



# 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 – April 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
- e. Proclamations:
  - (1) Child Abuse Prevention Month
  - (2) Sexual Assault Awareness Month

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

- 2a. No action requested, report for information update only. The objective of the Downtown Paradise Safety Project is to address existing challenges along Skyway between Vista Way and Elliott Road. In the previous 10 years, over 90 injury collisions have occurred in these limits, including 3 fatalities. The absolute priority for the subject project is safety. The Downtown Paradise Safety Project presents an opportunity for a public investment in the community by creating a safer commercial corridor which addresses high speeds, difficult crosswalks, limited parking, common collision hazards, and an aging roadway. These objectives may be achieved by accepting a reduction in lanes and small delays in travel time during the peak commute periods.

## **3. CONSENT CALENDAR**

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

- 3a. Approve Minutes of the 3/11/14 Regular Council Meeting and the 3/19/2014 Special Meeting Minutes.
- 3b. Approve March 2014 Cash Disbursements Report in the amount of \$1,208,739.36.
- 3c. Authorize re-instatement of the position of Police Trainee. Currently the hourly wage for "A" step Sworn Police Officer is \$18.39 an hour (\$3187.60 monthly), plus benefits. The Police Trainee would be established at \$15.06 an hour (\$2,610.40 monthly). Upon successfully completing the Law Enforcement academy, the Town of Paradise Field Training program, and the probationary period, the trainee would qualify for academy tuition reimbursement of up to \$3,500.
- 3d. (1) Accept the Fire Station No. 83 Remediation project as complete; (2) Authorize the Town Clerk to file a Notice of Completion with the County Recorder's Office; and, (3) Authorize the payment of the 5% retention to the contractor, Truitt Group, of Oroville, California, after the 35-day lien period. Total cost of project is \$14,892.00.
- 3e. Accept animal shelter donation of \$800.00 from Paradise Community Council and approve thank-you letter from the Mayor.

#### **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** - None.

#### **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 Community Development Block Grant (CDBG) Annual Action Plan and (1) Adopt the 2014-15 Sub-recipient funding recommendations regarding grant funding for local organizations; and (2) Adopt the FINAL 2014-2015 Annual Plan as submitted; or, (3) Revise the FINAL 2014-2015 Annual Plan; and (4) Authorize staff to submit the adopted 2014-2015 Annual Plan to the U.S. Department of Housing and Urban Development.  
**(ROLL CALL VOTE)**
- 7b. Review the Town Manager's report relating to Interim Urgency Ordinance No. 539 enacting a moratorium on the establishment of fences, gates or barriers within or across private access easements, and consider (1) Concurring with the Town Manager Report prepared pursuant to Section 4 of Ordinance No. 539; and, (2) Taking one of the following actions:
  - 2a. Option 1: Direct the Planning Commission to consider adopting a resolution recommending Town Council adoption of text amendments to Paradise Municipal Code Title 17 concerning the regulation of fences within or across private roadway easements; OR
  - 2b. Option 2: Direct the Planning Commission to consider adopting a resolution recommending Town Council adoption of a text amendment to Paradise Municipal Code Title 17 by deleting the regulation of fences within or across private roadway easements; OR

3. Provide alternative direction to Town staff.
- 7c. Following discussion and public comment relating to adoption of an ordinance that, upon approval of the voters, would impose a one-half percent temporary transaction and use tax increase (sales tax), the Town Council will consider the following action:
  - (1) Waiving the reading of entire proposed Ordinance No. \_\_\_\_ and approve reading by title only; and, (2) Introducing Ordinance No. \_\_\_\_, An Ordinance Adding Chapter 3.22 to the Paradise Municipal Code regarding a Transactions and Use Tax to be Administered by the State Board of Equalization. **(ROLL CALL VOTE)**

#### **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**

- 10a. Pursuant to Government Code Section 54957.6, the Town Council will hold a closed session to meet with Lauren Gill, Gina Will and Crystal Peters, its designated representatives, regarding labor relations between the Town of Paradise and the Paradise Police Officers Association, Confidential Mid-Management Association, General Employees Unit, Police Mid-Management Unit and the Management Group.
- 10b. Pursuant to Government Code Section 54956.9(d)(1), the Town Council will hold a closed session relating to the following pending litigation: Brinkerhoff v. Town of Paradise, U.S. District Court, Eastern District of California, Case No. 2:10-cv-00023-MCE-GGH.
- 10c. Pursuant to Government Code Section 54956.9(d)(1), that 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 ) COUNTY OF BUTTE )	SS.
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	