

**AMENDMENT TO FRANCHISE AGREEMENT
FOR THE AREAS OF HUMBOLDT COUNTY (EUREKA AREA)**

This is an amendment to the Agreement entered into on April 26, 2011 executed by and between the County of Humboldt (COUNTY) and Recology Humboldt County (CONTRACTOR). The effective date of this Amendment is July 1, 2011.

RECITALS

WHEREAS, COUNTY and CONTRACTOR have entered into an Agreement for the handling and disposal of solid waste which is set to expire on December 31, 2020; and

WHEREAS, the Agreement and State law allow for the adjustment of rates charged by CONTRACTOR for the handling of solid waste pursuant to said Agreement; and

WHEREAS, Section 521-8(b) Chapter 1 of Division 2 of Title V of the Humboldt County Code provides for rate changes such as annual index-based adjustments, changes in the franchise fee and/or the recycling percentage set forth in the franchise agreement and changes in disposal and/or processing costs with total annual rate increase not exceeding eight percent (8%) be implemented by amendment to the agreement executed by the Franchise Contract Administrator;

WHEREAS, the parties have agreed to amend the agreement to adjust rates effective July 1, 2011.

NOW, THEREFORE, IT IS AGREED as follows:

1. The rates which may be charged by CONTRACTOR pursuant to Section 14 of the above-referenced Agreement shall be as shown in Exhibit A, effective July 1, 2011.
2. Except as modified herein or by prior amendments, the April 26, 2011 Agreement shall remain in full force and effect. In the event of a conflict between the provisions of this amendment and the original agreement, or any amendments thereto previously executed, the provisions of this amendment shall govern.

IN WITNESS WHEREOF, the parties hereto have executed this amendment on the date set forth above.

COUNTY OF HUMBOLDT

Jaslyn N. Mburija
Franchise Contract Administrator

APPROVED AS TO FORM:

BY: *R. Zuber*
Deputy County Counsel

CONTRACTOR

BY: *Ed Farewell*
Ed Farewell
Vice President & Group Manager

BY: *Michael J. Leggins*
Michael J. Leggins
Vice President & General Manager

EXHIBIT A: EUREKA AREA FRANCHISE RATES
 EFFECTIVE: JULY 1, 2011
 TYPE OF SERVICE

TYPE OF SERVICE	COSTS FOR NEW PROGRAMS INCLUDE PROPORTED ANNUAL CPI ADJUSTMENTS OF 1.52% ON THE BASE RATE											Based on Tip Fee/Ton of HMMATS of \$120.23											
	1 /mo./cont.	2 Add'l cont.	3 Rate Adj.	4 LABOR	5 Includes Sr. Service Rate Component	6 FUEL	7 NCS	8 NCS	9 NCS	10 RECYCLING COSTS	11 CURRENT BASE RATE	12 DISPOSAL FEES	13 DISPOSAL FEES	14 RECYCLING SERVICE / AUTOMATED SERVICE	15 RECYCLING SERVICE / AUTOMATED SERVICE	16 New Program Fees	17 New Program Fees	18 New Program Fees	19 New Program Fees	20 COMBINED NEW RATE	21 COMBINED NEW RATE	22 FREQUENCY OF SERVICE	
15 YD	\$198.67	\$0.00		\$76.55	\$0.00	\$8.56	\$0.00	\$86.53	\$0.00	\$30.58	\$0.00	202.22	\$198.59	\$63.94	\$6.70	\$6.70	\$6.70	\$6.70	\$6.70	\$6.70	\$6.70	\$6.70	Per pick up to 1,515 Tons
18 YD	\$206.94	\$0.00		\$78.07	\$0.00	\$8.72	\$0.00	\$86.22	\$0.00	\$34.53	\$0.00	209.34	\$206.31	\$7.76	\$7.76	\$7.76	\$7.76	\$7.76	\$7.76	\$7.76	\$7.76	\$7.76	Per pick up to 1,518 Tons
20 YD	\$211.79	\$0.00		\$79.06	\$0.00	\$8.63	\$0.00	\$81.88	\$0.00	\$56.48	\$0.00	208.74	\$397.19	\$11.05	\$11.05	\$11.05	\$11.05	\$11.05	\$11.05	\$11.05	\$11.05	\$11.05	Per pick up to 1,518 Tons
20 YD	\$198.67	\$0.00		\$76.55	\$0.00	\$8.56	\$0.00	\$86.53	\$0.00	\$30.58	\$0.00	202.22	\$198.59	\$63.94	\$6.70	\$6.70	\$6.70	\$6.70	\$6.70	\$6.70	\$6.70	\$6.70	Per pick up to 4,0392 Tons
40 YD	\$250.28	\$0.00		\$88.62	\$0.00	\$9.90	\$0.00	\$100.14	\$0.00	\$64.58	\$0.00	263.23	\$529.59	\$13.79	\$13.79	\$13.79	\$13.79	\$13.79	\$13.79	\$13.79	\$13.79	\$13.79	Per pick up to 4,0392 Tons

