

**MINUTES
PARADISE TOWN COUNCIL
REGULAR MEETING – 6:00 PM – November 12, 2019**

1. OPENING

The Regular meeting of the Paradise Town Council was called to order by Mayor Jones at 6:00 p.m. in the Town Council Chamber located at 5555 Skyway, Paradise, California who led the Pledge of Allegiance to the Flag of the United States of America. An invocation was offered by Vice Mayor Bolin.

COUNCIL MEMBERS PRESENT: Greg Bolin, Steve Crowder, Melissa Schuster and Jody Jones, Mayor

COUNCIL MEMBERS ABSENT: None

STAFF PRESENT: Town Manager Lauren Gill, Town Attorney Dwight Moore, Town Clerk Dina Volenski, Finance Director/Town Treasurer Gina Will, Senior Management Analyst Colette Curtis, Business and Housing Services Director Kate Anderson, Community Development Director Susan Hartman, Police Lieutenant Tony Borgman, Division Chief John Messina and Disaster Recover Director Laura Page

- 1a. Mayor Jones read the proclamation recognizing November as Homeless and Runaway Youth Awareness Month that was accepted by Josh Indar from the Butte County Office of Education
- 1b. A presentation was given by David Banuelos Jr. on the 2020 Census
- 1c. A presentation was given by Susan Hartman, Community Development Director, on Ordinance 578 regarding Dry Camping.

2. CONSENT CALENDAR

Item 2h was removed from the Consent Calendar by Council Member Schuster.

MOTION by Schuster, seconded by Zuccolillo, approved consent calendar items 2a through 2m as presented with item 2h removed from the consent calendar. Roll call vote was unanimous.

- 2a. Approved minutes from the September 10, 2019 Regular and the September 24, 2019 Special Town Council meetings.
- 2b. Approved October 2019 cash disbursements in the amount of \$1,325,164.50.
- 2c. 1. Waived second reading of the entire Town Ordinance No. 581 and approved reading by title only; and, 2. Adopted Town Ordinance No. 581, “An Ordinance of the Town Council of the Town of Paradise, California adding Chapter 8.58 to the Paradise Municipal Code Relating to Defensible Space and Hazardous Fuel Management”.

- 2d. 1. Waived the second reading of the entire Town Ordinance No. 584 and approved reading by title only; and 2. Adopted Town Ordinance No. 584, "An Ordinance Amending and Adding Text Regulations within Paradise Municipal Code Title 17 [Zoning] Relating to Temporary Commercial Buildings".
- 2e. 1. Waived second reading of the entire Town Ordinance No. 585 and approved reading by title only: and, 2. Adopted Town Ordinance No. 585, "An Ordinance of the Town of Paradise Repealing Paradise Municipal Code Chapters 15.01, 15.02, 15.03, 15.04, 15.05, 15.06, 15.07, 15.08, 15.09, 15.10, 15.11, 15.12, 15.13 and Adopting New Chapters 15.01, 15.02, 15.03, 15.04, 15.05, 15.06, 15.07, 15.08, 15.09, 15.10, 15.11, 15.12 And 15.13 and Making Findings of Fact Relating to Local Climatic, Geological, and Topographic Conditions, All Relating to the Adoption of the California Code of Regulations, Title 24, Part 2, Volume 1 & 2, Part 2.5, Part 3, Part 4, Part 5, Part 6, Part 8, Part 9, Part 10, Part 11, And Part 12".
- 2f. 1. Waived the second reading of the entire Town Ordinance No. 586 and approved reading by title only; and, 2 Adopted Town Ordinance No. 586, "An Ordinance of the Town Council of the Town of Paradise adding Chapter 12.26 to the Paradise Municipal Code Relating to Telecommunications Infrastructure Improvements.
- 2g. Accepted the donation of a 2019 Ford F-250 pickup with code 3 package and radio estimated at \$80,000 from the Leary Firefighters Foundation.
- 2h. Item 2h removed from the consent calendar.
- 2i. Adopted Resolution No. 19-34, "A Resolution of the Town Council of the Town of Paradise Authorizing Application for, and Receipt of, SB 2 Planning Grants Program Funds."
- 2j. Accepted the various private citizen and business donations offered to the Town of Paradise during the month of October 2019 in the amount of \$1,034.72.
- 2k. 1.Reviewed updated CDBG Citizen Participation Plan; and, 2. Adopted the CDBG Citizen Participation Plan as presented and authorized Town staff to submit the Citizen Participation Plan to HUD.
- 2l. 1. Approved the Program Supplement Agreement No. F022 to Administering Agency-State Agreement for Federal-aid Projects no. 03-5425F15 to assure receipt of \$525,000 in state funds for the Pentz Pathway Project Phase II; and, 2. Adopted Resolution No. 19-35, A Resolution of the Town Council of the Town of Paradise authorizing the Town Manager, or her designee, to sign the Program Supplement Agreement No. F022 to Administering Agency-State Agreement for Federal-Aid Projects No. 03-5425F15

- 2m.
 1. Authorized the Town Manager, Administrative Services Director and Town Attorney to negotiate a service extension with Ernst & Young LLP for Disaster Recovery Management Services; and,
 2. Authorized the Town Manager to execute the appropriate documents.

