

**FIRST AMENDMENT TO AGREEMENT FOR INTEGRATED SOLID WASTE
SERVICES BETWEEN THE CITY OF HERMOSA BEACH AND ARAKELIAN
ENTERPRISES**

THIS FIRST AMENDMENT TO AGREEMENT FOR INTEGRATED SOLID WASTE SERVICES ("First Amendment") is made and entered into this 17th day of September, 2018, by and between the City of Hermosa Beach, a municipal corporation ("City") and Arakelian Enterprises, a California corporation ("Contractor").

RECITALS

- A. City entered into an exclusive franchise agreement with Contractor for Integrated Solid Waste Management Services ("Agreement") for a term of eight years on the 26th day of March, 2013.
- C. The parties desire by this First Amendment to modify the Agreement pertaining to the local office requirement and calculation of the Administrative Fee, effective July 1, 2018.

NOW, THEREFORE, in consideration of the foregoing, the parties agree as follows:

- 1. Section 5.1.1 is amended as follows:

5.1.1 Local Office, Response Time

Amend the first paragraph of section 5.1.1 to remove the requirement that the contractor shall maintain an office within City limits, for the term of the Agreement, staffed and open for Customers, at a minimum, from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

Every other term and provision in Section 5.1.1 remains in full force and effect.

- 2. Section 3.3 is amended as follows:

3.3 Administrative Fee

The Administrative Fee shall be adjusted annually, beginning with the July payment, by the percentage change in the Consumer Price Index for all Urban Customers (CPI-U), all items less food and energy - US City average for the twelve (12) month period ended the prior September.

Except as modified above, the Agreement and each and every term and provision thereof remains in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this First Amendment on the date and year first above written.

City of Hermosa Beach, California

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

CONTRACTOR:

BY: _____
Arakelian Enterprises