



Town of Paradise Town Council Meeting Agenda 6:00 PM – June 09, 2020

Town of Paradise Council Chamber – 5555 Skyway, Paradise, CA

Mayor, Greg Bolin
Vice Mayor, Steve Crowder
Council Member, Jody Jones
Council Member, Melissa Schuster
Council Member, Mike Zuccolillo

Town Manager, Lauren Gill
Town Attorney, Dwight L. Moore
Town Clerk, Dina Volenski
Community Development Director, Susan Hartman
Administrative Services Director/Town Treasurer, Gina Will
Public Works Director/Town Engineer, Marc Mattox
Division Chief, CAL FIRE/Paradise Fire, John Messina
Chief of Police, Eric Reinbold
Disaster Recovery Director, Katie Simmons

- I. The Mayor is the Presiding Chair and is responsible for maintaining an orderly meeting. The Mayor calls the meeting to order and introduces each item on the agenda.
- II. The Town staff then provides a report to Council and answers questions from the Council.
- III. Citizens are encouraged to participate in the meeting process and are provided several opportunities to address Council. Any speaker addressing the Council is limited to three minutes per speaker - fifteen minutes per agenda item

PUBLIC COMMENT

In accordance with Governor Newsom's Executive Order N-29-20, remote public participation is allowed in the following ways:

Town Council meetings are available to be viewed on live-streamed at <https://livestream.com/townofparadise>

Public comment will be accepted by email with the subject line PUBLIC COMMENT ITEM ____ to dvolenski@townofparadise.com prior to 5:30 p.m. on the day of the meeting and will be read into the record during public comment. Written comments are subject to the regular time limitations of three minutes per speaker, please limit to 200 words or less. If you are unable to provide your comments in writing, please contact the Town Clerk's office for assistance at (530) 872-6291.

Public comment may be submitted by telephone during the meeting, prior to the close of public comment on an item by calling (530) 872-5951 at the time indicated by the Mayor. Alternately you may send an email with the subject line:

TELEPHONE PUBLIC COMMENT ITEM ____ to the Town Clerk dvolenski@townofparadise.com prior to 5:30 p.m. on the day of the meeting, include your telephone number and the Mayor will call you during public comment.

Disabled persons may request reasonable modifications or accommodations relating to the use of telephonic or electronic observation and participation prior to the Council meeting by contacting the Town Clerk at (530) 872-6291 ext. 102.

In compliance with the Americans with Disabilities Act (ADA) Compliance, persons who need special accommodations to participate in the Town Council meeting may contact the Town Clerk at least three business days prior to the date of the meeting to provide time for any such accommodation.

1. OPENING

- 1a. Call to Order
- 1b. Pledge of Allegiance to the Flag of the United States of America
- 1c. Invocation
- 1d. Roll Call
- 1e. Presentation on Tree Removal Program - Cole Glenwright, CAL OES and Katie Simmons, Town of Paradise Disaster Recovery Director

2. CONSENT CALENDAR

One roll call vote is taken for all items. Consent items are considered to be routine business that does not call for discussion.

- 2a. p5 Approve minutes from the May 12, 2020 Special and Regular Town Council meetings.
- 2b. p12 Approve May 2020 Cash Disbursements in the amount of \$2,748,657,69.
- 2c. p20 1. Declare the attached described vehicles as surplus property; and, 2. Adopt Resolution No. 20-12, A Resolution of the Town Council of the Town of Paradise declaring certain Town Equipment to be surplus and obsolete and authorizing disposal through sale or donation by the Town Manager or her designee.
- 2d. p24 Adopt Resolution No. 20-13, A Resolution of the Town Council of the Town of Paradise Authorizing Destruction of Certain Town Records Maintained in the Finance Division Pursuant to Government Code Section 34090. The records listed in Exhibit B have been retained for four or more years and are eligible for destruction.
- 2e. p27 Adopt Resolution No. 20-14, A Resolution of the Town Council of the Town of Paradise Approving an Amended and Restated Agreement for Professional Services with Town Attorney Dwight L. Moore
- 2f. p34 Review and file the 2nd and 3rd Quarter Investment Report for the fiscal year ending June 30, 2020.

3. ITEMS REMOVED FROM CONSENT CALENDAR

4. PUBLIC COMMUNICATION

For matters that are not on the Council business agenda, speakers are allowed three (3) minutes to address the Council. The Town Council is prohibited from taking action on matters that are not listed on the public agenda. The Council may briefly respond for clarification and may refer the matter to the Town staff.

5. PUBLIC HEARINGS

For items that require a published legal notice and/or a mailed notice.

