

CITY COUNCIL

Gary L Hansen, Mayor  
Jim Yoder, Vice Mayor  
Larry Domenighini, Council Member  
Lawrence Mello, Council Member  
Jeff Williams, Council Member

INTERIM CITY MANAGER  
Fire Chief, Wayne Peabody

CITY CLERK  
Natalie Butler



201 North Lassen Street  
Willows, CA 95988  
(530) 934-7041  
[www.cityofwillows.org](http://www.cityofwillows.org)

**CITY COUNCIL REGULAR MEETING AGENDA**  
**June 14, 2016**  
**7:00 p.m.**

1. **Call to Order Willows City Council Regular Meeting – 7:00 p.m.**
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Presentations & Proclamations:** None scheduled.
5. **Public Comment / Written Communications:** Members of the public wishing to address the Council on any item(s) *not on the agenda* may do so at this time when recognized by the Mayor/Vice Mayor; however, no formal action will be taken unless a majority consensus of the Council directs staff to place the item on a future agenda. ***(Public Comment is generally restricted to three minutes).***
6. **Consent Agenda:** Consent items are considered to be routine by the City Council and will be enacted in one motion. There will be no separate discussion on these items unless a Councilperson or citizen requests, in which event the item will be removed from the consent agenda. It is recommended that the Council:
  - a) Approve General Checking, Payroll Checks & Payroll Direct Deposit Registers.
  - b) Approve the Minutes of the Willows City Council Meeting held on May 10, 2016.
7. **Public Hearings:** None scheduled.
8. **Ordinances:** None.
9. **Items introduced by City Council or Administrative Staff for discussion purposes only:**

**10. New Business:**

It is recommended that the Council:

- a) Adopt a resolution accepting a public storm drain easement, and access easement, a dedication easement and a public service easement as part of the Basin Street South Willows Commercial Project and direct the City Clerk to record all documents with the County Recorder.
- b) Adopt a resolution accepting the public improvements and releasing the maintenance bond associated with the Willows Senior Apartment Project.
- c) Adopt a resolution authorizing an agreement for a temporary loan of firefighting equipment.

**11. Council Member Reports:**

**12. Executive Session: None Scheduled.**

**13. Adjournment:**

**CERTIFICATION:** Pursuant to Government Code §54954.2 (a), the agenda for this meeting was properly posted on or before June 10, 2016.

A complete agenda packet, including staff reports and back-up information, is available for public inspection during normal work hours at City Hall or the Willows Public Library at 201 North Lassen Street in Willows or on the City's website at [www.cityofwillows.org](http://www.cityofwillows.org).

In compliance with the Americans with Disabilities Act, the City of Willows will make available to members of the public any special assistance necessary to participate in this meeting. The public should contact the City Clerk's office at 934-7041 to make such a request. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

The City of Willows is an Equal Opportunity Provider

Period

5/21/2016 TO 6/8/2016

General Checking      30678      TO      30678      (BOFA CHECK STOCK)  
                                 33536      TO      33633      (UMPQUA CHECK STOCK)

Payroll Direct Deposit      Z07344      TO      Z07377

Payroll Checks      36168      TO      36190

APPROVAL DATE      6/14/2016

Approved \_\_\_\_\_

REPORT: May 25 16 Wednesday  
RUN...: May 25 16 Time: 12:44  
Run By: JANE COLLINS

CITY OF WILLOWS  
Cash Disbursement Detail Report  
Check Listing for 05-16 Bank Account.: 1050

PAGE: 001  
ID #: PY-DP  
CTL: WIL

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Description
030678	05/25/16	CIT08	CITY OF WILLOWS	120000.00	.00	120000.00	AB60525	XFER BOFA TO UMPQUA
Cash Account Total.....				120000.00	.00	120000.00		
Total Disbursements.....				120000.00	.00	120000.00		

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Description
033536	05/11/16	VOID	VOIDED CHECK					
033537	05/20/16	ATT01	A.T. & T.	33.68	.00	33.60	49013	TELEPHONE EXP.4/10-5/9/16
033538	05/20/16	AWA01	AWARDS COMPANY	25.96	.00	25.96	11305	ENGRAVED PLATES
033539	05/20/16	BAR01	BARCLOUX BROTHERS AUTO	69.43	.00	69.43	B60517	APRIL STMT PER ATTACHED
033540	05/20/16	COA00	COASTLAND CIVIL ENGINEERI	258.75 1343.00 3332.50 249.75 28840.75 240.00	.00 .00 .00 .00 .00 .00	258.75 1343.00 3332.50 249.75 28840.75 240.00	39264 39285 39286 39333 39335 39349	WILLOWS LIND THROUGH 4/30 EDA GRANT THROUGH 4/30/16 WILLOWS SR APTS THROUGH 4 TRIAMA ST RECONSTRUCTION SACRAMENTO-BUTTE ST THROU SWARTZ/HILBERS LLA THROUGH
Check Total.....:				34264.75	.00	34264.75		
033541	05/20/16	COM16	COMCAST CABLE	55.15	.00	55.15	B60517	LIBRARY INTERNET 5/3-6/2/
033542	05/20/16	COR02	CORBIN WILLITS SYSTEMS	407.87	.00	407.87	B605151	CONT.SERV. FINANCE JUNE 2
033543	05/20/16	ESP03	ESPLANADE OFFICE	3646.05	.00	3646.05	20185	OFFICE FURNITURE
033544	05/20/16	HUT01	KRISTINA HUTSON	32.40	.00	32.40	B60517	MILEAGE REIMBURSEMENT
033545	05/20/16	INF00	INFINITY EMERY INC	31.80	.00	31.80	B60517	BUSINESS LICENSE REPUND (
033546	05/20/16	KNI03	KNIFE RIVER CONSTRUCTION	144.59	.00	144.59	169754	WKT PATCH
033547	05/20/16	MAT01	MATSON & ISOM TECHNOLOGY	3062.00	.00	3062.00	54289	MANAGED PARTNER AGREEMENT
033548	05/20/16	MEN02	MENDES SUPPLY COMPANY	85.79	.00	85.79	R011524	TOWEL ROLLS
033549	05/20/16	NOR43	ACCESS	21.40	.00	21.40	1465612	SHREDDING SERVICES APRIL
033550	05/20/16	OCL00	OCLC, INC.	70.01	.00	70.01	460668	MONTHLY SUBSCRIPTION
033551	05/20/16	OPF05	OFFICE DEPOT, INC.	95.10 19.33	.00 .00	95.10 19.33	5318001 5319001	OFFICE SUPPLIES ADMIN OFFICE SUPPLIES ADMIN
Check Total.....:				114.43	.00	114.43		
033552	05/20/16	QUI01	QUINCY ENGINEERING	9449.28	.00	9449.28	16374-0	N BUTTE ST & N SACRAMENTO
033553	05/20/16	RED00	REDWOOD TOXICOLOGY LABORA	45.00	.00	45.00	620164	LABORATORY SERVICES
033554	05/20/16	SAC09	THE SACRAMENTO BIR	581.36	.00	581.36	B60520	52 WEEK SUBSCRIPTION
033555	05/20/16	SAF03	SAFETY TIRE SERVICE	346.66	.00	346.66	28098	REPAIR FLATBED #4
033556	05/20/16	SEV00	SEVERN TRENT ENVIRONMENTA	49116.10	.00	49116.10	2083400	WILLOWS OPERATIONS MARCH
033557	05/20/16	SPP00	SPP FUND MASTER TENANT, L	5551.20	.00	5551.20	309768	SOLAR ELECTRICITY APRIL 2
033558	05/20/16	VER02	VERIZON WIRELESS	190.08	.00	190.08	B60520	TELEPHONE EXP. EC LIBRARY
Cash Account Total.....:				107344.99	.00	107344.99		
Total Disbursements.....:				107344.99	.00	107344.99		
Cash Account Total.....:				.00	.00	.00		

REPORT.: May 25 16 Wednesday  
 RUN...: May 25 16 Time: 12:16  
 Run By.: JANE COLLINS

CITY OF WILLOWS  
 Cash Disbursement Detail Report  
 Check Listing for 05-16 Bank Account.: 1045

PAGE: 001  
 ID #: PY-DP  
 CTR.: WIL

Check Number	Check Date	Vendor Number	Name	Gross Amount	Discount Amount	Net Amount	Payment Information Invoice #	Description
033559	05/25/16	ALV04	TRICIA ALVES	300.00	.00	300.00	B60524	PER DIRM ICT CORE COURSE
033560	05/25/16	NTT01	A.T. & T.	86.29	.00	86.29	B60524	TELEPHONE EXP. JAIL 4/12-
033561	05/25/16	CAL01	CALIFORNIA WATER COMPANY	1816.55	.00	1816.55	B60524	WATER EXPENSE 4/13-5/11/1
033562	05/25/16	CTT08	CITY OF WILLOWS	120000.00	.00	120000.00	B60525	CD INVESTMENT
033563	05/25/16	COM16	COMCAST CABLE	150.97	.00	150.97	B60524	INTERNET FD 5/19-6/18/16
033564	05/25/16	EMP00	EMPLOYERS INVESTIGATIVE S	721.25	.00	721.25	5050048	BACKGROUND INVESTIGATION
033565	05/25/16	FED00	FEDRX	84.24	.00	84.24	542341084	SHIPPING CHARGES EDA GRAN
033566	05/25/16	FGL00	FGL ENVIRONMENTAL	21.00	.00	21.00	673000A	BACTI ANALYSIS
033567	05/25/16	GLK05	GLENN CO. FLEET SERVICES	2327.23	.00	2327.23	FLL624	VEHICLE RENTAL AND REPAIR
033568	05/25/16	HIL00	HILTON GARDEN INN	759.05	.00	759.05	B60524	MOTEL ICT CORE COURSE
033569	05/25/16	HOF01	CASEY HOPHENKE	129.37	.00	129.37	B60525	REFUND EXCESS PTA FUNDS
033570	05/25/16	MFS00	MT SHASTA SPRING WATER CO	27.73	.00	27.73	B60524	WATER-PD
033571	05/25/16	OPF05	OFFICE DEPOT, INC.	80.60 157.82 13.00	.00 .00 .00	80.60 157.82 13.00	4389001 9130001 9004001	OFFICE SUPPLIES-PD OFFICE SUPPLIES-ADMIN OFFICE SUPPLIES-ADMIN
Check Total.....:				251.42	.00	251.42		
033572	05/25/16	PGR01	PG & R	10893.85	.00	10893.85	B60524	PG&R 4/14-5/12/16CHED
033573	05/25/16	SAC08	SACRAMENTO VALLEY MIRROR	118.80	.00	118.80	14036	LEGAL ADS
033574	05/25/16	SEV00	SEVERN TRENT ENVIRONMENTA	49116.10	.00	49116.10	2084333	WILLOWS OPERATION MAY 201
033575	05/25/16	WAL07	WAL-MART COMMUNITY	463.80	.00	463.80	B60524	APRIL STMT PER ATTACHED
Cash Account Total.....:				187267.65	.00	187267.65		
Total Disbursements.....:				187267.65	.00	187267.65		

