

MINUTES
PARADISE TOWN COUNCIL
REGULAR MEETING – 6:00 PM – March 09, 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 Steve “Woody” Culleton.

Mayor Crowder read a statement on how the public can participate in the meeting.

COUNCIL MEMBERS PRESENT: Greg Bolin, Steve “Woody” Culleton, Jody Jones, Rose Tryon and Steve Crowder, Mayor.

COUNCIL MEMBERS ABSENT: None

STAFF PRESENT: Town Manager Kevin Phillips, Town Attorney Mark Habib, Town Clerk Dina Volenski, Assistant to the Town Manager Colette Curtis, Disaster Recovery Director Katie Simmons, Community Development Director Susan Hartman, Community Development Director Tony Lindsey, Public Works Director/Town Engineer Marc Mattox, and Fire Chief Garrett Sjolund.

- 1a. Mayor Steve Crowder read a proclamation recognizing March as Red Cross Month. The proclamation was accepted by Matthew Foor from the American Red Cross. (180-40-027)
- 1b. Monica Nolan presented an update on the Chamber of Commerce Online Market Place.
- 1c. Cole Glenwright from CalOES provided an update on the Government Hazard Tree Removal Program.

Disaster Recovery Director Katie Simmons provided an update on the Private Tree Program, abatement, advocacy and emergency planning.

Public Works Director/Town Engineer Marc Mattox provided an update on the Transportation Master Plan and a sewer update.

Assistant to the Town Manager Colette Curtis provided a business update, presented plans to further explore economic development in the Transportation Master Plan through a Nonresidential Market Study and discussed re-examining the Town’s design standards.

2. CONSENT CALENDAR

MOTION by Bolin, seconded by Jones, approved consent calendar items 2a through 2h. Roll call vote was unanimous.

- 2a. Approved minutes of the February 9, 2021 Regular and February 18 and 23, 2021 Special meetings.
- 2b. Approved February 2021 Cash Disbursements in the amount of \$2,314,864.30 (310-10-034)
- 2c. Adopted Resolution No. 21-08, A Resolution of the Town Council of the Town of Paradise Authorizing the Town Manager, Kevin Phillips, to Execute all Escrow and Other Documents Pertaining to the Acquisition by the Town of Real Property from Church of Christ Paradise, known as 1181 Pearson Road, Paradise, CA, APN 054-152-077. (820-10-044)
- 2d. Waived the second reading of Town Ordinance No. 603 and read by title only; and, adopted Town Ordinance No. 603. "An Ordinance of the Town Council of the Town of Paradise Amending Section 15.09.100 of the Paradise Municipal Code relating to General Open Burning. (540-16-172)
- 2e. Approved First Amendment to Agreement Between the Town of Paradise and Chico State Enterprises for Professional Services for Paradise Broadband Feasibility Study. (510-20-272)
- 2f. Accepted the 2020 Annual Report of the Paradise Planning Commission to the Town Council Regarding the Implementation Status of the 1994 Paradise General Plan & Housing Element. (760-40-057)
- 2g. Adopted Resolution No.21-09, A Resolution of the Town Council of the Town of Paradise granting Pacific Gas & Electric Company necessary utility easements along portions of the Yellowstone Kelly Heritage Trailway. (950-90-004, 510-20-177, 950-40-057, 510-20-295)
- 2h. Adopted Resolution No. 21-10, A Resolution of the Town Council of the Town of Paradise Approving first amendment to Agreement for Legal Services Between the Town of Paradise and Peters, Habib, McKenna, Juhl-Rhodes and Cardoza. (510-20-274)

3. ITEMS REMOVED FROM CONSENT CALENDAR- None

4. PUBLIC COMMUNICATION

- 1. Town Clerk Volenski read an email comment from John Stonebraker representing the Upper Ridge Community Council.

5. PUBLIC HEARINGS

- 5a. Assistant to the Town Manager Colette Curtis provided Council with an update on the proposed substantial Amendment to the 2019-2020 Annual Plan. (710-10-094)

Mayor Crowder announced that the Town Council would conduct the second public hearing to solicit comments regarding a proposed Substantial Amendment to the 2019-20 Annual Plan.

Mayor Crowder opened the public hearing at 7:06 p.m.

There was no public comment.

Mayor Crowder closed the public hearing at 7:07 p.m.

MOTION by Jones, seconded by Tryon, authorized the Town Staff to submit the Substantial Amendment to Housing and Urban Development. Roll call vote was unanimous.

- 5b. Community Development Director Susan Hartman provided an update on the proposed General Plan Land Use Map amendment and rezone for the Simmons application.

