

**AMENDMENT TO FRANCHISE AGREEMENT  
FOR THE WEOTT-MYERS FLAT AREAS OF THE COUNTY OF HUMBOLDT**

This is an amendment to the Agreement entered into on October 26, 2010, 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, 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;

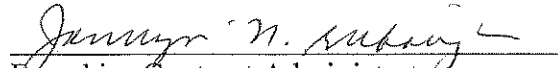
WHEREAS, the parties have agreed to amend the agreement to adjust rates effective July 1, 2011.

NOW, THEREFORE, IT IS AGREED as follows:

1. The rates which may be charged by CONTRACTOR pursuant to Section 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 26, 2010 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: WEOTT/MYERS FLAT AREA FRANCHISE RATES**  
EFFECTIVE JULY 1, 2011

A	B	C	D	E	F	G	H	I
Type of Service	Prior Yr Base Rate	CPI Adjustment 0.0304	Current Yr Base Rate	Disposal \$	Sub- Total	Franchise Fee 9%	Total Rate	Frequency of Service
<b>TABLE 1 CAN RATES - RESIDENTIAL and COMMERCIAL</b>								
20 Gallon Can	13.20		13.60	\$4.91	\$18.50	\$1.83	\$20.33	Weekly
32 Gallon Can	18.44		19.00	\$7.36	\$26.36	\$2.61	\$28.96	Weekly
40 Gallon Can	23.71		24.43	\$9.81	\$34.24	\$3.39	\$37.63	Weekly
90 Gallon Can	42.05		43.33	\$22.08	\$65.40	\$6.47	\$71.87	Weekly
OCCASIONAL 30 Gal.	6.52		6.72	\$1.70	\$8.42	\$0.83	\$9.25	Per pick-up
<b>TABLE 2 LARGE CONTAINERS Monthly service, including bin rental:</b>								
1.0 CY	114.45		117.93	\$49.55	\$167.47	\$16.56	\$184.04	Once per week
2.0 CY	149.17		153.70	\$99.10	\$252.80	\$25.00	\$277.80	Once per week
4.0 CY	221.30		228.02	\$198.19	\$426.22	\$42.15	\$468.37	Once per week
6.0 CY	287.40		296.14	\$297.29	\$593.43	\$58.69	\$652.12	Once per week
15.0 CY	820.30		845.24	\$743.22	\$1,588.46	\$157.10	\$1,745.56	Once per week
20.0 CY	961.33		990.55	\$990.96	\$1,981.52	\$195.97	\$2,177.49	Once per week
40.0 CY	1,376.49		1,418.34	\$1,981.93	\$3,400.27	\$336.29	\$3,736.55	Once per week
<b>Per Pick up rates for one container</b>								
1.0 CY	67.80		69.86	\$11.43	\$81.30	\$8.04	\$89.34	Per pick-up
2.0 CY	122.99		126.73	\$22.87	\$149.60	\$14.80	\$164.39	Per pick-up
4.0 CY	200.53		206.63	\$45.74	\$252.36	\$24.96	\$277.32	Per pick-up
6.0 CY	296.67		305.69	\$68.61	\$374.29	\$37.02	\$411.31	Per pick-up
15.0 CY	212.30		218.75	\$171.51	\$390.27	\$38.60	\$428.86	Per pick-up
20 YD	254.62		262.36	\$228.68	\$491.04	\$48.56	\$539.61	Per pick-up
40 YD	343.70		354.15	\$457.37	\$113.21	\$11.20	\$124.41	over 2.02 tons
					\$811.52	\$80.26	\$891.78	Per pick-up
					\$113.21	\$11.20	\$124.41	over 4.04 tons

TABLE 3 CONTAINER RENTAL RATES

	Prior Year Rate		Current Year Rate	
	Monthly	Daily	Monthly	Daily
1 YARD	\$22.90	\$9.37	\$23.59	\$9.65
2 YARD	\$25.83	\$9.37	\$26.62	\$9.65
4 YARD	\$30.62	\$9.37	\$31.55	\$9.65
6 YARD	\$36.63	\$9.37	\$37.74	\$9.65
15 YARD	\$29.17	\$14.59	\$30.06	\$15.03
20 YD Covered	\$36.48	\$14.59	\$37.59	\$15.03
40 YD Covered	\$43.80	\$14.59	\$45.13	\$15.03