

AMENDMENT NO. 1 TO FORM OF CONTRACT

Contractor: **Georgia Waste Systems, LLC dba Waste Management of Atlanta South**

Contract No. **21ITB132332C-GS (B), Solid Waste Disposal and Recycling Services Countywide**

Address: **1571 Burks Drive**
City, State **Lake City, GA 30260**

Telephone: **(940) 293-3026**

E-mail: [**mholbroo@wm.com**](mailto:mholbroo@wm.com)

Contact: **Michael J Holbrook**
Director of Public Sector Services

W I T N E S S E T H

WHEREAS, Fulton County ("County") entered into a Contract with **Georgia Waste Systems, LLC dba Waste Management of Atlanta South**, to provide Solid Waste Disposal and Recycling Services Countywide, dated 1st day of April 2022, on behalf of the **Department of Real Estate and Asset Management**; and

WHEREAS; the purpose of this amendment is for the approving of increasing spending authority to cover the cost for additional solid waste disposal and recycling services for Fulton County facilities.

WHEREAS, the Contractor has performed satisfactorily over the period of the contract; and

WHEREAS, this amendment was approved by the Fulton County Board of Commissioners on **August 17, 2022, BOC Items #22-0578**.

NOW, THEREFORE, the County and the Contractor agree as follows:

This Amendment No. 1 to Form of Contract is effective as of the 17th day of August, 2022, between the County and **Georgia Waste Systems, LLC dba Waste Management of Atlanta South**, who agree that all Services specified will be performed in accordance with this Amendment No. 1 to Form of Contract and the Contract Documents.

1. **SCOPE OF WORK TO BE PERFORMED:** To furnish all materials, labor, tools, equipment, transportation, and appurtenances necessary to provide additional dumpsters and roll off containers Jail Complex and new County owned facilities that

came on-line, and to help subsidize the increase in service rates because of higher fuel costs for the remainder of FY2022.

2. **COMPENSATION:** The services described under Scope of Work herein shall be performed by Contractor for a total amount not to exceed **\$200,000.00** (Two Hundred Thousand Dollars and Zero Cents).
3. **LIABILITY OF COUNTY:** This Amendment No. 1 to Form of Contract shall not become binding on the County and the County shall incur no liability upon same until such agreement has been executed by the Chair to the Commission, attested to by the Clerk to the Commission and delivered to Contractor.
4. **EFFECT OF AMENDMENT NO. 1 TO FORM OF CONTRACT:** Except as modified by this Amendment No. 1 to Form of Contract, the Contract, and all Contract Documents, remain in full force and effect.

[INTENTIONALLY LEFT BLANK]

IN WITNESS THEREOF, the Parties hereto have caused this Contract to be executed by their duly authorized representatives as attested and witnessed and their corporate seals to be hereunto affixed as of the day and year date first above written.

OWNER:

FULTON COUNTY, GEORGIA

CONSULTANT:

**GEORGIA WASTE SYSTEMS, LLC
DBA WASTE MANAGEMENT OF
ATLANTA SOUTH**

Robert L. Pitts, Chairman
Fulton County Board of Commissioners

ATTEST:

Tonya R. Grier
Clerk to the Commission


(Affix County Seal)

APPROVED AS TO FORM:

Office of the County Attorney

APPROVED AS TO CONTENT:

Joseph N. Davis, Director,
Department of Real Estate and Asset
Management

DocuSigned by:

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Michael J. Holbrook
Director of Public Sector Services

ATTEST:

Secretary/
Assistant Secretary

(Affix Corporate Seal)

ATTEST:

Notary Public

County: _____

Commission Expires: _____

(Affix Notary Seal)

ITEM#: _____ **RCS:** _____
RECESS MEETING

22-0577 Real Estate and Asset Management

Request approval to increase spending authority - Department of Real Estate and Asset Management, SWC# 99999-001-SPD0000112-0001, Fuel Card Management Services in an amount not to exceed \$120,000.00 with WEX Bank (Salt Lake City, UT), to provide additional fuel card management services to support increase utilization of WEX fuel cards by the Sheriff, Marshal and District Attorney and help subsidize the high cost of fuel purchases at any retail location throughout the Atlanta metro area, State of Georgia, and nationwide for the remainder of FY2022. Effective upon BOC approval through December 31, 2022.