Mayor Crowder announced that the Town Council would conduct the duly noticed and scheduled public hearing and upon conclusion of the public hearing, consider the following: Concur with the Planning Director's determination that the project application is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15601 (General Rule Exemption); Concur with the project recommended General Plan Land Use Map amendment and rezone action adopted by the Planning Commission on February 16, 2021, and set forth within Planning Commission Resolution No. 21-01; AND Adopt Town of Paradise Resolution No. 21-11, "A Resolution of the Town Council of the Town of Paradise Amending the Land Use Map of the 1994 Paradise General Plan (SIMMONS: PL21-00011); AND Waive the first reading of Town Ordinance No. 605 and read by title only (roll call vote); AND Introduce Town of Paradise Ordinance No. 605, "An Ordinance Rezoning Certain Real Property From "Unclassified" to a "C-C" (Community-Commercial) Zone Pursuant to Paradise Municipal Code Sections 17.45.500 Et. Seq. (SIMMONS: PL21-00011)"

Mayor Crowder opened the public hearing at 7:11 p.m.

There were no public comments.

Mayor Crowder closed the public hearing at 7:11 p.m.

MOTION by Jones, seconded by Culleton, concurred with the Planning Director's determination that the project application is exempt from the requirements of the California Environmental Quality Act (CEQA); and concurred with the project recommended General Plan Land Use Map amendment and rezone action adopted by the Planning Commission on February 16, 2021, and set forth within Planning Commission Resolution No. 21-01; and adopted Town of Paradise Resolution No. 21-11, A Resolution of the Town Council of the Town of Paradise Amending the Land

Use Map of the 1994 Paradise General Plan (SIMMONS: PL21-00011); and waived the first reading of Town Ordinance No. 605 and read by title only ; and introduced Town of Paradise Ordinance No. 605, "An Ordinance Rezoning Certain Real Property From "Unclassified" to a "C-C" (Community-Commercial) Zone Pursuant to Paradise Municipal Code Sections 17.45.500 Et. Seq. (SIMMONS: PL21-00011)" Roll call vote was unanimous. (540-16-174, 760-40-061)

6. COUNCIL CONSIDERATION

- 6a. Community Development Director Anthony Lindsey provided an update on the proposed salary pay plan and additional part-time/hourly positions brought back from the February 23rd meeting.

MOTION by Culleton, seconded by Bolin, approved the salary schedule for part-time/hourly Building/Onsite Inspector I and Building/Onsite Inspector II positions effective March 9, 2021; and authorized the addition of up to four (4) less than half-time, extra help, part-time/hourly Building/Onsite Inspector I and Building/Onsite Inspector II positions to the FY 2020/21 Salary Pay Plan and position control effective March 9, 2021; and, authorized the addition of a 25 hour per week, part-time Building/Onsite Inspector I position effective March 9, 2021. Roll call vote was unanimous. (610-10-017, 610-10-018)

- 6b. Consider waiving the first reading of the entire Town of Paradise Ordinance No. 606 and approve reading by title only; and, 2. Introduce Town of Paradise Ordinance No. 606, An Ordinance Adding Chapter 13.13 to the Paradise Municipal Code Relating to Undergrounding New Utility Infrastructure; or, 3. Delay and/or modify recommended action.

Town Engineer Marc Mattox provided an update and recommended deferring the ordinance until further notice.

PHONE COMMENT

1. Alice Perez, with AT&T, thanked the Town Council for deferring the ordinance until a later date.

MOTION by Jones, seconded by Bolin, to defer the undergrounding ordinance until the June Town Council meeting unless all the moving parts that prompted staff's recommendation to defer, come together and it can be brought back to the Town Council sooner. Roll call vote was unanimous.

- 6c. **MOTION by Bolin, seconded by Crowder**, appointed Lee Brown, Chris Rehmann and Dee Riley as regular committee members and Ronald Baker as an alternate committee member to the Measure V Citizen's oversight Committee; and, 2. Adopted Resolution No. 21-12, A Resolution of the

Town Council Approving By-laws for the Governance of the Measure V Citizen Oversight Committee approved by the voters on November 6, 2018. Roll call vote was unanimous. (395-70-019)

At 7:50 p.m. Mayor Crowder recessed the meeting for a five-minute break.

At 7:57 p.m. Mayor Crowder resumed the Council meeting.

- 6d. Disaster Recovery Director Katie Simmons provided an update to Urgency Ordinance No. 600. relating to interim housing, accessory building(s) and unoccupied recreational vehicles inside the Camp Fire Area and requested Council provide direction to staff. Council direction was given to staff to bring back an agenda item update on Code Enforcement, statistics and to bring back the Urgency Ordinance with recommendations depending on what the surveys reveal as far as progress within some of the programs available for displaced residents. No action was taken on this item. (540-16-169)

- 6e. Jason Schwenkler with North State Planning and Development Collective presented information regarding the Broadband Feasibly Study.

