

**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, 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, 2012.

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, 2012.

NOW, THEREFORE, IT IS AGREED as follows:

1. The rates which may be charged by CONTRACTOR pursuant to Section 15(A) of the above-referenced Franchise Agreement shall be as shown in Exhibit A attached hereto and incorporated by reference, and such Exhibit A shall supersede and replace prior Exhibit A of the Franchise Agreement, effective July 1, 2012.
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

Jennifer M. Mahan
Franchise Contract Administrator

APPROVED AS TO FORM:

BY: *[Signature]*
Deputy County Counsel

INSURANCE CERTIFICATES REVIEWED AND APPROVED:

BY: *Kelly L. Suggs for Dan Falks*
Risk Manager

EEL RIVER DISPOSAL & RESOURCE RECOVERY, INC.

BY: Harry Hardin *[Signature]*

TITLE: President

BY: Harry Hardin *[Signature]*

TITLE: Secretary

EXHIBIT A: WEOTT/MYERS FLAT AREA FRANCHISE RATES
EFFECTIVE JULY 1, 2012

A Type of Service	B Prior Yr		C CPI Adjustment 0.0285	D Current Yr		E Disposal \$ 113.21	F Sub- Total	G Franchise Fee 9%	H Total Rate	I Frequency of Service
	Base Rate	Rate		Base Rate	Rate					
TABLE 1										
CAN RATES - RESIDENTIAL and COMMERCIAL										
20 Gallon Can	13.60	13.99		13.99	\$5.03	\$19.01	\$1.88	\$20.89	Weekly	
32 Gallon Can	19.00	19.54		19.54	\$7.54	\$27.08	\$2.68	\$29.76	Weekly	
40 Gallon Can	24.43	25.13		25.13	\$10.05	\$35.18	\$3.48	\$38.66	Weekly	
90 Gallon Can	43.33	44.56		44.56	\$22.61	\$67.18	\$6.64	\$73.82	Weekly	
OCCASIONAL 30 Gal.	6.72	6.91		6.91	\$1.74	\$8.65	\$0.86	\$9.51	Per pick-up	

MONTHLY SERVICE, INCLUDING BIN RENTAL

A	B	C	D	E	F	G	H	I	
TABLE 2									
LARGE CONTAINERS									
1.0 CY	117.93	121.29	\$50.76	\$172.05	\$17.02	\$189.06	Once per week		
2.0 CY	153.70	158.08	\$101.51	\$259.59	\$25.67	\$285.27	Once per week		
4.0 CY	228.02	234.52	\$203.02	\$437.54	\$43.27	\$480.82	Once per week		
6.0 CY	296.14	304.58	\$304.54	\$609.12	\$60.24	\$669.36	Once per week		
15.0 CY	845.24	869.33	\$761.34	\$1,630.67	\$161.28	\$1,791.95	Once per week		
20.0 CY	990.55	1,018.78	\$1,015.12	\$2,033.90	\$201.16	\$2,235.06	Once per week		
40.0 CY	1,418.34	1,458.76	\$2,030.25	\$3,489.01	\$345.07	\$3,834.08	Once per week		

Per Pick up rates for one container

1.0 CY	69.86	71.85	\$11.71	\$83.56	\$8.26	\$91.83	Per pick-up
2.0 CY	126.73	130.34	\$23.43	\$153.77	\$15.21	\$168.98	Per pick-up
4.0 CY	206.63	212.52	\$46.85	\$259.37	\$25.65	\$285.02	Per pick-up
6.0 CY	305.69	314.40	\$70.28	\$384.68	\$38.05	\$422.73	Per pick-up
15.0 CY	218.75	224.98	\$175.69	\$400.68	\$39.63	\$440.31	Per pick-up
20 YD	262.36	269.84	\$234.26	\$504.10	\$49.86	\$553.95	Per pick-up
40 YD	354.15	364.24	\$468.52	\$115.97	\$11.47	\$127.44	over 2.02 tons
			per ton	\$832.76	\$82.36	\$915.12	Per pick-up
			per ton	\$115.97	\$11.47	\$127.44	over 4.04 tons

TABLE 3 CONTAINER RENTAL RATES

	Prior Year Rate		Current Year Rate	
	Monthly	Daily	Monthly	Daily
1 YARD	\$23.59	\$9.65	\$24.26	\$9.93
2 YARD	\$26.62	\$9.65	\$27.38	\$9.93
4 YARD	\$31.55	\$9.65	\$32.45	\$9.93
6 YARD	\$37.74	\$9.65	\$38.82	\$9.93
15 YARD	\$30.06	\$15.03	\$30.92	\$15.46
20 YD Covered	\$37.59	\$15.03	\$38.66	\$15.46
40 YD Covered	\$45.13	\$15.03	\$46.42	\$15.46