(TABLE 2; CONTINUED)

TABLE 3	CONTAINER RENTAL RATES		RECYCLING SERVICE RATE		AUTOMATED SERVICE RATE		CURRENT BASE RATE	
	Monthly	Daily	Monthly	Daily	Monthly	Daily	Monthly	Daily
1 YARD	\$21.20	N/A	\$0.37	\$0.36	\$22.24	N/A	\$22.24	N/A
1.5 YARD	\$21.20	N/A	\$0.37	\$0.36	\$22.24	N/A	\$22.24	N/A
2 YARD	\$21.20	N/A	\$0.37	\$0.36	\$22.24	N/A	\$22.24	N/A
2.5 YARD	\$21.20	N/A	\$0.37	\$0.36	\$22.24	N/A	\$22.24	N/A
3 YARD	\$21.20	N/A	\$0.37	\$0.36	\$22.24	N/A	\$22.24	N/A
4 YARD	\$21.20	N/A	\$0.37	\$0.36	\$22.24	N/A	\$22.24	N/A
5 YARD	\$21.20	N/A	\$0.37	\$0.36	\$22.24	N/A	\$22.24	N/A
6 YARD	\$21.20	N/A	\$0.37	\$0.36	\$22.24	N/A	\$22.24	N/A
7 YARD	\$21.20	N/A	\$0.37	\$0.36	\$22.24	N/A	\$22.24	N/A
15 YARD	\$133.12	\$18.89	\$2.31	\$ 0.33	\$2.23	\$ 0.32	\$139.67	\$19.62
20 YARD	\$133.12	\$18.89	\$2.31	\$ 0.33	\$2.23	\$ 0.32	\$139.67	\$19.62
40 YARD	\$133.12	\$18.89	\$2.31	\$ 0.33	\$2.23	\$ 0.32	\$139.67	\$19.62

TOTAL:
 \$414.45 Per pick up to 1,515 Tons
 \$482.11 Per pick up to 1,518 Tons
 \$511.05 Per pick up to 1,518 Tons
 \$657.84 Per pick up to 4,0392 Tons
 \$819.92 Per pick up to 4,0392 Tons
 \$131.08 per ton for overweight

TABLE 4 CHARGES FOR SPECIAL SERVICES
 PER HOUR FOR ONE (1) MAN AND ONE (1) TRUCK
 PER CUBIC YARD PICKUP \$78.13
 OR \$25.71 WHICH EVER IS GREATER
 \$7.76 BASE + \$13.24 DISPOSAL
 OCCASIONAL USE CONTAINERS: 1.0 YD: \$27.69 TO DELIVER TO SITE PLUS \$37.74 PER EMPTY
 \$18.80 BASE + \$13.24 DISPOSAL
 REINSTATEMENT OF SERVICE \$25.00
 SPECIAL COLLECTION AFTER IMPROPER SET-OUT \$25.00
 SENIOR SERVICE RATE \$10.00
 SPECIAL SERVICE FOR BULKY ITEMS & APPLIANCES:
 \$38.70 PER STOP, PLUS "PASS-THROUGH" COST OF DISPOSAL OR RECYCLING

TABLE 5 RECYCLING SERVICE
 Weekly \$4.00 per month