

## **FIRST AMENDMENT TO SERVICES AGREEMENT**

### **SYNAGRO-WWT, INC.**

#### **Biosolids Hauling and Disposal/Reuse Services for City of Riverside, Regional Water Quality Control Plant (RFP No. 2223)**

This FIRST AMENDMENT TO SERVICES AGREEMENT ("First Amendment") is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2023, by and between the CITY OF RIVERSIDE, a California charter city and municipal corporation ("City"), and SYNAGRO-WWT, INC., a Maryland corporation authorized to do business in California ("Contractor").

### **RECITALS**

WHEREAS, on February 14, 2023, City and Contractor entered into a Services Agreement for Services for Biosolids Hauling and Disposal/Reuse Services for City of Riverside, Regional Water Quality Control Plant (RFP No. 2223) ("Agreement"); and

WHEREAS, the Agreement is set to expire June 30, 2023; and

WHEREAS, City and Contractor desire to extend the Agreement for an additional two (2) year term to begin July 1, 2023, and to end June 30, 2025, and add additional compensation in the amount of Eight Million Four Hundred Eighty-Seven Thousand Eight Hundred Nine Dollars (\$8,487,809.00) for the extended term of the Agreement. The term may be extended for one (1) additional two (2) year contract for a total of four (4) years.

NOW, THEREFORE, in consideration of the foregoing recitals which are incorporated herein by this reference, City and Contractor agree as follows:

1. The term of the Agreement is hereby extended by two (2) years, from July 1, 2023, through June 30, 2025. The term may be extended for one (1) additional two (2) year contract for a total of four (4) years.
2. Compensation is hereby amended to increase the compensation in the additional amount of Eight Million Four Hundred Eighty-Seven Thousand Eight Hundred Nine Dollars (8,487,809.00) for the extended term of the Agreement.
3. Exhibits "A," "B" and "C" are hereby amended in accordance with the terms set forth in Exhibits "A-1," "B-1," and "C-1," respectively, attached hereto and incorporated by this reference.
4. All terms and conditions of the original Agreement not inconsistent with this First Amendment shall remain in full force and effect and are incorporated herein by this reference as though set forth in full.

**[SIGNATURES ON FOLLOWING PAGE.]**

IN WITNESS WHEREOF, City and Contractor have caused this First Amendment to Services Agreement to be duly executed on the day and year first above written.

CITY OF RIVERSIDE,  
a California charter city and municipal  
corporation

SYNAGRO-WWT, INC.,  
a Maryland corporation authorized to do  
business in California

By: \_\_\_\_\_  
City Manager

By: *Robert Preston*  
Robert Preston (May 9, 2023 08:06 EDT)  
Print Name: Robert Preston  
Title: President and CEO  
(Signature of Board Chair, President, or  
Vice President)

ATTESTED TO:

By: \_\_\_\_\_  
City Clerk

and

By: *Kaivan Desai*  
Kaivan Desai (May 9, 2023 09:53 EDT)  
Print Name: Kaivan Desai  
Title: CFO  
(Signature of Secretary, Assistant  
Secretary, CFO, Treasurer, or Assistant  
Treasurer)

CERTIFIED AS TO AVAILABILITY OF FUNDS:

By: *Kristin Thomas*  
Chief Financial Officer

APPROVED AS TO FORM:

By: *Susan Wilson*  
Susan Wilson (May 10, 2023 16:45 PDT)  
Senior Deputy City Attorney

**EXHIBIT "A-1"**

**SCOPE OF SERVICES**

Biosolids Hauling and Disposal/Reuse Services.

**EXHIBIT "B-1"**

**COMPENSATION**

435 Williams Court, Suite 100  
Baltimore, MD 21220  
[www.synagro.com](http://www.synagro.com)



MARCH 21, 2023

City of Riverside  
Public Works Department – Wastewater  
5950 Acorn Street  
Riverside, CA 92504  
Attn: Robert Eland

**Re: RFP No. 2223 – Biosolids Hauling and Disposal/Reuse Services for City of Riverside,  
Regional Water Quality Control Plant – Volume Revision**

Dear Robert,

Confirming discussion on Synagro hauling and beneficial use disposal volume updates at Synagro Composting facilities in California and Arizona will be no issue. These changes are in alignment with our proposal for CPI going forward, see attachment for Table with the values.

Should you have any questions or comments please feel free to contact me at 323-843-7265 or via email at [robertford@synagro.com](mailto:robertford@synagro.com).

Sincerely,

*Robert Ford*

Robert Ford

Business Development Manager

## Update Volume Attachment – Riverside

| Current Estimate 140 WT/day |         |                       |               |               |               |               |
|-----------------------------|---------|-----------------------|---------------|---------------|---------------|---------------|
| Synagro Site                | WT/Year | \$/WT (Jan-June 2023) | \$/WT (23/24) | \$/WT (24/25) | FY 23/24 Cost | FY 24/25 Cost |
| Nursery Products (65%)      | 33,215  | \$66.20               | \$69.51       | \$72.99       | \$2,308,775   | \$2,424,213   |
| AZ Soils/Liberty (35%)      | 17,800  | \$98.00               | \$102.90      | \$108.05      | \$1,831,620   | \$1,923,201   |
| Total                       |         |                       |               |               | \$4,140,395   | \$4,347,414   |

### CPI. Reference:

All Agreement Prices shall be adjusted annually beginning on May 01, 2023, based on the Non-Seasonally Adjusted Consumer Price Index established by the United States Department of Commerce, Bureau of Labor Statistics, for Los Angeles-Long Beach-Anaheim, CA with the CPI immediately preceding the Commencement Date being the base index. Said adjustment shall apply to all fees contained herein, and shall be based on the following formula:

New Price = (Price Adjustment) x First Year Agreement Price

Current CPI - Base CPI

Price Adjustment = 1 + (-----)

Base CPI

CPI = \_\_\_\_\_.

Base CPI = 289.24.

Once the CPI is available, the price adjustment shall take effect retroactively, where applicable, as of the dates specified above for price adjustments. No New Price shall ever be lower than any existing current Agreement Price in effect immediately before the annual adjustment.

### Fuel Surcharge Reference:

Distance Multiplier [TBD] X (EIA fuel cost per Gallon [TBD] – Base Fuel Price [\$4.758] X Tons of Biosolids Managed



**EXHIBIT "C-1"**

**KEY PERSONNEL**

Robert Ford  
Business Development Manager  
435 Williams Court, Suite 100  
Baltimore, MD 21200  
[Robertford@synagro.com](mailto:Robertford@synagro.com)