



# TOWN OF PARADISE

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[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  
Greg McFadden, Interim Chief, CAL FIRE/Butte  
County Fire/Paradise Fire  
Gina Will, Finance Director/Town Treasurer

## **Town Council:**

Scott Lotter, Mayor  
Greg Bolin, Vice Mayor  
Steve "Woody" Culleton, Council Member  
Jody Jones, Council Member  
John J. Rawlings, Council Member

# TOWN COUNCIL AGENDA

## REGULAR MEETING – 6:00 PM – June 10, 2014

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/Presentations:
  - (1) Presentation of Certificates of Appreciation to the following businesses for their contributions to the Town's Animal Shelter:
    - 1. Ken's Paradise Hitch & Welding
    - 2. Mendon's Nursery
    - 3. Paradise Garden Center

## **2. ITEMS DEFERRED FROM PREVIOUS MEETINGS**

- 2a. Oral update by Town Engineer Mattox on the Downtown Paradise Safety Project. No action requested.

## **3. CONSENT CALENDAR**

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

- 3a. Approve Minutes of the May 13, 2014 Regular Council Meeting.
- 3b. Approve May 2014 cash disbursements in the amount of \$4,431,439.64.
- 3c. (1) Waive second reading of entire Ordinance No. 542 and approve reading by title only; and (2) Adopt Ordinance No. 542, an Ordinance amending Sections 5.19.030 and 5.19.031 regarding taxicab business licenses. Approval will result in removal of a provision that allows 30-day temporary licenses.
- 3d. Adopt Resolution No. 14-19, "A Resolution of the Town Council of the Town of Paradise authorizing the submittal of an application to the California State Department of Housing and Community Development for the funding under the HOME Investment Partnerships Program; and, if selected, the execution of a standard agreement, any amendments thereto, and any related documents necessary to participate in the HOME Investment Partnerships Program." The grant will provide funding for Owner-Occupied Housing Rehabilitation Loans and assist in the development of a new program that provides temporary rental assistance to Paradise households.
- 3e. Acknowledge receipt of the Planning Commission's 2013 annual progress report concerning implementation status of the 1994 Paradise General Plan.
- 3f. Authorize acceptance of the bid from Burton's Fire Inc. in the amount of \$8,623.34 for repairs for the T-81 Spartan 75' Fire Truck and authorize the Town Manager to execute an agreement for services as approved by the Town Attorney.

- 3g. Acknowledge receipt of the 3rd quarter investment report for the fiscal year ending June 30, 2014.
- 3h. Authorize the Mayor and the Town Manager to execute the Seventh Amendment to Dismissal and Tolling Agreement between Town of Paradise and Oak Creek Estates which extends the agreement for one additional year.
- 3i. Approve agreement between Town of Paradise and Peerless Building Maintenance Company for Town Hall and Police Department janitorial services and authorize the Town Manager to execute the Agreement to cover a four (4) year period from July 1, 2014 to June 30, 2018. Fiscal impact: \$1,440 per month for a four-year period.
- 3j. Ratify the acceptance of \$500.00 worth of equipment and roofing material from Matt Palade to the Town of Paradise for the repair of the Town's building located on the corner of Pentz Road and Pearson Road.
- 3k. Authorize the Town Manager to enter into a three year agreement for financial audit services with Mann, Urrutia, and Nelson CPA's and Associates, LLP as approved by the Town Attorney.

#### **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 a public hearing on the installation of graywater systems and consider: (1) Adopting Resolution No. 14-\_\_ Amending Chapter 4, Section 4.16 of the Town of Paradise Manual for the Onsite Treatment of Wastewater, Relating to Graywater Dispersal Systems; and, (2) Adopting Resolution No. 14-\_\_\_ Amending the 2013/2014 Town of Paradise Master Fee Schedule By Adding a Fee Category for the Review and Construction of Graywater Systems. **(ROLL CALL VOTE)**
- 5b. Conduct a public hearing relating to consideration of a Zoning Ordinance that, if adopted, would result in text amendments to the Paradise Municipal Code Regulations relating to regulating the establishment of

fences, gates and other barriers within public rights-of-way and private access easements and consider: (1) Determining that Town Ordinance No. \_\_\_\_ is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) (general rule exemption) in that there is no possibility that adoption of the ordinance will have a significant effect on the environment; (2) Waiving the first reading of Town Ordinance No. \_\_\_\_ and reading by title only; and, (3) Introducing Town Ordinance No. \_\_\_\_, "An Ordinance Amending Text Regulations Within Paradise Municipal Code Chapters 17.04 and 17.06 Related to: Definitions; General Site Development Regulations ". **(ROLL CALL VOTE)**

