

**FIRST AMENDMENT TO THE AGREEMENT FOR COUNTYWIDE HOUSEHOLD HAZARDOUS WASTE COLLECTION PROGRAM**

The Agreement for Countywide Household Hazardous Waste Collection Program (AGREEMENT) by and between the City of Milpitas (CITY) and the County of Santa Clara (COUNTY) previously entered into on July 1, 2012, is hereby amended as set forth below.

The COUNTY and the CITY agree that:

- 1. Section 18. ADDITIONAL SERVICES UNDER THIS AGREEMENT is amended in full to read:

- 18. ADDITIONAL SERVICES UNDER THIS AGREEMENT

CITY may elect to augment funding provided for in this Agreement with CITY funds. Additional services shall be made available upon written agreement between the CITY's authorized representative and the Director of the Department of Agriculture and Environmental Management. Additional services may include, but are not limited to, additional appointments (charged at the variable cost per car rate), door-to-door HHW collection, universal waste collection, and abandoned waste collection.

CITY agrees to augment up to an additional \$ 5,000 to the Countywide HHW Program during Fiscal Year 2014 for the purpose of increased resident participation above the 4% service level at the scheduled collection dates listed in Attachment C. Augmentation will be calculated at the Variable Cost per Car rate which is \$62.00 per car. Other services will be charged based on a cost recovery basis. CITY authorizes the COUNTY to use CITY'S Available Discretionary Funding portion of the AB939 HHW Fee, if available, to pay for the above agreed additional augmentation amount.

At the end of each fiscal year, a final annual cost statement shall be prepared by COUNTY and issued to CITY by November 30th. The annual cost statement will take into consideration costs incurred on behalf of CITY for additional services and all payments made by CITY to COUNTY. If any balance is owed to COUNTY, it will be due within 30 days following receipt of the annual cost statement. If any credit is owed to CITY, COUNTY will refund that amount to CITY within 30 days following delivery of the annual cost statement.

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2. Attachment C to the AGREEMENT is replaced in full by the Exhibit C "HHW Schedule For Collection Events for Fiscal Year 2013/2014" attached hereto and incorporated herein by this reference.

Except as provided herein, all terms and conditions of the AGREEMENT shall remain in full force and effect.

IN WITNESS WHEREOF, COUNTY and CITY, through their duly authorized representatives, have entered into this First Amendment to the AGREEMENT on the last date shown below:

COUNTY OF SANTA CLARA

OF

Signature:

Signature:

Amy L Brown

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Amy Brown  
Director of Department of Agriculture and  
Environmental Management

