

**GLENN COUNTY
WASTE MANAGEMENT REGIONAL AGENCY
A JOINT POWERS AUTHORITY**



P.O. Box 1070
Willows, CA 95988
Tel: 530-934-6530
Fax: 530-934-6533

M E M B E R S

CITY OF ORLAND
CITY OF WILLOWS
COUNTY OF GLENN

**GOVERNING BOARD OF
DIRECTORS**

Glenn County Supervisors

Tom Arnold	Dist. 3
Grant Carmon	Dist. 1

City Council Members

Mathew Romano	Orland
Jeffery Tolley	Orland
Chris Dobbs (Alt)	Orland
VACANT	Willows
Gary Hansen (Alt)	Willows

Tom Arnold
CHAIR
Matthew Romano
VICE CHAIR

AGENDA

July 27, 2023 - 10:30 a.m.

**MEMORIAL HALL
BOARD OF SUPERVISORS CHAMBERS
525 W. SYCAMORE
WILLOWS, CA 95988**



1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Chair Arnold
Member Carmon
Member Romano
Member Tolley
Member

4. MINUTES

4.1 Approve the Minutes of April 27, 2023

5. UNSCHEDULED ITEMS

Receive comments from audience, staff and committee members and, if deemed necessary, refer the subject matter for follow-up and/or schedule the matter on a subsequent Agenda if required.

6. ACTION ITEMS

None

7. REPORTS AND DISCUSSION ITEMS

7.1. Solid Waste Operations Update

7.2. Upcoming Community Clean Up Events

7.3. Illegal Dumping

- Staff Cost 1/1/23 – 4/27/23 - \$20,194.36

7.4. JPA – Potential Revision

7.5. Waste Management Quarterly Report

- Recycling Fines/Notices

8. FUTURE AGENDA ITEMS

9. NEXT MEETING

October 26, 2023, 10:30 a.m.
Willows Memorial Hall, Board of Supervisors Chambers
525 W Sycamore Street, Willows, CA

10. ADJOURN

In compliance with the Americans with Disabilities Act, Glenn County will make available to disabled members of the public disability-related modification or accommodations. Notification two days prior to the meeting will enable the County to make arrangements to provide reasonable accommodations. If requested, this document and other agenda materials can be made available in an alternative format for persons with a disability who are covered by the Americans with Disabilities Act. Contact the Clerk of the Board Office with your request for accommodations at (530) 934-6400.

Glenn County Waste Management Regional Agency

Members:

Thomas Arnold, Board of Supervisor
Grant Carmon, Board of Supervisor
VACANT, Willows
Gary Hansen, Willows **Alternate**

Additional:

Andrew Parrish, Cal Recycle Local Asst.
Diana Ramirez, Waste Management
Cahill Chavers, Waste Management
Tony Prochaska, Waste Management
Teri Ard, Johns Manville
Local Enforcement Agency, Environmental Health
Marti Brown, City of Willows, City Manager
Pete Carr, City of Orland, City Manager

Press/FAX List:

Valley Mirror, FAX 934-9208

Members: (continued)

Mathew Romano, Orland
Jeffery Tolley, Orland
Chris Dobbs, Orland **Alternate**

Additional: (continued)

Donald Rust, Director PW
Talia Richardson, Deputy Director PW
Jolene Swanson, Clerk PW

Posted:

Willows Memorial Hall, 525 W. Sycamore St., Willows, CA 95988

Also Posted:

Glenn County Website at:

<http://www.countyofglenn.net/committee/waste-management-regional-agency-governing-board-glenn-county/resources>

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MINUTES
April 27, 2023

*****THIS MEETING WAS RECORDED AND FURTHER DETAIL CAN BE HEARD ON THE GLENN COUNTY WEBSITE*****

1. CALL TO ORDER

Chair Arnold called the meeting to order at 10:31 a.m.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

MEMBERS:

Tom Arnold, County of Glenn, Chair Mathew Romano, City of Orland, Vice-Chair
Grant Carmon, County of Glenn
Jeff Williams, City of Willows

ABSENT:

Jeffery Tolley, City of Orland

COUNTY STAFF PRESENT:

Don Rust, PW Director
Talia Richardson, PW Deputy Director
Jolene Swanson, PW Clerk

OTHERS PRESENT:

Diana Ramirez, Waste Management Public Sector Manager
Cahill Chavers, Waste Management District Manager
Tony Prochaska, Waste Management Recycling Education Representative

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4. MINUTES

MATTER 4.1: APPROVE MINUTES OF JANUARY 26, 2023

Documents: Minutes of January 26, 2023

Proceedings: Chair Arnold introduced the item, calling for corrections or comments.
Hearing none, Chair Arnold asked for a motion.

