

| Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: August 11, 2026

Item Details

Presenter(s): John Mullis, Director

Department(s): Public Works

Requested Motion

Motion to approve a Contract Multi-Year Yard Waste Processing and Disposal Agreement between Wall Recycling, LLC d/b/a Liberty Waste Solutions and Town of Apex, effective until July 31, 2031, for the processing and disposal of residential yard waste materials (excluding grass), and authorize the Town Manager, or their designee, to execute on behalf of the Town.

Approval Recommended?

Yes

Item Details

The Public Works Department is requesting approval of a Yard Waste Processing and Disposal Agreement with Wall Recycling, LLC d/b/a Liberty Waste Solutions for the receipt, processing, and disposal of residential yard waste materials collected through the Town's yard waste program. Under the agreement, materials will be delivered to Liberty Waste Solutions' Apex facility for processing and disposal in accordance with applicable permits and regulatory requirements.

The agreement establishes acceptable materials, service requirements, operating procedures, contamination protocols, and disposal rates. Acceptable materials include leaves, brush, wood chips, and other vegetative debris. **Grass clippings and other non-approved materials are excluded** unless specifically authorized. The agreement is non-exclusive, allowing the Town to continue utilizing other disposal facilities or options as operational needs warrant.

The proposed agreement also provides additional capacity and flexibility within the Town's yard waste disposal program. The Town's existing contracted disposal arrangement is limited to 50 loads per month and is scheduled to expire in March 2027 unless renewed. As a result, the Town does not currently have a contractual arrangement capable of accommodating the full volume of yard waste collected through the

program. Approval of this agreement would establish an additional long-term disposal option while preserving the Town's ability to use other facilities.

In addition, the agreement supports the Town Council's direction to evaluate the feasibility of transitioning toward a commingled yard waste container system. By establishing requirements for containerized materials and contamination management, the agreement provides a disposal framework that could support future implementation of such a collection model. Importantly, the recent ordinance amendments addressed pre-collection and set-out practices and did not establish a corresponding disposal arrangement. This agreement addresses that operational component by securing a facility capable of accepting containerized yard waste materials, excluding grass clippings.

The initial term of the agreement extends through July 31, 2031, with the option for two additional one-year renewals upon mutual agreement of the parties. Disposal costs are based on material type and tonnage, with rates established in the agreement and subject to annual adjustments beginning August 1, 2027. Funding for services provided under the agreement will be included within the Public Works Department's approved operating budget.

Attachments

- CN20-A1: Contract Multi-Year - Liberty Waste - Acceptance of Yard Waste (excluding grass) through July 31, 2031
- CN20-A2: Liberty Waste Disposal - Memo - Acceptance of Yard Waste (excluding grass) through July 31, 2031