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: 3/13/13

Date: \_\_\_\_\_

**APPROVED AS TO FORM AND LEGALITY**

**APPROVED BY THE OFFICE  
OF THE COUNTY EXECUTIVE**

Mark Bernal

Mark Bernal  
Deputy County Counsel

Date: 2-27-13

Sylvia Gallegos

Sylvia Gallegos  
Deputy County Executive

Date: 05/11/2013

## EXHIBIT C

## HHW SCHEDULE FOR COLLECTION EVENTS FISCAL YEAR 2013/2014

2013/Month	Day	Date	Location	Type of Event	County Holidays/ Notes
July	<b>Saturday</b>	<b>6</b>	<b>No Event</b>	<b>No Event</b>	<b>FOURTH OF JULY</b>
	Thurs,Fri,Sat	11,12,13	San Jose	Permanent	
	Thurs,Fri,Sat	18,19,20	San Jose	Permanent	
	<b>Saturday</b>	<b>20</b>	<b>Sunnyvale</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	25,26,27	San Jose	Permanent	
	<b>Saturday</b>	<b>27</b>	<b>Santa Clara</b>	<b>Temporary</b>	
August	<b>Fri,Sat</b>	<b>2,3</b>	<b>San Martin</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	1,2,3	San Jose	Permanent	
	Thurs,Fri,Sat	8,9,10	San Jose	Permanent	
	Thurs,Fri,Sat	15,16,17	San Jose	Permanent	
	<b>Saturday</b>	<b>17</b>	<b>Sunnyvale</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	22,23,24	San Jose	Permanent	
	Thurs,Fri	29,30	San Jose	Permanent	
	<b>Saturday</b>	<b>31</b>	<b>No Event</b>	<b>No Event</b>	<b>LABOR DAY WEEKEND</b>
September	<b>Fri,Sat</b>	<b>6,7</b>	<b>San Martin</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	5,6,7	San Jose	Permanent	
	Thurs,Fri,Sat	12,13,14	San Jose	Permanent	
	Thurs,Fri,Sat	19,20,21	San Jose	Permanent	
	<b>Saturday</b>	<b>21</b>	<b>Sunnyvale</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	26,27,28	San Jose	Permanent	
	<b>Saturday</b>	<b>28</b>	<b>Santa Clara</b>	<b>Temporary</b>	
October	<b>Fri,Sat</b>	<b>4,5</b>	<b>San Martin</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	3,4,5	San Jose	Permanent	
	Thurs,Fri,Sat	10,11,12	San Jose	Permanent	
	Thurs,Fri,Sat	17,18,19	San Jose	Permanent	
	<b>Saturday</b>	<b>19</b>	<b>Sunnyvale</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	24,25,26	San Jose	Permanent	
November	<b>Fri,Sat</b>	<b>1,2</b>	<b>San Martin</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	31,1,2	San Jose	Permanent	
	Thurs,Fri,Sat	7,8,9	San Jose	Permanent	
	Thurs,Fri,Sat	14,15,16	San Jose	Permanent	
	<b>Saturday</b>	<b>16</b>	<b>Sunnyvale</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	21,22,23	San Jose	Permanent	
	<b>Saturday</b>	<b>30</b>	<b>No Event</b>	<b>No Event</b>	<b>THANKSGIVING</b>
December	<b>Fri,Sat</b>	<b>6,7</b>	<b>San Martin</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	5,6,7	San Jose	Permanent	
	Thurs,Fri,Sat	12,13,14	San Jose	Permanent	
	Thurs,Fri,Sat	19,20,21	San Jose	Permanent	
	<b>Saturday</b>	<b>28</b>	<b>No Event</b>	<b>No Event</b>	<b>CHRISTMAS</b>
	2014/Jan	<b>Fri,Sat</b>	<b>3,4</b>	<b>San Martin</b>	<b>Permanent</b>
Thurs,Fri,Sat	2,3,4	San Jose	Permanent		
Thurs,Fri,Sat	9,10,11	San Jose	Permanent		
Thurs,Fri,Sat	16,17,18	San Jose	Permanent		
<b>Saturday</b>	<b>18</b>	<b>Sunnyvale</b>	<b>Permanent</b>		
Thurs,Fri,Sat	23,24,25	San Jose	Permanent		

HHW SCHEDULE FOR FISCAL YEAR 2013/2014-continued

2014/Month	Day	Date	Location	Type of Event	County Holidays/ Notes
<b>February</b>	<b>Fri,Sat</b>	<b>31,1</b>	<b>San Martin</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	30,31,1	San Jose	Permanent	
	Thurs,Fri,Sat	6,7,8	San Jose	Permanent	
	Thurs,Fri,Sat	13,14,15	San Jose	Permanent	
	<b>Saturday</b>	<b>15</b>	<b>Sunnyvale</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	20,21,22	San Jose	Permanent	
<b>March</b>	<b>Fri,Sat</b>	<b>28,1</b>	<b>San Martin</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	27,28,1	San Jose	Permanent	
	Thurs,Fri,Sat	6,7,8	San Jose	Permanent	
	Thurs,Fri,Sat	13,14,15	San Jose	Permanent	
	<b>Saturday</b>	<b>15</b>	<b>Sunnyvale</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	20,21,22	San Jose	Permanent	
	Thurs,Fri,Sat	27,28,29	San Jose	Permanent	
<b>April</b>	<b>Fri,Sat</b>	<b>4,5</b>	<b>San Martin</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	3,4,5	San Jose	Permanent	
	Thurs,Fri,Sat	10,11,12	San Jose	Permanent	
	<b>Saturday</b>	<b>12</b>	<b>Los Altos</b>	<b>Temporary</b>	
	Thurs,Fri,Sat	17,18,19	San Jose	Permanent	
	<b>Saturday</b>	<b>19</b>	<b>Sunnyvale</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	24,25,26	San Jose	Permanent	
	<b>Saturday</b>	<b>26</b>	<b>Santa Clara</b>	<b>Temporary</b>	
<b>May</b>	<b>Fri,Sat</b>	<b>2,3</b>	<b>San Martin</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	1,2,3	San Jose	Permanent	
	Thurs,Fri,Sat	8,9,10	San Jose	Permanent	
	Thurs,Fri,Sat	15,16,17	San Jose	Permanent	
	<b>Saturday</b>	<b>17</b>	<b>Sunnyvale</b>	<b>Permanent</b>	
	<b>Saturday</b>	<b>24</b>	<b>No Event</b>	<b>No Event</b>	<b>MEMORIAL DAY WEEKEND</b>
	Thurs,Fri,Sat	29,30,31	San Jose	Permanent	
<b>June</b>	<b>Fri,Sat</b>	<b>6,7</b>	<b>San Martin</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	12,13,14	San Jose	Permanent	
	Thurs,Fri,Sat	19,20,21	San Jose	Permanent	
	<b>Saturday</b>	<b>21</b>	<b>Sunnyvale</b>	<b>Permanent</b>	
	Thurs,Fri,Sat	26,27,28	San Jose	Permanent	
	<b>Saturday</b>	<b>28</b>	<b>Milpitas</b>	<b>Temporary</b>	

\*SUBJECT TO CHANGE