

**SECOND AMENDMENT TO
MUNICIPAL RECYCLING AND SOLID WASTE AGREEMENT
CITY OF LANSING, KANSAS**

This Second Amendment to the **MUNICIPAL RECYCLING AND SOLID WASTE AGREEMENT** ("Second Amendment"), by and between the CITY OF LANSING, KANSAS (the "City") and WASTE MANAGEMENT OF KANSAS, INC., a Kansas corporation ("WM") is made and entered into this ____ day of January 2022 (the "Effective Date").

A. The City and WM entered into that certain Municipal Recycling and Solid Waste Agreement dated January 4, 2018 and amended on January 17, 2019, which extended the term through February 28, 2022 (collectively, the "Agreement").

B. The parties desire to extend the Agreement for a three year term on the same terms and conditions as set forth in the Agreement except for those terms stated below.

In consideration of the covenants contained herein, the parties hereto agree as follows:

1. Extension of Term. Section II of the Agreement shall be amended to extend the term of the Agreement through February 28, 2025, and thereafter shall automatically renew for successive renewal terms of one-year each unless either party gives the other Party written notice of its intention to terminate the Agreement at least ninety days prior to the end of the then -current term. All notices shall be served by certified mail, return receipt requested, or by a nationally recognized courier service.

2. Fees and Payments. The monthly service fee per Residential Unit set forth in Section V. a. of the Agreement shall be Sixteen Dollars and Fifty Cents (\$16.50) commencing March 1, 2022 ("Commencement Date"). The Recycling Surcharge described in the Amendment dated January 17, 2019 is included in this rate.

3. Annual Increase. Thereafter, annually on the anniversary of the Commencement Date, the monthly service fee shall increase in accordance with the percentage increase of the Consumer Price Index for Water/Sewer/Trash.

4. Affirmation of Agreement. All other terms and provisions of the Agreement that are not specifically modified by this Amendment shall remain in full force and effect, unmodified by the terms of this Amendment. All references herein or in the Agreement shall mean and refer to the Agreement as amended by this Amendment.

[Remainder of page intentionally left blank; signature pages follow.]

IN WITNESS WHEREOF, the parties hereto have executed this Amendment on the ____ day of July, 2021.

CITY OF LANSING, KANSAS

By: Anthony R. McNeill
Name: ANTHONY R. MCNEILL
Title: MAYOR

Approved as to Form:

City Attorney

Attest:

Shantel Scroggin
City Clerk

WASTE MANAGEMENT OF KANSAS, INC.

By: _____
Title: _____