

Amendment No.10
 To
 UNIFIED FRANCHISE AGREEMENT
 For the Exclusive Collection of Solid Waste and
 Recyclables in Unincorporated Monterey County of
 Monterey
 By & Between
 COUNTY OF MONTEREY
 And
 WASTE MANAGEMENT, INC., DBA
 USA WASTE OF CALIFORNIA, INC.,
 DBA CARMEL MARINA
 CORPORATION

This AMENDMENT NO. 10 is made to the UNIFIED FRANCHISE AGREEMENT for the exclusive collection of solid waste and recyclables in unincorporated Monterey County dated February 9, 2010, and amended via AMENDMENT NO. 1 dated February 3, 2012 to adjust rates; AMENDMENT NO. 2 dated November 13, 2012 to adjust rates; AMENDMENT NO. 3 dated February 3 2014 to adjust rates, edit the “Waste Screening Protocol”, and delete certain sections in Article 17; AMENDMENT NO. 4 dated December 23, 2014 to adjust rates, establish funding of billing reviews [Article 12], and address retroactive adjustments [Article 13]; AMENDMENT NO. 5 dated January 6, 2016 edited Articles 1, 2, 3, 4, 6, 7, 8, 9, and 13 to adjust rates and add “Food Waste” rates/category; AMENDMENT NO. 6 dated April 7, 2017 amended Exhibit 1 by adding Form 5-B to add organics service and accompanying rates; AMENDMENT NO. 7 dated January 10, 2019 to adjust rates ; AMENDMENT NO. 8 dated April 1, 2019 to adjust rates; AMENDMENT NO. 9 dated March, 2020 to adjust rates, (hereafter, collectively referred to as “AGREEMENT”), by and between the County of Monterey (hereafter, “COUNTY”) and USA WASTE OF CALIFORNIA, INC., dba CARMEL MARINA CORPORATION (hereafter, “CONTRACTOR”)(collectively referred to as the “Parties”).

WHEREAS, the COUNTY and CONTRACTOR wish to amend the AGREEMENT via Amendment No. 10 to extend the term through August 31, 2020.

NOW THEREFORE, the COUNTY and CONTRACTOR hereby agree to amend the AGREEMENT in the following manner:

1. Amend at Article 2 at 2.01, TERM AND SCOPE OF FRANCHISE, “The initial term of this Agreement for the provision of Collection Services in the Service Area, as set forth in Exhibit A, shall be for a period commencing on November 1, 2010 and terminating at midnight on August 31, 2020.”
2. Except as provided herein, all remaining terms, conditions and provisions of the AGREEMENT are unchanged and unaffected by this AMENDMENT NO. 10 and shall continue in full force and effect as set forth in the AGREEMENT.
3. The recitals to this Amendment No. 10 are hereby incorporated by this reference.

*****Intentionally Blank*****

IN WITNESS WHEREOF, the parties have executed this AMENDMENT on the last date opposite the respective signatures below.

MONTEREY COUNTY

**CONTRACTOR— WASTE
MANAGEMENT, INC., dba USA WASTE
OF CALIFORNIA dba CARMEL
MARINA CORP.**

Contracts/Purchasing Officer

DocuSigned by:
Barry Skolnick
By: _____
2A640847CE8F475...
Signature of Chair, President, or
Vice-President

Barry Skolnick President

Printed Name and Title

Dated: _____

4/8/2020

Approved as to Fiscal Provisions:

Dated: _____

Deputy Auditor/Controller

DocuSigned by:
David Stratton
By: _____
BE615D4CF38244B...
(Signature of Secretary, Asst. Secretary, CFO,
Treasurer or Asst. Treasurer) *

David Stratton Vice President and Assistant Treasurer

Printed Name and Title

Dated: _____

4/8/2020

Approved as to Liability Provisions:

Risk Management

Dated: _____

Dated: _____

Approved as to Form:

Deputy County Counsel

Dated: _____

*INSTRUCTIONS: If CONTRACTOR is a corporation, including non-profit corporations, the full legal name of the corporation shall be set forth above together with the signatures of two (2) specified officers per California Corporations Code Section 313. If CONTRACTOR is a Limited Liability Corporation (LLC), the full legal name of the LLC shall be set forth above together with the signatures of two (2) managing members. If CONTRACTOR is a partnership, the full legal name of the partnership shall be set forth above together with the signature of a partner who has authority to execute this Agreement on behalf of the partnership. If CONTRACTOR is contracting in an individual capacity, the individual shall set forth the name of the business, if any, and shall personally sign the Agreement or Amendment to said Agreement.