

**SEVENTH AMENDMENT
SOLID WASTE COLLECTION FRANCHISE AGREEMENT FOR THE WILLOW CREEK
AREA OF HUMBOLDT COUNTY**

This Seventh Amendment to the Solid Waste Collection Franchise Agreement for the Willow Creek Area of Humboldt County dated June 13, 2014, by and between the County of Humboldt, a political subdivision of the State of California, hereinafter referred to as "COUNTY," and Recology Eel River, formerly known as Eel River Disposal Company, Inc., a California corporation, hereinafter referred to as "CONTRACTOR," shall be effective as of July 1, 2019.

RECITALS

WHEREAS, on June 13, 2014, COUNTY and CONTRACTOR entered into a Solid Waste Collection Franchise Agreement ("Franchise Agreement") for the handling and disposal of solid waste and recyclables in the unincorporated Willow Creek area of Humboldt County ("Franchise Area") for the period of May 27, 2014 to June 30, 2024; and

WHEREAS, on October 14, 2014, COUNTY and CONTRACTOR agreed to amend the Franchise Agreement to allow for the provision of additional services within the Franchise Area and change the processing facility to which all targeted recyclables collected by CONTRACTOR will be delivered; and

WHEREAS, on October 14, 2014, CONTRACTOR assigned to Tom's Trash Company all of CONTRACTOR's rights and interest in the Franchise Agreement, and any and all amendments thereto, other than the rights, obligations and duties associated with the collection and disposal of debris box franchise solid waste within the Franchise Area; and

WHEREAS, COUNTY and CONTRACTOR subsequently amended the Franchise Agreement five (5) times; and

WHEREAS, the Franchise Agreement and State law allow for the adjustment of the Maximum Service Rates which may be charged by CONTRACTOR for the handling and disposal of solid waste and recyclables pursuant to the Franchise Agreement, such as annual index-based adjustments, changes in the franchise fee, or changes in disposal and/or processing costs; and

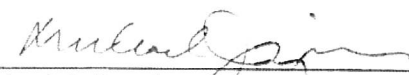
WHEREAS, the parties desire to amend the Franchise Agreement in order to adjust the Maximum Service Rates charged by CONTRACTOR for the handling and disposal of solid waste and recyclables pursuant to the Franchise Agreement.

NOW, THEREFORE, IT IS AGREED as follows:



1. The Maximum Service Rates which may be charged by CONTRACTOR pursuant to Section 14 of the Franchise Agreement shall be as shown in the modified versions of Exhibit B – Willow Creek Area Franchise Collection Rates and Exhibit C – Willow Creek Area Disposal Rates, which are attached hereto and incorporated herein by reference. Such Maximum Service Rates shall supersede and replace all prior Maximum Service Rates set forth in the Franchise Agreement, and all previous amendments thereto, as of the effective date of this Seventh Amendment.
2. Except as modified herein, the Franchise Agreement dated June 13, 2014, as previously amended, shall remain in full force and effect. In the event of a conflict between the provisions of this Seventh Amendment and the original Franchise Agreement, or any prior amendments thereto, the provisions of this Seventh Amendment shall govern. Capitalized terms used, but not defined, herein shall have the meanings given to them in the Franchise Agreement.

IN WITNESS WHEREOF, the parties hereto have entered into this Seventh Amendment as of the last date indicated below.

RECOLOGY EEL RIVER:

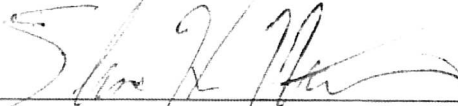
By: 
Michael J. Sangiacomo
President and Chief Executive Officer

Date: 6/17/19

By: 
Cary Chen
Corporate Secretary
Recology
Reviewed by 
Legal

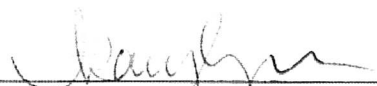
Date: 6/17/19

COUNTY OF HUMBOLDT:

By: 
Thomas K. Mattson
Franchise Contract Administrator

Date: 6/25/19

INSURANCE CERTIFICATES APPROVED:

