

**FIRST AMENDMENT TO CONTRACT NO. 433-11246  
BETWEEN THE CITY OF FORT LAUDERDALE  
AND BIOSOLIDS DISTRIBUTION SERVICES LLC**

WHEREAS, the City of Fort Lauderdale, a Florida municipality, ("City"), and Biosolids Distribution Services LLC, a Minnesota limited liability company authorized to transact business in the State of Florida, ("Contractor"), entered into Contract 433-11246 dated December 13, 2013, to provide to the City sludge disposal services, (the "Contract"); and

WHEREAS, the Contractor and the City wish to amend the Contract in order for the Contractor to take sludge to Wheelabrator South Broward, Inc.'s South Broward Waste-to-Energy Facility located at 4400 South State Road 7, Fort Lauderdale, Florida, or to any other duly permitted waste-to-energy facility, to be incinerated and the energy thereby generated converted to electricity,

NOW, THEREFORE, as an amendment to the Contract, the City and the Contractor hereby agree to as follows:

Notwithstanding Sections 4.01 and 4.03 of Part II of Exhibit A of the Contract and any other provision in the Contract to the contrary, the Contractor may take sludge to Wheelabrator South Broward, Inc.'s South Broward Waste-to-Energy Facility located at 4400 South State Road 7, Fort Lauderdale, Florida, or to any other duly permitted waste-to-energy facility, to be incinerated and the energy thereby generated converted to electricity.

IN WITNESS WHEREOF, the City and the Contractor execute this First Amendment to Contract No. 433-11246 between the City of Fort Lauderdale and Biosolids Distribution Services LLC as follows:

ATTEST:

\_\_\_\_\_  
Jonda K. Joseph, City Clerk

CITY OF FORT LAUDERDALE

By: \_\_\_\_\_  
John P. "Jack" Seiler, Mayor

By: \_\_\_\_\_  
Lee R. Feldman, City Manager

Approved as to form:

\_\_\_\_\_  
Senior Assistant City Attorney

WITNESSES:

Biosolids Distribution Services LLC.

\_\_\_\_\_  
Signature  
Print Name:

By: \_\_\_\_\_  
Daniel Anderson  
Managing Member

\_\_\_\_\_  
Signature  
Print Name:

ATTEST:

(Seal)

\_\_\_\_\_  
Signature  
Print Name:  
Title:

STATE OF \_\_\_\_\_:  
COUNTY OF \_\_\_\_\_:

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2014, by \_\_\_\_\_ as managing member for Biosolids Distribution Services LLC, a Minnesota limited liability company authorized to transact business in the State of Florida.

(SEAL)

\_\_\_\_\_  
Signature of Notary Public – State of \_\_\_\_\_)

\_\_\_\_\_  
(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally Known \_\_\_\_ OR Produced Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_