

**AMENDMENT TO FRANCHISE AGREEMENT
FOR THE FERNDALE AND FORTUNA AREAS OF THE COUNTY OF HUMBOLDT**

This is an amendment to the Agreement entered into on October 14, 2008, and to amendments thereto previously executed by and between the County of Humboldt (COUNTY) and Eel River Disposal and Recovery, Inc. (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 June 30, 2018; 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;

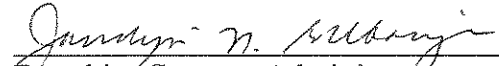
WHEREAS, the parties have agreed to amend the agreement to adjust rates effective July 1, 2011.

NOW, THEREFORE, IT IS AGREED as follows:

1. The rates which may be charged by CONTRACTOR pursuant to Section 15 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 October 14, 2008 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.

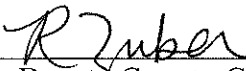
IN WITNESS WHEREOF, the parties hereto have executed this amendment on the date set forth above.

COUNTY OF HUMBOLDT



Franchise Contract Administrator

APPROVED AS TO FORM:

BY: 

Deputy County Counsel

CONTRACTOR


BY: _____
Harry Hardin

TITLE: President


BY: _____
Harry Hardin

TITLE: Secretary

EXHIBIT A: FORTUNA/FERNDALE AREA FRANCHISE RATES
EFFECTIVE JULY 1, 2011

A Type of Service	B Last Year Base Rate		C Base Rate		D Current Year Base Rate		E Fuel Adj.		F Sub-Total		G Disposal		H Sub-Total		I Franchise Fee 9%		J Total Rate		K Frequency of Service		
	Base Rate	Fuel	CPI Adj.*	Fuel Adj.	CPI Adj.*	Fuel Adj.	0.0128	0.2566	Sub-Total	Total	Sub-Total	Total	Sub-Total	Total	9%	Total Rate	Total Rate	Service			
TABLE 1																					
20 Gallon Can	\$ 7.51	\$ 1.68	\$ 7.60	\$ 2.11	\$ 9.71	\$ 4.91	\$ 14.61	\$ 1.45	\$ 16.06	Weekly											
32 Gallon Can	\$ 11.32	\$ 2.53	\$ 11.47	\$ 3.18	\$ 14.65	\$ 7.36	\$ 22.01	\$ 2.18	\$ 24.18	Weekly											
45 Gallon Can	\$ 13.20	\$ 3.39	\$ 13.37	\$ 4.26	\$ 17.63	\$ 11.04	\$ 28.66	\$ 2.83	\$ 31.50	Weekly											
OCCASIONAL 30 Gal.	\$ 3.47	\$ 0.78	\$ 3.52	\$ 0.98	\$ 4.50	\$ 1.70	\$ 6.19	\$ 0.61	\$ 6.81	Per pick-up											
Single-Stream Recycling	\$ 4.00	\$ 2.53	\$ 4.05	\$ 3.18	\$ 7.23			\$ 7.23		Bi-weekly pick-up											
TABLE 2																					
LARGE CONTAINERS - Monthly Service																					
1.0 CY	\$ 26.78	\$ 5.99	\$ 27.12	\$ 7.53	\$ 34.65	\$ 49.55	\$ 84.20	\$ 8.33	\$ 92.52	Once per week											
1.0 CY	\$ 53.42	\$ 11.95	\$ 54.11	\$ 15.02	\$ 69.12	\$ 99.10	\$ 168.22	\$ 16.64	\$ 184.86	Twice per week											
1.5 CY	\$ 40.07	\$ 8.96	\$ 40.58	\$ 11.26	\$ 51.85	\$ 74.32	\$ 128.17	\$ 12.48	\$ 138.65	Once per week											
1.5 CY	\$ 80.05	\$ 17.91	\$ 81.08	\$ 22.50	\$ 103.58	\$ 148.64	\$ 252.23	\$ 24.95	\$ 277.17	Twice per week											
2.0 CY	\$ 48.76	\$ 10.90	\$ 49.38	\$ 13.70	\$ 63.09	\$ 99.10	\$ 162.18	\$ 16.04	\$ 178.22	Once per week											
2.0 CY	\$ 97.32	\$ 21.77	\$ 98.57	\$ 27.35	\$ 125.92	\$ 198.19	\$ 324.11	\$ 32.06	\$ 356.17	Twice per week											
3.0 CY	\$ 65.99	\$ 14.76	\$ 66.83	\$ 18.55	\$ 85.39	\$ 148.64	\$ 234.03	\$ 23.15	\$ 257.18	Once per week											
3.0 CY	\$ 131.95	\$ 29.51	\$ 133.64	\$ 37.08	\$ 170.72	\$ 297.29	\$ 468.01	\$ 46.29	\$ 514.30	Twice per week											
4.0 CY	\$ 83.32	\$ 18.64	\$ 84.38	\$ 23.42	\$ 107.81	\$ 198.19	\$ 306.00	\$ 30.26	\$ 336.26	Once per week											
4.0 CY	\$ 166.54	\$ 37.25	\$ 168.67	\$ 46.81	\$ 215.48	\$ 396.39	\$ 611.87	\$ 60.51	\$ 672.38	Twice per week											
6.0 CY	\$ 83.40	\$ 18.66	\$ 84.46	\$ 23.44	\$ 107.91	\$ 207.29	\$ 405.20	\$ 40.07	\$ 445.27	Once per week											
6.0 CY	\$ 166.54	\$ 37.25	\$ 168.67	\$ 46.81	\$ 215.48	\$ 396.39	\$ 611.87	\$ 60.51	\$ 672.38	Twice per week											
8.0 CY	\$ 83.40	\$ 18.66	\$ 84.46	\$ 23.44	\$ 107.91	\$ 207.29	\$ 405.20	\$ 40.07	\$ 445.27	Once per week											
8.0 CY	\$ 166.54	\$ 37.25	\$ 168.67	\$ 46.81	\$ 215.48	\$ 396.39	\$ 611.87	\$ 60.51	\$ 672.38	Twice per week											
LARGE CONTAINERS - Per Pick-up rates for one container for 7-day rental																					
20 YD	\$ 249.76	\$ 55.87	\$ 252.95	\$ 70.20	\$ 323.15	\$ 228.68	\$ 551.84	\$ 54.58	\$ 606.42												
40 YD	\$ 356.84	\$ 79.82	\$ 361.41	\$ 100.30	\$ 461.71	\$ 457.37	\$ 919.07	\$ 90.90	\$ 1,009.97												

TABLE 3 CONTAINER RENTAL RATES

	Prior Year Base Rate		CPI Adj.**	Current Year Rate	
	Monthly	Daily		Monthly	Daily
1 YARD	\$ 36.74	\$ 17.84	0.0235	\$ 37.60	\$ 18.26
1.5 YARD	\$ 36.74	\$ 19.10		\$ 37.60	\$ 19.55
2 YARD	\$ 43.95	\$ 20.44		\$ 44.98	\$ 20.92
3 YARD	\$ 49.03	\$ 21.43		\$ 50.19	\$ 21.93
4 YARD	\$ 49.03	\$ 22.70		\$ 50.19	\$ 23.24
6 YARD	\$ 61.18	\$ 24.06		\$ 62.62	\$ 24.63
8 YARD	\$ 61.18	\$ 24.06		\$ 62.62	\$ 24.63

*CPI less energy
**CPI