



TOWN OF PARADISE

5555 SKYWAY • PARADISE, CALIFORNIA 95969-4931

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www.townofparadise.com

Management Staff:

Lauren Gill, Interim 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 #2*

REGULAR MEETING – 6:00 PM – April 09, 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 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) April - Child Abuse Prevention Month
 - (2) April - Sexual Assault Awareness Month
 - (3) National Telecommunicators Week

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 March 8, 2013 Special Meeting and the March 12, 2013 Regular Council Meetings.
- 3b. Approve Cash Disbursements Report in the Amount of \$821,626.60.
- 3c. (1) Waive the reading of entire proposed Ordinance No. 528, and approve reading by title only; and, (2) Introduce Ordinance No. 528, An Ordinance amending Paradise Municipal Code Section 10.02.060 relating to Prima Facie Speed Limit on Pearson Road (between Cherry Lane and Pentz Road). Approval would lower the speed limit on a certain section of roadway.
- *3d. (1) Concur with staff's recommendation of Holdredge & Kull to perform professional Construction Quality Assurance Engineering Services for the Pearson/Recreation Drive Signalization Project; (2) Approve the Professional Services Agreement with Holdredge & Kull in the amount of \$20,083.00, and (3) Authorize the Interim Town Manager and Town Mayor to execute the agreement. (*Amended recommended consultant & posted 4/5/13)
- 3e. Adopt Resolution No. 13-11, A Resolution of the Town Council of the Town of Paradise Authorizing Destruction of Certain Town Records Maintained in the Town Finance Department Pursuant to Government Code Section 34090.
- 3f. Adopt Resolution No. 13-12, A Resolution of the Town Council of the Town of Paradise Authorizing Destruction of Certain Town Records Maintained in the Town Clerk Department Pursuant to Government Code Section 34090.
- 3g. Adopt Resolution No. 13-13, A Resolution of the Town Council of the Town of Paradise Declaring Miscellaneous Town Administrative Office Supplies, Devices And Furnishings as Surplus and Authorizing Disposal through Sale or Donation by the Interim Town Manager.
- 3h. Adopt Resolution No. 13-14, A Resolution of the Town Council of the Town of Paradise Amending and Readopting Conflict of Interest Code for the Agencies and Departments of the Town of Paradise Which Incorporate

By Reference the Fair Political Practices Commission's Standard Model Conflict of Interest.

- 3i. Approve the recommended General Fund Budget Adjustments totaling \$4,639, resulting in a decrease to the General Fund Reserves and an increase to the projected deficit.
- 3j. Accept the 2012 Annual Report of the Paradise Planning Commission Regarding Progress Toward Implementation of the 1994 Paradise General Plan.

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 authorizing ongoing recruitment for vacancies on the Access Appeals Board, Development Impact Fee Adjustments Board and the Tree Advisory Committee and direct Town Clerk to schedule appointments on a Council agenda when applications are received.
- 7b. Consider adopting Resolution No. 13-15, A Resolution of the Town Council of the Town of Paradise Approving the Plans and Specifications for the Paradise Microsurfacing Project 2013 and Authorizing Advertisement for Bids on the Project. **(ROLL CALL VOTE)**
- 7c. Consider (1) Approving the Program Supplement Agreement No. 011-N to Administering Agency-State Agreement No. 03-5425R for Federal-Aid Project HSIPL-5425 (024) to assure receipt of \$155,800.00 in federal funds; and, (2) Adopting Resolution No. 13-16, A Resolution Authorizing

the Interim Town Manager, or her designee, to sign the Program Supplement Agreement No. 011-N to Administering Agency-State Agreement No. 03-5425R. **(ROLL CALL VOTE)**

- 7d. Review the 2013-14 Community Development Block Grant (CDBG) Annual Action Plan and consider the following actions:
- (1) Adopt the 2013-14 Sub-recipient funding recommendations regarding grant funding for local organizations; and (2) Adopt the FINAL 2013-2014 Annual Plan as submitted; or,
 - (3) Revise the recommendations and adopt the FINAL 2013-2014 Annual Plan with amendments; and,
 - (4) Authorize staff to submit the adopted 2013-2014 Annual Plan to the U.S. Department of Housing and Urban Development (HUD). **(ROLL CALL VOTE)**
- 7e. Consider upcoming vacancy on the Paradise Planning Commission due to expiration of term of office of Commissioner Jody Jones on June 30, 2013, and (1) Authorize recruitment process and schedule appointments for the June 11, 2013 Council meeting; or, (2) Directly appoint to the position from the pool of eligible applicants; or, (3) Provide alternate direction to staff.
- 7f. Review and consider acknowledging receipt of the Valuation of Retiree Health Benefits under Statement No. 45 of the Governmental Accounting Standards Board (GASB 45) as of July 1, 2012 as submitted by staff.
- 7g. Consider (1) Authorizing the Police Department to contract with Wild Rose Motors Ltd., 3901 E. La Palma Ave. #A, Anaheim, CA 92807, for the refurbishing of two existing Police Vehicles in the amount of \$51,687.06; and, (2) Authorizing the Police Department to purchase emergency light bars and controllers for the refurbished vehicles from the Traffic Safety Fund in the amount of \$4,800. (Vehicle refurbish would be funded from the COPS grant on a five-year municipal lease purchase plan.) **(ROLL CALL VOTE)**

8. COUNCIL COMMUNICATION (Council Initiatives)

- 8a. Consider approving the League of California Cities (LCC) proposed bylaws amendments and directing the Town Clerk to record the results on the Mail Ballot on Bylaws Amendments provided by the LCC. The proposed amendments would amend the Bylaws to provide that:
- (1) Resolutions submitted to the League for presentation to the General Assembly must be concurred on by at least five or more cities or by city officials from at least five or more cities. (Amends article VI, section 2 of the League's bylaws.) **(ROLL CALL VOTE)** and, (2) The League Board may take a position on a statewide ballot measure by a 2/3rd vote of those Directors present. (Adds article VI, section 16 to the League's bylaws.) **(ROLL CALL VOTE)**

- 8b. Discuss and consider adopting Resolution No. 13-___, "A Resolution of the Town Council of the Town of Paradise Affirming the Second Amendment of the United States Constitution," as requested by the Paradise Tea Party; **(ROLL CALL VOTE)**; or, (2) Consider alternative direction to staff. **(BOLIN & RAWLINGS)**
- 8c. Council oral reports of their representation on Committees/Commissions.
- 8d. Discussion of future agenda items

9. STAFF/COMMISSION/COMMITTEE COMMUNICATION

- 9a. Town Manager oral reports

Reminder: Special Council Meeting on April 23, 2013 at 9:00 am

10. CLOSED SESSION

- 10a. Pursuant to Government Code Section 54957, the Town Council will hold a closed session for evaluation of performance of Interim Town Manager, Lauren Gill.
- 10b. 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 Confidential/Mid-Management Association, General Employees Unit, the Management Group, Police Mid-Management Unit and the Paradise Police Officers Association.
- 10c. Pursuant to Government Code sections 54956.9(d)(2) and 54956.95, the Town Council will hold closed session to consider the liability claim of the Bank of NY Mellon against the Town of Paradise.

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	