By: 
Risk Management

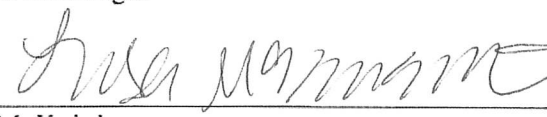
Date: 6/21/19

Acknowledged and Agreed:

JOSHUA & LISA MCKNIGHT DBA TOM'S TRASH COMPANY

By: 
Joshua McKnight

Date: 12/8/19

By: 
Lisa McKnight

Date: 12/8/19

LIST OF EXHIBITS:

- Exhibit B – Willow Creek Area Franchise Collection Rates
- Exhibit C – Willow Creek Area Disposal Rates

EXHIBIT B: TOM'S TRASH RATE SCHEDULE
EFFECTIVE July 1, 2019

A	B		C		D	E		F		G		H		I		J		K		L	M	N
	Type of Service	Prior Yr Base Rate One Container	Addl Container	CPI Adjustment 1.33%		Current Yr Base Rate One Container	Addl Container	Disposal \$ 190.00	One Container	Addl Container	Sub-Total One Container	Addl Container	Franchise Fee 9%	One Container	Addl Container	Recycling Processing (includes FF)	One Container	Addl Container	Total Rate			
Residential/Senior/Commercial																						
30 Gallon Can - 1x/week	\$ 12.49	\$ 5.63		\$ 12.66	\$ 5.70	\$ 12.35	\$ 25.01	\$ 18.05	\$ 2.47	\$ 1.79	\$ 0.30	\$ 27.78	\$ 19.84	Weekly								
2x/week	25.00	11.25		25.33	11.39	24.70	50.03	36.09	4.95	3.57	0.60	55.57	39.66	2 Cans/ Twice Weekly								
40-GALLON CAN																						
40 Gallon Can - 1x/week	\$ 12.05	\$ 5.20		\$ 12.21	\$ 5.27	\$ 16.47	\$ 28.68	\$ 21.73	\$ 2.84	\$ 2.15	\$ 0.34	\$ 31.86	\$ 23.88	Weekly								
2x/week	24.12	10.40		24.44	10.53	32.93	57.37	43.47	5.67	4.30	0.69	63.73	47.77	2 Cans/ Twice Weekly								
LARGE CONTAINERS																						
1.5 CY - 1x/week	\$ 97.16	\$ 81.81		\$ 98.46	\$ 82.89	\$ 124.74	\$ 223.19	\$ 207.63	\$ 22.07	\$ 20.53	\$ 2.67	\$ 247.93	\$ 228.16	1x per Week								
2x/week	135.26	113.87		137.06	115.39	124.74	261.79	240.12	25.89	23.75	3.13	290.81	263.87	2x per Week								
3x/week	172.77	145.39		175.07	147.32	124.74	299.80	272.06	29.65	26.91	3.58	333.03	298.96	3x per Week								
2.0 CY - 1x/week	92.27	78.21		93.50	79.25	166.31	259.81	245.57	25.70	24.29	3.11	288.62	269.85	1x per Week								
2x/week	126.75	106.68		128.44	108.10	166.31	294.75	274.41	29.15	27.14	3.52	327.43	301.55	2x per Week								
3x/week	160.00	134.65		162.13	136.44	166.31	328.44	302.76	32.48	29.94	3.92	364.85	332.70	3x per Week								
3.0 CY - 1x/week	84.41	71.02		85.94	71.97	249.47	335.01	321.44	33.13	31.79	4.02	372.15	353.23	1x per Week								
2x/week	109.75	92.35		111.21	93.58	249.47	360.68	343.05	35.67	33.93	4.32	400.67	376.98	2x per Week								
3x/week	134.47	113.14		136.26	114.64	249.47	385.73	364.11	38.15	36.01	4.62	428.49	400.12	3x per Week								
Special Services:																						
Blue Bag	\$ 5.21			\$ 5.28		\$ 2.85	\$ 8.13		\$ 0.80		\$ 0.10	\$ 9.03		per pick up								
Curbside Recycling	10.17			10.31		10.31	10.31		1.02		0.11	10.42										
Side yard Service	10.17			10.31		10.31	10.31		1.02		0.12	11.45										