

MINUTES
PARADISE TOWN COUNCIL
REGULAR MEETING – 6:00 PM – February 14, 2017

1. OPENING

The Regular Meeting of the Paradise Town Council was called to order by Mayor Lotter at 6:04 p.m. in the Town Council Chamber at 5555 Skyway, Paradise, California. An invocation was offered by Council Member Bolin.

COUNCIL MEMBERS PRESENT: Greg Bolin, Jody Jones, Melissa Schuster, Michael Zuccolillo and Scott Lotter, Mayor.

COUNCIL MEMBERS ABSENT: None

STAFF PRESENT: Town Manager Lauren Gill, Town Attorney Dwight Moore, Town Clerk Dina Volenski, Administrative Services Director/Town Treasurer Gina Will, Public Works Director/Town Engineer Marc Mattox, Administrative Analyst Colette Curtis, Community Development Services/Planning Director Craig Baker, Police Chief Gabriela Tazzari-Dineen, Division Chief, CAL FIRE/Paradise, David Hawks, Battalion Chief Curtis Lawrie, IT Manager Josh Marquis, Building-Onsite Official/Fire Marshall Tony Lindsey, Senior Accountant Sandi Miller and Business and Housing Coordinator, Kate Anderson.

- 1a. The Proclamation to Catalyst Domestic Violence recognizing Teen Dating Violence Awareness Month was accepted by Sara Whitchurch, Catalyst Advocate. (180-40-26)
- 1b. The Recognition of Quinn Ballou for his Senior Project, IT Internship was presented by Mayor Lotter. (180-40-26)
- 1c. The presentation regarding the Update on Paradise Sewer Project was presented by Town Engineer, Marc Mattox.
- 1d. The Downtown Paradise Safety Project Final Report was presented by Town Engineer, Marc Mattox.

2. CONSENT CALENDAR

MOTION by Bolin, seconded by Schuster, approved all consent calendar items 2a-2d as presented. Roll call vote was unanimous.

- 2a. Approved Minutes of the January 10, 2017 Regular Town Council Meeting.
- 2b. Approved January 2017 cash disbursements in the amount of \$1,175,039.82. (310-10-32)

- 2c. Adopted Resolution No. 17-04, A Resolution accepting Contract No. 16-11, PD Electrical Emergency Repairs, performed by Chico Electric of Chico, CA. (510-20-136)
- 2d. Adopted Resolution No. 17-05, A Resolution of the Town Council of the Town of Paradise Authorizing Destruction of Certain Town Records Maintained in the Business and Housing and Clerk Departments Pursuant to Government Code Section 34090. The records listed in Exhibit B and C have been retained for the required number of years and are eligible for destruction. (160-20-17)

3. ITEMS REMOVED FROM CONSENT CALENDAR – NONE.

4. PUBLIC COMMUNICATION

- 1. Claudia Benike - invited Council to attend a fundraiser for the Paradise Symphony on February 19, 2017.
- 2. Helena Stevens – informed Council about the flooding of property off of Dean Road and requested that Council do something about the drainage.
- 3. Dan Wentland – informed Council about the poor conditions of Dean Road, stated that PG&E uses the road heavily and there are a lot kids drinking down at the river.
- 4. Pat Zinn – informed Council about the water flooding the roadway on Dean Road that is causing it to disintegrate and that there is a lot of traffic on the road due to a care home and the flume at the end of the road.
- 5. Keith Holden – commented on the number of stores closing in Paradise and suggested starting an economic development committee to bring in new manufacturing and/or distributors into town.
- 6. Ronald Stanley – commented on the Oroville Dam failure and how he is concerned with erosion and how the incident was handled.

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. Mayor Lotter announced that the Town would conduct the 2nd public hearing to solicit comments and/or suggestions regarding the 2017-2018 Annual Plan funding priorities. Community Development Block Grant (CDBG) funds are awarded for the purpose of community development activities that are directed toward revitalizing neighborhoods, for economic development and providing improved community facilities and services. Final action is scheduled for approval at the April 11, 2017 Council Meeting.

Administrative Analyst Colette Curtis informed Council that seven qualified applications were received for subrecipient funding and that the selection of the recipients will be in March.

The public hearing was opened at 7:03 p.m.

There was no public comment.

The public hearing was closed at 7:04 p.m.

6. COUNCIL CONSIDERATION

- 6a. **MOTION by Bolin, seconded by Jones**, reviewed the 2016/17 Operating and Capital Budget Status update and approved the recommended mid-year budget adjustments including the Fire Prevention Inspector position; and, provided direction to staff for scheduling a Town Council goal setting workshop to discuss 2017/18 budget priorities. Roll call vote was unanimous. (340-40-14; 610-10-17; 610-10-18)
- 6b. Marc Mattox, Town Engineer provided a report to Council regarding the request from Northern Recycling and Waste Services to extend their contract for ten years, through 2027, and to include a small amount for street sweeping services. The current Franchise Agreement has a three-year extension beyond April 2017 if certain conditions of operation are met. There is currently no street sweeping program in Paradise and this would provide street sweeping for 1,300 miles of public roads annually, remove litter and debris from roads, reduce storm hazards and flooding and keep the road reflective markers and lines visible.
1. Ward Habriel – stated that it was a wise decision ten years ago to contract with NRWS, that they have provided extra services, are a leader in the North State and that we should extend their contract.
 2. Claudia Beneke - asked how long the program will last.
 - A schedule is included in the agenda packet indicating the eight months of the year that the streets will be swept, October through April and once in July.

3. Doug Speicher – thanked the Town Council for the opportunity to work with the community the last 10 years and would like the opportunity to continue to serve the community.