Motion/Second: Member Williams / Member Carmon

Order: Approve minutes of the January 26, 2023 meeting, as presented.

Vote: Unanimous

5. UNSCHEDULED ITEMS

None

6. ACTION ITEMS

MATTER 6.1 APPROVE BYLAW AMENDMENTS AND RECOMMEND TO PRESENT TO THE BOS AND BOTH CITY COUNCILS FOR APPROVAL

Documents: Draft Amended BYLAWS

Proceedings: Chair Arnold introduced the item. Talia Richardson reported that at the July 22, 2021 meeting the members of the agency amended the Bylaws. We later found these amendments had to go to the Board of Supervisors (BOS) for approval. Mrs. Richardson reviewed the amendments with the new members. There were no questions nor comments from the members. Chair Arnold asked for a motion.

Motion/Second: Member Carmon / Member Williams

Order: Approve staff to make formal recommendation to Board of Supervisors and both City Councils to approve amended Bylaws.

Vote: Unanimous

MATTER 6.2 ANNUAL SOLID WASTE PARCEL FEE

Documents: None

Proceedings: Chair Arnold introduced the item. Talia Richardson presented Staff recommendation that Agency recommends to Board of Supervisors to extend the current Solid Waste Parcel Fee of \$42.74. On April 2, 2019 the BOS dedicated this fee to the U.S. Department of Agriculture for loan repayment of the landfill closure. At this time, there is no reason to increase nor decrease the fee. Further explaining the service charge is imposed on improved real property within the County of Glenn for the use and/or ability to use the Glenn County Solid Waste System. Adding those that lost their homes/cabins/building during the August Complex fire and there is no longer a resident on the parcel, their fee

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has been removed from their tax bill. If it is still showing, they can reach out to the Assessors office and have it removed. Chair Arnold asked for a motion.

Motion/Second: Member Williams / Member Romano
Order: Approve staff to make formal recommendation to Board of Supervisors to extend and adopt the current Annual Solid Waste Parcel Fee of \$42.74.
Vote: Unanimous

7. REPORTS AND DISCUSSION ITEMS

MATTER 7.1 SOLID WASTE OPERATIONS UPDATE

Documents: Glenn County Solid Waste (GCSW) Update - 4/27/2023

Proceedings: Chair Arnold introduced the item.

Mrs. Richardson went over the GCSW Update and touched on the following:

Tonnage - 2023 tonnage, through April 18, 2023, sent to Anderson Landfill is 7,842. Tonnage recycled is 352. We have noticed a decrease in recycling, the largest decrease is in scrap metal. Also decrease in construction and demolition; possibly due to weather.

Member Carmon inquired if the County receives any credit for recycled item.

Mrs. Richardson replied yes, for certain types of e-waste and for scrap metal if funds are left over after processing fee. In the last few years, we have received approximately \$12,000 to \$25,000 annually for scrap metal. The following are recycled at no cost to the county; mattresses, carpet, and paint. Cardboard, beverage containers, and paper get picked up by Waste Management and are recycled. Tires are picked up and recycled through Waste Tire Products which, we do pay for some of the larger tires to be recycled but, we also have a grant to help with that.

Beverage Contain Recycling City/County Payment Program - Fiscal Year 2021-22 had \$20,000 grant funding - We were able to utilize all funds. Spent by Glenn County Facilities on recycling containers for Memorial Park and water refilling stations for City of Willows and the Willows little league fields. We are speaking with Murdock Elementary to provide them with water refilling stations in the next cycle.

Household Hazardous Waste Discretionary Grants - \$100,000 grant - Last event held was at the Transfer Station on October 29, 2022. Still working with California Product Stewardship Council on the one-pound propane tanks as there is a severe supply chain issue for that program.

