

OFFICE OF THE CITY ATTORNEY  
DAWN MCINTOSH, City Attorney  
411 West Ocean Boulevard, 9th Floor  
Lana Beach, CA 90802-4664

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FOURTH AMENDMENT TO AGREEMENT NO. 35088

**35088**

THIS FOURTH AMENDMENT TO AGREEMENT NO. 35088 is made and entered, as of September 7, 2023, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on October 2, 2018, by and between EDCO TRANSPORT SERVICES, LLC, a California limited liability company ("Consultant"), with a place of business at 224 South Las Posas Road, San Marcos, California 92078, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City and Consultant (the "Parties") entered into Agreement No. 35088 (the "Agreement") whereby Consultant agreed to provide municipal residential and commercial solid waste handling services for a period of two (2) years, with the option to renew for three (3) additional one-year periods, in the amount of One Million Five Hundred Twenty-Two Thousand Dollars (\$1,522,000) with a ten percent (10%) contingency in the amount of One Hundred Fifty-Two Thousand Two Hundred Dollars (\$152,200) for a total annual amount not to exceed One Million Six Hundred Seventy-Four Thousand Two Hundred Dollars (\$1,674,200); and

WHEREAS, the Parties entered into a First Amendment to the Agreement to extend the term to October 31, 2021, add additional services and attach an updated rate sheet; and

WHEREAS, the Parties entered into a Second Amendment to the Agreement to extend the term to October 31, 2022 and attach an updated rate sheet; and

WHEREAS, the Parties entered into a Third Amendment to the Agreement to extend the term to October 31, 2023, and attach an updated rate sheet; and

WHEREAS, on August 15, 2023, City Council authorized to increase the annual authority amount of the Agreement by Five Hundred Forty-Two Thousand Two Hundred Thirteen Dollars (\$542,213) with a ten percent (10%) contingency in the amount of Two Hundred Six Thousand Four Hundred Twenty-One Dollars (\$206,421), and extend

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1 the term by one (1) additional one-year period; and

2 WHEREAS, the Parties desire to increase the annual authority amount by  
3 Five Hundred Forty-Two Thousand Two Hundred Thirteen Dollars (\$542,213), extend the  
4 term using the one (1) one-year term period option, and attach an updated rate sheet;

5 NOW, THEREFORE, in consideration of the mutual terms, covenants, and  
6 conditions herein contained, the Parties agree as follows:

7 1. Section 1.A. of the Agreement is hereby amended to read as follows:

8 "A. Consultant shall furnish specialized services more particularly  
9 described in Exhibit "A-1", attached to the First Amendment of the Agreement and  
10 incorporated by this reference, in accordance with the standards of the profession, and  
11 City shall pay for these services in the manner described below, an annual amount of  
12 Two Million Sixty-Four Thousand Two Hundred Thirteen Dollars ( \$2,064,213 ), with a ten  
13 percent (10%) contingency in the amount of Two Hundred Six Thousand Four Hundred  
14 Twenty-One Dollars (\$206,421), for a total not to exceed an annual amount of Two  
15 Million Two Hundred Seventy Thousand Six Hundred Thirty-Four Dollars (\$2,270,634), at  
16 the rates or charges shown in Exhibit "B-4" ."

17 2. Section 2 of the Agreement is hereby amended to read as follows:

18 "2. TERM. The term of this Agreement shall commence at midnight on  
19 November 1, 2018, and shall terminate at 11:59 p.m. on October 31, 2024, unless sooner  
20 terminated as provided in this Agreement, or unless the services or the Project is  
21 completed sooner. The Parties have no further options to extend the term."

22 3. The Rates attached as Exhibit "B-3" to the Third Amendment of the  
23 Agreement are hereby amended in accordance with Exhibit "B-4", attached hereto and  
24 incorporated by this reference.

25 4. Except as expressly modified herein, all of the terms and conditions  
26 contained in Agreement No. 35088 are ratified and confirmed and shall remain in full force  
27 and effect.

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IN WITNESS WHEREOF, the Parties have caused this document to be duly executed with all formalities required by law as of the date first stated above.

EDCO TRANSPORT SERVICES, LLC, a California limited liability company

September 21, 2023

By [Signature]  
Name [Signature]  
Title PRESIDENT

September 21, 2023

By [Signature]  
Name EFRAIN RAMIREZ  
Title SENIOR VICE PRESIDENT

EXECUTED PURSUANT TO SECTION 301 OF THE CITY CHARTER.

"Consultant"

CITY OF LONG BEACH, a municipal corporation

10/10, 2023

By [Signature]  
City Manager

"City"

This Fourth Amendment to Agreement No. 35088 is approved as to form on September 29, 2023.

DAWN MCINTOSH, City Attorney

By [Signature]  
Deputy

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Long Beach, CA 90802-4664

**Julie Lam**

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**From:** Mark Perumean <mperumean@edcodisposal.com>  
**Sent:** Friday, May 26, 2023 11:41 AM  
**To:** Julie Lam  
**Cc:** Steve South  
**Subject:** Response to Tipping fee at ERT

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

EXTERNAL

Dear Ms. Lam,

Thank you for inquiring about the continuance of utilizing our Waste and Recycling facility. As mentioned before, we at EDCO truly value and appreciate the opportunity to do business with the City of Long Beach.

Like you, we look to continue our business relationship and providing you with our services well into the future.

I believe, not only will you find the rates extremely competitive you will find them well below our current and soon to be increased gate rates.

City of Long Beach / ERT	Current Rate	Proposed Rate
City of Long Beach Trash	\$61.29	\$76.90
City of Long Beach Green Waste	\$64.00	\$78.50
City of Long Beach Street Sweeping	\$65.16	\$79.50
City of Long Beach C&D	\$70.04	\$99.10
City of Long Beach Hard to Handle	\$71.93	\$85.30
City of Long Beach Organics	N/A	\$98.00

If you should have any questions, as always, please feel free to contact me.

Respectfully,

*Mark Perumean*

EDCO Waste & Recycling  
General Manager  
Los Angeles & Orange County



edcodisposal.com

*"We'll Take Care of It"*

Please consider our environment before printing this email.