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Payment Information Description
36118	06/07/16	00000	NOT USED	-339.64	.00	-339.64	B60430u	Ck# 036118 Reversed
033576	06/07/16	ALV04	TRICIA ALVES	-759.05	.00	-759.05	AB60525u	Ck# 033576 Reversed
033578	06/03/16	VOID	VOIDED CHECK					
033579	06/03/16	VOID	VOIDED CHECK					
033580	06/03/16	VOID	VOIDED CHECK					
033581	06/03/16	VOID	VOIDED CHECK					
033582	06/03/16	ABO00	STEVE ABOLD	200.00	.00	200.00	B60603	PUB. WKS. TOOL PARKS/PUB.
033583	06/03/16	ACM00	ACME RIGGING & SUPPLY COM	361.12	.00	361.12	278030	GUTTERBROOM WIRE
033584	06/03/16	AME02	AMERIPRIDE UNIFORM SVCS.	723.49	.00	723.49	B60603	APR/MAY STMT PER ATTACHED
033585	06/03/16	ATT01	A.T. & T.	953.42	.00	953.42	B60602	TELEPHONE EXP.4/19-5/18/1
033586	06/03/16	BAR01	BARCELOUX BROTHERS AUTO	931.99	.00	931.99	B60602	MAY STMT PER ATTACHED
033587	06/03/16	COM16	COMCAST CABLE	145.97	.00	145.97	B60602	INTERNET ADMIN 6/29-6/28/
033588	06/03/16	COR10	CORNING LUMBER CO., INC.	105.16	.00	105.16	B60602	MAY STMT PER ATTACHED
033589	06/03/16	COR16	CORDICO PSYCHOLOGICAL COR	400.00	.00	400.00	1356	EMPLOYEE EVALUATION
033590	06/03/16	CUR01	L.N. CURTIS & SONS	1599.91	.00	1599.91	INV29351	COMPRESSOR SERVICE
033591	06/03/16	DAY02	DAY WIRELESS SYSTEMS (04)	208.75	.00	208.75	400650	REPAIR CONTROL HEAD
033592	06/03/16	EWI00	EWING IRRIG. PRODUCTS, INC	35.69	.00	35.69	1486064	RAINBIRD
				379.58	.00	379.58	1523005	SPRINKLER REPAIR
			Check Total.....	415.27	.00	415.27		
033593	06/03/16	FGL00	FGL ENVIRONMENTAL	333.00	.00	333.00	673001A	INORGANIC ANALYSIS
033594	06/03/16	GLE41	GLENN CO. ROP PRINTING	43.00	.00	43.00	4296	COLOR COPIES
				58.59	.00	58.59	4297	READING FLYERS
			Check Total.....	101.59	.00	101.59		
033595	06/03/16	HIN02	HINDERLITER DELLAMAS & AS	267.65	.00	267.65	25507-15	AUDIT SERVICES QTR 4 2015
033596	06/03/16	INT00	INTERSTATE OIL COMPANY	1291.08	.00	1291.08	569870IN	VEHICLE MAINTENANCE PW &
033597	06/03/16	KNI03	KNIFE RIVER CONSTRUCTION	289.55	.00	289.55	170235	WET PATCH
033598	06/03/16	LEA01	LEAGUE OF CA. CITIES	50.00	.00	50.00	4471	SAC VALLEY MEMBERSHIP 201
033599	06/03/16	LEM01	CAROL LEMENAGER	200.00	.00	200.00	B60603	VEHICLE ALLOW. RECREATION
033600	06/03/16	MEN02	MENDES SUPPLY COMPANY	213.80	.00	213.80	R011601	SUPPLIES-PARKS & BATHROOM
033601	06/03/16	NOR18	NORTHERN CALIF. GLOVES	60.97	.00	60.97	191304	SAFETY SUPPLIES
033602	06/03/16	NSW00	NSWTS	100.00	.00	100.00	NW2914	MONTHLY SEVICE CHARGE MAY
033603	06/03/16	NVI01	NVIIH	80.00	.00	80.00	965084A	DMV PHYSICAL
033604	06/03/16	PEA00	WAYNE PEABODY	200.00	.00	200.00	B60603	TECHNOLOGY ALLOWANCE JUNE
033605	06/03/16	SAT02	TIMOTHY L. SAILSBERY	200.00	.00	200.00	B60603	VEHICLE ALLOW. FINANCE JU
033606	06/03/16	SAN02	SANI FOOD MARKET, INC.	95.65	.00	95.65	7	BUDGER MEETING MEALS
033607	06/03/16	STO01	STONY CREEK UNIFIED SCHOO	100.00	.00	100.00	B60603	RENT ELK CREEK LIBRARY JU
033608	06/03/16	USB02	US BANK	791.15	.00	791.15	5512220	EQUIP. LEASE 5/20-6/20/16
033609	06/07/16	AME02	AMERIPRIDE UNIFORM SVCS.	276.79	.00	276.79	B60607	PD UNIFORMS MAY 2016
033610	06/07/16	BAK06	BAKER & TAYLOR BOOKS	161.45	.00	161.45	609489	NEW PRINT MAT. LIBRARY
033611	06/07/16	CCP00	CCP INDUSTRIES	260.75	.00	260.75	1692956	GLOVES
033612	06/07/16	CIT06	CITY OF ORLAND	16722.00	.00	16722.00	123	CONT.SBRV. LIBRARY APR-JU

Check Number	Check Date	Vendor Number	Vendor Name	Gross Amount	Discount Amount	Net Amount	Invoice #	Payment Information Description
033612	06/07/16	CIT06	CITY OF ORLAND	1469.80	.00	1469.80	B60607	REIMBURSEMENT FOR CONTRAC
Check Total.....:				18191.80	.00	18191.80		
033613	06/07/16	COL05	COLUSA MOTOR SALES, INC.	55.58	.00	55.58	B60607	MAY STMT PER ATTACHED
033614	06/07/16	COM16	COMCAST CABLE	55.15	.00	55.15	B60607	LIBRARY INTERNET 6/3-7/2/
033615	06/07/16	EVR00	EVERGREEN NOTE SERVICING	45.00	.00	45.00	B60607	NOTE SERVICING MAY 2016
033616	06/07/16	FLR01	FLEMING BOOKBINDING CO.	250.23	.00	250.23	23796	MICROFILM SERVICES
033617	06/07/16	GAN01	GANDY-STALEY OIL CO.	2732.01	.00	2732.01	B60607	MAY STMT PER ATTACHED
033618	06/07/16	GRE11	GRIG'S HEATING & AIR	23.20	.00	23.20	B60607	REFUND BUSINESS LICENSE O
033619	06/07/16	HUN00	HUNT & JEFFSON ATTORNEYS	1305.00	.00	1305.00	2016-04	GENERAL PUBLIC REPRESENTA
				2250.00	.00	2250.00	2016-05	GENERAL PUBLIC REPRESENTA
Check Total.....:				3555.00	.00	3555.00		
033620	06/07/16	HUN01	HUNT & SONS, INC.	315.32	.00	315.32	197518	MAY STMT PER ATTACHED
033621	06/07/16	INK01	THE INKWELL	393.44	.00	393.44	B60607	MAY STMT PER ATTACHED
033622	06/07/16	ITF01	INDUSTRIAL TRUCK & FARM	24.09	.00	24.09	B60607	MAY STMT PER ATTACHED
033623	06/07/16	MJB01	MJB WELDING SUPPLY, INC.	36.00	.00	36.00	B60607	CYLINDER RENTAL MAY 2016
033624	06/07/16	ROS05	ROSENBAUER SOUTH DAKOTA	285.73	.00	285.73	63405	LADDER BRACKET REPAIR
033625	06/07/16	RWI01	RWI	105.00	.00	105.00	B60607	REFUND BUSINESS LICENSE O
033626	06/07/16	SAP03	SAFETY TIRE SERVICE	23.71	.00	23.71	27940	TUBES #32 MOWER
				153.83	.00	153.83	28234	TIRES #32 MOWER
Check Total.....:				177.54	.00	177.54		
033627	06/07/16	STO02	STOP STICK	124.43	.00	124.43	6792-IN	STOP STICK
033628	06/07/16	TRN02	TRACTOR SUPPLY CREDIT PLA	34.37	.00	34.37	B60607	MAY STMT PER ATTACHED
033629	06/07/16	UNI02	UNIFORMS, TUXDOS & MORE	971.67	.00	971.67	145594	PD UNIFORM/SUPPLIES
033630	06/07/16	VER02	VERIZON WIRELESS	534.70	.00	534.70	B60607	TELEPHONE EXP. 4/27-5/26/
033631	06/07/16	WIL00	WILLOWS AUTOMOTIVE	22.50	.00	22.50	8531	SMOG CHECK #21 FLATBED
033632	06/07/16	WILHD	WILLOWS HARDWARE, INC.	387.42	.00	387.42	B60607	MAY STMT PER ATTACHED
033633	06/07/16	WILHI	WILLOWS ACE HARDWARE	317.85	.00	317.85	B60607	MAY STMT PER ATTACHED
Cash Account Total.....:				38657.85	.00	38657.85		
Total Disbursements.....:				38657.85	.00	38657.85		
Cash Account Total.....:				.00	.00	.00		

**MINUTES OF THE WILLOWS CITY COUNCIL**  
**REGULAR MEETING HELD May 10, 2016**

1. Mayor Hansen called the meeting to order at 7:02 p.m.
2. **PLEDGE OF ALLEGIANCE:** Council Member Mello led the Pledge of Allegiance.
3. **ROLL CALL:**

Present: Council Members Domenighini, Mello, Williams, Yoder & Mayor Hansen.

Absent: None

4. **Presentations & Proclamations:** None

5. **Public Comment/Written Communications:**

- Nayelli (no last name given), a member of the Willows High School “Students Working Against Tobacco” Program (SWAT), gave the Council an update on recent California legislation regarding tobacco sales and use.

6. **Consent Agenda:**

**M/S –Yoder/Williams** to approve the Consent Agenda as presented. All Ayes and the motion unanimously passed 5/0 and the following items were approved/adopted:

- a) Approval of General Checking, Payroll Checks & Payroll Direct Deposit Registers (30676-30676{Bank of America}; 33385-33485 {Umpqua Bank}; Z07194-Z07264; 36060-36149).
- b) Approval of the Minutes of the Willows City Council Meeting held on March 22, 2016.
- c) Approval of the City of Willows Treasurer’s Report – Schedule of Cash and Investments as of March 31, 2016.

