

MINUTES
PARADISE TOWN COUNCIL
REGULAR MEETING – 6:00 PM – August 09, 2016

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 Council member Steve “Woody” Culleton.

COUNCIL MEMBERS PRESENT: Greg Bolin, Steve “Woody” Culleton, Scott Lotter, John J. Rawlings and Jody Jones, Mayor.

COUNCIL MEMBERS ABSENT: None.

STAFF PRESENT: Town Manager Lauren Gill, Town Attorney Dwight Moore, Acting Town Clerk Dina Volenski, Finance Director/Town Treasurer Gina Will, Public Works Director/Town Engineer Marc Mattox, Community Development Services/Planning Director Craig Baker, Administrative Analyst Colette Curtis, Business and Housing Services Director Kate Anderson, Police Lieutenant Stephen Rowe

- 1a. Presentation by Town Engineer/Public Works Director Marc Mattox on Downtown Paradise Safety Project Mid-Year Update
- 1b. Update on Paradise Sewer Project by Bennett Engineering, Mike Massaro.
 - 1. Jim Harding, local contractor, is concerned with the flows presented in regards to the sewer and suggested reassessing with Town staff.
- 1c. Presentation by CAL Fire Unit Forester Dave Derby regarding tree health.
 - 1. Ward Habriel commented that trees are a concern and that permit fees should not be charged for infected trees being removed.

2. CONSENT CALENDAR

MOTION by Lotter, seconded by Bolin, approved all consent calendar items 2a-2j as presented **by unanimous roll call vote.**

- 2a. Approved the minutes of the July 12, 2016 Regular Council Meetings.
- 2b. Approved the Cash Disbursements for July 2016 in the amount of \$3,266,961.76. (340-40-14)
- 2c. Concurred with staff recommendation and authorized filing of a CEQA Notice of Exemption for the Ponderosa Elementary SR2S Project with Butte County. (950-40-32)

- 2d. Authorized the Town Manager to send letters to the Butte County Grand Jury, which includes a letter from the Mayor and the Chief of Police responding to findings/recommendations in the 2015/16 Grand Jury Report. (550-20-24)

1. Ward Habriel concerned with what would happen if the judge did not like the response that is submitted.

Attorney Moore stated that a response is required within 90 days and that the agency does not have to agree with the recommendations from the Grand Jury.

- 2e. Approved Resolution No. 16-47, A Resolution of the Town of Paradise certifying to the County of Butte the validity of the legal process used to place direct charges (special assessments) on the secured tax roll, and 2. Authorized the Town Manager and Administrative Services Director to approve direct charge (special assessment) changes, and 3. Authorized the Town Manager and Town Attorney to execute the governing authority certification related to the direct assessments on the property tax roll. (510-20-107, 395-70-13, 540-10-20, 550-40-51)

- 2f. Pursuant to Paradise Municipal Code Section 2.45.080G, rejected all bids received relating to 2016 HVAC Maintenance Services and authorized staff to re-advertise for bids.

- 2g. Declared the described office items as surplus property; and 2.) Adopted Resolution No. 16-48, declaring certain Town Furniture/Equipment to be surplus and obsolete and authorizing disposal through sale, donation or destruction by the Town Manager or her designee. (380-10-03)

- 2h. Reviewed and filed the 3rd Quarter Investment Report for the Fiscal Year Ending June 30, 2016. (360-30-06)

- 2i. Adopted the following resolutions to approve participating in the countywide Open PACE, Ygrene Energy Fund and HERO programs to include properties within the incorporated Paradise Town limits:

1. Adopted Resolution No.16-49, 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 for the parameters of the referenced program and certain matters in connection therewith.

2. Adopted Resolution No. 16-50, A Resolution of The Town Council of The Town of Paradise, California, consenting to inclusion of properties within the Town's jurisdiction in the California Hero Program to finance distributed generation renewable energy sources, energy and water efficiency improvements and electric vehicle charging infrastructure and approving the amendment to a certain joint powers agreement related thereto. (510-20-139)

3. Adopted Resolution No. 16-51, A Resolution of The Town Council of The Town of Paradise, California consenting to inclusion of properties within the Town's jurisdiction in the California Home Finance Authority Community Facilities District No. 2014-1 (Clean Energy) to finance renewable energy improvements, energy efficiency and water conservation improvements and electric vehicle charging infrastructure and approving associate membership in the joint exercise of powers authority related thereto

4. Adopted Resolution No. 16-52, A Resolution of The Town Council of The Town of Paradise California, consenting to inclusion of properties within the Town's jurisdiction in the California Home Finance Authority, program to finance renewable energy generation, energy and water efficiency improvements and electric vehicle charging infrastructure and approving associate membership in the joint exercise of powers authority related thereto

- 2j. Approved the recommendation that the Council ratify the agreement between Butte County and the Town of Paradise which would remove unpaid administrative citation fines from the County tax roll. (510-20-138)

3. ITEMS REMOVED FROM CONSENT CALENDAR – None.

4. PUBLIC COMMUNICATION

1. Ward Habriel addressed nuisance abatement issues at the corner of Apple Tree Way and Pentz and inquired about cleaning up the property.

