

ORDINANCE NO. 997

AN AMENDMENT TO ORDINANCE NO. 834 RENEWING AND EXTENDING THE NON-EXCLUSIVE FRANCHISE TO WASTE MANAGEMENT INC. OF FLORIDA FOR THE COLLECTION AND DISPOSAL OF RESIDENTIAL AND COMMERCIAL SOLID WASTE COLLECTION; AMENDING SECTION 9, B, 6; PROVIDING FOR RATE ADJUSTMENTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Ordinance granted by City Ordinance No. 834, May 13, 2003, two Waste Management Inc. of Florida was for a period of five (5) years, to expire on May 31, 2008, was extended by City Ordinance No. 884, July 10, 2008 for an additional three (3) years, to expire on May 31, 2011, was extended by City Ordinance No. 909, November 8, 2011 for an additional three (3) years, to expire on May 31, 2014, was extended by City Ordinance No. 929, July 8, 2014 for an additional three (3) years, to expire on May 31, 2017, was extended by Ordinance No. 940, June 13, 2017 for an additional three (3) years, to expire on May 31, 2020, was extended by Ordinance No. 963, September 8, 2020 for an additional three (3) years, to expire on May 31, 2023, was extended by City Ordinance No. 974, May 9, 2023 for an additional three (3) years, to expire on May 31, 2026; and

WHEREAS, Section 4 (Term), Ordinance No. 834 provides the franchise may be renewed and extended by the City Council of the City of Chipley, Florida setting forth the duration of the new terms and conditions; and

WHEREAS, Section 33 (Modification) of Ordinance No. 834 provides that the terms and conditions of the Franchise may be modified from time to time by mutual agreement of the parties as evidenced by a written agreement duly executed by the parties hereto; and

WHEREAS, Waste Management Inc. of Florida, has conscientiously fulfilled the requirements and responsibilities set forth in the franchise in a commendable manner; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHIPLEY, FLORIDA:

Section 1: Renewal and Extension of Term

Section 4 (Term) of Ordinance No. 834 is hereby amended to renew and extend for a period of five (5) years, beginning June 1, 2026 to May 31, 2031.

Section 2: CPI Adjustment Amendment

Effective October 1, 2026, and on each October 1 thereafter during the remaining term of the Franchise:

1. All rates shall be adjusted according to the Consumer Price Index – Water, Sewer, and Trash (CPI-WST) for the preceding 12 months.

2. The annual CPI adjustment shall not exceed five percent (5%).
3. The annual CPI adjustment shall not be less than two percent (2%).

Section 3. Amendment to Section 9, B, 6 – Community Cleanup

Section 9, B, 6 of Ordinance No. 834 is hereby deleted in its entirety and replaced with the following:

Community Cleanup

1. Contractor shall provide four (4) 30-yard roll-off containers twice per year for the City's community cleanup program.
2. Two (2) containers shall be provided at no cost to the City.
3. The City shall pay Contractor for the remaining two (2) containers.
4. Each cleanup event shall last one (1) month.
5. Containers shall be placed at a time and location within the City limits as mutually determined by the City and Contractor.

Section 4: All ordinances or provisions in conflict herewith are hereby repealed to the extent of such conflict.

Section 5: Except as expressly modified herein, all terms and conditions of Ordinance No. 834 and all subsequent amendments shall remain in full force and effect.

Section 6: This Ordinance, after adoption by City Council and filing by Franchisees written acceptance with the City Administrator shall take effect immediately.

INTRODUCED at a Regular meeting of the City Council of the City of Chipley, FL, held at City Hall on the 10th day of February, 2026, and **PASSED** at a Regular meeting of the City Council of the City of Chipley, FL, held on the 10th day of March, 2026.

CITY OF CHIPLEY

Tracy L. Andrews, Mayor

ATTEST:

Sherry Snell
City Clerk

CONTRACTOR

President
Waste Management Inc. of Florida

APPROVED AS TO FORM:

Michelle Blankenship Jordan
City Attorney