7. **Public Hearings:**

- a) Public Hearing – Unmet transit needs:

Annually the County holds public hearings to receive input regarding transit needs in Glenn County. Mardy Thomas, Principal Planner for the Glenn County Planning Department and Transit Services, was present and introduced this item to the Council. Mr. Thomas announced that this is the annual effort to give the public an opportunity to give input on unmet transit needs for the County. The Transportation Commission receives funds through the Transportation Development Act and those funds are to be used for Transit purposes unless there are no needs identified and then the funds can be used for other dedicated purposes. An “Unmet Transit Need” exists when there is a physical obstacle between an individual and necessary destinations, i.e., employment, education, Medical care, or shopping for the necessities of life.

Mr. Thomas announced that because of the drop in gas prices, the Glenn Ride ridership has somewhat decreased. He also reported that the Transportation Commission will be receiving two new busses in August. These busses will have slightly larger seats but a smaller seating capacity in order to increase the comfort level of the passengers during longer trips. The busses will also have charging stations installed so people can charge their cell phones and other electronic devices. Additionally in the future the Transportation Commission will be looking into having wi-fi connectivity.

Mr. Thomas informed the Council that he has been working on getting a bus shelter in place on the corner of Butte and Sycamore streets. He was recently contacted by the Rotary who came to him to offer to help with this project. The Rotary expressed an interest in constructing a new shelter in that vicinity. They would also like to construct a similar shelter at Wal-Mart. This is something that Mr. Thomas is currently working on with the Rotary.

Additionally, Mr. Thomas notified the Council that Shasta County has applied for a grant to have a long-term transport service to Sacramento from Redding and they are looking for places to have stops along the way. Orland makes the most sense in terms of operations, and it would be a nice opportunity for Glenn County residents to take a bus to/from Sacramento and/or to/from Redding. This is a need that had previously been identified in the past as an unmet transit need.

Mayor Hansen opened the public hearing at 7:11 p.m. Willows citizen Doug Ross spoke during the public hearing and stated that Glenn Ride and Glenn Transit have done a superior job for the County for the past 18 years. He reported that he has recently noticed that there are a few flags missing from the metal poles at two of the Glenn Ride stops – one in Willows and one in Chico. He also spoke of the element of fun, stating that while he fully supports the Medical transports and the shopping trip greatness of Glenn Ride and its small busses, there is an element of unmet transit needs in the sense that, at the place where he lives at John F Kennedy elderly apartments, there is an undercurrent of disconsolation there. He thinks that this could be cured if the residents there had an opportunity to be transported, perhaps four times a year, to see some of the local amenities such as the Sacramento Wildlife Refuge. Also, speaking in terms of unmet transit needs in a broader sense, he believes that a tremendous amount of time is wasted on people fumbling with change to pay the transit fare. He would like to recommend a 15 to 20 year program for the development of something lower than a \$50 per month bus pass. Finally, Mr. Ross suggested that there be a transport to Corning, perhaps twice per month, for medical appointments and the like.

Hearing no other comments from the public, Mayor Hansen closed the public hearing at 7:16 p.m.

Mr. Thomas addressed some of Mr. Ross's comments, stating that he is currently looking into a few of the suggestions that Mr. Ross mentioned. Specifically, he is looking into "period passes" as opposed to monthly passes and also looking into the universality of bus passes that could be used with both Glenn Ride and Chico Transit transport vehicles.

No formal action was required of the Council on this item.

8. **Ordinances:** Second reading by title only and adoption of an Ordinance regulating smoking and secondhand smoke in the City of Willows:

- a) **M/S –Domenighini/Yoder** to read by title only the Ordinance next in line. The motion unanimously passed 5/0 on a roll call vote.
- b) **M/S –Domenighini/Yoder** that the ordinance next in line entitled “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILLOWS AMENDING TITLE 8 CHAPTER 8.25 OF THE WILLOWS MUNICIPAL CODE TO REGULATE SMOKING AND SECONDHAND SMOKE” pass second reading and be adopted. The motion unanimously passed 5/0 on a roll call vote.

9. **Items introduced by City Council or Administrative Staff for discussion purposes only:**

Council Member Domenighini stated that SGMA (Sustainable Groundwater Management Act) was enacted by the State the year before last. Any agency that has land use or water authority is eligible to participate in SGMA. He stated that he is not going to volunteer to be a City Council Member to be part of observing this process. The County is looking at getting some type of County-wide Groundwater Sustainability Agency up and running and then it has to get a Groundwater Sustainability Plan by 2022. Since the City has land use authority, they have the option to participate in this process but he would think, at the least, the City would want Cal Water to be involved with this process; but because they are a water purveyor with no land use or water authority, they are not eligible to have a seat at the table. He suggested that the City defer their seat at the table to Cal Water. He also requested that the staff keep informed of how this process moves along and gives regular informational updates to the Council.

Council Member Domenighini stated that he knows that time and again businesses in Willows are hit with lawsuits for ADA compliance issues. He wonders if the City could help the Chamber of Commerce to perhaps help their members and business owners in the City be aware of the requirements. He stated this is a really complex issue with liability involved He is looking at the City somehow informally assisting the Chamber to help their members come to grips with that. This is an issue that adversely impact citizens of Willows and business owners. He knows there is resistance by business owners to be in ADA compliance because it is expensive. Interim City Manager Wayne Peabody announced that as far as ADA compliance questions are concerned, the City’s Building Official, Clay Dawley, is generally available to answer any ADA compliance questions.

10. **New Business:**

- a) Consider sponsorship of a “Movie in the Park” Night:

In the summer of 2014, the Glenn County Office of Education’s Friday Night Live program started Summer Movies in the Park. These outdoor movie showings were a really big hit in

both the Cities of Orland and Willows, where over 200 children and adults came together for each movie event and to enjoy the park during a summer night.

This year the Friday Night Live group would like to expand the family experience by requesting the City of Willows Pool to stay open from 6:00 p.m. – 8:00 p.m.. Sponsorship would include the cost of the pool rental of \$350 and the cost of the park permit fee of \$30. The funds for the sponsorship would come from the Community Discretionary Fund (Fund 330).

City Staff believes this a great opportunity to show community support in partnering with the Friday Night Live “Movie in the Park” program and showcasing Sycamore Park and the City Pool and recommends the Council agree to the sponsorship.

**M/S – Mello Williams** to approve sponsorship of a Movie in the Park Night at Sycamore Park/City Pool on July 23, 2016, for the Glenn County Friday Night Live “Summer in the Park” program. The motion unanimously passed 5/0.

- b) Consider adoption of Resolutions whereby the establishment and Maintenance of Security Accounts have been authorized:

Since 2005, the City has been utilizing Stifel Nicolaus (or its predecessor, Piper Jaffray) for brokerage services in the investment of debt securities and certificates of deposit. Upon the recent attempt to change the wiring of interest income from Bank of America to Umpqua Bank, the Compliance Department of Stifel Nicolaus notified the City that they need to have an authorizing resolution on file to maintain the account. Said resolution and certification are before the Council this evening for review and approval.

As this account has been in place for 11 plus years, and staff would like to continue its usage for the foreseeable future, it is requested that the City accept the request of Stifel Nicolaus and adopt the resolution.

**M/S – Domenighini/Yoder** to adopt a resolution authorizing the utilization of Stifel Nicolaus for Brokerage Services in the investment of debt securities and certificates of deposit for the City of Willows. All ayes and the motion unanimously passed 5/0 with a roll-call vote.

- c) Discuss, and by consensus, advise staff regarding submission to the County Board of Supervisors a letter in support of the KVB Project:

On March 29, 2016, the Glenn County Board of Supervisors held an appeal hearing regarding the County Planning Commission’s certification approval of the Environmental

Impact Report for the KVB, Inc. project. The Board upheld the appeal put forward by the group "Concerned Citizens of Glenn County" and overturned the County Planning commission's certification approval.

This has left the project in significant limbo following a significant period of cooperation and planning efforts for the KVB project by County Staff. This further puts a viable alternative to the County landfill, scheduled to close in 2017, in serious jeopardy.

City Staff and Mayor Hansen wish to have the Council consider submitting a letter to the Board of Supervisors, urging their reconsideration of the action, and to respond favorably to the EIR and the project as a whole.

Staff is recommending that the Council, by consensus, advise staff regarding submission to the County Board of Supervisors a letter in support of the KVB Project.

Council discussion ensued and it was a 4 to 1 majority consensus of the Council to direct staff to send the prepared letter to the County Board of Supervisors expressing the City Council's support of the KVB project. Council Member Domenighini expressed that although he favors the project he didn't feel comfortable in approving the sending of the letter as he hadn't had an opportunity to read the entire EIR document. Staff was directed to send the letter of support to the Glenn County Board of Supervisors.

- d) Appoint a 2-member subcommittee to review applications and conduct interviews and recommend appointments to the Library Board of Trustees at the June 28, 2016 Meeting:

As outlined in Section 2.70 of the City's Code of Ordinances, the Library Board of Trustees consists of five members who are appointed by the City Council. The terms of current Board Members Dawn George, Lisa Kennedy and Robert Griffith are scheduled to expire on June 30, 2016.

It has been the City's practice to advertise these positions in order to give citizens an opportunity to participate on the Library Board. Staff will advertise these upcoming vacancies and will accept applications and letters of interest through 5:00 p.m. on June 10, 2016.

Staff recommends that two members of the Council volunteer to serve on a subcommittee in order to conduct interviews of the applicants during the week of June 13 – June 17 and the subcommittee will make their recommendations to the entire Council of the three candidates they recommend be appointed to the Library Board at the City Council meeting to be held on June 28, 2016.

Council Members Williams and Mello volunteered to serve as the two-member subcommittee.

- e) Establish a date and time for a special budget meeting for presentation of the 2016/2017-2017/2018 proposed budget:

Council has requested that they move back to a two-year spending plan concept. As a result, staff requests a special meeting be scheduled to present the proposed budget for 2016/17 and 2017/18. Staff recommends the week of May 30, with a preference for Wednesday, June 1 or Thursday, June 2.

Council discussion ensued and Council Member Williams expressed that he would like to see the meeting be conducted in the evening so more people can attend the meetings. Council Member Mello had no preference on whether to hold the meeting during the day or in the evening. Finance Director Sailsbery stated that it is generally staff's preference to hold the meeting during the work day, but the decision is ultimately up the City Council. Vice Mayor Yoder stated that it is his recollection that the last time the budget meetings were held during the evenings, the meetings didn't garner any additional attendance or audience participation than a day time meeting. Mayor Hansen concurred that there has been no additional attendance or participation by the public in an evening meeting versus a day time meeting. Additional discussion ensued and it was ultimately the consensus of the council to conduct the Special City Council Budget meeting on Wednesday, June 1, 2016 at 1:00 p.m.

