

**THIRD ADDENDUM TO SOLID WASTE AND RECYCLING COLLECTION
SERVICE CONTRACT BETWEEN THE CITY OF CORAL GABLES
AND WASTE MANAGEMENT INC. OF FLORIDA**

This Third Addendum to Solid Waste and Recycling Collection Service Contract (“Third Addendum”) is made and effective as of this _____ day of _____, 2010, by and between the City of Coral Gables (“City”) and Waste Management Inc. of Florida (“Contractor”).

RECITALS

WHEREAS, the City entered into a Solid Waste and Recycling Collection Service Contract (“Agreement”) with the Contractor pursuant to Resolution No. 29954; and

WHEREAS, the Agreement authorizes the Contractor to collect solid waste and recyclable materials from multi-family residences and commercial establishments in the City, subject to various conditions and limitations; and

WHEREAS, the Agreement will expire on September 30, 2010; and

WHEREAS, the City wishes to have the flexibility to temporarily extend the Agreement, if the City deems it necessary to do so; and

WHEREAS, the Contractor wishes to provide its services to the City during any period when the Agreement is extended.

NOW, THEREFORE, in consideration of the covenants contained herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City and the Contractor agree to be bound by and comply with the following terms and conditions of this Third Addendum:

1. The Agreement contains a section entitled “Option to Renew,” which is hereby amended in the manner shown below (i.e., underlined language shall be added and ~~stricken~~ words shall be deleted):

The City shall have the right to temporarily extend the Agreement on three ~~two~~ (3 2) separate occasions. If the City wishes to extend the Agreement, the City shall provide the Contractor with written notice of the City’s intent on or before September 1, 2010. Each ~~The~~ first extension of the Agreement shall be limited to a maximum of not exceed three (3) months in duration. If the City wishes to extend the Agreement a second or third time, the City shall provide the Contractor with written notice of the City’s intent at least thirty (30) days before the expiration of the term of the Agreement, as extended. ~~The second extension of the Agreement shall not exceed two (2) months in duration.~~

2. All of the other terms and conditions contained in the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the City and the Contractor have executed this Third Addendum to Solid Waste and Recycling Collection Service Contract as of the day and month first written above.

ATTEST:

CITY OF CORAL GABLES

Walter Foeman, City Clerk

Patrick Salerno, City Manager

Approved as to form and legal sufficiency:

Elizabeth M. Hernandez, City Attorney

ATTEST:

WASTE MANAGEMENT INC. OF FLORIDA

Signature

Signature

Printed Name

Printed Name and Title

Signature

Printed Name