

STATE OF NORTH CAROLINA
COUNTY OF DURHAM

AMENDMENT #3 TO THE
HOUSEHOLD HAZARDOUS WASTE CONTRACT
BETWEEN THE CITY OF DURHAM AND ECOFLO, INC.

This contract amendment ("Amendment #3) between the City of Durham ("City") and EcoFlo, Inc. ("Contractor") is dated and entered into this _____ day of _____ 2012.

Amendment to the Existing Agreement. The agreement between the parties entitled "Agreement Between EcoFlo, Inc. and the City of Durham Concerning Household Concerning Household and City Department Hazardous Waste Collection," dated January 13, 2004, referred to as the "Original Contract" and first amended ("Amendment #1") in June 2008, and again in January 2011, is hereby further amended as follows:

1. **Section 1. Employment of EcoFlo, Inc.** The Contractor and the City hereby agree to extend the current contract for a period of one (1) year, from January 14, 2012 through January 13, 2013. This contract may be extended for an additional one-year term, as agreed by both parties, provided sufficient funds are allocated by the City and performance by the Contractor is satisfactory.
2. **Section 6. Compensation and Payment.** The City agrees to pay Contractor for its services in accordance with the price and terms of payment set forth in the original Contract which stipulates a 3% CPI price adjustment, and is reflected in the attached Appendix A.
3. **Appendix A – Pricing Sheet.** The Appendix A Pricing sheet in Amendment #2 is hereby removed from the document and replaced with the attachment to this Amendment #3 entitled, "Appendix A - Updated Pricing Effective February 1, 2012." Prices reflected in the Attached Appendix A shall remain the same for the full term of this one-year extension.

Except as amended, the Contract with all its original terms and conditions is reaffirmed and remains in full force and effect.

IN WITNESS WHEREOF, the City and EcoFlo have caused this Amendment #3 to the Household Hazardous Waste Contract to be executed under seal themselves or by their duly authorized agents or officers.

(INSERT SIGNATURE LINES)

Appendix A
Updated Pricing Effective February 1, 2012

| Item | Unit | Price |
|--|----------------------------|---------------------------|
| Labor | Monthly (Flat Rate) | \$2,317.00 |
| Labor (If facility is open more than 34.5 hours per week) | Per Hour Rate | \$37.08 |
| Disposal: Household Hazardous Waste | Per Pound | \$0.64 |
| Disposal: Electric Scrap | Per Pound | \$0.00 (No Charge) |