



TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Rickelle Williams, City Manager

DATE: July 2, 2026

TITLE: Resolution to Adopt the Second Amendment to the Interlocal Agreement for
Solid Waste Disposal and Recyclable Materials Processing Authority of
Broward County, Florida – **(Commission Districts 1, 2, 3 and 4)**

Recommendation

Staff recommends the City Commission consider a resolution approving the Second Amendment to the Interlocal Agreement (ILA) for Solid Waste Disposal and Recyclables Material Processing Authority of Broward County.

This is a companion item to the First Amendment (Facilities Agreement) (CAM #26-0664) and allows participating municipalities the ability to withdraw from the Broward Solid Waste Authority (BSWA) after the award recommendation following a solicitation for disposal coordinated by the BSWA in November 2027 and again after twenty-five (25) years, or August 2048. The Second Amendment must be approved by all participating municipalities to be in effect.

Background

On September 12, 2019, the City Commission approved a Memorandum of Understanding (MOU) with Broward County confirming the City's desire to participate in the establishment and implementation of an integrated regional solid waste and recycling system (CAM #19-0670).

On November 5, 2019, the City Commission, via Resolution No. 19-228, appointed Commissioner Steven Glassman as the City's primary representative to the Solid Waste Working Group with Vice Mayor Ben Sorensen appointed as the alternative representative (CAM #19-1102).

Beginning in February 2020, the Solid Waste Working Group held a series of meetings to discuss the operational needs for a Countywide solid waste system, its associated costs, and the development of an Interlocal Agreement (ILA) to govern the system.

On February 1, 2022, the City Commission approved the First Amendment to the MOU (CAM #22-0097) which defined the City and County roles for the execution and funding of a Waste Generation Study, Waste Composition Study, and other related consultant

services required to establish and fund the solid waste and recycling system.

On June 6, 2023, the City Commission approved the ILA to join the Solid Waste Disposal and Recyclable Materials Processing Authority of Broward County (CAM #23-0407). The ILA required the membership to adopt a Master Plan and Facilities Amendment developed by the Authority and establishes financial contributions from the City towards its operations. There was a requirement that seventy-five percent (75%) of the County's total population had to be represented by municipalities approving the ILA.

On August 7, 2023, the City was informed that twenty-eight (28) municipalities representing eighty-three percent (83%) of the County's population approved the ILA, establishing the BSWA.

On September 5, 2023, the City Commission approved Resolution No. 23-174 appointing Commissioner Steven Glassman as Fort Lauderdale's representative to the BSWA (CAM #23-0803).

On March 19, 2026, the City Commission approved Resolution No. 26-57 appointing Vice Mayor Ben Sorensen as Fort Lauderdale's alternate representative to the BSWA (CAM #26-0342).

At the March 20, 2026, BSWA Governing Board meeting, the Facilities Amendment was approved by the Governing Board and at the April 17, 2026, BSWA Governing Board meeting, the Master Plan was approved by the Governing Board. The Facilities Amendment must be approved by the County and municipalities representing at least eighty percent (80%) of the population (of the participating municipalities). Both approval conditions must be met, with the Facilities Amendment being the final condition for the BSWA to meet formation requirements. The deadline for the Facilities Amendment approval is August 15, 2026.

On May 18, 2026, the BSWA Executive and Governing Boards considered five (5) options whereby participating municipalities could withdraw (opt-out) from the BSWA as follows:

- Option 1: An opt-out after the RFP process was concluded for any reason on or before December 31, 2027.
- Option 2: An opt-out in August 2048.
- Option 3: A conditional opt-out after the RFP process was concluded such that if the Governing Board awards contracts which exceed the maximum projected market prices as set forth in the ILA on or before November 15, 2027, members would be permitted to opt-out thereafter by December 31, 2027.
- Option 4: Two (2) opt-out opportunities: An opt-out after the RFP process was concluded for any reason on or before December 31, 2027, and an opt-out in August 2048.
- Option 5: Two (2) opt-out opportunities: A conditional opt-out after the RFP process

was concluded such that if the Governing Board awards contracts which exceed the maximum projected market prices set forth in the ILA on or before November 15, 2027, members would be permitted to opt-out thereafter by December 31, 2027 and an opt-out in 2048.

After significant discussion, the Executive Committee recommended to the Governing Board the adoption of Option 3. The Governing Board, also after significant discussion, adopted Option 3. Neither of the votes were unanimous.

On May 19, 2026, the City Commission approved Resolution No. 26-99 appointing Vice Mayor Ben Sorensen as Fort Lauderdale's primary representative to the BSWA and Commissioner Beasley-Pittman as an alternate (CAM #26-0569).

BSWA Chair Michael Ryan issued a memorandum on May 28, 2026, indicating his intention to add a Motion to Reconsider the May 18, 2026, Executive Committee recommendation and Governing Board approval of Option 3 to the June 15, 2026, meeting agenda. Chair Ryan stated he would seek Executive Committee recommendation and Governing Board adoption of Option 5 as the Second Amendment provision.

At the June 15, 2026, BSWA Executive Committee meeting, Chair Ryan presented Option 4 as the preferred Second Amendment option reflecting feedback received after the May 18, 2026, meeting. The Executive Committee unanimously recommended Option 4 as the Second Amendment provision and immediately following, the Governing Board unanimously approved the Second Amendment provision adopting Option 4. This Second Amendment version defines the first opt-out opportunity within forty-five (45) days following the Executive Committee recommendation of award for contracts resulting from the competitive solicitation for yard trash processing, recyclable material processing, and municipal solid waste disposal. Recommendations for award are projected to be made no earlier than October 1, 2027, and no later than November 15, 2027, although dates may be extended by a majority vote of the Governing Board.

The second opportunity to withdraw is twenty-five (25) years after the formation conditions are achieved for the BSWA (August 16, 2048) provided that the participating municipality's governing body adopts a resolution approving the withdrawal and provides such to the BSWA prior to August 16, 2047.

The Second Amendment must be approved by all the governing bodies of the participating municipalities to be in effect.

Resource Impact

There is no immediate fiscal impact associated with this item.

Strategic Connections

This item supports the *Press Play Fort Lauderdale 2029* Strategic Plan, specifically advancing:

- Guiding Principle: Fiscal Responsibility

This item advances the *Fast Forward Fort Lauderdale 2035* Vision Plan: We Are Ready.

This item supports the Advance Fort Lauderdale 2040 Comprehensive Plan specifically advancing:

- The Infrastructure Focus Area
- The Solid Waste Management Element
- Goal 1: The City of Fort Lauderdale shall provide or maintain solid waste management and collection programs to serve current and future needs.

Related CAM

#26-0664

Attachments

Exhibit 1 – Second Amendment Broward SWA

Exhibit 2 – Resolution

Prepared by: Melissa Doyle, Division Manager, Public Works

Department Director: Brad Kaine, Public Works