

**FOURTH AMENDMENT TO COUNTY ROSS VALLEY SOUTH FRANCHISE  
AGREEMENT FOR SOLID WASTE COLLECTION AND REMOVAL**

This Fourth Amendment to agreement is entered into this 27th day of January 2009, by and between the COUNTY OF MARIN, a political subdivision of the State of California, hereinafter referred to as "County" and MARIN SANITARY SERVICE, INC., a California corporation, hereinafter referred to as "Company".

**WITNESSETH:**

WHEREAS, the County and the Company have heretofore entered into a written franchise agreement, dated July 11, 2006, relating to the collection and removal of solid waste; and

WHEREAS, the agreement allows modification with written approval of both parties, and has been previously so modified; and

WHEREAS, the agreement allows the Company to annually apply for a rate increase to permit the Company to realize a fair and reasonable profit from its operations; and

WHEREAS, the Company has submitted their 2009 rate application and the County has obtained independent rate review of the Company's request; and

WHEREAS, the independent rate review by HF & H, LLC found that the proposed rate change was supported by the study; and

WHEREAS, the Company is requesting a rate increase of 6.42% effective February 1, 2009.

NOW, THEREFORE, it is mutually agreed that the written franchise agreement dated July 11, 2006 shall be amended in the following manner:

1. Per Section 5 (Rates For Service) of the agreement, the service rates described in Exhibit "A" of the agreement shall be increased by 6.42%.
2. To reflect the above described increase in rates "Exhibit A" of the agreement shall be amended and replaced by "Exhibit A-5," (attached).

3. Other than as herein specifically amended and modified, the aforesaid agreement between the parties dated July 11, 2006, continues in full force and effect.

IN WITNESS WHEREOF, the parties hereto have entered into this Amendment the day and date first written above.

COUNTY OF MARIN

MARIN SANITARY SERVICES, INC.

By \_\_\_\_\_

By *Rakia Johnson*

President, Board of Supervisors

*Joseph W. Howard*  
Secretary

ATTEST:

\_\_\_\_\_  
Deputy Clerk

12-30-2008  
Date

APPROVED AS TO FORM

*Jan S. Flagella*  
Office of the Marin County Counsel

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Ross Valley Sanitary District - South  
Refuse Collection Rates - Marin Sanitary Service  
EXHIBIT A-5  
Effective February 1, 2009

Effective 02/01/2009 - 6.42% Rate Increase  
(rounded to nearest \$.01)

**Residential Service**

Can Service	FLAT			HILL			Flat Quarterly Rate	Hill Quarterly Rate
	Current Rate Monthly	02/01/2009 Rate Monthly	Amt of Inc	Current Rate Monthly	02/01/2009 Rate Monthly	Amt of Inc		
Can Size								
20 gallon*	\$18.47	\$19.66	\$1 19	\$21.21	\$22.57	\$1 36	\$58 98	\$67 71
32 gallon	\$21.73	\$23 13	\$1 40	\$24.95	\$26 55	\$1 60	\$69 39	\$79 65
64 gallon	\$43.46	\$46 26	\$2 80	\$49.90	\$53 10	\$3 20	\$138 78	\$159 30
96 gallon	\$65.19	\$69 39	\$4 20	\$74.85	\$79 65	\$4 80	\$208 17	\$238 95
Add'l Can	\$21.73	\$23.13	\$1 40	\$24.95	\$26 55	\$1 60	\$69 39	\$79 65

\* New service level available to single family residential customers Subject to account review by the Company  
Note: One Can of compacted garbage will be charged the two can rate

Distance Charges	Current	2/1/2009
Distance 5'-50'	\$6.44	\$6.85
Distance over 50' (per 50' each can)	\$6.44	\$6.85

**Multi-Family Service**

Box Service	Collections per week		
	1	2	3
Current			
1 yard box **	\$178.67	\$315.78	\$452.96
3 yard box	\$276.37	\$501.01	\$725.61

