



# TOWN OF PARADISE

5555 SKYWAY • PARADISE, CALIFORNIA 95969-4931

TELEPHONE (530) 872-6291 FAX (530) 877-5059

[www.townofparadise.com](http://www.townofparadise.com)

## **Management Staff:**

Lauren Gill, Town Manager

Dwight L. Moore, Town Attorney

Joanna Gutierrez, Town Clerk

Craig Baker, Community Development Director

Gabriela Tazzari-Dineen, Police Chief

George Morris, Jr., Unit Chief

CAL FIRE/Butte County Fire

Paradise

Gina Will, Finance Director/Town Treasurer

## **Town Council:**

Tim Titus, Mayor

Scott Lotter, Vice Mayor

Greg Bolin, Council Member

Steve "Woody" Culleton, Council Member

John J. Rawlings, Council Member

# **TOWN COUNCIL AMENDED AGENDA**

## **REGULAR MEETING – 6:00 PM – December 10, 2013**

In accordance with the Americans with Disabilities Act, if you need a special accommodation to participate, please contact the Town Clerk's Department, at 872-6291 x101 or x102 at least 48 hours in advance of the meeting. Hearing assistance devices for the hearing impaired are available from the Town Clerk.

Town Council Meetings are held at the Paradise Town Hall located at 5555 Skyway, Paradise, California. Members of the public may address the Town Council on any agenda item, including closed session. If you wish to address the Town Council on any matter on the Agenda, it is requested that you complete a "Request to Address Council" card and give it to the Town Clerk prior to the beginning of the Council Meeting. The Mayor or Presiding Chair will introduce each agenda item, and following a report from staff, ask the Clerk to announce each speaker. Agendas and request cards are located outside the entrance door to the Council Chamber.

All writings or documents which are related to any item on an open session agenda and which are distributed to a majority of the Town Council within 72 hours of a Regular Meeting will be available for public inspection at the Town Hall in the Town Clerk Department located at 5555 Skyway, Room 3, at the time the subject writing or document is distributed to a majority of the subject body. Regular business hours are Monday through Thursday from 8:00 a.m. to 5:00 p.m. Agendas and supporting information is posted on the Town's website at [www.townofparadise.com](http://www.townofparadise.com) in compliance with California's open meeting laws. Click on the Agenda and Minutes button.

## **1. OPENING**

- a. Call to Order
- b. Pledge of Allegiance to the Flag of the United States of America

- c. Invocation
- d. Roll Call
- e. Proclamations/Recognitions:
  - (1) Proclamation recognizing George Morris, Jr., Unit Chief, CAL FIRE/Butte Unit
  - (2) Proclamation recognizing Rob Cone, Northern Division Chief, CAL FIRE/Butte Unit
  - (3) Recognition of Paradise Adventist Academy Students for volunteer work on the Paradise Memorial Trailway
- f. Mayor Timothy Titus - Year End State of the Town Address
- g. Mayor/Vice Mayor Election for 2014

The Town Clerk will chair the nomination process for the selection of Mayor for a one-year term commencing December 10, 2013 and ending December 9, 2014. Clerk will open nominations. Nominations must be closed by motion, second and voice vote. The nominees will be voted on in the order of nomination.

The Mayor will chair the selection of Vice Mayor for a one-year term commencing December 10, 2013 and ending December 9, 2014. Mayor will open nominations. Nominations must be closed by motion, second and voice vote. The nominees will be voted on in the order of nomination.

## **2. ITEMS DEFERRED FROM PREVIOUS MEETINGS - None.**

## **3. CONSENT CALENDAR**

One roll call vote will be taken for all items placed on the consent calendar.

- 3a. Approve the Minutes of the November 12, 2013, Regular Council Meeting.
- 3b. Approve cash disbursements in the amount of \$701,243.17.
- 3c. (1) Waive second reading of proposed Ordinance No. 534 and approve reading by title only; and, (2) Adopt Ordinance No. 534, An Ordinance Amending Text Regulations within Paradise Municipal Code Chapter 17.04 Relating to the Definitions of Major and Minor Utility Services. **(ROLL CALL VOTE)** The intent of the proposed amendment is to create the ability for the Town to authorize establishment of privately owned and operated clustered wastewater treatment plants and other utilities as primary land uses on independent parcels in order to assist in establishment of new commercial and residential land uses within the Town of Paradise.
- 3d. Adopt Resolution No. 13-56, A Resolution of the Town Council of the Town of Paradise Authorizing Disposal of Certain Town Records

Maintained in the Town Clerk Department Pursuant to Government Code Section 34090.

- 3e. Review and acknowledge receipt of the Valuation of Retiree Health Benefits - the Governmental Accounting Standards Board (GASB) Actuary Report - as of July 1, 2013, as submitted by staff.
- 3f. (1) Approve the purchase of a used 1991 Ford F-700 with Tymco 600 Regenerative Air Street Sweeper, and a used 1997 Ford F450 with SD Telsta A28D Telescopic Bucket Truck from TRUCKSITE, Heavy Equipment Truck Dealer Sacramento, California for the sum not to exceed \$34,000 including all applicable taxes; AND; (2) Adopt Resolution No. 13-57, declaring Public Works 1987 Dodge Boom Truck as surplus and authorizing the Town Manager or her designee to dispose of the vehicle through sale or donation.
- 3g. (1) Award a Professional Services Contract to Pacific Municipal Consultants for preparation of the mandated Paradise General Plan Housing Element Update; (2) Authorize the Town Attorney to draft a Professional Services Agreement between the Town and Pacific Mutual Consultants; and, (3) Authorize the Town Manager to execute the agreement on behalf of the Town of Paradise. Fiscal Impact: \$29,680 from funds allocated for this purpose in the 2013/14 budget.

