

**AMENDMENT NUMBER TWO TO  
BULKY ITEM COLLECTION SERVICES AGREEMENT  
WITH  
WARE DISPOSAL INC.**

This Amendment Number Two ("Amendment") is dated July 1, 2024, ("Effective Date"), by and between the CITY OF COSTA MESA, a municipal corporation ("City") and WARE DISPOSAL, INC., a California corporation ("Contractor").

WHEREAS, City and Contractor entered into an agreement on July 1, 2021 for bulky item collection services (the "Agreement"); and

WHEREAS, Section 4.1 of the Agreement provides for a term of two years, expiring on June 30, 2023, with the option to extend the Agreement for three additional one year periods; and

WHEREAS, on July 19th, 2023 the City and Contractor entered into Amendment One wherein City and Contractor exercised the first of three options to extend the term through June 30, 2024; and

WHEREAS, the Parties now desire to exercise the second of three options to extend the term to June 30, 2025; and

WHEREAS, City and Contractor intend and desire that this Amendment Number Two be retroactive to the Effective Date.

NOW, THEREFORE, for valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. This amendment shall be retroactive to the Effective Date.
2. The term of the Agreement shall extend through June 30, 2025 with no increase or decrease in compensation.
3. All terms not defined herein shall have the same meaning and use as set forth in the Agreement, as amended.
4. All other terms, conditions, and provisions of the Agreement, as amended, shall remain in full force and effect.
5. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original. All counterparts shall be construed together and shall constitute one agreement.

**IN WITNESS WHEREOF**, the Parties hereto have caused this Amendment to be executed by and through their respective authorized officers, as of the date first above written.

**CONTRACTOR**

[Signature]  
Signature

Date: 9/4/24

RAY WARE ON  
Name and Title

**CITY OF COSTA MESA**

[Signature]  
Lori Ann Farrell Harrison  
City Manager

Date: 9/25/2024

**ATTEST:**

[Signature]  
Brenda Green  
City Clerk



Date: 9/26/2024

**APPROVED AS TO FORM:**

[Signature]  
Kimberly Hall Barlow  
City Attorney

Date: 9/23/24

**APPROVED AS TO CONTENT:**

[Signature]  
Kevin Gaxiola  
Project Manager

Date: 9-16-2024

**DEPARTMENTAL APPROVAL:**

[Signature]  
Raja Sethuraman  
Public Works Director

Date: 9-17-24

**PURCHASING APPROVAL:**

[Signature]  
Carol Molina  
Finance Director

Date: September 16, 2024