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Local Government Waste Tire Amnesty Grant – \$50,000 grant - We will begin holding events in June 2023. We have tried holding these events in the cities of Willows and Orland but, they are just not as successful as those held at the Transfer Station; possibly because the rural residents have more tires. Also looking into Agricultural Grants for the larger tractor tires as the cost for disposal is high.

Used Oil Payment Program (OPP) – \$10,000 grant – Majority of funds are used to recycle oil at the Transfer Station, replace the tank when needed, collect from our certified collectors, replace tanks for them when needed. One of our largest partners is Thunderhill Raceway.

Community Clean Up Day – Event was held in Hamilton City on April 22, 2023. Not as large as the last event there but, it was less than a year ago and the events had been shut down for two years due to COVID. Cahill Chavers, Waste Management District Manager ACD/Corning Disposal, spoke of the event success and new location was very ideal. Now that we can get back to annual events, they should run just as smoothly. Scheduling an event at the Transfer Station for the Fall.

Diana Ramirez, Waste Management Public Sector Manager, shared that Orland will have an event the first weekend of October at the fairgrounds. Currently working on a date for Willows, looking at July 22, 2023, and a date for the county.

SB 1383 Local Assistance Grant Program – \$60,589 grant – CalRecycle one-time grant program to assist with implementation process. Continuously working with Environmental Health. We are still currently on the rural waiver. As we move closer to the 2026 deadline, we will see some changes made internally

GCWMRA 5-Year CWIMP - Due October 31, 2023 – We have received approval from the Board of Supervisors to advertise for a consultant to assist us. Will be advertising shortly and will see that at our fall meeting.

Illegal Dumping 2023 – We have disposed of 5.589 tons of illegal dumped waste. This is picked up by either the road department or solid waste staff with a cost of \$600 for disposal, not including staff time.

MATTER 7.2
Documents:
Proceedings:

Community Clean Up Day/Illegal Dumping

None

Chair Arnold introduced the item. Ms. Richardson reported the estimated cost of a county hosted event would be approximately \$8,000 without the help of Waste Management; this is based of the 2022 event held in Hamilton City.

Member Carmon inquired if the county had any credit on the books due to the lack of events during COVID.

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Mrs. Richardson responded the 2022 events were extended by two hours. Normally held from 8:00 a.m. to 12:00 p.m., they were extended to 2:00 p.m.

Mrs. Ramirez added that during COVID, WM put out a notice of force majeure that they couldn't hold public events. There are not necessarily credits to go back on to host other events but, as Talia mentioned, WM increased the length of the events and that was satisfactory to the agency.

8. NEXT MEETING

Date: July 27, 2023 10:30 a.m.
Location: Willows Memorial Hall, Board of Supervisors Chambers
525 W Sycamore Street, Willows, CA.

9. ADJOURN

Meeting adjourned at 11:08 a.m.

COUNTY OF GLENN, a political subdivision of the State of California,
 First Party,
 CITY OF WILLOWS, a municipal corporation,
 Second Party,
 -and-
 CITY OF ORLAND, a municipal corporation,
 Third Party.

JOINT EXERCISE OF
 POWERS AGREEMENT
 (Solid Waste Disposal and AB 939)

AN AGREEMENT made and entered into this 17th day of March 1998 by and between COUNTY OF GLENN, a political subdivision of the State of California, hereinafter referred to as "COUNTY", as First Party; CITY OF WILLOWS, a municipal corporation, hereinafter referred to as "WILLOWS", as Second Party, and CITY OF ORLAND, a municipal corporation, hereinafter referred to as "ORLAND", as Third Party.

RECITALS:

AS A BASIS AND PREMISE for this Agreement, it is understood and acknowledged by the parties as follows:

1. **Solid Waste Disposal Cooperation.** WHEREAS, in order to reduce the hazards of air pollution and water pollution in the County of Glenn and in order to comply with air pollution and water quality standards of various federal and state regulatory bureaus and agencies, the County of Glenn and the cities of Willows and Orland wish to cooperate in the establishment, maintenance, and operation of a solid waste disposal site and plan for the use and benefit of all residents and property owners of the County and the two cities; and
2. **Solid Waste Disposal Site.** WHEREAS, the County leases and operates, under appropriate ordinances, laws, rules, and regulations, a solid waste disposal site near County Road 33 (approximately 4 miles due west of Artois) for the disposal of solid wastes

generated within the unincorporated areas of the County and within the incorporated limits of Willows and Orland; with said solid waste disposal site being named the "Glenn County Landfill Site"; being permitted and identified by the California Integrated Waste Management Board (CIWMB) by the Solid Waste Information System (SWIS) Number 11-AA-0001; and

