

EXHIBIT

“A”

**AMENDMENT
TO RESIDENTIAL SERVICES RATE
WITH CENTRAL TEXAS REFUSE, LLC
(Effective November 1, 2022)**

This Amendment to the Residential Services Rate set forth in the Refuse Collection Contract between the City of Round Rock, Texas and Central Texas Refuse, Inc. (dba “Round Rock Refuse”), hereinafter called “Rate Amendment,” is made by and between the City of Round Rock, a Texas home-rule municipal corporation (the “City”), and Central Texas Refuse, LLC (the “Contractor”).

WHEREAS, on November 4, 2021, the City and Contractor entered into an Amended and Restated Refuse Collection Contract pursuant to Resolution No. R-2021-302 (hereinafter the “Agreement”); and

WHEREAS, Section 20.1, “*Residential Services Rate*,” of the Agreement sets forth a formula for calculating the Residential Services Rate; and

WHEREAS, pursuant to Section 21 of the Agreement, Contractor petitioned the City on September 21, 2022, for a rate adjustment, a copy of such petition being attached hereto as Exhibit “A,” incorporated herein by reference for all purposes; and

WHEREAS, the parties agree that commencing November 1, 2022, the Residential Services Rate shall be amended as set forth herein and as set forth in the attached hereto as Exhibit “B,” incorporated herein by reference for all purposes,

NOW THEREFORE, that for and in consideration of the mutual promises contained herein and other good and valuable consideration, the sufficiency and receipt of which are hereby acknowledged, the City and Contractor agree to amend the Residential Services Rate as follows:

1. In accordance with the formulas set forth Section 20.1. “*Residential Services Rate*,” the Residential Services Rate is agreed to be **\$17.35**, and is calculated as follows:

Fuel Component:

- (i) The previous twelve (12) month average fuel consumption equals 16,577 gallons;
- (ii) The Cost of Fuel [DEO Diesel Fuel Price index (\$5.49) less a 5% (\$0.27) discount for volume purchases] per gallon equals \$5.22;
- (iii) The total number of residential service units is 49,808.

Formula: (16,577 gallons) X (\$5.22 per gallon) / (49,808 units) equals \$1.74.

IN WITNESS WHEREOF, the City and the Contractor have executed this Amendment to the Residential Services Rate with Central Texas Refuse, Inc. on the dates indicated.

CITY:
City of Round Rock

CENTRAL TEXAS REFUSE, LLC:

CRAIG MORGAN, Mayor

Date: _____

ATTEST:

MEAGAN SPINKS, City Clerk

Approved as to form:

STEPHANIE L. SANDRE, City Attorney

Name: _____

Title: _____

Date: _____

Exhibit "A"

September 21, 2022

Michael Thane
Director of Utilities and Environmental Services
City of Round Rock
2008 Enterprise Drive
Round Rock, TX 78664

Michael,

The entire Central Texas Refuse family values the ever-evolving partnership between the City of Round Rock and Central Texas Refuse and we look forward to providing exceptional service to the City, its residents, and businesses for many years to come.

We respectfully request a 5.99% increase in the residential service rate from \$16.37 to \$17.35, effective November 1, 2022.

Additionally, as you are aware, there have been many recent changes in our economy which have significantly increased the cost of providing service. One such significant increase has been the cost of diesel fuel. Due to the tremendous increase in the cost of diesel fuel, we respectfully request a one-time adjustment in accordance with Section 21.3 of the Current and Amended and Restated Refuse Collection Contract of \$79,765.00. This amount is calculated based on the increased diesel fuel costs, in excess of \$5.00/gallon from March 2022 through August 2022, as shown on the attached fuel calculations sheet.

Thank you for your consideration in this matter.

Respectfully,

Tammy Young
Tammy Young

Director of Public Sector Services and Community Relations

