

TOOELE COUNTY CORPORATION
CONTRACT # 12-09-03
ADDENDUM TO CONTRACT

THIS ADDENDUM TO CONTRACT (the "Addendum") is made and entered into as of 18 Sept, 2012, between Allied Waste Services of North America, LLC d/b/a Allied Waste Services of Salt Lake City // Republic Services of Utah ("Contractor") and Tooele County, Utah ("County"), a Corporation of the State of Utah.

RECITALS

- A. County and Contractor are parties to that certain Contract dated October 1, 1998 (the "Contract") that provides for residential automated solid waste collection and disposal services to be provided by Contractor to residents of Tooele County, Utah.
- B. The Parties desire to amend the Contract to include a recycling program in Tooele County as the same would offer varied benefits to County and Contractor has the requisite ability, experience and expertise to help County with the implementation of the recycling plan.

TERMS AND CONDITIONS

In consideration of the parties' mutual promises, and for other good and valuable consideration, the receipt and sufficiency of which the parties acknowledge the parties agree as follows:

- 1. The Parties have now intended to implement the recycling program wherein the fee/cost for recycling services would be based upon the participation levels (number of total homes in program as a percentage of total homes in the service area).
- 2. The recycling program under this addendum would have the following Implementation Options which can be agreed upon between the Parties:
 - a. Mandatory
 - i. All single family homes included
 - b. Opt-In
 - i. In order to participate in the program residents must request to be included
 - c. Opt-out
 - i. Residents will participate unless specifically requesting not to be in program

3. Recycling would be done on an "every other week" basis and may (or may not) be on the same day as waste collection, dependent upon truck availability and routing however Contractor shall make its best efforts to collect the recyclables on the same day.
4. The rates which Contractor would be charging County would include the cost of Contractor supplying the carts (90 gallon or larger). County shall be responsible for any processing/disposal costs. A single invoice would be submitted to County on a quarterly basis.
5. The pricing for recycling program in Tooele County would be \$ 3.75 (Three Dollars and seventy-five cents) - per cart per month. If participation is less than 51% in the designated service area(s), Contractor and County agree to negotiate in good faith an additional fee to compensate for the decreased efficiencies of the program.
6. All rate increases will follow the increase details as described in the original agreement dated October 1, 1998.
7. Contractor would not be charged for any recyclable materials or waste (contamination) associated with the collection of recycle carts.
8. Contractor, with County support, will develop and implement a recycle rewards program to help promote the recycling program. This program will help identify top recyclers and reward them for their efforts. An introductory flier will be included with cart delivery.
9. The initial estimated number of participants is 1700 (seventeen-hundred) – 1800(eighteen-hundred). New areas will be added as agreed upon by the Contractor and County.
10. The estimated start date of the recycling program is October 1, 2012.
11. Effect of this Addendum. Except as expressly set forth in this Addendum, all other terms and provisions of the Contract remain in full force and effect.

(SIGNATURES ARE ON THE FOLLOWING PAGE)

IN WITNESS WHEREOF, the undersigned have executed this Addendum as of the day and year first above written.

Allied Waste Services of North America, LLC

By: _____

Its: _____

Tooele County, Utah

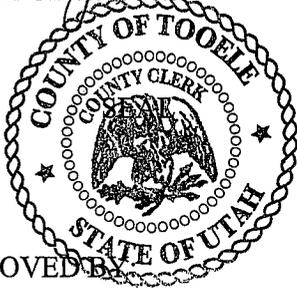
Colleen S. Johnson

Colleen S. Johnson, Tooele County Commission

ATTEST:

Marilyn Gillette

Marilyn Gillette, Clerk



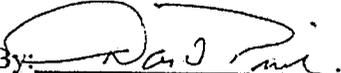
APPROVED BY

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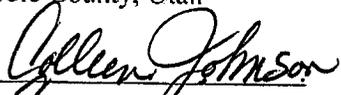
Doug Hogan, County Attorney

IN WITNESS WHEREOF, the undersigned have executed this Addendum as of the day and year first above written.

Allied Waste Services of North America, LLC

By: 
Its: General Manager

Tooele County, Utah

By: 
Its: Commissioner

ATTEST:

Marilyn Gillette, Clerk

SEAL

APPROVED BY:

County Attorney