3. *Solid Waste Fee for Disposal and AB 939.* WHEREAS, in order to :

(A) reimburse the County for the cost of acquisition, operation, and maintenance of the disposal site; and

(B) ensure sufficient funds for implementing the responsibilities of the County and cities pursuant to the California Integrated Waste Management Act (AB 939);

a fee shall be levied annually by the County, with the consent of each of the two cities, on properties located within the unincorporated areas of the County and within the incorporated limits of Willows and Orland; and

4. *Authorization to Form a Regional Agency.* WHEREAS, state legislation [California Public Resources Code (PRC), Section 40970 through 40975] allows cities and counties to form a REGIONAL AGENCY to implement PRC Division 30, Part 2 (Integrated Waste Management Plans), in order to reduce the cost of reporting and tracking disposal and diversion programs by individual cities and counties and to increase the diversion of solid waste from disposal facilities; and

5. *Purposes of the Regional Agency.* WHEREAS, the County, Willows, and Orland wish to establish a REGIONAL AGENCY for purposes of combining disposal and diversion quantities for determining compliance with AB 939 to allow for the efficient operation of diversion programs on a region-wide basis; to assume the responsibilities of the County and the cities for implementation of the multi-jurisdictional Source Reduction and Recycling Element (SRRE), Household Hazardous Waste Element (HHWE), and the Nondisposal Facility Element (NDFE) adopted by the County and the cities and any additional related elements or plans that may be required by state law including the Countywide Siting Element (SE) and the Summary Plan (SP); to revise, as necessary, any existing elements; to prepare any new subsequent elements; to serve as the single agency responsible for the *local approval and public review process* of these elements; to prepare the

annual reports for the reporting of progress toward AB 939 diversion goals; and to serve as the agency responsible for compiling the disposal information from haulers and facility operators for compliance with PRC Sections 41780 and 41821.5; and

6. *Responsibility for Any Civil Penalties.* WHEREAS, the County and the cities wish to assign responsibility for any civil penalties incurred pursuant to AB 939 to the REGIONAL AGENCY.

7. *Authorization of the Regional Agency to Act on behalf of the Member Jurisdictions with Respect to AB 939.* WHEREAS, the County and the cities wish to authorize the REGIONAL AGENCY to assume the responsibility for preparing, revising, reviewing, and locally approving AB 939 planning elements.

NOW, THEREFORE, IN CONSIDERATION of the mutual promises of the parties, it is AGREED as follows:

1. *Precedence of Agreement.* Except as otherwise provided herein, this agreement shall take precedence over and supersede any other such agreement between the parties dealing with solid waste management.

2. *Establishment of solid waste disposal fee.* On or before April 1st of each year, the County Department of Public Works (Department) will make a determination of the amount of funds required to fund the solid waste disposal program for the following fiscal year.

(A) The Department will make an estimate of revenues available from gate receipts and other sources (e.g. state grants, sale of salvage materials, etc.) to offset the funds required. The additional funds needed will be obtained through the imposition of solid Waste disposal fees; and

(B) The Department will obtain from the County Assessor's Office a listing of the number and type of parcels eligible for imposition of solid waste fees; and

(C) The Department will apportion the total tonnage received at the Glenn County Landfill Site between residential and non-residential sources and establish solid waste fees for residential and non-residential categories; and

(D) The Department will forward to the REGIONAL AGENCY the recommended solid Waste disposal fees. Prior to May 1st of each year, the REGIONAL AGENCY will review and adopt the solid waste fee schedule and recommend its adoption by the County Board of Supervisors with the consent of each City's City Council pursuant to the authority granted in California Government Code (GC) Sections 25830 and 25831; and

(E) Prior to June 1st of each year, each City Council shall, by resolution, consent to the levying of the solid waste fees by the County within the incorporated limits of each City; and

(F) On or before July 1st of each year, the County Board of Supervisors, by resolution or ordinance, adopt and levy the solid waste fees within the incorporated and unincorporated areas of the County. A list of the parcel designations with the solid Waste disposal fees to be imposed upon each parcel shall accompany the ordinance or resolution. The fees will be levied and collected by the County Tax Collector as provided in GC Section 25830; and

(G) The County will follow the provisions of GC Section 25830 pertaining to the collection of delinquent fees.

