOMERY    )

Sworn to (or affirmed) and subscribed before me by means of physical presence, this \_\_\_\_ day of \_\_\_\_\_ 2022, by Inigo Sanz, Chief Executive Officer and Authorized Representative of FCC Environmental Services Florida, LLC. He is \_\_\_\_ personally known to me or \_\_\_\_ produced identification and did/did not take an oath.

NOTARY PUBLIC:

\_\_\_\_\_  
Signature of Notary Public

\_\_\_\_\_  
Print Name of Notary Public  
Notary Public, State of Texas  
My Commission expires

NOTARY SEAL/STAMP

CITY OF PORT ST. LUCIE FLORIDA

By: \_\_\_\_\_  
Russ Blackburn, City Manager

STATE OF FLORIDA            )  
  ) ss  
COUNTY OF \_\_\_\_\_ )

Sworn to (or affirmed) and subscribed before me by means of physical presence, this \_\_\_\_ day of \_\_\_\_\_ 2022, by Russ Blackburn, City Manager. He is \_\_\_\_ personally known to me or \_\_\_\_ produced identification and did/did not take an oath.

NOTARY PUBLIC:

\_\_\_\_\_  
Signature of Notary Public

\_\_\_\_\_  
Print Name of Notary Public  
Notary Public, State of Florida  
My Commission expires

NOTARY SEAL/STAMP

### EXHIBIT 3

#### Rates for Commercial Collection Services

The following Rates for Commercial Collection Services include the provision of all labor, equipment, and other services related to the collection and disposal of all materials, as described in the Franchise Agreement. Rates include all costs, including Franchise Fees.

1	<b>COMMERCIAL CART SERVICE</b>			
	DESCRIPTION OF SERVICES	# of Customers	Monthly Fee	Total Monthly Service Fee
		"A"	"B"	"A" times "B"
	96 Gallon Cart 1/per week/Solid Waste	200	\$20.55	\$4,110.00
	96 Gallon Cart 2/per week/Solid Waste	200	\$41.10	\$8,220.00
	96 Gallon Cart 1/per week/Recycle	200	\$10.80	\$2,160.00
	96 Gallon Cart 2/per week/Recycle	200	\$21.59	\$4,318.00
			<b>TOTAL</b>	<b>\$18,808.00</b>
2	<b>ROLL-OFF OPEN TOP CONTAINER</b>			
	DESCRIPTION OF SERVICES	# of Containers	Pull Fee	Total Monthly Pull Service Fee
		"A"	"B"	"A" times "B"
	10 Yard Open Top	3	\$230.96	\$692.88
	15 Yard Open Top	8	\$236.11	\$1,888.88
	20 Yard Open Top	31	\$241.26	\$7,479.06
	30 Yard Open Top	19	\$246.44	\$4,682.36
	40 Yard Open Top	5	\$251.56	\$1,257.80
			<b>TOTAL</b>	<b>\$16,000.98</b>
3	<b>ROLL-OFF COMPACTORS</b>			
	DESCRIPTION OF SERVICES	# of Containers	Pull Fee	Total Monthly Pull Service Fee
		"A"	"B"	"A" times "B"
	Roll-Off Compactors	N/A	\$290.00	Per each
			<b>TOTAL</b>	<b>N/A</b>
4	<b>MECHANICAL COMPACTORS</b>			
	DESCRIPTION OF SERVICES	# of Customers	Monthly Fee	Total Monthly Service Fee
		"A"	"B"	"A" times "B"
	2 yard 2/week service	3	\$610.10	\$1,830.30
	1 yard 2/week service	3	\$305.04	\$915.12
	6 yard 4/week service	4	\$3,660.56	\$14,642.24
	6 yrd 6/week service	2	\$5,490.85	\$10,981.70
			<b>TOTAL</b>	<b>\$28,369.36</b>
5	<b>COMMERCIAL/MULTI-FAMILY CONTAINERS</b>			
	DESCRIPTION OF SERVICES	# of Customers	Cost Per Cubic Yard	Total Monthly Service Fee
		"A"	"B"	"A" times "B"
	2 yard 1/week service	162	\$11.74 (*)	\$1,901.88
	2 yard 2/week service	81	\$11.74 (*)	\$950.94
	2 yard 3/week service	26	\$11.74 (*)	\$305.24
	4 yrd 1/week service	216	\$11.74 (*)	\$2,535.84
	4 yard 2/week service	171	\$11.74 (*)	\$2,007.54
	4 yard 3/week service	51	\$11.74 (*)	\$598.74
	4 yard 4/week service	13	\$11.74 (*)	\$152.62
	4 yard 5/week service	10	\$11.74 (*)	\$117.40
	4 yard 6/week service	2	\$11.74 (*)	\$23.48
	6 yrd 1/week service	96	\$11.74 (*)	\$1,127.04
	6 yrd 2/week service	74	\$11.74 (*)	\$868.76
	6 yard 3/week service	27	\$11.74 (*)	\$316.98
	6 yard 4/week service	7	\$11.74 (*)	\$82.18
	6 yard 5/week service	19	\$11.74 (*)	\$223.06
	6 yard 6/week service	3	\$11.74 (*)	\$35.22
	8 yard 1/week service	74	\$11.74 (*)	\$868.76
	8 yard 2/week service	103	\$11.74 (*)	\$1,209.22
	8 yrd 3/week service	67	\$11.74 (*)	\$786.58
	8 yrd 4week service	20	\$11.74 (*)	\$234.80
	8 yrd 5/week service	32	\$11.74 (*)	\$375.68
	8 yrd 6/week service	17	\$11.74 (*)	\$199.58
			<b>TOTAL</b>	<b>\$14,921.54</b>
	(*) As requested in this table, the total monthly have been calculated multiplying "A" times "B". However, the actual total monthly should also include			