- 5c. Conduct a public hearing relating to the proposed Final Updated/Revised General Plan Housing Element, a Town initiated amendment to the text of the Housing Element of the 1994 Paradise General Plan and consider: (1) Certifying and adopting the proposed Initial Study and Negative Declaration document as it relates to the proposed Town of Paradise Housing Element 2014 Update; and, (2) Adopting the amendment to the Housing Element (2014-2022 Housing Element) of the 1994 Paradise General Plan known as the Town of Paradise Housing Element 2014 Update in order to make the Paradise Housing Element consistent with the Regional Housing Needs Allocation (RHNA) and current State housing element Law. **(ROLL CALL VOTE)**

## **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 the preliminary budget report and provide direction to staff for finalizing the 2014/15 Operating and Capital Budget.
- 7b. (1) The Town Council will hear an update from the Animal Control Sustainability Team on progress to date and consider: (2) Waiving the reading of the entire proposed Ordinance No. \_\_\_\_, and approve reading by title only; and, (3) Introducing Ordinance No. \_\_\_\_, An Ordinance Amending Regulations Within Paradise Municipal Code Section 6.08.020 Relating to Dog Licensing Fees. **(ROLL CALL VOTE)** Approval would eliminate the late fee applied to first-time applications for dog licenses and reduce the license fee for dogs between 4 months and 1 year.
- 7c. Consider adopting the following four resolutions relating to the November 4, 2014, general municipal election: (1) Resolution No. 14-\_\_, A Resolution Calling and Giving Notice for the Holding of a General Municipal Election for the Election of Two Council Members and For

Submission to the Voters a Question Relating to Approval of Ordinance No. 540, An Ordinance of the Town Council of the Town of Paradise Adding Chapter 3.22 to the Paradise Municipal Code Regarding a Transactions and Use Tax to be Administered by the State Board of Equalization; (2) Resolution No. 14-\_\_\_, A Resolution Requesting the Butte County Board of Supervisors to Consolidate a General Municipal Election; (3) Resolution No. 14-\_\_\_, A Resolution Adopting Regulations for Candidate Statements; and, (4) Resolution No. 14-\_\_\_, A Resolution of the Town Council of the Town of Paradise Setting Priorities for Filing Written Arguments and Rebuttals and Directing the Town Attorney to Prepare an Impartial Analysis. **(ROLL CALL VOTE)**

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

- 8a. Discuss Council Code of Conduct pamphlet. **(LOTTER)**
- 8b. Update on recent Planning Commission interviews. **(BOLIN & JONES)**
- 8c. Consider designating a voting delegate and up to two alternates to take action on proposed resolutions that establish League policy that will be presented at the Annual Business meeting at the League of Cities Annual Conference in Los Angeles, California, September 3-5, 2014.
- 8d. Council oral reports of their representation on Committees/Commissions.
- 8e. Discussion of future agenda items

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

- 9a. Town Manager oral reports
- 9b. Community Development Services project update.

#### **10. CLOSED SESSION**

- 10a. Pursuant to Government Code Section 54956.9(d)(1), the Town Council will hold a closed session with the Town Attorney and the Town Manager relating to the following pending litigation: Town of Paradise, a Municipal Corporation, vs. Rose E. Kallunki; Pacific Gas and Electric Company; Doe 1 through Doe 50, inclusive, Butte County Superior Court Case No. 161781.
- 10b. Pursuant to Government Code section 54957, the Town Council will hold a closed session to meet relating to the provisions, excluding compensation, an employment agreement for professional Town Attorney services with Dwight L. Moore.

- 10c. Pursuant to Government Code section 54957(b)(1), the Town Council will meet in closed session to consider evaluating the performance of the Town Manager.

## **11. ADJOURNMENT**

- 11a. Adjourn to June 24, 2014 at 6:00 pm. The Town Council intends to hold an adjourned regular meeting that will include a budget session to consider approving a 2014/2015 final budget for the Town and consider bids and award of contract for the Downtown Paradise Safety Project.

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:	
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<hr/> TOWN/ASSISTANT TOWN CLERK SIGNATURE	