

# Before the Board of Supervisors

County of San Joaquin, State of California

B-18-220

MOTION: Miller/Villapudua/5

FIRST AMENDMENT TO AGREEMENT A-15-317 WITH THE CITY OF MANTECA  
INCREASING THE ANNUAL COMPENSATION FOR SOLID WASTE TRANSFER  
STATION SERVICES FROM \$2.25 MILLION TO \$4 MILLION  
AND AUTHORIZATION OF A BUDGET ADJUSTMENT FOR THE  
SOLID WASTE ENTERPRISE FUND

THIS BOARD OF SUPERVISORS DOES HEREBY approve the First Amendment to Agreement A-15-317 to increase the maximum annual compensation limit to \$4 million; and,

FURTHER, authorizes and directs the Chair of the Board of Supervisors to sign the Amendment on behalf of San Joaquin County; and,

FURTHER, authorizes a \$1,071,923 increase in appropriations, offset by revenue of \$1,474,353, to the Fiscal Year 2017-2018 Budget for the Solid Waste Enterprise Fund.

I HEREBY CERTIFY that the above order was passed and adopted on 04/10/2018 by the following vote of the Board of Supervisors, to wit:

AYES: Villapudua, Miller, Patti, Winn, Elliott

NOES: None

ABSENT: None

ABSTAIN: None



MIMI DUZENSKI  
Clerk of the Board of Supervisors  
County of San Joaquin,  
State of California

**Mimi Duzenski**

**FIRST AMENDMENT TO THE AGREEMENT FOR SOLID WASTE TRANSFER  
STATION SERVICES A-15-317 BETWEEN THE  
CITY OF MANTECA AND COUNTY OF SAN JOAQUIN**

A-18-81  
4/10/18

This First Amendment ("Amendment") to Agreement #A-15-317 ("Agreement"), is made and entered into this 22<sup>nd</sup> day of November, 2017, by and between the County of San Joaquin, a political subdivision of the State of California ("County") and the City of Manteca, a municipal corporation ("City").

RECITALS

- A. On September 15, 2015, the City approved an Agreement with County to accept City's solid waste at the County's Lovelace Transfer Station.
- B. City desires to increase the maximum annual compensation limit from \$2.25 million to \$4 million to provide for the higher than anticipated waste streams.
- C. County and City now desire to amend the Agreement in order to increase the compensation limit.
- D. All other aspects of the Agreement remain the same.

NOW, THEREFORE, the parties hereby agree as follows:

1. Paragraph 4 Compensation of the Agreement is hereby amended to read as follows:

Without additional authorization from the City, compensation to be paid to County shall not exceed FOUR MILLION DOLLARS (\$4,000,000) per year. Payment by City under this Agreement shall not be deemed a waiver of any defects, even if those defects were known to the City at the time of payment.

2. Except as otherwise provided in this Amendment, the Agreement shall continue in full force and effect.

IN WITNESS WHEREOF, County and City have executed this Amendment effective on the day and year first written above.

**CITY OF MANTECA**

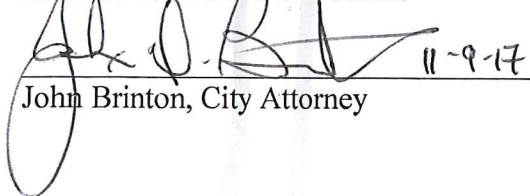


Stephen F. DeBrum, Mayor  
"City"

**ATTEST:**

  
Lisa Blackmon, City Clerk

**APPROVED AS TO FORM:**

 11-9-17  
John Brinton, City Attorney

**APPROVED AS TO BUDGET:**

  
Jeri Tejada, Finance Director

**COUNTERSIGNED:**

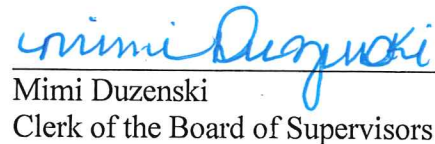
  
Joe Kriskovich, Director of Risk Management

**COUNTY OF SAN JOAQUIN**  
a political subdivision of the State of  
California

 4/13/2018

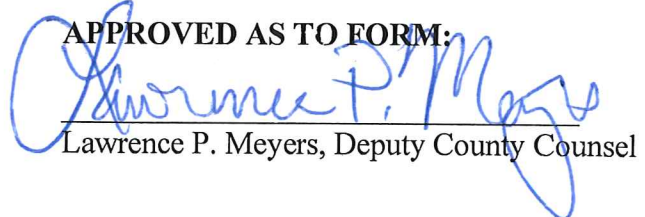
Robert V. Elliott  
Chair of the Board of Supervisors  
"County"

**ATTEST:**


  
Mimi Duzenski  
Clerk of the Board of Supervisors



**APPROVED AS TO FORM:**

  
Lawrence P. Meyers, Deputy County Counsel

**RECOMMENDED FOR APPROVAL**

  
Kris Balaji, PMP,  
P.E.  
Director of Public Works