MOTION by Tryon, seconded by Bolin Accepted the Broadband Feasibility Report; and, 2. Authorized staff to move forward with an RFI for a new third-party provider to create a business model which would leverage existing infrastructure which the town has access to. Roll call vote was unanimous. (950-90-005)

- 6f. Community Development Director Susan Hartman provided Council an overview of the proposed changes with vending in the Downtown.

MOTION by Bolin, seconded by Crowder, concurred with the project "CEQA determination" findings made by the Town Planning Director; and, 2. Waived the first reading of Town Ordinance No. 606 and read by title only; and, 3. Introduced Town Ordinance No. 606, "An Ordinance Amending Text Regulations Within Paradise Municipal Code Chapter 5.11 Related To: Vending, Hawking, Peddling and Sales". 3. Approved with the change to Section C: "Except as otherwise provided in this chapter, it shall be unlawful for an operator of a mobile vending sales facility to vend in a single location for a period to exceed fifteen minutes. For purposes of this subsection, a single location shall be deemed to be a place five hundred feet or more from the last sale." From 15 minutes to 30 minutes. Roll call vote was unanimous. (540-16-175)

- 6g. Public Works Director/Town Engineer Marc Mattox provided an update on the Ponderosa Elementary Safe Routes to School project.

MOTION by Bolin, seconded by Jones, adopted Resolution No.21-13, A Resolution of the Town Council of the Town of Paradise approving the plans and specifications for Ponderosa Elementary Safe Routes to School Project and authorizing advertisement for bids on the project. Roll call vote was unanimous. (950-40-032)

- 6h. Public Works Director/Town Engineer Marc Mattox provided an update on the proposed changes to the Fleet department.

MOTION by Bolin, seconded by Jones, 1. Approved the salary schedule for reclassification of the existing Senior Mechanic position to Fleet Division Manager for Fiscal Year 2020/21 effective March 9, 2021; and, 2. Approved the salary schedule and position control for Fiscal Year 2020/21 effective March 9, 2021 for the addition of one (1) full time Mechanic. Roll call vote was unanimous. (610-10-015, 610-10-017, 610-10-018)

- 6i. Fire Chief Garrett Sjolund provided an overview of the current contract and the cost savings the Town received, as well as the projections for the proposed CAL FIRE contract for services from July 1, 2021 through June 30, 2025.

MOTION by Crowder, seconded by Jones, Adopted Resolution No. 21-14 a Resolution of the Town Council of the Town of Paradise approving and authorizing execution of the California Department of Forestry and Fire Protection (CAL FIRE) for services from July 1, 2021 through June 30, 2025, Contract 2CA05233 Agreement, for a maximum amount not to exceed \$17,082,951. Roll call vote was unanimous. (510-20-296)

7. COUNCIL INITIATED ITEMS AND REPORTS

7a. Council initiated agenda items

- 7a. Council Member Culleton requested discussion regarding Ordinance No. 597. Relating to Defensible Space And Hazardous Fuel Management, Section 8.58.060 item E,” at the time of transfer of ownership of a parcel from the owner to another, the buyer shall sign and agree to the terms of this section 8.58.060. Based on a monthly list of parcels sold within the Town of Paradise, thirty (30) days after the transfer of each parcel the Town shall determine whether the parcel complies with this section.” Council provided staff with direction to come back with recommendations on how to ensure parcels will be cleared by escrow.

7b. Council reports on committee representation

Council Member Tryon attended a meeting with 4 Leaf; participated on a call with the Board of Forestry for the Fire Safe Regulation Workshop; attended the Butte County Air Quality Management Meeting; and attended a meeting with the lobbyist.

Councilmember Culleton participated in the Measure V Oversight Committee Interviews.

Vice-Mayor Jones attended the Butte County Association of Governments and the meeting on the State Advocacy Program. Councilmember Jones was also supposed to have attended the first Sewer Committee meeting, but it was postponed until April 12th due to technical difficulties.

7c. Future Agenda Items -None

8. STAFF COMMUNICATION

8a. Town Manager Report

Town Manager Phillips reported that the Town submitted an RFP for legal services and that 30 different firms have already downloaded the RFP. Staff and Council are working to set up a Goal Setting meeting which will also include the Fiscal Sustainability Model. Assistant to the Town Manager is working with the County who received some funds specifically for Fire Safe Education. Town Manager Phillips and Disaster Recovery Director Katie Simmons had a tour with the Fire Safe Council. Chief Reinbold has been awarded with the Red Cross Philanthropist of the Year Award. Town Hall and subsequent meetings will be open to the public with limited capacity starting March 10th at 12:00 pm.

10. ADJOURNMENT

Mayor Crowder adjourned the Council meeting at 10:23 p.m.

Date approved: April 13, 2021

By:

_____/s/_____
Steve Crowder, Mayor

Attest:

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