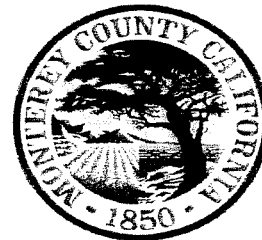


MONTEREY COUNTY



DEPARTMENT OF HEALTH SERVICES

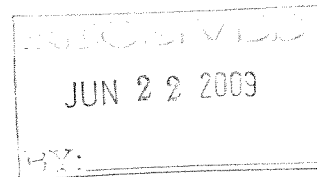
ADMINISTRATIVE
SUPPORT SERVICES
DEPARTMENT HEAD

MANAGEMENT
SUPPORT SERVICES
DEPARTMENT HEAD

ENVIRONMENTAL HEALTH
SUPPORT SERVICES
DEPARTMENT HEAD

June 17, 2009

Mr. Tim Flanagan, Assistant General Manager
Monterey Regional Waste Management District
14201 Del Monte Boulevard
P.O. Box 1670
Marina, CA 93933-1670



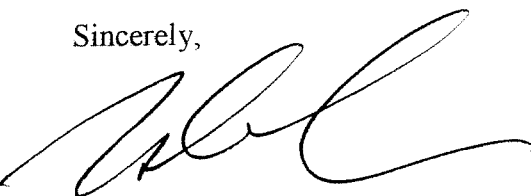
Dear Mr. Flanagan,

I want to thank you for serving as one of the members of the bid review panel during the procurement of a new franchise agreement to unify the existing collection agreements in the unincorporated county conducted in 2008. The County is very appreciative of your willingness to lend you expertise to support its effort to procure a new franchise agreement.

As you are aware, the County is conducting a new procurement to achieve the Board of Supervisors instruction to unify the existing collection agreements and will be convening the bid review panel in the new future. In recent months, the Monterey Regional Waste Management District has expressed its desire to assume the administration of this franchise agreement, a conflict of interest that could compromise the integrity of the procurement. For this reason, the County must recruit an alternate panelist in your place.

While we regret losing the benefit of your expertise in this project, we look forward to the opportunity to work with you on other projects in the future. Once again, I appreciate the insight that you provided during the previous procurement.

Sincerely,



Len Foster
Director of Health

Cc: William Merry, MRWMD General Manager
Allen J. Stroh, Director of Environmental Health
John R. Ramirez, Assistant Director of Environmental Health

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ROBERT WELLINGTON
COUNSEL

MONTEREY REGIONAL WASTE MANAGEMENT DISTRICT

Home of the Last Chance Mercantile

July 9, 2009

Mr. Len Foster, Director
Monterey County Health Department
1270 Natividad Road, #301B
Salinas, CA 93906

RE: Monterey County Bid Review Panel

Dear Mr. Foster:

The District has reviewed your letter dated June 17, 2009 regarding Assistant General Manager Tim Flanagan's participation in the new bid review panel for the County collection agreement.

For the record, the District has not expressed, to date, any desire to assume the administration of the franchise collection in any County areas. However, due to the current circumstances involving this issue, we would agree to withdraw ourselves of any formal participation in the procurement process to avoid any sense of conflict of interest.

We look forward to working with the County in future areas of mutual benefit.

Sincerely,

William Merry, P.E., BCEE
General Manager

cc: John Ramirez
Matt Fore
Tim Flanagan