1    [Amending a contract with anticipated expenditures in excess of $10 million.]

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3    **Resolution approving the Eleventh Amendment to the Agreement between the City and**

4    **County of San Francisco (Purchaser) and Sunset Scavenger Company (Contractor) for**

5    **sludge hauling, extending the term of the contract by one year to May 31, 2009 and**

6    **increasing the total compensation to the Contractor by $3 million, pursuant to San**

7    **Francisco Charter Section 9.118(b).**

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9         WHEREAS, the Purchaser entered into an Agreement with Contractor dated

10   December 6, 2001 for hauling of sludge, grit and other waste materials, as amended by the:

11            First Amendment,      dated December 12, 2003,

12            Second Amendment,  dated December 19, 2005,

13            Third Amendment,      dated June 13, 2006,

14            Fourth Amendment,   dated October 31, 2006,

15            Fifth Amendment,      dated November 17, 2006,

16            Sixth Amendment,      dated May 2, 2007,

17            Seventh Amendment, dated May 21, 2007,

18            Eighth Amendment,    dated July 27, 2007,

19            Ninth Amendment,     dated November 29, 2007, and

20            Tenth Amendment,     dated February 14, 2008; and,

21        WHEREAS, the Purchaser and Contractor propose to enter into an Eleventh Amendment

22   to extend the contract by one year to May 31, 2009, and to increase the total compensation from a

23   not-to-exceed amount of $13,615,000 to a not-to-exceed amount of $16,615,000 and,

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26    WHEREAS, San Francisco Charter Section 9.118(b) provides that when agreements of

27    $10 million or more are amended to increase the not-to-exceed amount by $500,000 or more, then

28    such amendments shall be subject to approval of the Board of Supervisors by resolution; and,

29    WHEREAS, the Agreement and the proposed Eleventh Amendment are on file with the

30    Clerk of the Board of Supervisors in File No. _____, which are hereby declared to be a part

31    of this resolution as if set forth fully herein; now, therefore be it

32    RESOLVED, that the Board of Supervisors approves the Eleventh Amendment to the

33    Agreement.

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