Base Rate plus \$2.73 per unit recycling

2/1/2009			
1 yard box **	\$190.14	\$336.05	\$482.04
3 yard box	\$294.11	\$533.17	\$772.19

Base Rate plus \$2.91 per unit recycling

Note: Multi-Family service is one can per unit-minimum

**Commercial Service**

Can Service	Collections per Week					
	1	2	3	4	5	6
Current						
32 gallon	\$19.50	\$39.00	\$58.50	\$78.00	\$97.50	\$117.00
64 gallon	\$39.00	\$78.00	\$117.00	\$156.00	\$195.00	\$234.00
96 gallon	\$58.50	\$117.00	\$175.50	\$234.00	\$292.50	\$351.00

2/1/2009						
32 gallon	\$20.75	\$41.50	\$62.25	\$83.00	\$103.75	\$124.50
64 gallon	\$41.50	\$83.00	\$124.50	\$166.00	\$207.50	\$249.00
96 gallon	\$62.25	\$124.50	\$186.75	\$249.00	\$311.25	\$373.50

Box Service	Collections per Week						per single collection
	1	2	3	4	5	6	
Current							
1 cu yard**	\$178.67	\$315.95	\$452.96	\$590.24	\$727.41	\$864.53	\$19.50
2 cu yard	\$210.61	\$379.78	\$548.95	\$718.18	\$887.30	\$1,056.47	\$38.99
3 cu yard	\$276.30	\$501.01	\$725.56	\$950.20	\$1,174.75	\$1,399.39	\$63.02
4 cu yard	\$390.16	\$728.45	\$1,066.84	\$1,405.13	\$1,743.52	\$2,081.86	\$78.08
5 cu yard	\$426.47	\$801.30	\$1,175.89	\$1,550.54	\$1,925.19	\$2,300.07	\$98.35
10 cu yard	\$712.67	\$1,356.26	\$1,999.90	\$2,643.49	\$3,287.13	\$3,930.77	\$164.47
18 cu yard	\$1,140.88	\$2,161.15	\$3,181.03	\$4,201.13	\$5,221.34	\$6,241.32	\$263.36

2/1/2009							
1 cu yard**	\$190.14	\$336.23	\$482.04	\$628.13	\$774.11	\$920.03	\$20.75
2 cu yard	\$224.13	\$404.16	\$584.19	\$764.29	\$944.26	\$1,124.30	\$41.49
3 cu yard	\$294.04	\$533.17	\$772.14	\$1,011.20	\$1,250.17	\$1,489.23	\$67.07
4 cu yard	\$415.21	\$775.22	\$1,135.33	\$1,495.34	\$1,855.45	\$2,215.52	\$83.09
5 cu yard	\$453.85	\$852.74	\$1,251.38	\$1,650.08	\$2,048.79	\$2,447.73	\$104.66
10 cu yard	\$758.42	\$1,443.33	\$2,128.29	\$2,813.20	\$3,498.16	\$4,183.13	\$175.03
18 cu yard	\$1,214.12	\$2,299.90	\$3,385.25	\$4,470.84	\$5,556.55	\$6,642.01	\$280.27

	Current Rate	2/1/2009	Box Rental	Current Rate	2/1/2009
Lock Charges - single pickup	\$3.22	\$3 43	1 yard***	\$41.50	\$44.16
Lock Charges - weekly pickup	\$13.98	\$14 88	2 yard	\$41.50	\$44.16
Compacted refuse w/o recyclables	\$49.53	\$52 71	3 - 5 yard	\$51.82	\$55.15
Compacted refuse with recyclables	\$39.32	\$41 84	10 yard	\$68.96	\$73 39
Refuse per yard - per pickup	\$19.60	\$20.86	18 yard	\$120.90	\$128.66

Commercial Boxes exceeding 300 lbs per cu yd filled with non-recyclables are subject to a tonnage surcharge @ \$120.69 per ton  
\*\* no longer offered to new customers