

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

A-19-____

This Second Amendment (“Amendment”) to Agreement #A-15-317 (“Agreement”) is made and entered into this ____ day of _____, 2019, 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. On November 22nd, 2017, the City approved the First Amendment to the Agreement. The Amendment was approved by the County April 10, 2018.
- C. County and City now desire to amend the Agreement in order to increase the flexibility for disposal of food waste and recycles.
- D. Except as amended, all other terms and conditions of the Agreement remain the same.

NOW, THEREFORE, the parties hereby agree as follows:

- 1. Exhibit A – Scope of Work is hereby amended to read as follows:
 - 2. Food Waste – NON-EXCLUSIVE TO COUNTY
 - 3. Processing of Commingled Recyclables – NON-EXCLUSIVE TO COUNTY July 17, 2018 through September 30, 2025.

For the period October 1, 2015 through July 16, 2018, County will not receive recyclables collected by City. For the period July 17, 2018 through September 30, 2025 County will receive salable recyclables which meet a standard of 20% or less contamination from non-salable materials per load from City and receive no fee for the tipping, handling, and processing of these materials. Loads exceeding the 20% contamination rate will be charged normal refuse rates. City shall also have the option to transport such materials to another facility of City’s choice for processing and City shall maintain ownership of such materials.

ATTACHMENT 1

2. Exhibit B – Scope of Work is hereby amended to read as follows:
 2. Food Waste – NON-EXCLUSIVE.
 3. Processing of Commingled Recyclables – NON-EXCLUSIVE TO COUNTY July 17, 2018 through September 30, 2025. No tipping fee for salable recyclable materials which meet a standard of 20% or less contamination from non-salable materials per load. Loads exceeding the 20%, contamination rate will be charged normal refuse rates. County retains any revenue from sale of recycled material.
3. Except as otherwise amended, the Agreement shall continue in full force and effect and all other terms and conditions of the Agreement remain the same.

ATTACHMENT 1

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

CITY OF MANTECA

a municipal corporation

BENJAMIN CANTU, Mayor
“City”

ATTEST:

Lisa Blackmon, City Clerk

APPROVED AS TO FORM:

John Brinton, City Attorney

APPROVED AS TO BUDGET:

Jeri Tejada, Finance Director

COUNTY OF SAN JOAQUIN

a political subdivision of the State of
California

MIGUEL VILLAPUDUA, Chair
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