**11. Council Member Reports:**

- Council Member Domenighini reported that he attended a LAFCO meeting yesterday and plans to attend the Library Board of Trustees meeting this Thursday.
- Vice Mayor Yoder reported that he participated in the Lamb Derby parade and he also volunteered to sit in the dunk tank at the park and raised \$100 for the Youth Football program.
- Council Member Williams reported that he attended the Transit and Transportation Committee meetings and the Swearing-In Ceremony for newly appointed Planning Commissioner Walter Michael. He also attended the City's Service Award BBQ at Jensen Park, hosted by interim City Manager Wayne Peabody. He attended a recent town hall meeting on the topic of underage drinking. He also indicated that he and his grandson rode a tractor in the lamb derby parade and he expressed his gratitude and appreciation to the John Deere & Kubota dealerships for allowing the City to use their equipment to drive in the parade. Lastly he reported that he attended the Farm Bureau dinner and the Artois Steak & Oyster feed
- Mayor Hansen reported that he attended the Employee Appreciation BBQ at Jensen Park and thanked Interim City Manager Peabody for hosting the event. He also participated in the Lamb Derby parade and thanked the Public Works Department for cleaning up the City Golf Carts to be used in the parade. He also thanked John Deere & Kubota for allowing use of their equipment as well. He also attended the Farm Bureau Dinner and the Stonyford Rodeo.

**12. Executive Session: None**

13. **Adjournment:** Mayor Hansen adjourned the meeting at 7:57 p.m.

Dated: May 10, 2016

NATALIE BUTLER

---

City Clerk

The City of Willows is an Equal Opportunity Provider



**AGENDA ITEM**

**TO:** Honorable Mayor Hansen and Members of the City Council

**FROM:** John Wanger, City Engineer

**SUBJECT:** Acceptance of Additional Rights-of-way and Easements associated with the portion of the Basin Street Commercial Project associated with the Economic Development Administration (EDA) Grant 07-01-7275 Project

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**RECOMMENDATION**

It is recommended that the City Council adopt the attached resolution accepting the storm drain easement; an access easement for access to the northerly detention pond; a parcel for storm drain detention pond purposes (Pond A); a Public Service easement and a Pedestrian Access easement within the Basin Street Commercial Development that are needed for construction of the improvements associated with the EDA Grant Project and direct the City Clerk to record the documents once fully executed.

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**SITUATION (or BACKGROUND):**

In June 2015, the City of Willows submitted a grant application to the Federal Economic Development Administration for funding certain infrastructure improvements associated with the Basin Street Commercial project in the southerly portion of the City. The impetus of filing the grant related to job creation within the City with the development of new businesses in the proposed development.

On October 19, 2015 the City received official notification that we were awarded the grant in the amount of \$2,500,000. The overall total project amount is estimated at \$3,571,429 (the federal grant covers 70% of the overall cost - \$2,500,000.) The improvements will include installation of water, sewer, storm drain and street improvements associated with Phase 1 of the Basin Street Commercial Project.

Part of the requirements of the EDA federal funding is that the City must own the rights-of-way and/or easements needed to construct all of the improvements associated with the project prior to the submittal of the construction documents. Forms have to be filed with EDA when the construction documents are submitted for checking that certify that the City owns the rights-of-way and easements.

An item was brought before the City Council at the April 12, 2016 meeting accepting certain parcels and easements associated with the EDA grant. Since that time, plan checking of the improvement plans have revealed additional easements are needed to facilitate construction of the improvements. Accordingly, it is necessary to accept these additional parcels and easements at this time.

The documents necessary to be accepted at this time include:

- The dedication of a public storm drain easement between proposed detention Ponds A and B for installation of the public storm drain system.
- The dedication of an access easement for access from the proposed Harvest Drive to detention Pond A to ensure access to the pond for maintenance.
- The dedication of a parcel of land intended for construction of a detention pond to serve the overall development with respect to storm drain/flooding issues (herein referred to as Parcel A.) It should be noted that maintenance of the detention pond will be the city's responsibility but will be fully funded by fees collected through the Landscape and Lighting Special Assessment District zone that will be set up for this property once the subdivision is recorded.)
- The dedication of a Public Service easement (necessary to install telephone, cable, gas and electrical conduits to serve the development) and to access the westerly levee along the Tehama Street drainage ditch; and a Pedestrian Access easement to allow construction of the sidewalk and allow public access adjacent to the proposed Harvest Drive.

The deeds and exhibits for each of these are shown in the attachments to this staff report.

Staff has checked the deeds and easements for technical accuracy and found them to be acceptable. If the Council accepts the easements and deeds, the documents will be recorded and the City will hold title to the lands and/or easement described in the grant deed documents.

### **FINANCIAL CONSIDERATIONS:**

There are no financial implications for accepting the rights-of-way and easements at this time. When public facilities are constructed, the City will be responsible for maintaining the public facilities constructed therein (street, storm drain and sewer.)

### **NOTIFICATION**

None required.

**ALTERNATE ACTIONS**

If these dedications are not accepted, the EDA grant would have to be abandoned. Accordingly no reasonable alternatives are recommended.

**RECOMMENDATION**

It is recommended that the City Council adopt the attached resolution accepting the Storm Drain easement; an Access Easement for access to the northerly detention pond; a parcel for storm drain detention pond purposes (Pond A); a Public Service easement and a Pedestrian Access easement within the Basin Street Commercial Development that are needed for construction of the improvements associated with the EDA Grant Project and direct the City Clerk to record the documents once fully executed.

---

Respectfully submitted,

John Wanger  
City Engineer

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Attachments:

Resolution  
Grant Deed Exhibits

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RESOLUTION No. \_\_\_\_\_

**RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF WILLOWS, STATE OF CALIFORNIA,  
ACCEPTING A PUBLIC STORM DRAIN EASEMENT; AN ACCESS EASEMENT FOR  
MAINTENANCE OF PARCEL A; DEDICATION IN FEE OF PARCEL A (NORTHERLY  
DETENTION POND); AND A PUBLIC SERVICE EASEMENT AND PEDESTRIAN ACCESS  
EASEMENT - ALL A PART OF THE BASIN STREET SOUTH WILLOWS COMMERCIAL  
PROJECT - AND DIRECTING THE CITY CLERK TO RECORD ALL GRANT DEEDS**

**WHEREAS**, Basin Street Properties received approval of the South Willows Commercial/Industrial Project (hereinafter referred to as the Development Project) from the City of Willows in 2009; and

**WHEREAS**, as part of the conditions of approval for the Development Project, certain dedications of rights-of-ways for roadways, parcels for detention and flood facilities and easements were required; and

**WHEREAS**, since the approval of the Development Project, the City of Willows has applied for and obtained a grant from the Economic Development Administration (EDA) for funding the construction of certain public improvements associated with the Development Project in order to promote economic development within the City; and

**WHEREAS**, as part of the conditions of the grant, in conjunction with the submittal of the construction drawings for the improvements to EDA for review and approval, the City of Willows must certify that all of facilities proposed for the project will be constructed wholly within the land, leasehold interest and rights-of-way and/or existing public streets and roads and that the land, leasehold interest, and rights-of-way are sufficient, but not in excess of actual needs for the Project as planned and approved; and

**WHEREAS**, in order to be able to certify that the City owns the land, leasehold interest, rights-of-way, easements and roads, dedications of these lands must be made by the Basin Street Properties;

**WHEREAS**, Basin Street Properties have prepared grant deeds for a storm drain easement for a storm drain line between the two detention ponds – Parcels A and B (shown in attached Exhibit A); an access easement to allow access to Parcel A to maintain the detention pond (shown in attached Exhibit B); dedication in fee of Parcel A – the northerly detention pond (shown in attached Exhibit C); and a public service easement (for gas, electric, telephone and cable services), as well as a pedestrian access easement over the sidewalk adjacent to Harvest Drive (shown in attached Exhibit D); and

**WHEREAS**, the grant deeds prepared have been checked for accuracy and found to be technically correct.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Willows as follows:

1. The above recitals are true and correct and are hereby incorporated into this Resolution as findings of the City Council of the City of Willows.
2. The City of Willows does hereby accept the grant of the storm drain easement (Exhibit A); the grant of an access easement to access the detention pond in Parcel A (Exhibit B); the dedication in fee of Parcel A – the northerly detention pond (Exhibit C); and the public service easement and public access easements adjacent to Harvest Drive (Exhibit D.)
3. The City Clerk is hereby authorized and directed to record all deeds offering dedication to the City with the County Recorder's Office.
4. This Resolution shall become effective immediately.
5. All portions of this resolution are severable. Should any individual component of this Resolution be adjudged to be invalid and unenforceable by a body of competent jurisdiction, then the remaining resolution portions shall be and continue in full force and effect, except as to those resolution portions that have been adjudged invalid. The City Council of the City of Willows hereby declares that it would have adopted this Resolution and each section, subsection, clause, sentence, phrase and other portion thereof, irrespective of the fact that one or more section subsection, clause sentence, phrase or other portion may be held invalid or unconstitutional.

**PASSED, APPROVED AND ADOPTED** at a regular meeting of the City Council on this 14<sup>th</sup> day of June, 2016 by the following vote:

AYES in favor of:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

ATTESTED:

\_\_\_\_\_  
Mayor Hansen

\_\_\_\_\_  
Natalie Butler, City Clerk

**EXHIBIT A**

**GRANT DEED FOR A PUBLIC STORM DRAIN EASEMENT BETWEEN THE  
PROPOSED DETENTION PONDS (PARCELS A AND B)**

Recording requested by:  
City of Willows

**When recorded mail to:**

City of Willows  
201 North Lassen  
Willows, California 95988

Attn: City Clerk

EXEMPT FROM RECORDING FEES PER  
GOVERNMENT CODE §§6103, 27383

Space above this line for Recorder's use.

**GRANT DEED**

**CALIFORNIA LAND INVESTORS, LLC A CALIFORNIA LIMITED LIABILITY COMPANY**

**HEREBY IRREVOCABLY OFFERS, FREE OF ENCUMBRANCES TO**

**THE CITY OF WILLOWS, A MUNICIPAL CORPORATION**

A **STORM DRAIN EASEMENT** with a right of immediate entry and continued possession for construction, improvement, maintenance, repairs, operation and replacement of the Storm Drain facilities other public purposes as the City of Willows may choose to make over, upon, across, through and beneath that certain real property situated in the City of Willows, County of Glenn, State of California, described as follows:

SEE EXHIBIT "A" and "B" ATTACHED HERETO  
AND BY REFERENCE MADE A PART HEREOF.

CALIFORNIA LAND INVESTORS LLC  
a California limited liability company

By: G&W Ventures, LLC  
Managing Member

By:   
William C. White,  
Manager

Date: June 4, 2016

A notary certificate(s) is required.

**NOTARY CERTIFICATE**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California \_\_\_\_\_)

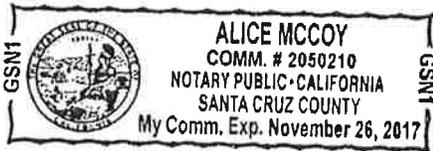
County of Sonoma \_\_\_\_\_)

On June 1, 2016 before me, Alice McCoy,  
notary public

Personally appeared William C. White  
Who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the state of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.



