



TOWN OF PARADISE

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Management Staff:

Charles L. Rough, Jr., Town Manager
Dwight L. Moore, Town Attorney
Joanna Gutierrez, Town Clerk
Lauren Gill, Assistant Town Manager
Craig Baker, Community Development Director
Gabriela Tazzari, Acting Police Chief
Rob Cone, Interim Fire Chief
Gina Will, Finance Director/Town Treasurer

Town Council:

Steve "Woody" Culleton, Mayor
Tim Titus, Vice Mayor
Joe DiDuca, Council Member
Scott Lotter, Council Member
Alan White, Council Member

TOWN COUNCIL AGENDA

REGULAR MEETING – 6:00 PM – August 07, 2012

In accordance with the Americans with Disabilities Act, if you need a special accommodation to participate, please contact the Town Clerk's Dept., at 872-6291 at least 48 hours in advance of the meeting. Hearing assistance devices for the hearing impaired are available from the Town Clerk.

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.

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.

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) Recognition of Craig Woodhouse, Planning Commissioner

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 July 10, 2012 Regular Council Meeting.
- 3b. Approve Check Register in the Amount of \$1,386,224.40.
- 3c. (1) Waive second reading of entire Ordinance No 525 (relating to changing the regular meeting date of the Council from the first to the second Tuesday of the month) and approve reading by title only; and, (2) Adopt Ordinance No 525, An Ordinance Amending Section 2.08.010 of the Paradise Municipal Code Relating to Regular Meeting Date for the Paradise Town Council. If adopted the regular meeting date of the Town would change from the 1st Tuesday to the 2nd Tuesday of each month commencing October 9, 2012.
- 3d. Approve the Plans, Specifications and Estimates for the 2012 Thermoplastic Pavement Markings Replacement Project and authorize the Development Services staff to advertise for bids for the project.
- 3e. (1) Approve an extension of the Butte County Abandoned Vehicle Abatement Service Authority Pursuant to Sections 9250.7 and 22710 of the California Vehicle Code; and (2) Adopt Resolution No. 12-28, A Resolution "A Resolution of the Town Council of the Town of Paradise Authorizing Establishment of a Service Authority for Abandoned Vehicle Abatement and Continuing the Appointment of the Town Representative to the Service Authority."
- 3f. Approve the updated job description for Associate Civil Engineer position.
- 3g. Accept the Project Description for the Town of Paradise Community Wastewater Collection System.

4. PUBLIC HEARING PROCEDURE

- a. Staff report (15 minutes total maximum)
- b. Open hearing to the public
 - 1. Project proponents or in favor of (15 minutes total maximum)
 - 2. Project opponents or against (15 minutes total maximum)
 - 3. Rebuttals - when requested (15 minutes total maximum or 3 minutes maximum per speaker)
- c. Close hearing to the public
- d. Council discussion
- e. Motion
- f. Vote

5. PUBLIC HEARINGS

- 5a. Conduct a public hearing for Town Council consideration of a Planning Commission recommendation for a proposed General Plan amendment/rezone application proposing the assignment of a Community Services (CS) land use designation and zoning for a vacant 1.66 acre property proposed to be developed with a 19,972 square foot community care facility and an adjacent 4.16 acre property currently developed for religious assembly purposes. The subject properties are currently designated and zoned Rural Residential (RR) and Rural Residential-2/3 acre minimum (RR-2/3), respectively. The subject parcels are located at 6975 and 6983 Pentz Road in Paradise and are further identified as Assessor parcel numbers 050-082-023 and 050-082-105. Conduct the duly noticed and scheduled public hearing related to this agenda item. Upon conclusion of this public hearing, Council is requested to consider adopting the following Planning Commission recommendations:

- (1) Concurring with the Planning Commission's decision to adopt the environmental document (negative declaration) prepared for the project under requirements of the California Environmental Quality Act (CEQA);
- (2) Concurring with the project recommended General Plan land use map amendment and rezone action adopted by the Planning Commission on July 17, 2012, and embodied within Planning Commission Resolution No. 12-03;
- (3) Adopting Town of Paradise Resolution No. 12-____, "A Resolution of the Town Council of the Town of Paradise Adopting a Negative Declaration and Amending the Land Use Map of the 1994 Paradise General Plan (PL12-00075: Grand Sierra Lodge);
- (4) Waiving the first reading of Town Ordinance No. ____ and approve reading by title only (roll call vote); and,
- (5) Introducing Town of Paradise Ordinance No. ____, "An Ordinance Rezoning Certain Real Properties From "RR-2/3" (Rural Residential, 2/3-Acre Minimum) to a "CS" (Community Services) Zone Pursuant to Paradise Municipal Code Sections 17.45.500 Et. Seq. (PL12-00075; Grand Sierra Lodge)". **(ROLL CALL VOTE) OR;**
- (6) Adopting 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 (1) Waiving the second reading of Ordinance No. 524 and approve reading by title only; and, (2) Adopting Town Ordinance No. 524, "An Ordinance Amending Text Regulations Within Paradise Municipal Code Chapter 17.38 Relating to Off-Street Parking Regulations". **(ROLL**

CALL VOTE) If adopted, the amendments would affect municipal code sections related to off-street parking regulations and would result in a change in the formula for calculating the amount of off-street parking required for retail services, an adjustment in the threshold for a loading space requirement and the establishment of a formal process by which a reduction in off-street parking requirements could be granted under certain specific circumstances.

- 7b. Consider: (1) Awarding the contract for the Various Asphalt Repairs 2012 Project, Public Works Maintenance Project 2120-45-4755-472 Franklin Construction in the amount of \$71,805.00 and authorize the Town Manager to sign the contract; AND; (2) Approving a budget appropriation adjustment of \$26,805 to Gas Tax 2120.45.4755.5213.100 and a \$26,805 transfer in from Transportation Fund 2110.00.0000.5910.120 **(ROLL CALL VOTE)**; OR (3) Providing alternative direction to staff.

8. COUNCIL COMMUNICATION (Council Initiatives)

Council oral reports of their representation on Committees/Commissions.

- 8a. Request replacement Council Member be appointed as Town Representative to Paradise Community Village Board of Directors. **(WHITE)**
- 8b. Discuss and consider directing staff to draft an ordinance eliminating smoking on Town Facilities excluding Paradise Community Park and the Paradise Memorial Trailway. **(WHITE)**

9. STAFF/COMMISSION/COMMITTEE COMMUNICATION

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 Charles L. Rough, Jr., Lauren Gill, Gina Will and Crystal Peters, its designated representatives, regarding labor relations between the Town of Paradise and the Paradise Firefighters Association and the Paradise Police Officers Association.

11. ADJOURNMENT

- 11a. Consider adjourning the regular meeting to September 11, 2012.

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	