

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Lona Beach, CA 90802-4664

FIRST AMENDMENT TO AGREEMENT NO. 33602

**33602**

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THIS FIRST AMENDMENT TO AGREEMENT NO. 33602 is made and entered, in duplicate, as of July 13, 2016, for reference purposes only, pursuant to a minute order adopted by the City Council of the City of Long Beach at its meeting on September 16, 2014, by and between CONSOLIDATED DISPOSAL SERVICE, L.L.C. DBA REPUBLIC SERVICES, a Delaware limited liability company ("Consultant"), with a place of business at 12949 Telegraph Road, Santa Fe Springs, California 90607, and the CITY OF LONG BEACH, a municipal corporation ("City").

WHEREAS, City requires specialized services requiring unique skills to be performed in connection with receiving, processing, transfer and disposal services; and

WHEREAS, City and Consultant entered Agreement No. 33602 (the "Agreement") whereby Consultant agreed to provide these services; and

WHEREAS, City and Consultant desire to extend the term to September 17, 2017 and attach a revised Rate Sheet for the extended term;

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

1. Section 2 of the Agreement is hereby amended to read as follows:
  2. TERM. The term of this Agreement shall commence at midnight on September 18, 2014, and shall terminate at 11:59 p.m. on September 17, 2017, unless sooner terminated as provided in this Agreement, or unless the services or the Project is completed sooner."
  2. The Rates/Charges in Exhibit "B" are amended to provide that Consultant will accept tons of 20,001 up to 45,000 at the rate of \$42.00 per ton, as shown in Exhibit "B-1", attached hereto and incorporated by this reference.
  3. Except as expressly modified herein, all of the terms and conditions contained in Agreement No. 33602 are ratified and confirmed and shall remain in full force 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.

CONSOLIDATED DISPOSAL SERVICE,  
L.L.C. DBA REPUBLIC SERVICES, a  
Delaware limited liability company

August 29, 2016

By [Signature]  
Name Rob Sherman  
Title GENERAL MANAGER

\_\_\_\_\_, 2016

By \_\_\_\_\_  
Name \_\_\_\_\_  
Title \_\_\_\_\_

"Consultant"

9/8/, 2016

CITY OF LONG BEACH, a municipal  
corporation

By [Signature]  
City Manager  
Assistant City Manager

EXECUTED PURSUANT  
TO SECTION 301 OF  
THE CITY CHARTER.

"City"

This First Amendment to Agreement No. 33602 is approved as to form on

Aug. 31, 2016.

CHARLES PARKIN, City Attorney

By [Signature]  
Deputy

# EXHIBIT “B-1”

Rates or Charges

## Exhibit B

### Consolidated Disposal Service, DBA Republic Services Disposal Rate Sheet

Residential waste or Municipal Solid Waste (MSW)	\$42.00 per ton
Street Sweeping Waste	\$42.00 per ton
Green Waste (GW)	\$42.00 per ton
Construction and Demolition (C&D) Waste	\$53.00 per ton

- All loads require a minimum of (1) ton charge

**CERTIFICATE OF SECRETARY**

**RELATING TO THE FIRST AMENDMENT  
TO AGREEMENT NO. 33602  
WITH THE CITY OF LONG BEACH  
IN THE STATE OF CALIFORNIA**

The undersigned, Secretary of **CONSOLIDATED DISPOSAL SERVICE, L.L.C.**, a Delaware limited liability company (the "Company"), hereby certifies that the following is a true and correct copy of the resolution which was duly adopted by **REPUBLIC SERVICES, INC.**, a Delaware corporation, the sole member of the Company (the "Member") by written consent of the Member on February 24, 2016, that such resolution has not been rescinded, amended or modified in any respect, and is in full force and effect on the date hereof:

**RESOLVED**, that (i) any individual at the time holding the position of General Manager or Area Director, Finance be, and each of them hereby is, appointed as an Authorized Agent, to act in the name and on behalf of the Company and to include the execution of related documents, in connection with the day-to-day business activities of the Company, and further, that (ii) in addition to the General Manager or Area Director, Finance, any individual at the time holding the position of Area Director, Business Development; Area Director, Operations; or Market Vice President be, and each of them hereby is, appointed as an Authorized Agent to execute any bid and proposal, and if awarded, any related contract for services to be performed by the Company and any bond required by such bid, proposal or contract, all in accordance with the existing Levels of Authority and other relevant policies and procedures.

I further certify that **ROBERT C. SHERMAN** holds the title of General Manager and in such capacity has full authority to act in the name and on behalf of the Company as set forth in the foregoing resolution.

**WITNESS MY HAND**, this 28<sup>th</sup> day of July, 2016.

  
\_\_\_\_\_  
Eileen B. Schuler, Secretary