Alice McCoy  
Signature

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**STORM DRAIN EASEMENT**

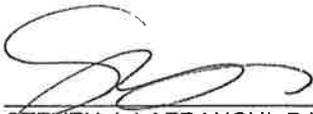
SITUATE IN THE CITY OF WILLOWS, COUNTY OF GLENN, STATE OF CALIFORNIA.

BEING A PORTION OF THE LANDS OF CALIFORNIA LAND INVESTORS, LLC, AS CONVEYED BY DEED RECORDED UNDER DOCUMENT NUMBER 2009-3322, GLENN COUNTY RECORDS, ALSO BEING A PORTION OF SECTION 16, TOWNSHIP 19 NORTH, RANGE 3 WEST, MOUNT DIABLO BASE AND MERIDIAN, AS SHOWN ON CITY OF WILLOWS PARCEL MAP FILED IN BOOK 13 OF PARCEL MAPS AT PAGE 22, GLENN COUNTY RECORDS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT A 5/8 INCH IRON PIN WITH 2-3/4 INCH BRASS CAP & ILLEGIBLE STAMP, MARKING THE SOUTHEAST CORNER OF SAID SECTION 16; THENCE ALONG THE EAST LINE OF SAID SECTION, NORTH 0°11'50" WEST, 2659.81 FEET; THENCE LEAVING SAID EAST LINE, SOUTH 89°58'01" WEST, 109.30 FEET TO THE SOUTHEASTERLY CORNER OF SAID LANDS; THENCE ALONG THE SOUTHERLY LINE OF SAID LANDS, SOUTH 89°58'01" WEST, 516.46 FEET; THENCE LEAVING SAID SOUTHERLY LINE, NORTH 00°17'42" WEST, 136.13 FEET TO THE **POINT OF BEGINNING** OF THIS DESCRIPTION; THENCE NORTH 00°17'42" WEST, 380.00 FEET; THENCE NORTH 89°52'58" WEST, 12.01 FEET; THENCE NORTH 00°17'42" WEST, 68.00 FEET; THENCE SOUTH 89°52'58" EAST, 10.00 FEET; THENCE NORTH 00°17'42" WEST, 505.00 FEET; THENCE NORTH 89°52'58" WEST, 20.00 FEET; THENCE SOUTH 00°17'42" EAST, 505.22 FEET; SOUTH 01°59'17" EAST, 68.04 FEET; THENCE SOUTH 00°17'42" EAST, 379.78 FEET; THENCE SOUTH 89°52'58" EAST, 20.00 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 18,312 SQ. FT. MORE OR LESS.

THE BASIS OF BEARINGS OF THIS DESCRIPTION IS THE SOUTH LINE OF SAID SECTION 16 AS SHOWN ON THE ABOVE MENTIONED PARCEL MAP.

  
STEVEN J. LAFRANCHI, P.L.S. 6368

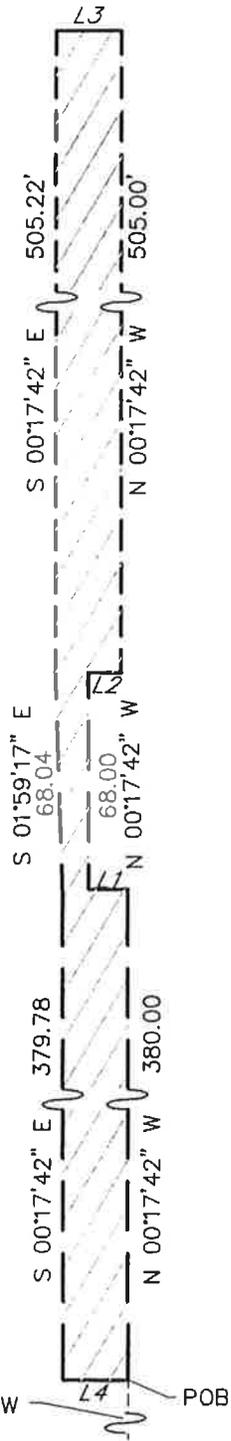
6/1/16  
DATE



**STEVEN J. LAFRANCHI & ASSOCIATES, INC.**  
CIVIL ENGINEERS ~ LAND SURVEYORS ~ LAND PLANNERS  
PETALUMA THEATRE SQUARE  
140 SECOND STREET, SUITE 312, PETALUMA, CA 94952  
TEL 707-762-3122 FAX 707-762-3239  
151831-EVA.01

# EXHIBIT "B" STORM DRAIN EASEMENT

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION  
FOR GRAPHIC ILLUSTRATION AND INFORMATIVE PURPOSES ONLY



**LEGEND**

- FOUND  $\frac{5}{8}$ " IRON PIN &  $2\frac{3}{4}$ " BRASS CAP, ILLEGIBLE
- POC POINT OF COMMENCEMENT
- POB POINT OF BEGINNING
- STORM DRAIN EASEMENT

**COURSE DATA**

LINE	BEARING	LENGTH
L1	N89°52'58"W	12.01
L2	S89°52'58"E	10.00
L3	N89°52'58"W	20.00
L4	S89°52'58"E	20.00

CALIFORNIA LAND INVESTORS, LLC  
DN 2009-3322

**Tehama Street**



N 00°17'42" W  
136.13'

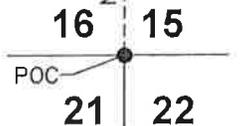
S 89°58'01" W 516.46  
FA INVESTMENTS, LLC  
DN 2006-4712

S 89°58'01" W 109.30

N00°11'50"W  
2659.81

**STEVEN J. LAFRANCHI & ASSOCIATES, INC.**  
CIVIL ENGINEERS ~ LAND SURVEYORS ~ LAND PLANNERS

PETALUMA THEATRE SQUARE  
140 SECOND STREET, SUITE 312  
PETALUMA, CA 94952  
707-762-3122 FAX 707-762-3239



**EXHIBIT B**

**GRANT DEED FOR AN ACCESS EASMENT FROM HARVEST DRIVE TO THE  
PROPOSED NORTHERLY DETENTION POND (PARCEL A.)**

Recording requested by:  
City of Willows

**When recorded mail to:**

City of Willows  
201 North Lassen  
Willows, California 95988

Attn: City Clerk

EXEMPT FROM RECORDING FEES PER  
GOVERNMENT CODE §§6103, 27383

Space above this line for Recorder's use.

**GRANT DEED**

**CALIFORNIA LAND INVESTORS, LLC A CALIFORNIA LIMITED LIABILITY COMPANY**

**HEREBY IRREVOCABLY OFFERS, FREE OF ENCUMBRANCES TO**

**THE CITY OF WILLOWS, A MUNICIPAL CORPORATION**

An **ACCESS EASEMENT** with a right of immediate entry and continued possession for construction, improvement, maintenance, repairs, operation and replacement of the Access Road and for such other public purposes as the City of Willows may choose to make over, upon, across, through and beneath that certain real property situated in the City of Willows, County of Glenn, State of California, described as follows:

SEE EXHIBIT "A" and "B" ATTACHED HERETO  
AND BY REFERENCE MADE A PART HEREOF.

CALIFORNIA LAND INVESTORS LLC  
a California limited liability company

By: G&W Ventures, LLC  
Managing Member

By:   
William C. White,  
Manager

Date: June 1, 2016

A notary certificate(s) is required.

NOTARY CERTIFICATE

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California \_\_\_\_\_)

County of Sonoma \_\_\_\_\_)

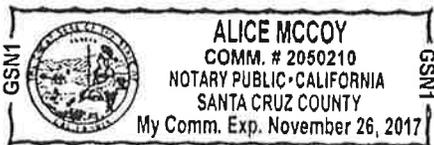
On June 1, 2014 before me, Alice McCoy,  
notary public

Personally appeared William C. White

Who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the state of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.



Alice McCoy  
Signature

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**ACCESS EASEMENT**

SITUATE IN THE CITY OF WILLOWS, COUNTY OF GLENN, STATE OF CALIFORNIA.

BEING A PORTION OF THE LANDS OF CALIFORNIA LAND INVESTORS, LLC, AS CONVEYED BY DEED RECORDED UNDER DOCUMENT NUMBER 2009-3322, GLENN COUNTY RECORDS, ALSO BEING A PORTION OF SECTION 16, TOWNSHIP 19 NORTH, RANGE 3 WEST, MOUNT DIABLO BASE AND MERIDIAN, AS SHOWN ON CITY OF WILLOWS PARCEL MAP FILED IN BOOK 13 OF PARCEL MAPS AT PAGE 22, GLENN COUNTY RECORDS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT A 5/8 INCH IRON PIN WITH 2-3/4 INCH BRASS CAP & ILLEGIBLE STAMP MARKING THE SOUTHEAST CORNER OF SAID SECTION 16; THENCE ALONG THE EAST LINE OF SAID SECTION NORTH 0°11'50" WEST, 2659.81 FEET; THENCE LEAVING SAID EAST LINE, SOUTH 89°58'01" WEST, 109.30 FEET TO THE SOUTHEASTERLY CORNER OF SAID LANDS; THENCE ALONG THE SOUTHERLY LINE OF SAID LANDS, SOUTH 89°58'01" WEST, 528.47 FEET; THENCE LEAVING SAID SOUTHERLY LINE, NORTH 00°17'42" WEST, 584.13 FEET TO THE **POINT OF BEGINNING** OF THIS DESCRIPTION; THENCE NORTH 00°17'42" WEST, 505.00 FEET; THENCE NORTH 89°52'58" WEST, 20.00 FEET; THENCE SOUTH 00°17'42" EAST, 505.00 FEET; THENCE SOUTH 89°52'58" EAST, 20.00 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 10,100 SQ. FT. MORE OR LESS.

THE BASIS OF BEARINGS OF THIS DESCRIPTION IS THE SOUTH LINE OF SAID SECTION 16 AS SHOWN ON THE ABOVE-MENTIONED PARCEL MAP.