3. *Enterprise Fund.* All moneys, fees, and fees collected under this Agreement shall be deposited in the Enterprise Fund (Fund) established by County under Resolution Number 72-55. The Enterprise Fund shall be used by the County only for the:

(A) planning, acquisition, operation, and maintenance of the Glenn County Landfill Site; and

(B) financing and implementing solid waste management plans and programs pursuant to AB 939, including any waste collection, processing, reclamation and disposal services. The County shall disburse monies from the Fund for AB 939 in conformance with the recommendations of the REGIONAL AGENCY. The County shall provide an annual report to the REGIONAL AGENCY on the disbursements from and use of the Fund.

4. *Conformance with Applicable Rules and Regulations.* The operation and maintenance of the Glenn County Landfill Site, in conformity with all federal and state rules and regulations applicable thereto, shall be the function and responsibility of the County.

5. *Schedule of Fees.* The County shall establish a schedule of fees for the disposal of garbage, refuse, and waste at the disposal site which shall be uniform for all persons who are residents of or property owners within either the County, Willows or Orland. The County shall, upon payment of the appropriate disposal fees, permit any and all residents of and property owners within the County, Willows, or Orland residents, property owners, and all commercial collectors operating under a franchise, license, contract, or permit within the County, Orland, or Willows to dispose of waste at the disposal site providing all applicable regulations are adhered to.

6. *Formation and Description of Regional Agency.* This agreement is also made and entered into for the purpose of forming a REGIONAL AGENCY pursuant to California PRC Sections 40970 through 40975. The REGIONAL AGENCY shall:

(A) Combine disposal and diversion quantities for determining compliance with AB 939;

(B) Allow for the efficient operation of diversion programs on a region-wide basis. The REGIONAL AGENCY shall recommend to the County the money to be disbursed from the Fund for AB 939 programs pursuant to implementation of the SRRE, HHWE, NDFE, SE, and SP;

(C) Assume the responsibilities of the County and the cities for the implementation of the multi-jurisdictional SRRE, HHWE, NDFE, and any other elements or plans required by AB 939;

(D) Revise existing elements, as necessary; prepare any new subsequent elements; and be responsible for the required *local approval and public review process* for these elements;

(E) Prepare the annual reports for reporting progress toward AB 939 diversion goals; and

(F) Assign responsibility for any civil penalties incurred pursuant to AB 939 to the REGIONAL AGENCY; and

(G) Compile and monitor disposal information from haulers and facility operators for compliance with PRC Sections 41780 and 41821.5.

7. *Name and Address of Regional Agency.* The name and address of the REGIONAL AGENCY are:

Glenn County Waste Management Regional Agency (GCWMRA)
c/o Glenn County Public Works Department
777 North Colusa Street
Willows, California 95988-2298

8. *Members of Regional Agency.* The members of the GCWMRA are: County of Glenn, City of Orland, and the City of Willows.

(A) The members shall establish the GCWMRA Governing Board (Board) comprised of:

- (i) Three members designated by the County Board of Supervisors; and
- (ii) Three (3) members appointed by the Glenn County City Selection Committee.

(B) The Board shall meet initially and develop by-laws, voting procedures, and governance policies, which shall be reviewed and approved by the County Board of Supervisors and each City Council.

(C) The parties hereby agree that this agreement is made and entered into for the mutual benefit of all member jurisdictions and, as such, each party agrees to grant to all other parties to this agreement, and to the residents, property owners, and businesses thereof, reasonable access to any existing or future waste management facilities located within the collective boundaries of the member jurisdictions.

(D) No party to this agreement may exact any tax, fee, surcharge, or other payment from any one or more parties, or the residents, property owners, and businesses thereof, to this agreement, that is not required of all parties or the residents, property owners, and businesses, thereof, unless otherwise mutually agreed to.