3. ITEMS REMOVED FROM CONSENT CALENDAR

Mayor Jody Jones announced that item 7a1 would be moved up on the agenda to after item 3 due to time constraints.

Council Member Schuster removed item 2h to highlight the donation of \$346,953 from the North Valley Community Foundation – Butte Strong Fund to assist with the renovation for the Building Resiliency Center that will be set up to assist citizens with the rebuilding process.

- 2h. **MOTION by Schuster, seconded by Bolin**, accepted the donation of \$346,953 from the North Valley Community Foundation - Butte Strong Fund to assist with the renovation of the Building Resiliency Center located at 6295 Skyway, Paradise, CA. Roll call vote was unanimous.

7a1. Consider discussion and authorizing support for the PID/County/CalWater Inter-tie Feasibility Study (ZUCCOLILLO/CROWDER)

Council Members Zuccolillo and Crowder asked that this item be placed on the agenda for discussion and support.

Dustin Cooper, Legal Counsel for Paradise Irrigation District (PID), provided a brief overview of discussion about the feasibility study for consolidation and an inter-tie connection. PID lobbied the state for backfill funding and then discussed what do when the funding runs out. There were discussions about options and how to restructure PID to serve as a viable entity to provide water to the community and still maintain financial stability. One of the discussions was an inter-tie pipeline between the County and Calwater service, which is the water provider for Chico. Mr. Cooper explained that the PID reservoirs were undamaged and became a stranded asset.

In June of 2019 the Governors office informed PID that they would receive one year of backfill funding \$7.3 million and then in August the Dept of Finance announced two years of funding with conditions that PID participate in a consolidation study. PID knows there is a problem and there is a need to plan for an uncertain future. The intertie option could provide funding for the future of PID and provide a Vina Sub-basin sustainability solution. Chico is a large groundwater user and the intertie connection could provide a benefit.

Mr. Cooper explained that if the project is economically feasible and everyone wants to continue forward, the next step would be to look at how the project would be paid for and who benefits.

1. Ward Habriel stated that the quality of water is good in the Town of Paradise, need to do everything to keep PID water and not consolidate, do the study first and then decide.

2. Kim Morris stated that she has no objection to the feasibility study and that at the County meeting the minority Supervisors were not allowed to discuss the issue and that everyone needs to be heard.
3. Cliff Jacobson supports keeping the water and water rights on the ridge and that consolidation with another water district is not desirable, because the cost of water will be too high.
4. Lance Watts supports PID control over our water, that PID will never get enough money out of the current residence and it is necessary to find another funding source that will hopefully be temporary.
5. Braden Pisani with Assemblyman Gallagher's office requested support of the study.

MOTION by Zuccolillo, seconded by Crowder authorizing support for the PID/County/CalWater Inter-tie Feasibility study. Ayes of Bolin, Crowder, Zuccolillo and Mayor Jones. Noes of Schuster. Motion passed.

Item 7a3 was moved up on the agenda:

- 7a3.** Consider discussion and writing a letter of support for Assemblyman Gallagher's legislation to combat Public Safety Power Shutoffs.
(CROWDER)

Council Member Crowder stated that this item is not a bill yet, Assemblyman Gallagher is proposing that the \$2.4 Billion PG&E is being made to pay towards reducing carbon footprint would be used to harden their equipment.

1. Braden Pisani, Assemblyman Gallagher office stated that it is early in the process, no language yet, is asking for partners in the discussion from communities affected by the Public Safety Power Shutoffs.
2. Kim Morris asked Council to consider the bill carefully and make sure that PG&E is made to harden their infrastructure and not divert funds.

MOTION by Crowder, seconded by Zuccolillo, to write a letter of support for Assemblyman Gallagher's legislation to combat Public Safety Power Shutoffs. Roll call vote was unanimous.

4. PUBLIC COMMUNICATION

1. Mike Roddy supports idea of getting off PG&E and having own utility, suggested focusing on solar; working closely with insurance commissioner to see about insurance rates and would like to be granted longer than three minutes to speak.
2. Ward Habriel stated if power poles were taken down, maybe people would survive accidents, Garden Club will be planting daffodils and after this year will have planted 165,000 bulbs in the Town of Paradise. Mr. Habriel also announced an event sponsored by Butte County Fire Safe Council event on November 20, 2019, 7:00 p.m. at Terry Ashe Recreation Center, Fire Scaping, Protecting your home. October 27, Press Democrat had article highlighting Love Paradise event from October 25 & 26. Mr. Habriel shared that he

discovered that to be part of the Census putting up a locking mailbox on a property will allow mail to be delivered to that address.

3. Lance Watts thanked the Town Council for difficult decisions, removes trees for people, asked if there is a place for logs from private property owners; asked for new fire code clearances and supports PID keeping the water local.

Mayor Jones recessed the meeting for a two-minute break at 7:32 p.m.

Mayor Jones reconvened the meeting at 7:35 p.m.

5. PUBLIC HEARINGS - None

6. COUNCIL CONSIDERATION

Greg Eaton provided a brief overview of the Butte County Local Hazard Mitigation Plan that, if approved, ensures the Town's continued eligibility for certain federal disaster assistance.