  
\_\_\_\_\_  
STEVEN J. LAFRANCHI, P.L.S. 6368

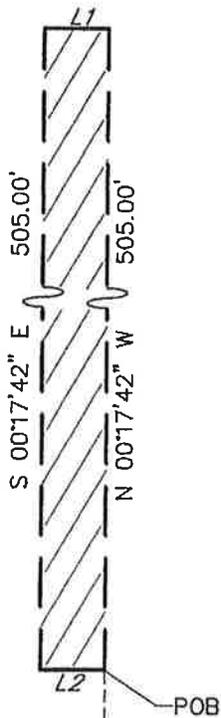
4/1/16  
\_\_\_\_\_  
DATE



**STEVEN J. LAFRANCHI & ASSOCIATES, INC.**  
CIVIL ENGINEERS ~ LAND SURVEYORS ~ LAND PLANNERS  
PETALUMA THEATRE SQUARE  
140 SECOND STREET, SUITE 312, PETALUMA, CA 94952  
TEL 707-762-3122 FAX 707-762-3239  
151831-EVA.01

# EXHIBIT "B" ACCESS EASEMENT

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION  
FOR GRAPHIC ILLUSTRATION AND INFORMATIVE PURPOSES ONLY



- LEGEND**
- FOUND  $\frac{5}{8}$ " IRON PIN &  $2\frac{3}{4}$ " BRASS CAP, ILLEGIBLE
  - POC POINT OF COMMENCEMENT
  - POB POINT OF BEGINNING
  - STORM DRAIN EASEMENT

**COURSE DATA**

LINE	BEARING	LENGTH
L1	N89°52'58"W	20.00
L2	S89°52'58"E	20.00

CALIFORNIA LAND INVESTORS, LLC  
DN 2009-3322

N 00°17'42" W 584.13

**Tehama Street**

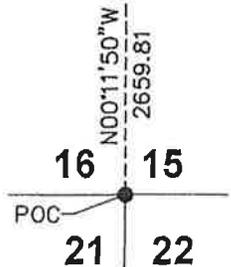


S 89°58'01" W 528.47  
FA INVESTMENTS, LLC  
DN 2006-4712

S 89°58'01" W 109.30

**STEVEN J. LAFRANCHI & ASSOCIATES, INC.**  
CIVIL ENGINEERS ~ LAND SURVEYORS ~ LAND PLANNERS

PETALUMA THEATRE SQUARE  
140 SECOND STREET, SUITE 312  
PETALUMA, CA 94952  
707-762-3122 FAX 707-762-3239



**EXHIBIT C**

**GRANT DEED FOR THE NORTHERLY DETENTION POND (PARCEL A.)**

Recording requested by:  
City of Willows

**When recorded mail to:**

City of Willows  
201 North Lassen  
Willows, California 95988

Attn: City Clerk

EXEMPT FROM RECORDING FEES PER  
GOVERNMENT CODE §§6103, 27383

Space above this line for Recorder's use.

**GRANT DEED**

**CALIFORNIA LAND INVESTORS, LLC A CALIFORNIA LIMITED LIABILITY COMPANY**

**HEREBY IRREVOCABLY OFFERS, FREE OF ENCUMBRANCES TO**

**THE CITY OF WILLOWS, A MUNICIPAL CORPORATION**

All that Real Property situated in the County of Glenn, State of CALIFORNIA, and described as follows:

SEE EXHIBIT "A" and "B" ATTACHED HERETO  
AND BY REFERENCE MADE A PART HEREOF.

CALIFORNIA LAND INVESTORS LLC  
a California limited liability company

By: G&W Ventures, LLC  
Managing Member

By:   
William C. White,  
Manager

Date: June 1, 2016

A notary certificate(s) is required.

NOTARY CERTIFICATE

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California \_\_\_\_\_ )

County of Sonoma \_\_\_\_\_ )

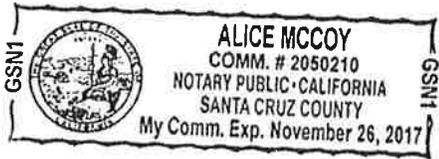
On June 1, 2016 before me, Alice McCoy,  
notary public

Personally appeared William C. White

Who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the state of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.



Alice McCoy  
Signature

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

SITUATE IN THE CITY OF WILLOWS, COUNTY OF GLENN, STATE OF CALIFORNIA.

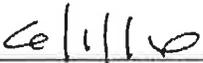
BEING A PORTION OF THE LANDS OF CALIFORNIA LAND INVESTORS, LLC, AS CONVEYED BY DEED RECORDED UNDER DOCUMENT NUMBER 2009-3322, GLENN COUNTY RECORDS, ALSO BEING A PORTION OF SECTION 16, TOWNSHIP 19 NORTH, RANGE 3 WEST, MOUNT DIABLO BASE AND MERIDIAN, AS SHOWN ON CITY OF WILLOWS PARCEL MAP FILED IN BOOK 13 OF PARCEL MAPS AT PAGE 22, GLENN COUNTY RECORDS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT A 5/8 INCH IRON PIN WITH 2-3/4 INCH BRASS CAP & ILLEGIBLE STAMP, MARKING THE SOUTHEASTERLY CORNER OF SAID SECTION 16; THENCE ALONG THE EAST LINE OF SAID SECTION, NORTH 0°11'50" WEST, 2659.81 FEET; THENCE LEAVING SAID EAST LINE, SOUTH 89°58'01" WEST, 109.30 FEET TO THE SOUTHEASTERLY CORNER OF SAID LANDS; THENCE ALONG THE EASTERLY LINE OF SAID LANDS NORTH 0°16'43" WEST, 973.67 FEET TO THE BEGINNING OF A CURVE, CONCAVE WESTERLY, HAVING A RADIUS OF 4950.00 FEET; THENCE CONTINUING ALONG SAID EASTERLY LINE AND SAID CURVE, 114.09 FEET THROUGH A CENTRAL ANGLE OF 01°19'14" TO THE **POINT OF BEGINNING** OF THIS DESCRIPTION; THENCE CONTINUING ALONG SAID EASTERLY LINE AND SAID CURVE, 100.11 FEET THROUGH A CENTRAL ANGLE OF 01°09'32" TO THE NORTHEASTERLY CORNER OF SAID LANDS; THENCE ALONG THE NORTHERLY LINE OF SAID LANDS, NORTH 89°52'58" WEST, 2744.01 FEET TO THE NORTHWESTERLY CORNER OF SAID LANDS; THENCE ALONG THE SOUTHWESTERLY LINE OF SAID LANDS AND THE NORTHEASTERLY RIGHT OF WAY LINE OF INTERSTATE 5, SOUTH 33°08'12" EAST, 119.62 FEET; THENCE LEAVING SAID SOUTHWESTERLY LINE AND SAID RIGHT OF WAY, SOUTH 89°52'58" EAST, 2682.43 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 6.23 ACRES MORE OR LESS.

THE BASIS OF BEARINGS OF THIS DESCRIPTION IS THE SOUTH LINE OF SAID SECTION 16 AS SHOWN ON THE ABOVE-MENTIONED PARCEL MAP.

  
\_\_\_\_\_  
STEVEN J. LAFRANCHI, P.L.S. 6368

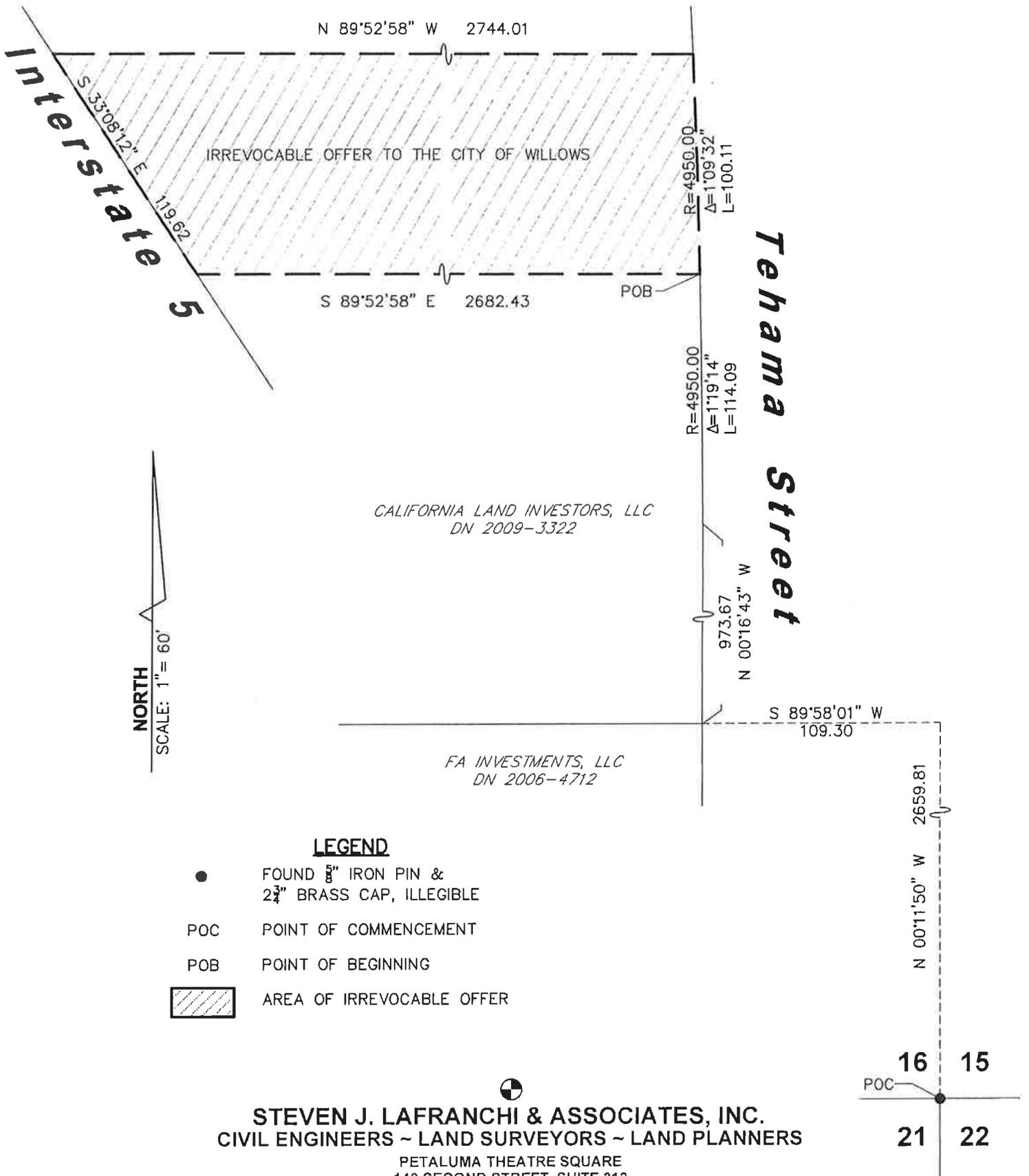
  
\_\_\_\_\_  
DATE



**STEVEN J. LAFRANCHI & ASSOCIATES, INC.**  
CIVIL ENGINEERS ~ LAND SURVEYORS ~ LAND PLANNERS  
PETALUMA THEATRE SQUARE  
140 SECOND STREET, SUITE 312, PETALUMA, CA 94952  
TEL 707-762-3122 FAX 707-762-3239  
151831LD-HARVEST\_DR.01

# EXHIBIT "B"

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION  
FOR GRAPHIC ILLUSTRATION AND INFORMATIVE PURPOSES ONLY



**STEVEN J. LAFRANCHI & ASSOCIATES, INC.**  
 CIVIL ENGINEERS ~ LAND SURVEYORS ~ LAND PLANNERS

PETALUMA THEATRE SQUARE  
 140 SECOND STREET, SUITE 312  
 PETALUMA, CA 94952  
 707-762-3122 FAX 707-762-3239

**EXHIBIT D**

**GRANT DEED FOR PUBLIC SERVICE EASEMENTS AND PEDESTRIAN ACCESS  
EASEMENTS**

Recording requested by:  
City of Willows

**When recorded mail to:**

City of Willows  
201 North Lassen  
Willows, California 95988

Attn: City Clerk

EXEMPT FROM RECORDING FEES PER  
GOVERNMENT CODE §§6103, 27383

Space above this line for Recorder's use.

