

**FIFTH AMENDMENT TO SOLID WASTE COLLECTION FRANCHISE AGREEMENT
FOR THE NORTHWESTERN AREA OF HUMBOLDT COUNTY**

This the Fifth Amendment to the Solid Waste Collection Franchise Agreement dated December 13, 2011, executed by and between the County of Humboldt, a political subdivision of the State of California, hereinafter referred to as "COUNTY," and Humboldt Sanitation Company, Inc., hereinafter referred to as "CONTRACTOR," is entered into, and shall be effective as of, July 1, 2015.

RECITALS

WHEREAS, on December 13, 2011, COUNTY and CONTRACTOR entered into a Solid Waste Collection Franchise Agreement ("Agreement") for the handling and disposal of solid waste in the northwestern area of Humboldt County for the period of January 1, 2012 to December 31, 2031; and

WHEREAS, the Agreement and State law allow for the adjustment of rates charged by CONTRACTOR for the handling of solid waste and provision of curbside recycling services pursuant to said Agreement, as well as annual index-based adjustments, changes in the franchise fee and/or the recycling percentage, changes in disposal and/or processing costs; and

WHEREAS, the parties desire to amend the Agreement to adjust the rates charged by CONTRACTOR for the handling of solid waste pursuant to said Agreement.

NOW, THEREFORE, IT IS AGREED as follows:

1. The rates which may be charged by CONTRACTOR pursuant to Section 14(A) of the Agreement shall be as shown in Exhibit B – Northwest Humboldt Area Franchise Rates, which is attached hereto and incorporated herein by reference. Such rates shall supersede and replace all prior rates set forth in the Agreement and all previous amendments thereto.
2. Except as modified herein or by prior amendments, the Agreement shall remain in full force and effect. In the event of a conflict between the provisions of this Fifth Amendment and the original Agreement, or any prior amendments thereto, the provisions of this Fifth Amendment shall govern.

[signatures on following page]

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

COUNTY OF HUMBOLDT

By: 
Franchise Contract Administrator

Date: 6/12/15

APPROVED AS TO FORM:

By: 
Deputy County Counsel


Date: 6/15/15

INSURANCE CERTIFICATES APPROVED:

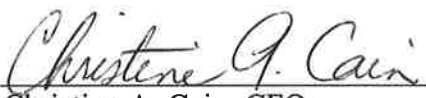
By: 
Risk Analyst

Date: 6/16/15

HUMBOLDT SANITATION COMPANY, INC.

By: 
Gregory D. Cain, President

Date: 6-9-15

By: 
Christine A. Cain, CFO

Date: 6-9-15