22-0578 Real Estate and Asset Management

Request approval to increase spending authority - Department of Real Estate and Asset Management, Bid#22ITB132332C-GS, Solid Waste Disposal and Recycling Services Countywide, in the total amount of \$240,000.00 with (A) Latham Home Sanitation Company, Inc. (Loganville, GA) in the amount of \$40,000.00; and, (B) Georgia Waste Systems, LLC dba Waste Management of Atlanta South, (Lake City, GA) in the amount of \$200,000.00, to provide additional landfill solid waste disposal and single stream recycling services for Fulton County facilities for the remainder of FY2022. Effective upon BOC approval.

Arts and Libraries**22-0579 Arts and Culture**

Request approval of the FY2022 Contracts for Services Program funding recommendations totaling \$2,300,000.00. Funds have been identified and are available in the Department of Arts & Culture's FY 2022 budget.

22-0580 Library

Request approval of the lowest responsible bidder - Department of Library System, 22ITBC134505K-DB, Shelf Ready Book and Best Selling in an amount not to exceed \$1,000,000.00 with Brodart Co. (Williamsport, PA) to provide popular shelf ready books. Effective upon BOC approval through December 31, 2022 with two renewal options.

Health and Human Services**22-0581 Senior Services**

Request approval of the lowest responsible bidder - Department of Senior Services, 22ITBC029A-KM, 2022 Senior Surge Kitchen Equipment for Fulton County Senior Centers in an amount not to exceed \$187,921.43 with Sam Tell and Son, Inc. (Farmingdale, NY) to provide kitchen equipment, delivery, and installation. This is a one-time procurement.



CERTIFICATE OF LIABILITY INSURANCE

1/1/2023

DATE (MM/DD/YYYY)
12/9/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER LOCKTON COMPANIES 3657 BRIARPARK DRIVE, SUITE 700 HOUSTON TX 77042 866-260-3538	CONTACT NAME:	
	PHONE (A/C, No, Ext):	FAX (A/C, No):
E-MAIL ADDRESS:		
INSURER(S) AFFORDING COVERAGE		NAIC #
INSURER A: ACE American Insurance Company		22667
INSURER B: Indemnity Insurance Co of North America		43575
INSURER C: ACE Fire Underwriters Insurance Company		20702
INSURER D: ACE Property & Casualty Insurance Co		20699
INSURER E:		
INSURER F:		

INSURED
1300299 WASTE MANAGEMENT HOLDINGS, INC. & ALL AFFILIATED, RELATED & SUBSIDIARY COMPANIES INCLUDING:
WASTE MANAGEMENT - ATLANTA HAULING
3001 SOUTH PIONEER DRIVE
SMYRNA GA 30082

COVERAGES

CERTIFICATE NUMBER: 17637592

REVISION NUMBER: XXXXXXXX

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

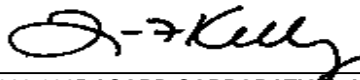
INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> XCU INCLUDED <input checked="" type="checkbox"/> ISO FORM CG00010413 GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC OTHER:	Y	Y	HDO G72492365	1/1/2022	1/1/2023	EACH OCCURRENCE \$ 5,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 5,000,000 MED EXP (Any one person) \$ XXXXXXXX PERSONAL & ADV INJURY \$ 5,000,000 GENERAL AGGREGATE \$ 6,000,000 PRODUCTS - COMP/OP AGG \$ 6,000,000 \$
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input checked="" type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY <input checked="" type="checkbox"/> MCS-90	Y	Y	MMT H25550328	1/1/2022	1/1/2023	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ XXXXXXXX BODILY INJURY (Per accident) \$ XXXXXXXX PROPERTY DAMAGE (Per accident) \$ XXXXXXXX \$ XXXXXXXX
D	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$	Y	Y	XEUG27929242 007	1/1/2022	1/1/2023	EACH OCCURRENCE \$ 15,000,000 AGGREGATE \$ 15,000,000 \$ XXXXXXXX
B A C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N	Y N/A	WLR C68918595 (AOS) WLR C68918558 (AZ,CA & MA) SCF C68918637 (WI)	1/1/2022 1/1/2022 1/1/2022	1/1/2023 1/1/2023 1/1/2023	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 3,000,000 E.L. DISEASE - EA EMPLOYEE \$ 3,000,000 E.L. DISEASE - POLICY LIMIT \$ 3,000,000
A	EXCESS AUTO LIABILITY	Y	Y	XSA H25550286	1/1/2022	1/1/2023	COMBINED SINGLE LIMIT \$9,000,000 (EACH ACCIDENT)

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

BLANKET WAIVER OF SUBROGATION IS GRANTED IN FAVOR OF CERTIFICATE HOLDER ON ALL POLICIES WHERE AND TO THE EXTENT REQUIRED BY WRITTEN CONTRACT WHERE PERMISSIBLE BY LAW. CERTIFICATE HOLDER IS NAMED AS AN ADDITIONAL INSURED ON ALL POLICIES (EXCEPT FOR WORKERS' COMP/EL) WHERE AND TO THE EXTENT REQUIRED BY WRITTEN CONTRACT. RE: PROJECT 21TIB130088C - GS COUNTYWIDE SOLID WASTE DISPOSAL AND RECYCLING SERVICES.