**GRANT DEED**

**CALIFORNIA LAND INVESTORS, LLC A CALIFORNIA LIMITED LIABILITY COMPANY**

**HEREBY IRREVOCABLY OFFERS, FREE OF ENCUMBRANCES TO**

**THE CITY OF WILLOWS, A MUNICIPAL CORPORATION**

***PUBLIC SERVICE AND PEDESTRIAN ACCESS EASEMENTS*** with a right of immediate entry and continued possession for construction, improvement, maintenance, repairs, operation and replacement of including but not limited to electricity, gas, sewer and water facilities, storm drain, sidewalks, telephone, cable television and for such other public purposes as the City of Willows may choose to make over, upon, across, through and beneath that certain real property situated in the City of Willows, County of Glenn, State of California, described as follows:

SEE EXHIBIT "A" and "B" ATTACHED HERETO  
AND BY REFERENCE MADE A PART HEREOF.

CALIFORNIA LAND INVESTORS LLC  
a California limited liability company

By: G&W Ventures, LLC  
Managing Member

By:   
William C. White,  
Manager

Date: June 4, 2006

A notary certificate(s) is required.

NOTARY CERTIFICATE

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California \_\_\_\_\_ )

County of Sonoma \_\_\_\_\_ )

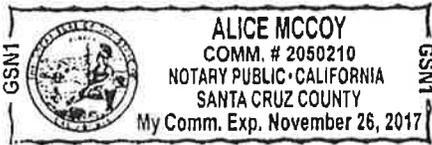
On June 1, 2016 before me, Alice McCoy  
notary public

Personally appeared William C. White

Who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the state of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.



Alice McCoy  
Signature

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**PUBLIC SERVICE AND PEDESTRIAN ACCESS EASEMENT**

SITUATE IN THE CITY OF WILLOWS, COUNTY OF GLENN, STATE OF CALIFORNIA.

BEING A PORTION OF THE LANDS OF CALIFORNIA LAND INVESTORS, LLC, AS DESCRIBED BY DEED RECORDED UNDER DOCUMENT NUMBER 2009-3322, GLENN COUNTY RECORDS, ALSO BEING A PORTION OF SECTION 16, TOWNSHIP 19 NORTH, RANGE 3 WEST, MOUNT DIABLO BASE AND MERIDIAN, AS SHOWN ON CITY OF WILLOWS PARCEL MAP FILED IN BOOK 13 OF PARCEL MAPS AT PAGE 22, GLENN COUNTY RECORDS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**STRIP 1:**

**COMMENCING** AT A 5/8 INCH IRON PIN WITH 2-3/4 INCH BRASS CAP AND ILLEGIBLE STAMP, MARKING THE SOUTHEAST CORNER OF SAID SECTION 16; THENCE ALONG THE EAST LINE OF SAID SECTION, NORTH 0°11'50" WEST, 2659.81 FEET; THENCE LEAVING SAID EAST LINE, SOUTH 89°58'01" WEST, 109.30 FEET TO THE SOUTHEASTERLY CORNER OF SAID LANDS; THENCE ALONG THE EASTERLY LINE OF SAID LANDS, NORTH 0°16'43" WEST, 464.74 FEET; THENCE LEAVING SAID EASTERLY LINE, SOUTH 89°43'17" WEST, 32.00 FEET TO THE **POINT OF BEGINNING** OF THIS DESCRIPTION; THENCE NORTH 24°29'27" WEST, 55.24 FEET; THENCE NORTH 89°52'58" WEST, 471.97 FEET; THENCE SOUTH 00°17'42" EAST, 10.00 FEET; THENCE SOUTH 89°52'58" EAST, 459.98 FEET; THENCE SOUTH 24°29'27" EAST, 47.89 FEET; THENCE SOUTH 00°16'43" EAST, 326.45 FEET; THENCE SOUTH 89°52'58" EAST, 15.00 FEET; THENCE NORTH 00°16'43" WEST, 329.77 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 10,355 SQ. FT. MORE OR LESS.

**STRIP 2:**

**COMMENCING** AT A 5/8 INCH IRON PIN WITH 2-3/4 INCH BRASS CAP AND ILLEGIBLE STAMP, MARKING THE SOUTHEAST CORNER OF SAID SECTION 16; THENCE ALONG THE EAST LINE OF SAID SECTION, NORTH 0°11'50" WEST, 2659.81 FEET; THENCE LEAVING SAID EAST LINE, SOUTH 89°58'01" WEST, 109.30 FEET TO THE SOUTHEASTERLY CORNER OF SAID LANDS; THENCE ALONG THE EASTERLY LINE OF SAID LANDS NORTH 0°16'43" WEST, 631.11 FEET; THENCE LEAVING SAID EASTERLY LINE, SOUTH 89°43'17" WEST, 32.00 FEET TO THE **POINT OF BEGINNING** OF THIS DESCRIPTION; THENCE SOUTH 24°43'31" WEST, 52.95 FEET; THENCE NORTH 89°52'58" WEST, 474.27 FEET; THENCE NORTH 00°17'42" WEST, 10.00 FEET; THENCE SOUTH 89°52'58" EAST, 462.42 FEET; THENCE NORTH 24°43'31" EAST, 41.83 FEET; THENCE SOUTH 89°52'58" EAST, 16.55 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 5394 SQ. FT. MORE OR LESS.

BASIS OF BEARINGS OF THESE STRIP DESCRIPTIONS IS THE SOUTH LINE OF SAID SECTION 16 AS SHOWN ON THE ABOVE-MENTIONED PARCEL MAP.

  
STEVEN J. LAFRANCHI, P.L.S. 6368

6/1/16  
DATE

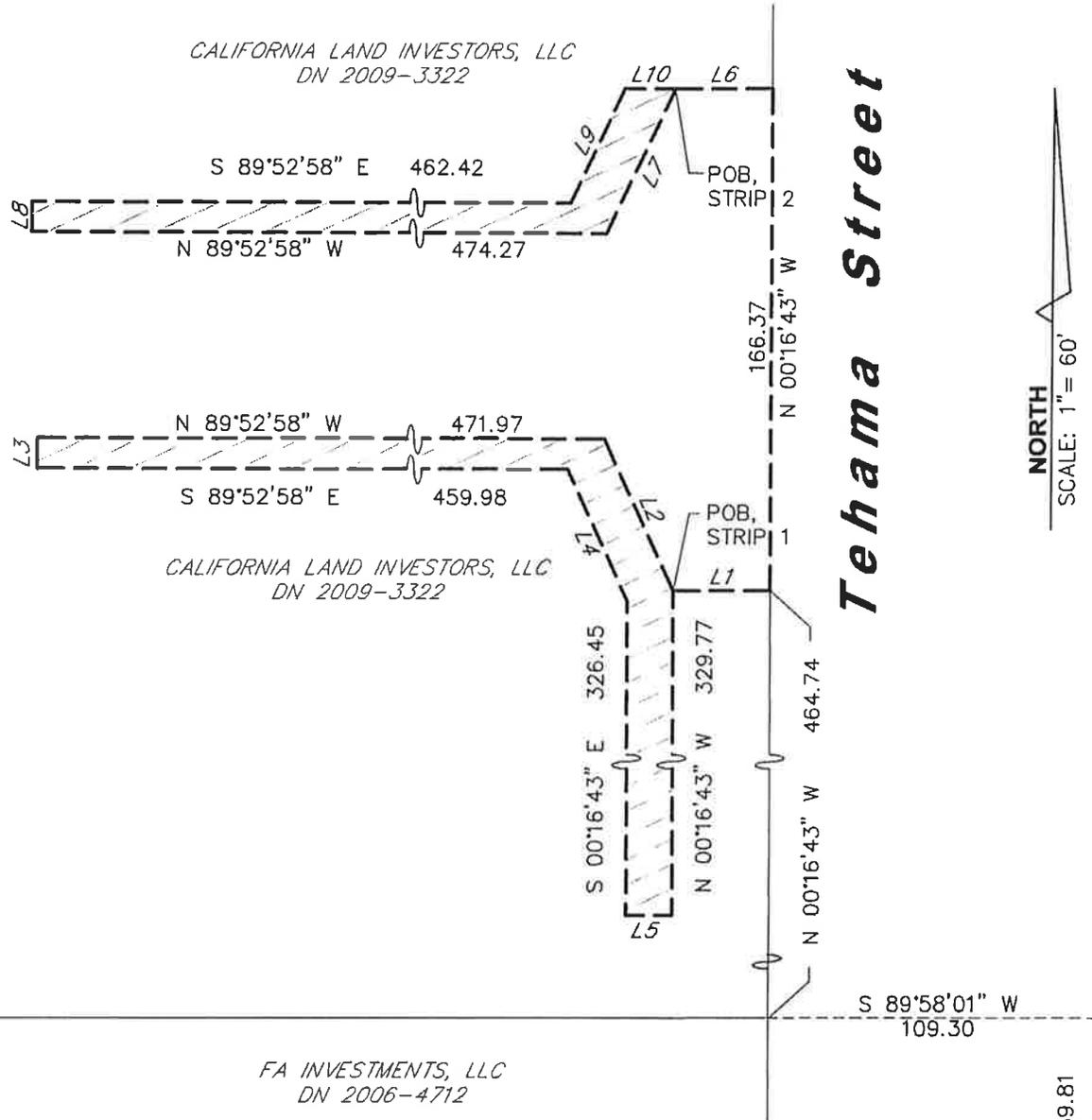


**STEVEN J. LAFRANCHI & ASSOCIATES, INC.**  
CIVIL ENGINEERS ~ LAND SURVEYORS ~ LAND PLANNERS  
PETALUMA THEATRE SQUARE  
140 SECOND STREET, SUITE 312, PETALUMA, CA 94952  
TEL 707-762-3122 FAX 707-762-3239  
151831LD-HARVEST\_DR.01

# EXHIBIT "B"

## PUBLIC SERVICE & PEDESTRIAN ACCESS EASEMENTS

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION  
FOR GRAPHIC ILLUSTRATION AND INFORMATIVE PURPOSES ONLY

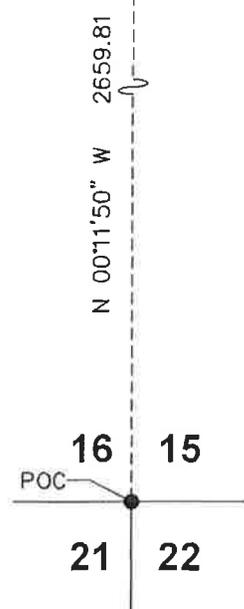


### COURSE DATA

LINE	BEARING	LENGTH
L1	S89°43'17"W	32.00
L2	N24°29'27"W	55.24
L3	S00°17'42"E	10.00
L4	S24°29'27"E	47.89
L5	S89°52'58"E	15.00
L6	S89°43'17"W	32.00
L7	S24°43'31"W	52.95
L8	N00°17'42"W	10.00
L9	N24°43'31"E	41.83
L10	S89°43'17"E	16.55

### LEGEND

- FOUND  $\frac{5}{8}$ " IRON PIN &  $2\frac{3}{4}$ " BRASS CAP, ILLEGIBLE
- POC POINT OF COMMENCEMENT
- POB POINT OF BEGINNING
- AREA OF EASEMENT



**STEVEN J. LAFRANCHI & ASSOCIATES, INC.**  
CIVIL ENGINEERS ~ LAND SURVEYORS ~ LAND PLANNERS

PETALUMA THEATRE SQUARE  
140 SECOND STREET, SUITE 312  
PETALUMA, CA 94952  
707-762-3122 FAX 707-762-3239



**AGENDA ITEM**

**TO:** Honorable Mayor Gary Hansen and Members of City Council  
**FROM:** Steve Soeth, Public Works Director  
**SUBJECT:** Acceptance of Public Improvements and Release of Maintenance Bond related to the Senior Apartment Project located at 1340 West Sycamore Street

---

**RECOMMENDATION**

Adopt the attached resolution accepting the public improvements associated with the Willow Springs Senior Apartment Project and authorize the Public Works Director to release the maintenance bond.