- 6a. **MOTION by Zuccolillo, seconded by Schuster**, adopted Resolution No. 19-36, A Resolution of the Town Council of the Town of Paradise Adopting the Butte County Local Hazard Mitigation Plan. The plan is eligible for final approval by FEMA pending its adoption by Butte County and all participating jurisdictions. Roll call vote was unanimous.

Community Development Director Hartman presented a brief overview of agenda items 6b & 6c.

- 6b. **MOTION by Schuster, seconded by Crowder**, adopted Resolution No. 19-37, "A Resolution of the Town Council of the Town of Paradise Providing for the Summary Vacation of the existing 12-foot Public Utility Easement along the east property line of Lot 15 of the Shay Acres Subdivision and located at 6676 Shay Lane; APN 050-230-022," Roll call vote was unanimous.
- 6c. **MOTION by Bolin, seconded by Zuccolillo**, adopted Resolution No. 19-38, "A Resolution of the Town Council of the Town of Paradise Providing for the Summary Vacation of Two 6-foot Public Utility Easements along the Common Property Line Boundaries of Lots 21, 22, & 23 of the Griggs Subdivision and located at 92, 94, & 96 Grinding Rock Road; APN 055-410-022, -023, & -026" Roll call vote was unanimous.
- 6d. Disaster Recovery Director Laura Page presented an overview of the proposed Urgency Ordinance No. 588 which includes the ability for residents to process and utilize the wood from felled trees.
 1. Ward Habriel is one of the neighbors that complained about an illegal log deck. This ordinance addresses hazardous trees, but what about the trees that aren't hazardous.
 2. Lance Watts stated that the problem is there is no place to take the wood and it is difficult to do anything until that is addressed.

MOTION by Zuccolillo, seconded by Crowder adopted Urgency Ordinance No. 588 of the Town Council of the Town of Paradise repealing Urgency Ordinance No. 587 and adopting A New Ordinance Establishing the Requirements of a Mandatory Hazard Tree Removal Program. The proposed Urgency Ordinance No. 588 revises Section 3.7 of the existing Urgency Ordinance, which includes the ability for residents to process and utilize the wood from felled trees. Roll call vote was unanimous.

- 6e. Administrative Services Director Gina Will provided a brief overview of the personnel and budget issues for the 2019/2020 budget.

MOTION by Bolin, seconded by Schuster, 1. Approved Resolution 19-39, A Resolution of the Town Council of the Town of Paradise Adopting the Amended Position Control and Salary Pay Plan for the fiscal year 2019-20; and, 2. Authorized flexibility in the hiring of up to two engineers and revised job classification descriptions; and, 3. Approved job classification descriptions inadvertently left off September 10, 2019 classification study agenda summary (descriptions starting with C, Management Analyst I/II and Police Officer); and. 4. Approved recommended budget adjustments. Roll call vote was unanimous.

7. COUNCIL INITIATED ITEMS AND REPORTS

7a. Council initiated agenda items

- 7a1. Consider discussion and authorizing support for the PID/County/CalWater Inter-tie Feasibility Study (ZUCCOLILLO/CROWDER) – Moved up in the agenda after item 3.
- 7a2. Consider discussion and direction regarding traffic signal concerns during Power Outages (CROWDER)

Council Member Crowder shared that he is receiving several calls from citizens concerned that nothing is being done with the stop lights/signs being put out during Public Safety Power Shutoffs (PSPS); contacted the League of California Cities to see what other cities are doing. Five of the 40 cities do nothing, but all the others do something to address the issue and Council Member Crowder thinks that something needs to be done.

Town Manager Gill stated that the Town of Paradise has applied for a \$500,000 grant from the Resiliency Allocation fund from the Governor's office which includes electronic message board signs on trailers, up to 16 generators, portable fuel tank and generators for two facilities and other items.

- 7a3. Consider discussion and writing a letter of support for Assemblyman Gallagher's legislation to combat Public Safety Power Shutoffs. (CROWDER) Moved up in the agenda – after item 7a1.

7b. Council reports on committee representation

Vice Mayor Bolin attended LAFCo.

Council Member Crowder met with Assemblyman James Gallagher, attended Supervisors meeting regarding PID study; Attended Adventist Health/Emergency Room kick-off event and remembrance events on Friday, November 8th.

Council Member Zuccolillo provided an update on the to Washington DC trip with Charles Brooks from the Rebuild Paradise Foundation.

Council Member Schuster attended the League of California Cities Conference and North Dakota Main Street Summit.

Mayor Jones attended Butte County Air Quality Management District, Butte County Association of Government, Board workshop for Sacramento Area Council of Governments, meetings regarding inter-tie water project and November 8th Anniversary events.

7c. Future Agenda Items - None

8. STAFF COMMUNICATION

8a. Town Manager Report - None

9. CLOSED SESSION - None

10. ADJOURNMENT

Mayor Jones adjourned the Council meeting at 8:43 p.m.

Date Approved: February 11, 2020

By: _____/s/_____
Jody Jones, Mayor

Attest:

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