MOTION by Jones, seconded by Schuster, Authorized Northern Recycling and Waste Services (NRWS) to mail a Proposition 218 Notice to all property owners and ratepayers relating to the following:

- a. Extend the existing Franchise Agreement between the Town of Paradise and NRWS for ten years effective May 1, 2017 through April 30, 2027, adding a small charge for street sweeping services

Ayes of Bolin, Jones, Schuster and Mayor Lotter; Noes of Zuccolillo.
Motion passed by a vote of four to one.

Mayor Lotter took a recess at 8:08 p.m. and the meeting was resumed at 8:19 p.m.

- 6c. Colette Curtis reported to Council regarding the business registration ordinance proposed for inclusion in the Paradise Municipal Code. Implementing a business registration program could establish a public safety link as well as a business data base that would provide information on business activity being conducted in the Town of Paradise.

Police Chief Gabriella Tazzarri-Dineen and CAL FIRE Division Chief David Hawks were both in support of the registration program.

Mayor Lotter opened the matter for public comment:

1. Cliff Jacobson – Stated that it was about time for a business license program, wondered why there was not one in town; thinks that from a safety standpoint it seems imperative; thinks that businesses don't even know they are in violation by not listing dangerous chemicals and suggested changing the fee structure.
2. Dan Wentland – Disagrees with the program, has lived in Paradise over 44 years and has never changed anything, doesn't need Fire Department to check on him and thinks it is a tax. Suggested breaking the charge down to something smaller, questioned why the registration needed to be paid every year, if nothing changed. Thinks that it has never been a problem to not have a business license program, why should there be one now.
3. Steve Crowder – Stated that Paradise is the first town that did not require a business license, thinks it is important for public safety and that it is important to know who your neighbor is or is going to be.

Council Members brought up several questions regarding the business registration:

- What is the definition of a business?

- Should the fee structure be based on the size of the business or be a sliding scale?
 - If there are several locations for one business does each location need to be registered?
 - Do churches/non profits need a registration?
 - If someone lives in Paradise and the business is located outside of Paradise, do they need a business registration?
 - The fee should be as low as possible.
 - How will registration be used, before or after business is established?
 - What is the difference between a fee and a tax?
 - There is a benefit to knowing who is in business and what businesses have closed.
4. Ward Habriel – Stated that 501(c)3's should not have to pay since they are nonprofits and most don't own property.
 5. Dan Wentland – suggested that instead of \$40 each time, he would be willing to pay \$75 one-time fee and notify the Town if there are any changes in the business.
 6. Cliff Jacobson – stated that there are probably a lot of people who don't know that they are not in compliance until there's a problem; thinks fees should vary depending on what is required to be done and non profits should be exempt.

After discussion the Council referred the matter back to staff to create an ad hoc committee to clarify and bring the item back to Council for discussion at the March or April meeting.

- 6d. **MOTION by Zuccolillo, seconded by Bolin.** adopted Resolution No. 17-06, A Resolution of the Town Council of the Town of Paradise, California, Reporting Unexpended Development Impact Fees in Accordance with Government Code Section 66006. Roll call vote was unanimous. (740-10-15)
- 6e. Marc Mattox, Town Engineer, reported on the recommendation to modify the Ponderosa Elementary SR2S Project scope to include a Class I Mixed-Use Pathway on the west side of Pentz Road between Bille Road and Wagstaff Road. (950-40-032, 510-20-131)

1. Keith Holden – asked what the purpose of a bike lane on Pentz Road was if the children weren't able to walk on Bille or Wagstaff to access the bike path.

Town Council unanimously concurred with the staff recommendation to modify the Ponderosa Elementary SR2S Project scope to include a Class I Mixed-Use Pathway on the west side of Pentz Road between Bille Road and Wagstaff Road.

7. COUNCIL INITIATED ITEMS AND REPORTS

7a. Council initiated agenda items - None

7b. Council reports on committee representation

Council Member Zuccolillo attended a groundwater meeting.

Council Member Bolin attended the NRWS meeting regarding extending the franchise agreement and thanked all Council members for assistance during the Oroville Dam Evacuation incident.

Council Member Schuster attended the TBID meeting and presented the Alice Smith Award to Bill Hartley.

Mayor Lotter stated that Buddy Nottingham passed away on February 8th 2017, he was an asset to the community and mentored many onsite vendors; attended a LAFCo meeting; stated that Dean Road has been on the repair list for some time and that since PG&E uses Dean Road to work on the flume it may be a good time to try to coordinate with them to fix the road and asked the Town Manager to set up a meeting to discuss Dean Road.

7c. Future Agenda Items

Council Member Schuster would like staff to look at when road work is being done, to require conduit be laid for future development, such as Broadband lines. After discussion, it was determined that this item will be included in the goal setting session.

Council Member Bolin would like to have staff review real estate that is purchased, septic clearance issues and how to determine if a structure is permitted and how the buyer would be notified of such an issue early in the purchasing process. Council determined that this issue could be addressed through the Onsite Committee.

8. STAFF COMMUNICATION

8a. Town Manager Report – None

Community Development Director Baker reported on Safeway/Black Olive Center project, the finalization of the Eye Life Institute, new subdivision map for six lots on Indian Springs Lane and 2 map extensions that will be heard by the Planning Commission.

9. CLOSED SESSION - None.

10. ADJOURNMENT

At 9:39 p.m. Mayor Lotter adjourned the February 14, 2017 to February 28, 2017 at 6:30, Paradise Performing Arts Center, 777 Nunneley Road, Paradise, California 95969 for the purpose of holding a Regular Adjourned meeting pursuant to Government Code Section 54955.

Date Approved: March 14, 2017

By: _____/s/_____
Scott Lotter, Mayor

Attest:

_____/s/_____
Dina Volenski, CMC, Town Clerk