#### **4. PUBLIC HEARING PROCEDURE**

The Town Council has adopted the following procedure for public hearings:

- a. Staff report to Council (15 minutes total maximum)
- b. Mayor or Presiding Chair opens the hearing for public comment in the following order:
  - 1. Project proponents or in favor of (15-minute time limit)
  - 2. Project opponents or against (15-minute time limit)
  - 3. Rebuttals - when requested  
(15-minute time limit or 3 minutes per speaker)
- c. Close hearing to the public
- d. Council discussion
- e. Motion
- f. Vote

#### **5. PUBLIC HEARINGS**

- 5a. Conduct the noticed public hearing regarding the Planning Commission Recommendation for Town Council Adoption of a Paradise General Plan Land Use Map Amendment and Property Rezone for an Application Identified as PL12-00020 (Gilkey) and at the close of the hearing consider: (1) Concurring with the Planning Commission's finding that the proposed General Plan amendment and property rezone is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to CEQA Section 15061 (General rule exemption); (2) Concurring with the

recommended General Plan land use map amendment and rezone action adopted by the Planning Commission on November 19, 2013, and embodied within Planning Commission Resolution No. 13-06; (3) Adopting Resolution No. 13-58, A Resolution of the Town Council of the Town of Paradise Amending the Land Use Map of the 1994 Paradise General Plan (PL13-00020:Gilkey); (4) Waiving the first reading of proposed Ordinance No. \_\_\_\_ and approve reading by title only; and, (5) Introducing Ordinance No. \_\_\_\_, An Ordinance Rezoning Certain Real Property From Community Services (CS) to Central Business (CB) Zone Pursuant to Paradise Municipal Code Sections 17.45.500 et. seq. (PL12-00020: Gilkey). **(ROLL CALL VOTE)**

The purpose of the proposed General Plan Amendment and Rezone is to accommodate a lot line adjustment that is intended to resolve conflicting legal descriptions for two adjacent properties and to relocate a property boundary that currently lies beneath an existing commercial building. No physical development is proposed. The property involved is improved with a portion of the Paradise Memorial Trailway in Paradise; APN 052-223-017. The property is located on the south side of Pearson Road between Black Olive and Sierra Park Drive.

## **6. PUBLIC COMMUNICATION**

This is the time for members of the audience who have completed a "Request to Address Council" card and given it to the Clerk to present items not on the Agenda. Comments should be limited to a maximum of three minutes duration. The Town Council is prohibited by State Law from taking action on any item presented if it is not listed on the Agenda.

## **7. COUNCIL CONSIDERATION**

- 7a. Consider appointing Council representatives to various local committees.
- 7b. Review list of upcoming vacancies on various Town Council appointed Committees/Commissions, acknowledge vacancies, and direct the Town Clerk to post the list pursuant to Government Code sections 54970 - 54974.
- 7c. Consider adopting Resolution No. 13-59, A Resolution of the Town Council of the Town of Paradise Relating to Appointment of Citizens to Advisory Committees. **(ROLL CALL VOTE)**
- 7d. Consider the application received for the vacancy on the Access Appeals Board. Council may directly appoint the applicant, or provide direction to staff to set up an interview process; or, consider an alternative direction to staff.
- 7e. Consider (1) Accepting the Town of Paradise 2014 Engineering & Traffic Survey; (2) Waiving the first reading of proposed Ordinance No. \_\_\_\_ and approve reading by title only; and, (3) Introducing Ordinance No. \_\_\_\_ An

Ordinance Amending Paradise Municipal Code Section 10.02.060 Regarding Vehicular Speed Limits. **(ROLL CALL VOTE)**

- 7f. Consider (1) Waiving the first reading of Ordinance No. \_\_\_\_ and approve reading by title only; and (2) Introducing Ordinance No. \_\_\_\_, An Ordinance Adding Chapter 10.38 to the Paradise Municipal Code Relating to Pedestrians Using Crosswalks in Identified Zones. **(ROLL CALL VOTE)**
- 7g. Consider approving the Memorandum of Understanding between the County of Butte and the Town of Paradise for use of the county-wide mass notification system (Reverse 911 services provided by Cassidian Communications).
- 7h. Presentation by IT Manager Josh Marquis of the Geographical Information System (GIS) Web Services provided to the Town of Paradise by Chico State University, Chico Research Foundation, Geographic Information Center (GIC). No action requested.
- 7i. Approve budget adjustments that will increase the General Fund net income and increase the General Fund reserves by \$16,974.

**8. COUNCIL COMMUNICATION (Council Initiatives)**

- 8a. Council oral reports of their representation on Committees/Commissions.
- 8b. Discussion of future agenda items

**9. STAFF/COMMISSION/COMMITTEE COMMUNICATION**

- 9a. Town Manager oral reports

**10. CLOSED SESSION - None.**

**11. ADJOURNMENT**

STATE OF CALIFORNIA )	SS.
COUNTY OF BUTTE )	
I declare under penalty of perjury that I am employed by the Town of Paradise in the Town Clerk's Department and that I posted this Agenda on the bulletin Board both inside and outside of Town Hall on the following date:	
_____	
TOWN/ASSISTANT TOWN CLERK SIGNATURE	