

# TOWN COUNCIL

# **Meeting Minutes**

6:00 PM - October 12, 2021

#### 1. OPENING

The Regular meeting of the Paradise Town Council was called to order by Mayor Crowder at 6:02 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 Culleton.

**COUNCIL MEMBERS PRESENT:** Steve "Woody" Culleton, Jody Jones, Rose Tryon (via Teams) and Steve Crowder, Mayor.

**COUNCIL MEMBERS ABSENT:** Greg Bolin

**STAFF PRESENT:** Town Manager Kevin Phillips, Town Clerk Dina Volenski, Public Works Director/Town Engineer Marc Mattox, Town Attorney Scott Huber, Finance Director Ross Gilb, Community Development Director Susan Hartman, Community Development Director Tony Lindsey, Police Chief Eric Reinbold, Fire Chief Garrett Sjolund, Deputy Town Clerk Melanie Norris and Project Manager Brian Solecki.

Mayor Crowder requested that agenda item 6b: "Provide staff with verbal direction and/or concurrence regarding the application standards for the recently enacted Interim Housing Urgency Ordinance Exceptions Committee **OR** Provide alternative direction to Town staff" be tabled until the next Council Meeting in November, or until a full Council could be present. All Council concurred to postpone the discussion with Greg Bolin absent and not voting.

- 1a. Mayor Steve Crowder read a proclamation recognizing the 2nd week of October as Code Enforcement Officer Appreciation Week. (180-40-027)
- 1b. The following Camp Fire Recovery items were written reports that were included in the agenda packet:

Brian Solecki, Recovery and Economic Development Project Manager-Recovery projects, Advocacy, Economic Recovery and Development, Communications and Emergency Operations. (110-60-061)

Marc Mattox, Public Works Director/Town Engineer - Infrastructure and Sewer Update (110-60-061)

Tony Lindsey, CDD-Building and Code Enforcement - Code Enforcement Update (110-60-061)

# 2. CONSENT CALENDAR

**MOTION by Jones, seconded by Culleton**, approved consent calendar items 2a through 2e. Roll call vote was unanimous with Greg Bolin absent and not voting.

- Approved minutes of the September 14, 2021 Regular Town Council meeting.
- 2b. Approved September 2021 Cash Disbursements in the amount of \$2,006,508.15. (310-10-034)
- 2c. Waived the second reading of entire Town Ordinance No. 611 and read by title only; and, adopted Town Ordinance No. 611 "An Ordinance Amending Text Regulations within Paradise Municipal Code Title 17 [Zoning] Relative to Family Daycare Homes Consistent with State Law Requirements". (540-16-180)
- 2d. 1. Adopted Resolution No.21-44, "A Resolution of the Town Council of the Town of Paradise Approving the Plans and Specifications for the On-System Culvert Repair Project and Authorizing Advertisement for Bids on the Project."; and,
  - 2. Adopted Resolution No.21-45, "A Resolution of the Town Council of the Town of Paradise approving the Plans and Specifications for the On-System Sign Replacement Project and Authorizing Advertisement for Bids on the Project."; and,
  - 3. Adopted Resolution No.21-46 "A Resolution of the Town Council of the Town of Paradise Approving the Plans and Specifications for the On-System Hardscape Replacement Project and Authorizing Advertisement for Bids on the Project." (950-40-052, 950-40-053, 950-40-055)
- 2e. Approved budget adjustments for facility repairs at Town Hall and Fire Station 81. (340-40-016)

#### 3. ITEMS REMOVED FROM CONSENT CALENDAR - None

# 4. PUBLIC COMMUNICATION

- 1. Ward Habriel would like to see amenities brought back into Town.
- **5. PUBLIC HEARINGS** None.

#### 6. COUNCIL CONSIDERATION

6a. Community Development Director Susan Hartman provided an overview of the Northern Recycling and Waste Service (NRWS) request to adopt the First Amendment to the Agreement reducing the overall customer satisfaction rating survey from 85% to 70%.

Andrew Guidi from NRWS requested that the Customer Satisfaction Survey which would be completed in year 4 of the contract either be postponed until year 9 or eliminated all together due to the uncertain state of the company and the hardship NRWS has faced in servicing Paradise around the reconstruction of the Town.

