

**RESOLUTION 2016-2**

**APPROVING AN AMENDMENT TO THE AGREEMENT  
BETWEEN HEBER PUBLIC UTILITY DISTRICT AND CR&R  
INCORPORATED FOR THE COLLECTION, TRANSPORTATION,  
RECYCLING, AND DISPOSAL OF SOLID WASTE, RECYCLABLE  
AND COMPOSTABLE MATERIALS**

**WHEREAS**, on June 17, 2010, the Heber Public Utility District entered into an Agreement with Palo Verde Valley Disposal Service for the collection, transportation, recycling, and disposal of solid waste, recyclable and compostable materials; and

**WHEREAS**, on October 4, 2011 the Heber Public Utility District adopted Resolution Number 2011-14 authorizing the transfer of the Franchise Agreement from Palo Verde Valley Disposal Service to CR&R Incorporated for the collection, transportation, recycling and disposal of solid waste, recyclable and compostable materials; and

**WHEREAS**, pursuant to Section 5 of the above reference Agreement, CR&R Incorporated submitted a written request to extend the Terms of the Agreement for an additional (7) seven years through June 30, 2024; and

**WHEREAS**, in addition to all obligations and liability contained in the agreement, CR&R Incorporated has offered certain contract enhancements as listed in Exhibit "A", which is attached to this Resolution;

**NOW, THEREFORE BE IT RESOVLED BY THE BOARD OF DIRECTORS OF THE HEBER PUBLIC UTILITY DISTRICT** that the above statements are true and correct, and hereby adopts Resolution 2016-1 that approves the Amendment to the Agreement between the Heber Public Utility District and CR&R as follows:

1. Term of Agreement: The Agreement between Heber Public Utility District and Palo Verde Valley Disposal Service (the assets of which, including rights and responsibilities under the Agreement, were acquired by CR&R Incorporated) is extended until June 30, 2024.
2. In addition to all obligations and liabilities contained in the Agreement, CR&R Inc. agrees to the Contract Enhancements as outlined in Exhibit "A" which is attached to this Resolution.

**PASSED, APPROVED, AND ADOPTED** at a regular meeting of the Board of Directors of the Heber Public Utility District conducted on the 20<sup>th</sup> day of January, 2016 by the following vote:

AYES: S. Escobedo, M. Nolasco Jr., T. Sandoval, D. Garcia-Ruiz, P. Tabarez Jr.

NOES:

ABSENT:

ABSTAIN:

**EXHIBIT "A"**  
**AMENDMENT TO AGREEMENT WITH CR&R**  
**ADOPTED BY RESOLUTION NUMBER 2016-2**

**CONTRACT ENHANCEMENTS**

This Amendment to Agreement is adopted by Resolution 2016-2 on the 20th day of January, 2016, by and between Heber Public Utility District, and CR&R Incorporated for the collection, transportation, recycling, and disposal of solid waste, recyclable and green waste materials, and construction and demolition waste.

In addition to all obligations and liabilities contained in the Agreement, CR&R Incorporated agrees to the following:

- A. Senior Citizen Discount: CR&R Incorporated will continue to offer a ten percent (10%) Senior Citizen discount for residential customers who are 65 years of age or older, head of household, and directly responsible for the account with Heber Public Utility District. Qualified Senior Citizens will receive a set of 64 gallon carts instead of the standard 95 gallon carts.
- B. Rate Freeze: CR&R Incorporated will freeze rates for 2015 and 2016. No sooner than July of 2017 will CR&R Incorporated review with Heber Public Utility District the need for a rate increase, if any.
- C. Recycling Education: CR&R Incorporated will continue to develop and distribute to all residential accounts a district specific solid waste use and recycling brochure, including a refrigerator magnet to identify recyclable commodities, as well as information on how to dispose of bulk waste, hazardous waste, and electronic waste.
- D. Excess Dumping Privileges: CR&R Incorporated will continue to receive at its El Centro facility self hauled excess waste from residential customers from their property at no charge.
- E. Landfill Disposal Rates Stability: CR&R Incorporated guarantees there will be no landfill rate increase imposed upon Heber Public Utility District customers or waste, other than cost of living, during the term of this Amended Agreement.
- F. Residential Waste, Recycling, and Green Waste Carts: CR&R Incorporated will replace all carts with new units within three (3) months of the date of this Agreement at no charge to the customers or Heber Public Utility District.
- G. Community Fund: CR&R Incorporated will provide the sum of Two Thousand

Dollars (\$2,000.00) annually beginning January, 2016, to the Heber Public Utility District for the District's use in promoting community activities. This money will be paid to Heber Public Utility District each year that the Agreement between Heber Public Utility District and CR&R Incorporated is in full force and effect, and may be used by Heber Public Utility District in its absolute discretion.

- H. All other terms, rights, and obligations of the Agreement remain in full force and effect.

Heber Public Utility District  
1078 Dogwood Road, Suite 103  
Heber, CA 92249

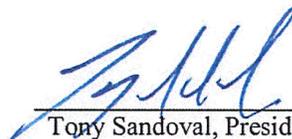
Dated: 1-20-16

By:   
Tony Sandoval, HPUD President

CR&R INCORPORATED  
1192 Western Ave.  
Stanton, CA 90680

Dated: 1-21-16

By:   
DEAN A. RUFFRIDGE  
Senior Vice President

  
\_\_\_\_\_  
Tony Sandoval, President  
Heber Public Utility District

I, Raquel Carrillo, Secretary of the Board of the Heber Public Utility District, DO HEREBY CERTIFY that the foregoing resolution was duly passed, approved, and adopted by the Heber Public Utility District Board of Directors at a regular meeting thereof held on the 20<sup>th</sup> day of January, 2016.

ATTEST:

  
\_\_\_\_\_  
Raquel Carrillo, Secretary of the Board,  
Heber Public Utility District