



TOWN OF PARADISE

5555 SKYWAY • PARADISE, CALIFORNIA 95969-4931

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

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, Unit 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 – December 09, 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 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. (1) Presentation: Fire Station 81 Reroof & Repairs Project
- (2) Year-End Report by Mayor Scott Lotter
- (3) Adopt Resolution No. 14-50, A Resolution Reciting the Facts of the General Municipal Election Consolidated with the Statewide General Election held on November 4, 2014, Declaring the Result and Such Other Matters as Provided by Law. **(ROLL CALL VOTE)**

Jody Jones and Scott Lotter were each elected to a four-year term of office and the Town's Ordinance No. 545 was adopted by the voters, approving a 1/2 cent retail sales tax that will automatically expire in six years.
- (4) Town Clerk presentation of Certificates of Election and administration of Oaths of Office to Jody Jones and Scott Lotter.
- (5) Town Clerk will conduct election of Mayor for a one-year term commencing December 9, 2014 and ending December 8, 2015. Mayor will conduct election of Vice-Mayor for the same one-year term.

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 11/12/14 Regular Council Meeting.
- 3b. Approve cash disbursements for November 2014 in the amount of \$1,519,283.56.
- 3c. (1) Waive second reading of the entire Town Ordinance No. 550 and approve reading by title only; and, (2) Adopt Town Ordinance No. 550, "An Ordinance Amending Section 17.06.940 within the Paradise Municipal Code Regarding Exterior Displays of Merchandise in Commercial Zones. The intent of the proposed ordinance is to add prefabricated storage sheds and carports as a category of merchandise that would not be subject to outdoor merchandise display area limitations currently in place in the Town.
- 3d. (1) Waive second reading of the entire Town Ordinance No. 551 and approve reading by title only; and, (2) Adopt Town Ordinance No. 551, "An Ordinance Amending Text Regulations within Paradise Municipal Code Chapter 5.11 Related to: Vending, Hawking, Peddling and Sales." The intent of the proposed ordinance is to limit sales from private property that is not a fixed place of business to food concessions (prepared food and drinks, produce, etc.) and flowers.

- 3e. (1) Authorize the award of contract for Snow Plow Equipment for Public Works Vehicle #5 for the sum of \$6,664.97 to SNOQUIP, Inc. of West Sacramento; and, (2) Authorize the award of contract for Pickup Truck size Sanding Unit for the sum of \$5,426.70 also to SNOQUIP, Inc. of West Sacramento.
- 3f. Ratify the Town-PG&E Stearns-DeMille Paving Agreement executed on November 5, 2014 which accepts \$218,000 in funds for the purposes of a complete roadway overlay in the subject project area.
- 3g. Accept donation of exterior paint from Kelly-Moore Paints of Chico for the Paradise Fire Station #81 valued at \$2,900.00.
- 3h. Ratify the contract with Modern Building Company of Chico, California, dated October 24, 2014, for the 2014 Paradise Fire Station 81 Emergency Repairs Project in the amount of \$105,041.02, accept the work as complete and authorize the filing of a Notice of Completion for the project.

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. Appoint Council Representatives to various local committees and commissions.
- 7b. Consider formation of a Citizen Oversight Committee required as a result of voter approval of Measure C that adopted Ordinance No. 545, and: (1) Authorize the Town Clerk to advertise for applicants to serve on a nine-member Citizen Oversight Committee as required by Paradise Municipal Code Section 3.22.075; (2) Set the application deadline for Wednesday, January 22, 2015 at 5:00 pm and schedule appointments on the February

10, 2015 Council Agenda; OR, (3) Consider alternative direction regarding the application process.

- 7c. Consider: (1) Waiving the reading of entire Ordinance No. ____ and approve reading by title only; and, (2) Introducing Ordinance No. ____, An Ordinance Amending Section 10.02.060 (C) of the Paradise Municipal Code regarding Vehicular Speed Limits. **(ROLL CALL VOTE)**
- 7d. Consider adopting Resolution No. 14-____, A Resolution of the Town Council of the Town of Paradise, California, Reporting Unexpended Development Impact Fees in Accordance with Government Code Section 66001 and 66006. **(ROLL CALL VOTE)**
- 7e. Approve general fund budget adjustments which will increase net income and increase the ending fund balance by \$53,856. **(ROLL CALL VOTE)**

8. COUNCIL COMMUNICATION (Council Initiatives)

- 8a. Discuss e-cigarettes and consider directing staff to amend the Paradise Municipal Code Chapter 8.46 regulations to further protect an individual's right to fresh air in enclosed public places and work places. **(CULLETON)**
- 8b. Council oral reports of their representation on Committees/Commissions.
- 8c. Discussion of future agenda items

9. STAFF/COMMISSION/COMMITTEE COMMUNICATION

- 9a. Town Manager oral reports
- 9b. Community Development Director oral reports

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.

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 _____	