Public Hearing Procedure:

- A. Staff Report
- B. Mayor opens the hearing for public comment in the following order:
 - i. Project proponents (in favor of proposal)
 - ii. Project opponents (against proposal)
 - iii. Rebuttals – if requested

- C. Mayor closes the hearing
- D. Council discussion and vote

- 5a. p44 1. Conduct a public hearing to solicit comments regarding a proposed Substantial Amendment to the 2019-20 Annual Plan; and 2. Consider authorizing Town staff to submit the Substantial Amendment to Housing and Urban Development; and, 3. Consider authorizing the Town Manager to enter into an agreement with Community Housing Improvement Program for a float loan of \$500,000 for the reconstruction of Paradise Community Village. (ROLL CALL VOTE)

6. COUNCIL CONSIDERATION

Action items are presented by staff and the vote of each Council Member must be announced. A roll call vote is taken for each item on the action calendar. Citizens are allowed three (3) minutes to comment on agenda items.

- 6a. p 48 Acknowledge and grant the request from the project applicant to defer taking action on Resolution No. 20-15 of the Town Council regarding the appeal of Temporary Use Permit No. PL19-00383 for 180 days. **OR**

ALTERNATIVE ACTIONABLE OPTION(S):

Acknowledge the request from the project applicant to defer taking action on Resolution No. 20-15 of the Town Council regarding the appeal of Temporary Use Permit No. PL19-00383 for 180 days, but grant a deferral of less time before the Resolution is adopted. **OR**

Find that the Town shall not grant the project applicant's request and adopt Resolution No. 20-15 of the Town Council with modifications, **Denying the Appeal** and thereby **Uphold the Planning Commission's Decision**. (ROLL CALL VOTE)

- 6b. p161 1. Consider prohibiting the sale of flavored tobacco products in the Town of Paradise; and, 2. Consider waiving the entire reading of proposed Ordinance No.596 and approve reading by title only; and, 3. Consider introducing Ordinance No.- 596 an Ordinance of the Town Council of the Town of Paradise California, prohibiting the sale of flavored tobacco products; or, consider the following options:
 - 1. Create a Tobacco Retail License for businesses in the Town of Paradise which also bans the sale of flavored tobacco products; or,
 - 2. Ban the sale of flavored tobacco products without creating a Tobacco Retail License; (staff recommended action) or,
 - 3. Ban the sale of flavored tobacco products, with the exception of menthol flavored products; or,
 - 4. Take no action, thereby continuing to allow the sale of flavored tobacco products to adults. (ROLL CALL VOTE)
- 6c. p185 1. Receive informational update relating to the status of Town-wide undergrounding of utilities; and, 2. Directing staff to set a public hearing date of July 14, 2020 for the creation of a Rule 20A Underground Utility District consisting of all parcels with property boundaries along On-System Federal-Aid Arterials and Collectors. (ROLL CALL VOTE)

- 6d. p190 1. Consider concurring with staff's recommendation for a firm to perform services relating to the Paradise Broadband Feasibility Study (the firm will be announced at the Council meeting); and authorize the Town Manager to execute a Professional Services Agreement approved by the Town Attorney. (ROLL CALL VOTE)
- 6e. p192 Council Members Jones and Schuster, the Planning Commission Interview Panel, recommend the following:
1. Concurring with the recommendation of the interview panel: and,
 2. Appoint applicant Lynn Costa to fill the current vacancy created by the resignation of Shannon Costa, effective immediately expiring June 30, 2023; and, appoint Ronald Lassonde and Zeb Reynolds to fill the other two terms effective July 1, 2020 to expire June 30, 2024. (ROLL CALL VOTE)
- 6f. p193 1. Consider directing staff to issue a request for proposals for professional investment portfolio management; and, 2. Consider directing staff to draft policies concerning the prudent use of the PG&E settlement monies which are anticipated to be received next fiscal year. (ROLL CALL VOTE)

7. COUNCIL INITIATED ITEMS AND REPORTS

- 7a. Council initiated agenda items
- 7b. Council reports on committee representation
- 7c. Future Agenda Items

8. STAFF COMMUNICATION

- 8a. Town Manager Report
- Community Development Director

9. CLOSED SESSION

- 9a. Pursuant to Government Code Section 54956.9(a), the Town Council will hold a closed session with the Town Attorney and Town Manager concerning the following pending court case:

Blue Oaks Terrace Neighborhood Advisory Committee v. Town of Paradise, Town of Paradise Town Council and Anderson Brothers Corporation, County of Butte Superior Court Case No. 20CV01082.

10. ADJOURNMENT

- 10a. Adjourn to June 30, 2020 at 9:00 a.m., Paradise Town Hall, 5555 Skyway, Paradise, CA for the purpose of holding a regular adjourned meeting pursuant to Government Code Section 54955.

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:	
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TOWN/ASSISTANT TOWN CLERK SIGNATURE	