

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

This is an amendment (the "Amendment") to the Agreement (the "Agreement") entered into on October 16, 2008, and to amendments thereto previously executed by and between the County of Humboldt (COUNTY) and Eel River Disposal and Resource Recovery, Inc. (CONTRACTOR). The effective date of this Amendment is July 1, 2010.

RECITALS

WHEREAS, COUNTY and CONTRACTOR have entered into an Agreement for the handling and disposal of solid waste; and

WHEREAS, the Agreement provides for an annual adjustment to the collection of rates, effective on July 1, 2010, based on the Consumer Price Index.

NOW, THEREFORE, IT IS AGREED as follows:

1. Rate Increase. The rates which may be charged by CONTRACTOR pursuant to Section 15.B.ii of the Agreement shall be as shown in the attached Exhibit A, effective July 1, 2010.
2. Section 15.B entitled Rate Changes is amended to include:

Section 15.B.vii. Procedure for Approval of Rate Increases. All rate increases which exceed eight percent per annum, or which are attributable to factors other than those authorized by subsection ii (CPI increase) must be approved by the Board of Supervisors, following a public hearing. Those increases which do not require a public hearing may be approved by the Franchise Contract Administrator, who is authorized to execute an amendment to this agreement to reflect the change in rates.

3. 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 the Amendment and the 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

Attest:


Vice Chair, County Board of Supervisors


Clerk of the Board of Supervisors

APPROVED AS TO FORM:

INSURANCE certificates reviewed and APPROVED:

BY: 
Deputy County Counsel

BY: 
Risk Manager

EEL RIVER DISPOSAL AND RESOURCE RECOVERY, INC.


BY: Harry A. Hardin


BY: Harry A. Hardin

TITLE: President

TITLE: Secretary

**EXHIBIT A: FORTUNA/ERNDALE AREA FRANCHISE RATES
EFFECTIVE JULY 1, 2010**

A Type of Service	B Last Year Base Rate		C Current Year Base Rate		E Fuel Adj. 0.2893	F Sub- Total	G Disposal \$ 117.84	H Sub- Total	I Franchise Fee 9%	J Total Rate	K Frequency of Service
	Base Rate	Base Fuel	CPI Adj.* 0.0151	Fuel Adj. 0.2893							
TABLE 1											
20 Gallon Can	\$ 7.39	\$ 1.30	\$ 7.51	\$ 1.68	\$ 9.18	\$ 5.11	\$ 14.29	\$ 1.41	\$ 15.70	Weekly	
32 Gallon Can	\$ 11.15	\$ 1.96	\$ 11.32	\$ 2.53	\$ 13.85	\$ 7.66	\$ 21.51	\$ 2.13	\$ 23.64	Weekly	
45 Gallon Can	\$ 13.00	\$ 2.63	\$ 13.20	\$ 3.39	\$ 16.59	\$ 11.49	\$ 28.08	\$ 2.78	\$ 30.85	Weekly	
OCCASIONAL 30 Gal.	\$ 3.42	\$ 0.61	\$ 3.47	\$ 0.78	\$ 4.25	\$ 1.77	\$ 6.02	\$ 0.60	\$ 6.61	Per pick-up	
Single-Stream Recycling	3.94	\$ 1.96	\$ 4.00	\$ 2.53	\$ 6.53			\$	\$ 6.53	Bi-weekly pick-up	

