

**MINUTES
PARADISE TOWN COUNCIL
REGULAR MEETING – 6:00 PM – July 09, 2013**

1. OPENING

The Regular Meeting was called to order by Mayor Timothy Titus at 6:02 pm in the Town Council Chamber located at 5555 Skyway, Paradise, California. Following the Pledge of Allegiance to the Flag of the United States of America, the Invocation was offered by Council Member Steve “Woody” Culleton.

COUNCIL MEMBERS PRESENT: Greg Bolin, Steve “Woody” Culleton, Scott Lotter and Timothy Titus, Mayor.

COUNCIL MEMBERS ABSENT: John J. Rawlings

STAFF PRESENT: Town Clerk Joanna Gutierrez, Town Manager Lauren Gill, Town Attorney Dwight L. Moore, Finance Director Gina Will, Community Development Director Craig Baker, Police Chief Gabriela Tazzari-Dineen, Battalion Chief Curtis Lawrie, CAL FIRE/Paradise Fire, Assistant Town Clerk Dina Volenski, Associate Civil Engineer Marc Mattox, and Fire Marshal/Building Official Anthony Lindsey.

2. ITEMS DEFERRED FROM PREVIOUS MEETINGS – None.

3. CONSENT CALENDAR

Mayor Titus called for public comment on the consent calendar.

1. Ward Habriel commented on the following agenda items:
 - 3c. Discussed comments in the Grand Jury Report that declare an inadequate water supply for Paradise.
 - 3d. Stated there are errors in the street maps for Paradise that are printed by automobile associations and asked if the GIC could contact the publishers and provide accurate information.
 - 3e. Stated that Donna Marie Tibbits was his neighbor and friend and was glad to see that the donation to the Town was accomplished.

Following a MOTION by Lotter, seconded by Culleton, the following items on the consent calendar were adopted as presented by unanimous roll call vote of those present – Rawlings was absent and not voting:

- 3a. Approved the Minutes of the June 25, 2013 Regular Council Meeting.

- 3b. Approved cash disbursements in the amount of \$747,201.54. (310-10-29)
- 3c. Authorized the Mayor to sign and submit the Town's response to the 2012-2013 Final Report of the Butte County Grand Jury to the Presiding Judge of the Butte County Superior Court. (550-20-21 & 550-20-03)
- 3d. Approved the 2013/2014 Annual Maintenance Contract with Chico State University (CSU) Research Foundation on behalf of the Geographical Information Center (GIC) for Geographic Information Services in the amount of \$10,000.00. The GIC provides both basic and specialized data maintenance, such as spatially referenced road, parcel, land use, zoning, aerial images, drainage, and topography data. Additionally, the GIC provides the Paradise Fire Department with updated Map Books and Dispatch with the most current parcel and road data to aid with dispatch. (C06-22)
- 3e. Accepted monetary donation from the estate of Donna Marie Tibbitts in the amount of \$4,799.81 for the Paradise Animal Shelter, authorized the Mayor to execute a Declaration Regarding Beneficiary Agreement and directed that the monies be deposited into the Animal Control Misc Donation Fund 7811 for animal control operations. (395-50-13 & 410-10-06)

4. PUBLIC HEARING PROCEDURE

Mayor Titus informed the public of the Town Council adopted procedure for public hearings.

5. PUBLIC HEARINGS

Community Development Director Baker reported to Council that the fee schedule amendment will correct an inability of the Town's automated computer system to calculate certain fees currently set forth on the fee schedule, and the result will not increase any fees, rather, it will decrease certain fees. Mayor Titus opened the public hearing at 6:10 pm. There were no speakers on the matter and Mayor Titus closed the public hearing at 6:10 pm.

- 5a. **MOTION by Lotter, seconded by Culleton**, adopted Resolution No. 13-37, A Resolution of the Town Council of the Town of Paradise amending the Master Schedule of Fees for Town Services. Roll call vote of those present was unanimous; Rawlings absent and not voting. The correction relates to implementation incompatibilities and includes an inadvertently omitted note relating to planning services. Roll call vote of those present was unanimous: Rawlings absent and not voting. (395-20-18)

6. PUBLIC COMMUNICATION

1. Daniel Wentland stated that many citizens contacted the Paradise Senior Center last week during the recent heat wave in search of a cooling center and asked if the Town would meet with members of the Senior Center Board of Directors to discuss what a cooling center would provide, and if the Town would assist the Senior Center in drafting a policy for the Senior Center Board to use to address such situations.

Town Manager Gill informed that a local government agency would set up a cooling/warming center only as a part of an emergency operation during a long-term power outage and the purpose would be to provide short term respite - a cool or warm area for citizens to come in to sit down for a couple of hours during the day to either cool down or warm up and then return to their home. There should be no expectation of overnight accommodations or meals at such a center.

7. COUNCIL CONSIDERATION

- 7a. **MOTION by Lotter, seconded by Bolin**, adopted the following resolutions to approve participation in the county-wide FIGTREE PACE program and to include properties within the incorporated Paradise Town limits:

(1) Resolution No. 13-38, A Resolution by the Town Council of the Town of Paradise approving the Town of Paradise's Associate Membership in the California Enterprise Development Authority (CEDA) and authorizing the Town Manager to execute an associate membership agreement with CEDA. Roll call vote of those present was unanimous; Rawlings absent and not voting. (510-20-63)

(2) Resolution No. 13-39, A Resolution of the Town Council of the Town of Paradise, Consenting to Inclusion of Properties Within the Incorporated Area of the Town in the Butte County Property Assessed Clean Energy Program to Finance Distributed Generation and Renewable Energy Sources and Energy and Water Efficiency Improvements, Approving the Report Setting forth the Parameters of the Referenced Program and Certain Matters in Connection Therewith." Roll call vote of those present was unanimous; Rawlings absent and not voting. (510-20-63)

Through a contractual assessment district process, PACE programs allow interested property owners to fund the installation of energy and water efficient improvements through a market rate loan that is repaid over time by annual property tax payments. Participation in the program is completely voluntary and property taxes remain unchanged for properties within a PACE assessment district that do not participate in the program.

8. COUNCIL COMMUNICATION (Council Initiatives)

- 8a. Council oral reports of their representation on Committees/Commissions.
- 8b. Discussion of future agenda items

Council Member Culleton requested funding for registration costs for all Council Members to attend the annual League of California Cities conference September 18-20, 2013 in Sacramento. Early Bird Registration was \$475 (\$950) and two Council Members have pre-registered, and the remaining three would cost \$525 each (\$1,575) for a total amount of \$2,525.00.

9. STAFF/COMMISSION/COMMITTEE COMMUNICATION

- 9a. Town Manager oral reports

10. CLOSED SESSION

At 6:32 pm Mayor Titus announced the following closed sessions:

- 10a. Pursuant to Government Code section 54956.9(d)(1), the Town Council will hold a closed session to meet with the Town Attorney relating to following pending litigation: Town of Paradise vs. Arthur J. Silverstein, Butte County Superior Court Case No. 159786.
- 10b. Pursuant to Government Code 54956.9(d)(4), the Town Council will consider initiating litigation. One potential case.

At 7:20 pm Mayor Titus reconvened the Council meeting and the Town Attorney announced that no action was taken in closed session and that direction was given to staff relating to the pending litigation.

11. ADJOURNMENT

Mayor Titus adjourned the Council meeting at 7:21 pm.

DATE APPROVED: August 13, 2013

By: _____/s/_____
Timothy Titus, Mayor

_____/s/_____
Joanna Gutierrez, CMC, Town Clerk