1. Ward Habriel shared that there was contradictory recycling information on a flyer that was mailed out with the billing statement.

Council discussed the different options that were presented by NRWS and determined that there was no need to keep the required survey in the current agreement because the company was trying to assign/sell to a different company that would be the one responsible for the service and ultimately the survey results.

MOTION by Culleton, seconded by Jones, adopted the proposed "First Amendment to the Franchise Agreement" between the Town of Paradise and Northern Recycling & Waste Services thereby amending the text of Section 2.03 of the Agreement to eliminate the requirement of a Year 4 survey; and, 2. Authorized the Town Manager to execute the adopted "First Amendment to the Franchise Agreement" document on behalf of the Town of Paradise; and, 3. Authorized Town staff to file with the office of the Town Clerk a fully executed copy of the adopted "First Amendment to the Franchise Agreement". Roll call vote was unanimous with Greg Bolin absent and not voting. (535-10-001)

6b. Provide staff with verbal direction and/or concurrence regarding the application standards for the recently enacted Interim Housing Urgency Ordinance Exceptions Committee OR Provide alternative direction to Town staff.

This item was postponed until the next Council Meeting, or until the full Council could be present. All Council concurred with Greg Bolin absent and not voting. (540-10-021)

6c. Town Clerk Dina Volenski presented on proposed Ordinance 613 that would add Section 2.43 to Paradise Municipal Code regarding Electronic Filing of Fair Political Practices Commission Campaign disclosure statements and statements of Economic Interest.

**MOTION** by Jones, seconded by Culleton, 1. Waived the first reading of Town Ordinance No. 613; and, 2. Introduced Town Ordinance No. 613, "An Ordinance of the Town Council of the Town of Paradise, Adding Section 2.43 to the Paradise Municipal Code "Electronic Filing of

Campaign Disclosure Statements and Statements of Economic Interest," Relating to Electronic and Paperless Filing of Fair Political Practices Commission Campaign Disclosure Statements. Roll call vote was unanimous with Greg Bolin absent and not voting. (540-16-182)

- 6d. Project Manager Brian Soleski provided an update on the proposed Reseeding Design & Scoping Plan from River Partners under the Hazard Mitigation Grant Program Advanced Planning grant.
  - 1. Jon Remalia suggested that the seeds and plants in the proposed plan should be deer tolerant.

After discussion, Council gave direction to go back to River Partners and request more information regarding the following: 1. Determine an example inventory of Right of Way locations that would be a priority and reseeding would not conflict with maintenance and fuels reduction goals. 2. Ask River Partners to include a section in the report specifying the benefits of the seed profiles to pollinating insects and rationale for not including milkweed as a part of the plan. 3. Ask River Partners to explain the rationale for excluding trees and shrub plantings as a part of the plan; and, 4. Present an estimate for implementation expenses and funding sources. All Council concurred to postpone approval of the reseeding plan until the November Council meeting when the requested questions could be answered. Council Member Greg Bolin was absent and not voting. (420-25-008)

6e. Town Council discussed if now was the correct time to review the Long Term Recovery Plan or if it should be postponed to a later date for more progress to have been made in the Town. After discussion, it was determined that updating the plan would allow for more grant funding opportunities and allow the community to see the progress that had been made towards accomplishing goals that were previously established by the community.

**MOTION** by Jones, seconded by Crowder, Awarded the contract for Community Long Term Recovery Plan 3-Year Update to Urban Design Associates and authorized the Town Manager to sign the agreement upon approval of the Town Attorney, contingent upon finding funding other than the PG&E settlement money. (510-20-325)

# 7. COUNCIL INITIATED ITEMS AND REPORTS

- 7a. Council initiated agenda items
- a1. Council Member Culleton requested that the Town Council discuss Ordinance No. 609 relating to defensible space and hazardous fuel management as it relates to the sale/transfer of property in the Town of Paradise. After discussion the Town Council reached consensus to bring this item back at the next Town Council meeting to address the issue of property owners and/or the buyer clearing the property prior to the close of

escrow. The Town would need to change the current ordinance to require an inspection of the property by the Fire Department and a fee to be paid for the release of the property by the escrow company.

