

SECOND AMENDMENT TO RECYCLING SERVICES AGREEMENT

THIS SECOND AMENDMENT TO AGREEMENT (Second Amendment) made and entered into effect the ____ day of ____, 2021, amends the services agreement entered into between the City of Fresno, a California municipal corporation (City), and Cedar Avenue Recycling and Transfer Station, LP, a California limited partnership (Contractor).

RECITALS

WHEREAS, City and Contractor entered into a services agreement, dated July 1, 2016, for Co-Mingled Recyclables Processing services (Agreement);

WHEREAS, City and Contractor modified the Agreement by means of a First Amendment on June 21, 2019 (First Amendment) which modified the revenue schedule for Recyclable Materials Payments; and

WHEREAS, City and Contractor desire to extend the Agreement to June 30, 2036.

AGREEMENT

NOW, THEREFORE, the parties agree that the aforesaid Agreement be amended as follows:

1. The recitals to this Amendment are incorporated and made a part of this Second Amendment.
2. The Term of the Agreement is extended to June 30, 2036.
3. Except as otherwise provided herein, the Agreement and First Amendment remain in full force and effect.

[Signatures follow on the next page.]

IN WITNESS WHEREOF, the parties have executed this Second Amendment at Fresno, California, the day and year first above written.

City of Fresno,
a California municipal corporation

Cedar Avenue Recycling and Transfer
Station, LP
a California limited partnership

By: _____
Thomas C. Esqueda Date
City Manager

By: Richard M. Caglia
Name: Richard Caglia
Title: Pres, Corp Dev.
(If corporation or LLC., Board Chair,
Pres. or Vice Pres.)

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By: Paul Brickey 4/12/21
Pauline Brickey Date
Deputy City Attorney

By: Derek Larsen
Name: Derek Larsen
Title: CFO
(If corporation or LLC., CFO., Treasurer,
Secretary or Assistant Secretary)

ATTEST:
YVONNE SPENCE, CRM MMC
City Clerk

By: _____
Deputy Date

Addresses:
CITY:
City of Fresno
Attention: Jerry L. Schuber Sr.,
Assistant Director
Solid Waste Management Division
1325 El Dorado St.
Fresno, CA 93706
Telephone No: (559) 621-1801
FAX: (559) 457-1233

CONTRACTOR:
Cedar Avenue Recycling and Transfer
Station, LP
Attention: Richard M. Caglia, Partner
3457 S. Cedar Avenue
Fresno, CA 93725
Telephone No. (559) 233-1158
FAX: (559) 441-4140