**TABLE 2
LARGE CONTAINERS - Monthly Service**

1.0 CY	\$ 26.38	\$ 4.65	\$ 26.78	\$ 5.99	\$ 32.77	\$ 51.57	\$ 84.34	\$ 8.34	\$ 92.68	Once per week
1.0 CY	\$ 52.63	\$ 9.27	\$ 53.42	\$ 11.95	\$ 65.37	\$ 103.15	\$ 168.52	\$ 16.67	\$ 185.19	Twice per week
1.5 CY	\$ 39.47	\$ 6.95	\$ 40.07	\$ 8.96	\$ 49.03	\$ 77.36	\$ 126.40	\$ 12.50	\$ 138.90	Once per week
1.5 CY	\$ 78.86	\$ 13.89	\$ 80.05	\$ 17.91	\$ 97.96	\$ 154.72	\$ 252.69	\$ 24.99	\$ 277.68	Twice per week
2.0 CY	\$ 48.03	\$ 8.46	\$ 48.76	\$ 10.90	\$ 59.66	\$ 103.15	\$ 162.81	\$ 16.10	\$ 178.92	Once per week
2.0 CY	\$ 96.87	\$ 16.88	\$ 97.32	\$ 21.77	\$ 119.09	\$ 206.30	\$ 325.39	\$ 32.18	\$ 357.57	Twice per week
3.0 CY	\$ 65.01	\$ 11.45	\$ 65.99	\$ 14.76	\$ 80.75	\$ 154.72	\$ 235.48	\$ 23.29	\$ 258.77	Once per week
3.0 CY	\$ 129.99	\$ 22.89	\$ 131.95	\$ 29.51	\$ 161.46	\$ 309.45	\$ 470.91	\$ 46.57	\$ 517.48	Twice per week
4.0 CY	\$ 82.08	\$ 14.46	\$ 83.32	\$ 18.64	\$ 101.96	\$ 206.30	\$ 308.25	\$ 30.49	\$ 338.74	Once per week
4.0 CY	\$ 164.06	\$ 28.89	\$ 166.54	\$ 37.25	\$ 203.79	\$ 412.60	\$ 616.39	\$ 60.96	\$ 677.35	Twice per week
6.0 CY	\$ 82.16	\$ 14.47	\$ 83.40	\$ 18.66	\$ 102.05	\$ 309.45	\$ 411.50	\$ 40.70	\$ 452.20	Once per week
6.0 CY	\$ 164.06	\$ 28.89	\$ 166.54	\$ 37.25	\$ 203.79	\$ 618.90	\$ 822.68	\$ 81.36	\$ 904.05	Twice per week
8.0 CY	\$ 82.16	\$ 14.47	\$ 83.40	\$ 18.66	\$ 102.05	\$ 412.60	\$ 514.65	\$ 50.90	\$ 565.55	Once per week
8.0 CY	\$ 164.06	\$ 28.89	\$ 166.54	\$ 37.25	\$ 203.79	\$ 825.19	\$ 1,028.98	\$ 101.77	\$ 1,130.75	Twice per week
TABLE 3										
20 YD	\$ 246.04	\$ 43.33	\$ 249.76	\$ 55.87	\$ 305.62	\$ 238.04	\$ 543.66	\$ 53.77	\$ 597.43	
40 YD	\$ 351.53	\$ 61.91	\$ 356.84	\$ 79.82	\$ 436.66	\$ 476.07	\$ 912.73	\$ 90.27	\$ 1,003.00	

CONTAINER RENTAL RATES

	Prior Year Base Rate		Current Year Rate	
	Monthly	Daily	Monthly	Daily
1 YARD	\$ 35.73	\$ 17.35	\$ 36.74	\$ 17.84
1.5 YARD	\$ 35.73	\$ 18.58	\$ 36.74	\$ 19.10
2 YARD	\$ 42.74	\$ 19.88	\$ 43.95	\$ 20.44
3 YARD	\$ 47.69	\$ 20.84	\$ 49.03	\$ 21.43
4 YARD	\$ 47.69	\$ 22.08	\$ 49.03	\$ 22.70
6 YARD	\$ 59.50	\$ 23.40	\$ 61.18	\$ 24.06
8 YARD	\$ 59.50	\$ 23.40	\$ 61.18	\$ 24.06

CPI Adj. **
0.0282

LARGE CONTAINERS - Per Pick-up rates for one container for 7-day rental

*CPI less energy
**CPI