- 1. Ward Habriel does not think another ordinance will solve the problem of trees and weeds on property. He also shared that the Garden Club has daffodils for sale.
- a2. Council Member Culleton requested that the Council discuss Paradise Municipal Code Chapter 2.45 Purchasing System regarding the Purchasing Officers powers and duties. Vice-Mayor Jones and Public Works Director/Town Engineer Marc Mattox explained why the purchasing limits were raised to \$250,000 and how it assists in allowing the Town to employ a more informal bidding process that results in a quicker resolution to immediate needs. There was no more discussion on this item.
- a3. Discuss and consider providing direction to Town Staff regarding a letter of support for the 2021 Supervisorial Redistricting of Butte County.
  - 1. Town Clerk Dina Volenski read an email submitted by John Stonebraker on behalf of the Upper Ridge Community Council asking that the Town provide public testimony on how the district lines should be drawn.

Direction was given for staff to research and provide a recommendation on which redistricting map would be in the best interest of Paradise and to present it at the next Board of Supervisors meeting.

# 7b. Council reports on committee representation

Council Member Tryon attended a meeting with Paradise Recreation and Parks District to discuss a program to bring back pollinators on the Ridge and possibly a monarch butterfly habitat. She also attended the Cal Cities Conference in Sacramento.

Vice-Mayor Jones attended several meetings regarding the sewer system; updated Assemblyman Gallagher on the sewer project; attended the Paradise Sewer Regionalization Advisory Committee meeting where Paradise and Chico are currently working on the draft Principals of Agreement; attended Butte County Association of Governments and Butte County Air Quality Management District meetings.

Council Member Culleton attended the Consortium of Care meeting and is reaching out to find out if the Town's attendance is required.

Mayor Crowder attended the Paradise Sewer Regionalization Advisory Committee meeting; attended Cal Cities Conference in Sacramento; met with Paradise Police Department to discuss dispatch services; met with Upper Ridge Council regarding redistricting; reached out to Adventist Health to see if Rick Lawson would be able to give Paradise citizens an update on what is happening with the hospital and worked the booth at Johnny Appleseed Day.

7c. Future agenda items – Council Member Tryon asked that Council discuss requiring properties be surveyed before selling properties at the close of escrow. Vice-Mayor Jones asked that this topic be postponed until the weed abatement ordinance was sorted out. Council Member Tryon agreed.

# 8. STAFF COMMUNICATION

8a. Town Manager Report

Town Manager Phillips reported that staff has been working on FEMA reimbursements, pushing hazard mitigation grants forward and understanding where the Town is on outstanding insurance claims. Town Manager Phillips is seeking to put together a facilities committee; he also met with the Insurance Commissioner to discuss creating an affordable model for insurance within the Town; attended the Cal Cities Conference with Mayor Crowder and Council Member Tryon in September; and attended Johnny Appleseed Day. Town Manager Phillips also informed Council that Assembly Bill 36 was signed into law and will help expedite the construction of the Paradise Sewer Project allowing the Town to bid a design-build sewer project.

Community Development Update

Community Development Director Susan Hartman informed Council that the Butte County Housing Authority has submitted for rebuild; Carriage Carwash is starting to do fire damage repairs and is currently reroofing the facility; the building department received a use permit application for a new church in Town; and that Grocery Outlet is scheduled to be open by the end of the month. The Town held the first of several community meetings for the Housing Element Update and received over 350 responses from a survey asking participates opinions on housing priorities and fire policies in Town. Staff is reviewing the Housing Element Update and will distribute for public feedback. Next steps will include the environmental and safety elements for review.

# 9. CLOSED SESSION

9a. Pursuant to Government Code section 54956.9(d)(4), the Town Council will meet with the Town Manager and Town Attorney to consider initiation of litigation (15 potential cases).

This item was removed from the agenda.

# 10. ADJOURNMENT

Mayor Crowder adjourned the Council n	neeting at 8:31 p.m.
Date approved: November 9, 2021	
Ву:	Attest:
/s/	/s/
Steve Crowder, Mayor	Dina Volenski, CMC, Town Clerk