



# 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  
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 – July 08, 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

## **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 June 10, 2014 Regular Meeting Minutes.
- 3b. Approve June 2014 cash disbursements in the amount of \$687,886.46.
- 3c. (1) Waive second reading of the entire Town Ordinance No. 543 and approve reading by title only; and, (2) Adopt Town Ordinance No. 543, "An Ordinance Amending Text Regulations within Paradise Municipal Code Chapters 17.04 and 17.06 Related to: Definitions; General Site Development Regulations." The intent of the proposed amendment is to establish a new definition of the term "fence" and prohibit the installation of fences, as defined, within a private roadway easement without the written consent of all persons with a legal right to use such an easement.
- 3d. (1) Waive second reading of the entire Town Ordinance No.544 and approve reading by title only; and, (2) Adopt Town Ordinance No. 544, an Ordinance Amending Regulations in Paradise Municipal Code Section 6.08.020 Relating to Dog License Fees. Approval will result in eliminating the late fee applied to first-time applications for dog licenses and reduce the license fee for dogs between 4 months and 1 year.
- 3e. Waive reading entire Ordinance No 545 and approve reading by title only; and, (2) Adopt Ordinance No. 545, An Ordinance Amending and Adding Chapter 3.22 to the Paradise Municipal Code Regarding a Transactions and Use Tax to be Administered by the State Board of Equalization. Ordinance No. 545 amends Chapter 3.22 to the Paradise Municipal Code, previously adopted to establish a sales tax measure for voter approval by adding section 3.22.075 that establishes a Citizen Oversight Committee
- 3f. Ratify the acceptance of \$3,400.00 worth of labor and equipment from Rivera Concrete Inc. to place donated concrete at the Town of Paradise Animal Control Facility for the walking path at the front gate entry.
- 3g. Ratify the acceptance of \$572.00 worth of ready-mixed concrete from McGregor Rock Yard to the Town of Paradise Animal Control Facility to install a walking path at the front gate entry.
- 3h. Ratify acceptance of two potted pine trees and flowers valued at \$282 donated by Arlan Hudson.

- 3i. Adopt Resolution No. 14-\_\_\_\_, a Resolution of the Town Council of the Town of Paradise, California, Declaring Certain Software and Information Technology Equipment Surplus and Authorizing the Destruction or Disposal of Said Surplus.

#### **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 duly noticed and scheduled public hearing concerning display of outdoor merchandise in commercial zones and consider: (1) Concurring with the project "CEQA determination" finding adopted by the Planning Commission on June 17, 2014, and embodied within Planning Commission Resolution No. 14-4; (2) Waiving the first reading of Town Ordinance No. \_\_\_\_ and read by title only; and, (3) Introduce Town Ordinance No. \_\_\_\_, "An Ordinance Adding Section 17.06.940 and Amending Section 17.32.100 Within the Paradise Municipal Code Regarding Exterior Displays of Merchandise In Commercial Zones." **(ROLL CALL VOTE)** OR; (4) Adopt an alternative directive to town staff.

#### **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 options relating to the pending vacancy on the Paradise Planning Commission and: (1) Appoint from two candidates recently interviewed; or (2) Direct staff to continue to recruit for applicants in order to establish a five-member commission, schedule the pre-appointment interviews and schedule appointment at a regular Council meeting; or (3) Direct staff to start the process of suspending or disbanding the Planning Commission, or, (4) Consider alternative direction to staff.

- 7b. Consider adopting Resolution No. 14-\_\_\_, A Resolution Adopting the Butte County Local Hazard Mitigation Plan. The plan is eligible for final approval by FEMA pending its adoption by Butte County and all participating jurisdictions.
- 7c. Adopt Resolution No. 14-\_\_\_, A Resolution Updating the Council Member Handbook previously approved by Resolution No. 06-04.

## **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
- 9b. Community Development Director 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 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.

## **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:	
<hr/>	
TOWN/ASSISTANT TOWN CLERK SIGNATURE	