



Amendment Number Four
To Contract Number MA-299-17010655
For Hazardous Materials Collection and Disposal Services

This Amendment Number Four (“**Amendment**”) to Contract Number MA-299-17010655 for Hazardous Materials Collection and Disposal Services (“**Contract**”) is made and entered into as of the date fully executed by and between the County of Orange, a political subdivision of the State of California, through its OC Waste & Recycling department (“**County**”), and Clean Harbors Environmental Services, Inc., with a place of business located at 1715 East Denni Street, Wilmington, CA 90744 (“**Contractor**”). County and Contractor are referred to collectively as “**Parties**.”

RECITALS

WHEREAS, the Parties entered into Contract Number MA-299-17010655 for Hazardous Materials Collection and Disposal Services for OC Waste & Recycling (“**Services**”) effective February 1, 2017 through January 31, 2020, in an amount not to exceed \$17,010,000; and

WHEREAS, Amendment Number One was issued to revise Exhibit C, Attachment 1, Contractor Statement of Charges to update the authorized charges for certain types of Treatment and Disposal as listed in Section E; and

WHEREAS, Amendment Number One was issued to update Exhibit D, Subcontractor Services, to add Phibro-Tech, Inc. as an additional contractor for the treatment of bulk hazardous (acidic or alkaline) water; and

WHEREAS, Amendment Number One was issued to revise the General Terms and Conditions to include language in Article P, Insurance Provision, requiring the Contractor to provide Additional Insured and primary non-contributing endorsements for the Pollution Liability policy; and

WHEREAS, Amendment Number Two was issued to update Exhibit C, Attachment 1, Contractor Statement of Charges, Treatment and Disposal as listed in Section E, to include manifest fees due to the Environmental Protection Agency requirement for implementation of electronic manifests on all treatment, storage and disposal facilities; and

WHEREAS, Amendments Number One and Two resulted in no increase to the Contract not-to-exceed amount; and

WHEREAS, Amendment Number Three was issued to amend Article S of the County General Terms and Conditions, in its entirety, to reflect updated County Conflict of Interest terms; and

WHEREAS, Amendment Number Three was issued to add the Call2Recycle Battery Recycling Program to the Contract and amend relevant Contract terms; and

WHEREAS, Amendment Number Three was issued to renew the Contract for one year, effective February 1, 2020, through January 31, 2021, in an amount not to exceed \$5,670,000; and

WHEREAS, the Frank R. Bowerman (FRB) Landfill identified an increased need for Services to dispose of liquids generated by the Landfill as provided for in the Scope of Work; and

WHEREAS, County now desires to increase the Contract monetary limit by \$1,600,000, for a revised annual Contract amount not to exceed \$7,270,000, and a revised cumulative Contract total not to exceed \$24,280,000, in order to accommodate the increased need for Services at FRB Landfill;

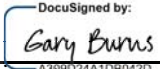
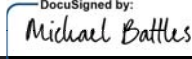
NOW, THEREFORE, for and in consideration of the professional services and mutual promises to be performed for the County by the Contractor in connection with the Services and the compensation to be paid for such Services and mutual promises by the County, the Parties agree as follows:

1. Contract Number MA 299-17010655 shall be increased in the amount of \$1,600,000, effective upon approval by the Orange County Board of Supervisors through January 31, 2021, for a revised annual Contract amount not to exceed \$7,270,000, and a revised cumulative Contract total not to exceed \$24,280,000.
2. All other terms and conditions, except as amended herein, shall remain unchanged, in full force and effect.

[Signature Page Follows]

The Parties hereto have executed this Amendment Number Four on the dates shown opposite their respective signatures below.

Clean Harbors Environmental Services, Inc.*

Gary Burns	District Vice President
Print Name	Title
	5/29/2020 12:33:02 PM EDT
Signature	Date
Michael Battles	Michael Battles
Print Name	Title
	5/29/2020 9:47:22 AM PDT
Signature	Date

* If the contracting party is a corporation, (2) two signatures are required: one (1) signature by the Chairman of the Board, the President or any Vice President; and one (1) signature by the Secretary, any Assistant Secretary, the Chief Financial Officer or any Assistant Treasurer. The signature of one person alone is sufficient to bind a corporation, as long as he or she holds corporate offices in each of the two categories described above. For County purposes, proof of such dual office holding will be satisfied by having the individual sign the instrument twice, each time indicating his or her office that qualifies under the above described provision. In the alternative, a single corporate signature is acceptable when accompanied by a corporate resolution demonstrating the legal authority of the signee to bind the corporation.

County of Orange, a political subdivision of the State of California

Nikki Aragon	Deputy Purchasing Agent
Print Name	Title
Signature	Date

APPROVED AS TO FORM:

County Counsel

By Paul Albarian 05/29/20 | 4:22:59 PM PDT

Paul Albarian, Senior Deputy