Attorney Moore stated that permission from the property owner would need to be obtained in order to perform any work on the said property.

5. PUBLIC HEARINGS - NONE

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. **MOTION BY CULLETON, seconded by Rawlings**, reviewed and filed the financial information provided by staff concerning the 2015/16 and 2016/17 operating and capital budgets, and approved staff recommended budget adjustments. Roll call vote was unanimous. (340-40-14)

- 6b. **MOTION BY BOLIN, seconded by Lotter**, adopted Resolution No. 16-53, A Resolution of the Town Council of the Town of Paradise accepting Contract No. 14-04, Measure C Pearson Rd Improvements, performed by Knife River Construction of Chico, CA. Roll call vote was unanimous. (950-40-23, 510-20-127)

- 6c. **MOTION BY LOTTER, seconded by Culleton**, Adopted Resolution No. 16-54, A Resolution of the Town Council of the Town of Paradise accepting Contract No. 14-05, Clark Rd Safety Enhancements, performed by Franklin Construction of Chico, CA. Roll call vote was unanimous. (950-40-24, 510-20-113)
- 6d. Town Engineer/Public Works Director Marc Mattox presented an update on the Paradise Police Department Building Electrical Emergency Repair – Information only, no action was taken.
- 6e. **MOTION BY CULLETON, seconded by Bolin**, Rejected the bids received relating to Contract 15-01, Pearson Rd SR2S Connectivity Project, pursuant to Public Contract Code Section 20166. Roll call vote was unanimous. (950-40-25)
1. Jim Harding suggested that extra dirt from the project could be given to the school district for their potential ball field.
 2. Melissa Schuster suggested being aware of community events such as Gold Nugget Days and the Wildflower that could be affected by the construction project.
- 6f. **MOTION BY LOTTER, seconded by Culleton**, Authorized a letter to ABC requesting certain conditions imposed on the ABC License for Stop and Shop remain in place. Ayes of Bolin, Culleton, Lotter and Mayor Jones, noes of Rawlings. (480-05-04, 180-30-93)

7. COUNCIL INITIATED ITEMS AND REPORTS

- 7a. **MOTION BY LOTTER, seconded by Rawlings**, Council approved sending a letter in opposition of AB 2835 and agreed that all should sign the letter. Roll call vote was unanimous. (550-40-18)
- 7b. Council reports on committee representation

Council Member Rawlings announced that he would not be running for re-election in November.

Vice Mayor Lotter attended a LAFCO meeting and continues to work in opposition of Proposition 57 regarding the reclassification of violent crimes and prison sentences.

Council Member Culleton announced the Dutch Oven Cook-off on Saturday, August 13 supporting the Gold Nugget Museum and the Boys and Girls Club and announced the Butte County Fair in Gridley August 25 through 28th.

Mayor Jones attended the BCAG/BCAQMD in Biggs and hosted the Town Council booth at Party in the Park.

1. Ward Habriel thanked Council Member Rawlings for his service to the Council and to the Town.

- 7 c. Council Member Bolin asked that the Tree Ordinance be reviewed to see if there were any way to assist the public with dead tree issues and is willing to work with staff. This item will be brought back to Council.

8. STAFF COMMUNICATION

Town Manager Report – Met with City Managers and discussed Butane Ordinances adopted by surrounding cities and marijuana legislation on the ballot and the impact it will have on local ordinances.

Community Development Director Craig Baker reported on progress of the following projects: Carousel motel, Eye Life Institute, Safeway project, Lynn's Paradise Plaza, Feather River Brew Pub, R&R Custom Fab, Burritos El Caporale and SHOR. There are also two new business downtown; Styles (women clothing) and a natural salon.

9. CLOSED SESSION

At 8:18 p.m. Mayor Jones announced that the Town Council would adjourn to hold the following closed session:

- 9a. Pursuant to Government Code Section 54956.8, the Town Council will hold a closed session with the Town's negotiators relating to an exchange of real property as follows:

Property:

- 951 American Way, Paradise, California, Assessor Parcel No. 055-180-077
- American Way, Paradise, California, Assessor Parcel No. 055-180-075 (western portion)

Town Negotiator: Lauren M. Gill

Negotiating Party: M. C. Horning, Jr. - Tom Wrinkle

Issue: Terms - Price

At 8:39 p.m. Mayor Jones reconvened the Town Council meeting and reported that direction was given to staff; no action taken.

10. ADJOURNMENT

Mayor Jones adjourned the Council meeting at 8:40 p.m.

Date approved: September 13, 2016

By: _____/s/_____
Jody Jones, Mayor

Attest: _____/s/_____
Dina Volenski, CMC, Acting Town Clerk