CERTIFICATE HOLDER

CANCELLATION

17637592 FULTON COUNTY GOVERNMENT DEPARTMENT OF PURCHASING & CONTRACT COMPLIANCE 130 PEACHTREE STREET, S.W., SUITE 1168 ATLANTA GA 30303-3459	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
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WHEREAS; the purpose of this amendment is for the approving of increasing spending authority to cover the cost for additional solid waste disposal and recycling services for Fulton County facilities.

WHEREAS, the Contractor has performed satisfactorily over the period of the contract; and

WHEREAS, this amendment was approved by the Fulton County Board of Commissioners on **August 17, 2022, BOC Items #22-0578**.

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came on-line, and to help subsidize the increase in service rates because of higher fuel costs for the remainder of FY2022.

2. **COMPENSATION:** The services described under Scope of Work herein shall be performed by Contractor for a total amount not to exceed **\$200,000.00** (Two Hundred Thousand Dollars and Zero Cents).
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WITNESS THEREOF. the Parties hereto have caused this Contract to be executed by their duly authorized representatives as attested and witnessed and their corporate seals to be hereunto affixed as of the day and year date first above written.

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FULTON COUNTY, GEORGIA

DocuSigned by:

Robert L. Pitts

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Robert L. Pitts, Chairman
Fulton County Board of Commissioners

CONSULTANT:

**GEORGIA WASTE SYSTEMS, LLC
DBA WASTE MANAGEMENT OF
ATLANTA SOUTH**

DocuSigned by:

Michael J. Holbrook

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Michael J. Holbrook
Director of Public Sector Services

ATTEST:

DocuSigned by:

Tonya R. Grier

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Tonya R. Grier
Clerk to the Commission

(Affix County Seal)



DocuSigned by:

ATTEST:

Secretary
Assistant Secretary

(Affix Corporate Seal)



APPROVED AS TO FORM:

DocuSigned by:

Denzel Stewart

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Office of the County Attorney

APPROVED AS TO CONTENT:

DocuSigned by:

Joseph N. Davis

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Joseph N. Davis, Director
Department of Real Estate and Asset
Management

ATTEST:

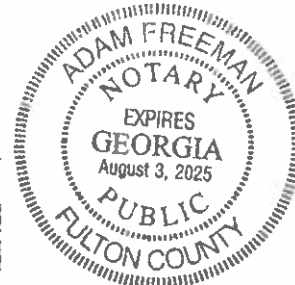
Notary Public

Notary for Janne Foster only

County: Fulton

Commission Expires: 08-03-2025

(Affix Notary Seal)



2022-0578

8/17/2022

ITEM#: RECESS MEETING

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PRODUCER	LOCKTON COMPANIES 3657 BRIARPARK DRIVE, SUITE 700 HOUSTON TX 77042 866-260-3538	CONTACT NAME:	
		PHONE (A/C, No, Ext):	FAX (A/C, No):
		E-MAIL ADDRESS:	
		INSURER(S) AFFORDING COVERAGE	NAIC #
		INSURER A: ACE American Insurance Company	22667
		INSURER B: Indemnity Insurance Co of North America	43575
		INSURER C: ACE Fire Underwriters Insurance Company	20702
		INSURER D: ACE Property & Casualty Insurance Co	20699
		INSURER E:	
		INSURER F:	

COVERAGES **CERTIFICATE NUMBER: 17637592** **REVISION NUMBER: XXXXXXXX**

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INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
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D	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$	Y	Y	XEUG27929242 007	1/1/2022	1/1/2023	EACH OCCURRENCE \$ 15,000,000 AGGREGATE \$ 15,000,000 \$ XXXXXXXX
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CERTIFICATE HOLDER

17637592

FULTON COUNTY GOVERNMENT
DEPARTMENT OF PURCHASING & CONTRACT COMPLIANCE

130 PEACHTREE STREET, S.W., SUITE 1168
ATLANTA GA 30303-3459

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

[Signature]