

**AMENDMENT NUMBER ONE
TO PROFESSIONAL SERVICES AGREEMENT
FOR SOLID WASTE COLLECTION SERVICE AT CITY FACILITIES**

This Amendment is made and entered into this 1st day of August, 2015, ("Effective Date"), by and between the CITY OF COSTA MESA, a municipal corporation (the "City") and Ware Disposal Inc., a California Corporation ("Consultant").

WHEREAS, the Consultant and City entered into an agreement on August 1, 2013 for Consultant to provide services relating to solid waste disposal services for solid waste generated at City facilities (the "Agreement"); and

WHEREAS, the City Council authorized the Public Services Director to execute up to five one-year extensions of the Agreement when the City Council approved the Agreement at its meeting held July 2, 2013; and

WHEREAS, the Public Services Director herein exercises his authority to so extend the Term of the Agreement for one additional year.

NOW, THEREFORE, for valuable consideration, the receipt and sufficiency of which is hereby acknowledged; the Parties agree to amend the Agreement as follows:

1. Section 4.1 of the Agreement is amended to extend the Term for one additional year, ending July 31, 2016.

2. Section 2.1 of the Agreement is amended to increase the maximum compensation allowed to Consultant during any extended term to One Hundred Eleven Thousand Two-Hundred and Eight Dollars (\$111,208) and to direct payment to Consultant for the services rendered commencing on August 1, 2015, through July 31, 2016 in the amount of One Hundred Eleven Thousand Two-Hundred and Eight Dollars (\$111,208).

3. All terms not herein defined shall have the same meaning and use as set forth in the Agreement.

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4. All other terms, conditions, and provisions of the Agreement not in conflict with this Amendment and previous Amendments, shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have set their hand by their duly authorized representatives as of the day and year first above written.

CITY OF COSTA MESA,
A municipal corporation

REDACTED

Ernesto Muñoz
Public Services Director

REDACTED

Jay Ware
Ware Disposal, Inc.

APPROVED AS TO CONTENT:
REDACTED

Mike Koziel
Project Manager

APPROVED AS TO FORM:

REDACTED

City Attorney

Gloria Simmonds

REDACTED

Brenda Green
City Clerk

