

“Exhibit A”

**AMENDMENT NO. FOUR (4) TO CASPAR TRANSFER STATION OPERATIONS AGREEMENT & LEASE
BETWEEN THE COUNTY OF MENDOCINO AND SOLID WASTES OF WILLITS, INC.**

This Fourth Amendment to the Caspar Transfer Station Operations Agreement & Lease (“Agreement”) between the County of Mendocino and Solid Wastes of Willits, Inc. is made on this ____ day of _____, 2017 by and between the COUNTY OF MENDOCINO, a political subdivision of the State of California, hereinafter referred to as “County,” and SOLID WASTES OF WILLITS, INC., hereinafter called “Grantee.”

WHEREAS, County and Grantee entered into Agreement on January 25, 2011 with the consent and concurrence of the City of Fort Bragg, providing for operations of the Caspar Transfer Station by Grantee; and

WHEREAS, the Agreement provided in Section 14(D) for an annual adjustment to the gate fees based on changes in an index of recycling commodity values; and

WHEREAS, County and Grantee wish to amend this index of recycling commodity values to include scrap metal and electronics commodities; and

WHEREAS, pursuant to the Joint Powers Agreement between the County of Mendocino and City of Fort Bragg for Caspar Landfill and Solid Waste Transfer Station [BOS Agreement #11-007], this amendment requires the consent of the City of Fort Bragg;

NOW THEREFORE, it is agreed that Section 14(D) of the Agreement is amended to read as follows:

D. Recycling Commodity Value Adjustment

The gross market commodity value of certain Discarded Recyclable Materials collected by Grantee pursuant to this Agreement as mixed Recyclables shall be estimated from the tons collected and the average composite market value as calculated by the following weighted profile, with each category multiplied by the market price including any California Redemption Value, FOB at the Designated Recycling Processing Facility. The values below shall constitute the baseline for comparison to the Rate Period ending December 31, 2011.

COMPOSITE MARKET VALUES EFFECTIVE JANUARY 1, 2011				
Composition	Commodity	Scrap Value/Ton	CRV/Ton	Weighted Value/Ton
10.22%	OCC	\$ 122.00	-	\$ 12.47
26.80%	Mixed Paper	88.00	-	\$ 23.58
0.32%	HDPE Color	333.00	\$ 110.00	\$ 1.42
0.31%	HDPE Natural	499.00	110.00	\$ 1.89
1.18%	PET	401.00	1,180.00	\$ 18.66
0.76%	Rigid Plastics	99.00	-	\$ 0.75
1.11%	Tin	5.00	-	\$ 0.06
14.86%	Glass 3 Mix	(10.00)	84.00	\$ 11.00
0.43%	Alum. Cans	1,248.00	2,820.00	\$ 17.49
36.00%	Scrap Metal	192.13	-	\$ 69.17
1.92%	Electronics	319.73	-	\$ 6.14
6.09%	Refuse	(70.33)	-	\$ (4.28)
100.00%				
	Total Composite Market Value Per Ton:			\$ 158.33

All other terms and condition of the Agreement remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

DEPARTMENT FISCAL REVIEW:

GRANTEE NAME

DEPARTMENT HEAD DATE

Budgeted: N/A

Grant: No

By: _____

GERALD WARD, President
Solid Wastes of Willits, Inc.
351 Franklin Avenue
Willits, CA 95490

COUNTY OF MENDOCINO

By: _____

JOHN MCCOWEN, Chair

BOARD OF SUPERVISORS

By signing above, signatory warrants and represents that he/she executed this Agreement in his/her authorized capacity and that by his/her signature on this Agreement, he/she or the entity upon behalf of which he/she acted, executed this Agreement

ATTEST:

CARMEL J. ANGELO, Clerk of said Board

By: _____

Deputy

COUNTY COUNSEL REVIEW:

APPROVED AS TO FORM:

KATHARINE L. ELLIOTT,
County Counsel

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

CARMEL J. ANGELO, Clerk of said Board

By: _____
Deputy

By: _____

Deputy

INSURANCE REVIEW:

RISK MANAGER

FISCAL REVIEW:

By: _____

ALAN D. FLORA, Risk Manager

By: _____
Deputy CEO/Fiscal

EXECUTIVE OFFICE REVIEW:

APPROVAL RECOMMENDED

By: _____

CARMEL J. ANGELO, Chief Executive Officer

Signatory Authority: \$0-25,000 Department; \$25,001-50,000 Purchasing Agent; **\$50,001+ Board of Supervisors**
Exception to Bid Process Required/Completed _____