

# EXHIBIT "A"

## GUIDELINES AND POLICIES FOR ADOPT A STREET VOLUNTEER(S)

**WHAT:** Pick up trash/litter.

**WHERE:** Cottonwood Rd. between East Casa Loma Dr. and East White Ln.

**WHEN:** At least 4 times per year of this agreement.

**HOW:** By hand using City-issued gloves, safety color shirts/vests, and trash bags. Contact Keep Bakersfield Beautiful at (661) 326-3539 for details. Trash bags should be left adjacent to any existing City of Bakersfield garbage cans easily visible along the adopted roadway, or in the gutter/to the side of the walkway along the adopted roadway (i.e. the side of a City of Bakersfield park facing your adopted street).

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- **DO NOT** go into or clean street medians (islands in the middle of the street).
  - **DO NOT** clean bathrooms.
  - **DO NOT** pick up anything that looks dangerous (syringes) or that makes you feel uncomfortable.
  - **DO NOT** bring or use your own supplies or tools.

**REMEMBER:** It is the responsibility of VOLUNTEER to provide adequate adult supervision for minors participating in the clean-up. Please remember to follow all traffic and pedestrian laws and USE CAUTION AT ALL TIMES.

# EXHIBIT "B"

## WAIVER OF LIABILITY FOR ADOPT A STREET VOLUNTEER

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
Organization: Bakersfield Republican Women, Federated

1. In consideration of being permitted to enter into the Adopt A Street Program of the City of Bakersfield the undersigned, for himself/herself and any personal representatives, heirs, and next of kin, hereby acknowledges, agrees and represents that he/she has voluntarily undertaken the services involved in the Adopt A Street Program and THE UNDERSIGNED HEREBY RELEASES, WAIVES, DISCHARGES AND COVENANTS NOT TO SUE THE CITY OF BAKERSFIELD, ITS OFFICIALS, OFFICERS, EMPLOYEES OR AGENTS WITH REGARD TO LIABILITY TO THE UNDERSIGNED, HIS/HER PERSONAL REPRESENTATIVES, ASSIGNS, HEIRS, AND NEXT OF KIN FOR ANY LOSS OR DAMAGE, AND ANY CLAIM OR DEMANDS THEREFOR ON ACCOUNT OF INJURY TO THE PERSON OR PROPERTY OR RESULTING IN DEATH OF THE UNDERSIGNED, HIS/HER PERSONAL REPRESENTATIVES, ASSIGNS, HEIRS, AND NEXT OF KIN WHETHER CAUSED BY THE NEGLIGENCE OF THE CITY OF BAKERSFIELD OR OTHERWISE WHILE THE UNDERSIGNED IS PARTICIPATING IN THE ADOPT A STREET PROGRAM.

2. THE UNDERSIGNED HEREBY ASSUMES FULL RESPONSIBILITY FOR AND RISK OF BODILY INJURY, DEATH OR PROPERTY DAMAGE DUE TO THE NEGLIGENCE OF THE CITY OF BAKERSFIELD OR OTHERWISE WHILE PARTICIPATING IN THE ADOPT A STREET PROGRAM. THE UNDERSIGNED FURTHER EXPRESSLY AGREES THE FOREGOING RELEASE AND WAIVER OF LIABILITY IS INTENDED TO BE AS BROAD AND INCLUSIVE AS IS PERMITTED BY THE LAW OF THE STATE OF CALIFORNIA AND THAT IF ANY PORTION THEREOF IS HELD INVALID, IT IS AGREED THAT THE BALANCE, NOTWITHSTANDING, CONTINUE IN FULL FORCE AND EFFECT.

3. THE UNDERSIGNED HAS READ AND VOLUNTARILY SIGNS THIS RELEASE AND WAIVER OF LIABILITY, AND FURTHER AGREES NO ORAL REPRESENTATIONS, STATEMENTS OR INDUCEMENTS APART FROM THIS WRITTEN AGREEMENT HAVE BEEN MADE.

DATE: \_\_\_\_\_

**Volunteer or Parent or Guardian Signature:**

\_\_\_\_\_

### PLEASE PRINT: (If Applicable)

Name of child participating: \_\_\_\_\_

Age: \_\_\_\_\_ Address: \_\_\_\_\_

Parent or Guardian Name: \_\_\_\_\_

Telephone: \_\_\_\_\_ Work Phone: \_\_\_\_\_

Emergency Contact Name and Phone: \_\_\_\_\_



Neither this Agreement nor any rights, interests, duties, liabilities, obligations or responsibilities arising out of, concerning or related in any way to this Agreement (including, but not limited to, accounts, actions, causes of action, claims, damages, demands, liabilities, losses, obligations, or reckonings of any kind or nature whatsoever, for compensatory or exemplary and punitive damages, or declaratory, equitable or injunctive relief, whether based on contract, equity, tort or other theories of recovery provided for by the common or statutory law) may be assigned or transferred by any party. Any such assignment is prohibited, and shall be unenforceable and otherwise null and void without the need for further action by the non-assigning party or parties.