---

**BACKGROUND:**

The improvements associated with the Willows Senior Apartment Project have been completed to the City's satisfaction. Accordingly, it is appropriate for the City to accept all of the public improvements constructed with the development and since a year has transpired from the May 27, 2015 issuance of the Certificate of Occupancy, to release the maintenance bond as there are no deficiencies that need to be addressed.

**FINANCIAL CONSIDERATIONS:**

By accepting these improvements the City becomes responsible for the maintenance.

**NOTIFICATION**

None

**ALTERNATE ACTIONS**

None recommended

**RECOMMENDATION**

Adopt the attached resolution accepting the public improvements associated with the Willow Springs Senior Apartment Project and authorize the Public Works Director to release the maintenance bond.

---

Respectfully submitted,

Steve Soeth  
Public Works Director

---

Attachments: Resolution

---

**RESOLUTION No. \_\_\_\_\_**

**RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF WILLOWS, STATE OF CALIFORNIA,  
ACCEPTING THE PUBLIC IMPROVEMENTS AND RELEASING THE MAINTENANCE  
BOND ASSOCIATED WITH THE WILLOWS SENIOR APARTMENT PROJECT**

**WHEREAS**, on May 27, 2015 the City issued a Certificate of Occupancy for the Senior Apartment Project located at 1340 West Sycamore; and

**WHEREAS**, one year has transpired since issuance of said certificate; and

**WHEREAS**, the improvements were built to the satisfaction of the City and the improvements are found to be in acceptable condition.

**NOW, THEREFORE**, be it resolved, that the City Council of the City of Willows hereby resolves as follows:

The City Council of the City of Willows hereby accepts the public improvements associated with the Senior Apartment Project and authorizes the Public Works Director to release the maintenance bond.

**PASSED, APPROVED AND ADOPTED** at a regular meeting of the City Council on this 14<sup>th</sup> day of June, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

ATTESTED:

\_\_\_\_\_  
Mayor Gary Hansen

\_\_\_\_\_  
Natalie Butler, City Clerk



**AGENDA ITEM**

**TO:** Honorable Mayor Hansen and Members of the City Council

**FROM:** Wayne Peabody, Interim City Manager

**SUBJECT:** Loan of Reserve Engine to Elk Creek Fire Protection District

---

**RECOMMENDATION**

Approve the proposed Agreement, Resolution and authorize the City manager to sign an agreement for Temporary Loan of Firefighter Equipment.

---

**SITUATION (or BACKGROUND):**

Elk Creek Fire Protection District is in need of a pumper engine, due to their current apparatus is beyond repair. Elk Creek Fire participates in county wide mutual aid and with the City of Willows in training, equipment sharing and like activities.

The Willows Fire Department is in a position to assist Elk Creek Fire with the opportunity to loan our E-3 1985 GMC engine which is currently the reserve engine. The engine is due for replacement in the 2018 budget cycle and our current equipment is in good serviceable condition. The agreement will allow for the City of Willows Fire Department to have the piece of equipment returned if there is an operational need within our community.

Within the agreement Elk Creek fire shall maintain the equipment in good operating condition following Willows Fire six month inspection and annual pump testing requirements. Operators will need to be trained by WFD staff on pumping, and operations of the engine.

The City of Willows has an opportunity to assist a neighboring community with a resource that is classified as reserve. The long term plan will be to possibly have Elk Creek fire purchase this piece of equipment which will allow better resources within the county and also to the City of Willows.

---

**FINANCIAL CONSIDERATIONS:**

None

**NOTIFICATION**

Elk Creek Fire Protection District  
Willows Public Safety Association  
Willows Rural Fire Protection District

**ALTERNATE ACTIONS**

Request additional information from staff  
Provide additional direction to staff  
Reject proposal

**RECOMMENDATION**

Approve the proposed Agreement, Resolution and authorize the City manager to sign an agreement for Temporary Loan of Firefighter Equipment.

---

Respectfully submitted,



Wayne Peabody  
Interim City Manager

---

**ATTACHMENTS**

Resolution authorizing an Agreement for Temporary Loan of Fire Equipment  
Proposed Agreement for Temporary Loan of Equipment

---

**RESOLUTION NO \_\_\_\_\_-2016**  
**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF**  
**WILLOWS AUTHORIZING AN AGREEMENT FOR**  
**TEMPORARY LOAN OF FIREFIGHTING EQUIPMENT**

**WHEREAS**, the City of Willows and the Elk Creek Fire Protection District are participants in a County Mutual Aid Agreement and each of the parties often respond to emergency calls in the jurisdiction of the other municipality; and

**WHEREAS**, The Elk Creek Fire Protection District is currently in need of a pumper-type fire truck, and as a result, the Elk Creek Fire Protection District's ability to respond to emergency calls is now temporarily impaired; and

**WHEREAS**, the Elk Creek Fire Protection District has requested the loan of a City of Willows pumper truck and its equipment for a term during which the Elk Creek Fire Protection District truck is under major repair; and

**WHEREAS**, the Willow Fire Department is supportive of the Elk Creek Fire Protection District's request and seeks authorization to loan this equipment under the terms and conditions of the Agreement annexed hereto, such Agreement titled "Agreement for Temporary Loan of Firefighting Equipment;" and

**WHEREAS**, the Willows Fire Department has determined that the loan of this equipment will not impair the ability of their Department to respond to a fire emergency; and

**WHEREAS**, the Willows City Council hereby determines that the loan of this equipment will serve to protect the public health, safety and welfare;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Willows that the annexed Agreement is hereby authorized and approved;

**BE IT FURTHER RESOLVED** that a true copy of this Resolution and the attached Agreement shall be forwarded to the Elk Creek Fire Protection District forthwith after the adoption hereof.

**PASSED AND ADOPTED** by the City Council of the City of Willows this 14<sup>th</sup> day of June, 2016, by the following roll call vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

APPROVED:

\_\_\_\_\_  
GARY L. HANSEN, Mayor

ATTEST: \_\_\_\_\_  
Natalie Butler,  
City Clerk



Protection District's request, in all training required for the proper use of the truck and its equipment.

4. As a condition precedent to the transfer of possession to the Elk Creek Fire Protection District, Elk Creek Fire Protection District shall provide Willows proof of the following insurance coverages:

A. General Liability. Such coverages with a minimum combined single limit of liability per occurrence for death or bodily injury and property damage of \$1,000,000.00 per person with a minimum combined limit of \$2,000,000.00 for any one incident, injury or occurrence.

B. Automobile Liability Insurance. A minimum combined single limit of liability per incident of \$1,000,000.00 for death, bodily injury or property damage. This insurance must demonstrate coverage for owned, hired and non-owned automobiles.

The "City of Willows" shall be named as an "Additional Insured" on all such coverages.

5. The Elk Creek Fire Protection District hereby agrees to indemnify, save harmless and defend the City of Willows, its elected and appointed officials, employees, agents, volunteers and others working on behalf of the City, from and against any and all claims, losses, costs, attorney's fees, damages or injury including death and/or property loss, expense claims or demands arising out of or caused or alleged to have been caused in any manner by a defect in any equipment or materials supplied under this Agreement or by the performance of any work or assistance of Heights under this Agreement, including all suits or actions of every kind or description brought against the City of Willows, either individually or jointly with others for or on account of any damage or injury to any person or persons or property, caused or occasioned or alleged to have been caused by, or on account of, the performance of any work pursuant to or in connection with this Agreement, or through any negligence or alleged negligence in safeguarding the equipment or through any act, omission or fault or any alleged act, omission or fault or alleged act, omission or fault of the City, its employees, officials, agents, volunteers or others working on its behalf. The covenants and promises contained in this subparagraph shall survive the termination and duration of this Agreement.

6. This Agreement shall not be assignable by either party without the prior written consent of the other party hereto.

7. This Agreement and each and every provision thereof are for the exclusive benefit of the parties and not for the benefit of any third party.

8. In the event that any provision of this Agreement is deemed as a matter of law

to be unenforceable, such enforceable provision shall be deemed severable from this Agreement and the remainder of this Agreement shall continue in full force and effect.

9. This Agreement, and the rights and obligations of the parties under or pursuant to this Agreement, shall be governed by the laws of the State of California.

10. This Agreement may be executed and delivered by the parties in any number of counterparts, each of which when so executed and delivered, shall be an original, but all such counterparts shall together constitute but one and the same instrument.

11. This Agreement may not be amended, supplemented or otherwise modified unless done so in writing and signed by the parties, and no provision hereof shall be deemed waived unless such waiver is in writing and signed by the waiving party.

12. This Agreement, together with all of its attachments, constitutes the entire Agreement between the parties respecting the subject matter hereof and supersedes any prior understanding or written or oral Agreements regarding same.

*IN WITNESS THEREOF*, the parties have caused this Agreement to be duly executed by their respective authorized representatives.

**CITY OF WILLOWS**

**BY:** \_\_\_\_\_  
**Wayne Peabody, Interim City Manger**

**Attest:**

\_\_\_\_\_  
**NATALIE BUTLER, CITY CLERK**

**Dated:** \_\_\_\_\_

**ELK CREEK FIRE PROTECTION DISTRICT**

**BY:** \_\_\_\_\_  
**Craig Dado, President**

**Attest:**

\_\_\_\_\_  
**JULIE POLLEY, SECRETARY**

**Dated:** \_\_\_\_\_