

**AMENDMENT NUMBER 15 TO BOARD OF SUPERVISORS AGREEMENT NUMBER 04-049, FRANCHISE AGREEMENT BETWEEN THE COUNTY OF MENDOCINO AND USA WASTE OF CALIFORNIA, INC., DBA EMPIRE WASTE MANAGEMENT, FOR SOLID WASTE COLLECTION AREA NUMBER TWO**

This Amendment No. 15 to BOS Agreement No. 04-049 is entered into this 20<sup>th</sup> day of APRIL, 2021, by and between the COUNTY OF MENDOCINO, a political subdivision of the State of California, hereinafter referred to as "COUNTY" and USA Waste of California, Inc., dba Empire Waste Management, hereinafter referred to as "GRANTEE".

WHEREAS, BOS Agreement No. 04-049, Franchise Agreement Between the County of Mendocino and USA Waste of California, Inc., DBA Empire Waste Management, for Solid Waste Refuse Collection Area No. Two, herein after referred to as "Agreement", was entered into on May 11, 2004; and

WHEREAS, Amendment 1 to BOS Agreement No. 04-049 (BOS Agreement No. 04-265A) was entered into on December 14, 2004, Amendment 2 (CAO Agreement No. 05-017) on February 16, 2005, Amendment 3 (BOS Agreement No. 05-246A) on October 18, 2005, Amendment 4 (CEO Agreement No. 05-255) on December 27, 2005, Amendment 5 (BOS Agreement No. 06-075A) on May 9, 2006, Amendment 6 (CEO Agreement No. 06-584) on December 28, 2006, Amendment 7 on January 7, 2008, Amendment 8 on August 26, 2008, Amendment 9 on December 23, 2008, Amendment 10 on June 14, 2011, Amendment 11 (BOS Agreement No. 04-049-A11) on August 23, 2011, Amendment 12 (BOS Agreement No. 04-049-A12) on February 12, 2013, and Amendment 13 (BOS Agreement No. 04-049-A13) on June 20, 2017, and Amendment 14 (BOS Agreement No. 04-049-A14) on August 18, 2020; and

WHEREAS, upon execution of this document by the Chair of the Mendocino County Board of Supervisors and GRANTEE, this document will become part of the aforementioned contract and shall be incorporated therein; and

WHEREAS, the termination date of the Agreement was extended to June 30, 2021, by Amendment No. 11 on August 23, 2011; and

WHEREAS, it is the desire of GRANTEE and COUNTY to extend the termination date set out in BOS Agreement No. 04-049, as subsequently amended, from June 30, 2021 to June 30, 2022; and

NOW, THEREFORE, we agree as follows:

1. The termination date set out in BOS Agreement No. 04-049, as subsequently amended, is extended from June 30, 2021 to June 30, 2022.
2. The January 1, 2021 annual cost of living rate adjustment set forth in Section 15(B) of the Agreement is waived by Grantee.

BOS AGREEMENT NO. \_\_\_\_\_

All other terms and conditions of BOS Agreement No. 04-049, as amended, shall 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:** Transportation

Howard N. Dashiell 3/18/21  
HOWARD N. DASHIELL, Director DATE

Budgeted: ☐ Yes ☒ No

Budget Unit: N/A

Line Item: \_\_\_\_\_

Grant: ☐ Yes ☒ No

Grant No.: \_\_\_\_\_

**COUNTY OF MENDOCINO**

By: Dan Gjerde  
DAN GJERDE, Chair  
BOARD OF SUPERVISORS APR 21 2021

**ATTEST:**

CARMEL J. ANGELO, Clerk of said Board

By: Amap  
Deputy  
APR 21 2021

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: Amap  
Deputy  
APR 21 2021

**INSURANCE REVIEW:**

By: Carmel J. Angelo  
Risk Management

**EXECUTIVE OFFICE/FISCAL REVIEW:**

**APPROVAL RECOMMENDED**

By: [Signature]  
Deputy CEO

**GRANTEE/COMPANY NAME:**

By: Barry Skolnick 3/24/21  
Barry Skolnick, President  
NAME AND ADDRESS OF GRANTEE:

USA Waste of California, Inc.

450 Orr Springs Road

Ukiah, CA 95482

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

**COUNTY COUNSEL REVIEW:**

APPROVED AS TO FORM:

CHRISTIAN M. CURTIS,  
County Counsel

By: Matthew Kiedrowski  
Deputy

Signatory Authority: \$0-25,000 Department; \$25,001-50,000 Purchasing Agent; \$50,001+ Board of Supervisors  
Exception to Bid Process Required/Completed ☐ \_\_\_\_\_  
Mendocino County Business License: Valid ☐ \_\_\_\_\_  
Exempt Pursuant to MCC Section: \_\_\_\_\_