(E) The member jurisdictions do not anticipate that the GCWMRA will receive or disburse any monies at the present time. Prior to the receipt or disbursement of any monies by the GCWMRA, this agreement will be modified to :

- (i) provide strict accountability of all monies and a report of all receipts and disbursements, pursuant to GC Section 6505; and

- (ii) designate a chief financial officer from one of the member jurisdictions to be the depository and have custody of all GCWMRA monies and to perform the duties set forth in GC Section 6505.5.

(F) The member jurisdictions do not anticipate the acquisition of any property by the GCWMRA. If necessary, for the acquisition of property, this agreement will be modified to:

- (i) provide for the acquisition, disposition, division, or distribution of such property, pursuant to GC Section 6511; and
- (ii) designate a custodian of such property and to require the custodian to post an official bond determined and fixed by the GCWMRA pursuant to GC Section 6505.1.

9. *Payment of Civil Penalties.* The parties hereby agree that the responsibility for any civil penalties incurred pursuant to AB 939 shall be assigned to the GCWMRA. The parties hereby authorize the GCWMRA to allocate responsibility to the member jurisdictions based upon the population of each jurisdiction for the year in which the civil penalties are incurred. Each member jurisdiction shall be apportioned a share of any applicable civil or criminal penalty, fine, forfeiture, or expenditure in direct proportion to its population. Population determinations shall be based upon the "Official State Population Estimates for California Cities and Counties" published annually by the California Department of Finance, Demographic Research Unit.

10. *Contingency Plan if Regional Agency Is Abolished.* In the event that the GCWMRA agreement is terminated, individual member jurisdictions will assume responsibility for any civil penalties incurred by their jurisdiction. Each member jurisdiction will assume the responsibility for implementing integrated waste management programs as identified in the multi-jurisdictional SRRE, HHWE, NDFE, SE, and SP and preparing and submitting to the CIWMB the required AB 939 annual reports for the jurisdiction.

11. *Duties and Responsibilities of Member Jurisdictions.*

(A) The member jurisdictions will be responsible for participating in the GCWMRA ; assisting the GCWMRA with any subsequent revisions to the SRRE, HHWE, NDFE, and any other related AB 939 planning elements; and reviewing the development of solid Waste disposal fees to fund the solid waste planning and disposal programs; and

(B) In the event any member withdraws from GCWMRA, that member shall become an independent jurisdiction and shall assume full responsibility for the mandates and restrictions imposed by AB 939, including but not limited to, meeting all of the requirements of PRC Division 30, Part 2, Chapter 6, Article 1. This responsibility also includes independently meeting all diversion, disposal, and reporting requirements of Article 1. The members which remain in the GCWMRA will continue to operate as the GCWMRA under the terms and conditions stated herein.

12. *Description of Source Reduction, Recycling, and Composting Programs Implemented by the Regional Agency.* The GCWMRA will be responsible for implementation of the programs selected in the SRRE, HHWE, NDFE, and any other related AB 939 planning elements (including the SE and SP). The multi-jurisdictional SRRE, HHWE, and NDFE (approved by the CIWMB) are incorporated by reference into this agreement. These elements, as a whole, comprise the Glenn County Regional Agency Integrated Waste Management Plan.

13. *Approval by CIWMB.* This agreement shall be subject to review and require the approval by the CIWMB as meeting the requirements of a REGIONAL AGENCY pursuant to PRC 40973 (c).

14. *Amendments.* This agreement may be amended or modified at any time, in a manner consistent with and furtherance of the purposes of this agreement, with the written consent of each member jurisdiction.

15. *Term of Agreement.* This agreement shall remain in full force and effect and shall continue annually for each fiscal year thereafter unless terminated on June 30th of any succeeding year by written notice given on or before April 1st of such year by any one contracting party with the consent of one other contracting party.

DATED: March 17, 1998

COUNTY OF GLENN

By: *Dick Mudd*
Chair, Board of Supervisors, County of Glenn

CITY OF WILLOWS

By: *[Signature]*
Mayor, City of Willows

CITY OF ORLAND

By: *Patricia H. Cochran*
Mayor, City of Orland

Approved as to form by:

N. Y. Steen
County Counsel, County of Glenn

[Signature]
City Attorney, City of Willows

[Signature]
City Attorney, City of Orland