

**MINUTES
PARADISE TOWN COUNCIL
REGULAR MEETING – 6:00 PM – April 11, 2017**

1. OPENING

The Regular Meeting of the Paradise Town Council was called to order by Mayor Lotter 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 Bolin.

COUNCIL MEMBER PRESENT: Greg Bolin, Jody Jones, Melissa Schuster, Michael Zuccolillo and Scott Lotter, Mayor.

COUNCIL MEMBERS ABSENT: None

STAFF PRESENT: Town Manager Lauren Gill, Town Attorney Dwight Moore, Town Clerk Dina Volenski, Administrative Services Director/Town Treasurer Gina Will, Public Works Director/Town Engineer Marc Mattox, Administrative Analyst Colette Curtis, Business and Housing Services Director Kate Anderson, Division Chief, CAL FIRE/Paradise David Hawks, Battalion Chief Curtis Lawrie, Police Chief Gabriela Tazzari-Dineen, Community Development Director Craig Baker, Building/Onsite Sanitary Official/Fire Marshall Anthony Lindsey

- 1e. Mayor Lotter presented a Proclamation recognizing April as Sexual Assault Awareness Month, received by Cinda Trembath. (180-40-26)

Mayor Lotter recognized that it was National Telecommunicators Week and that Cassidy Honea, Dispatcher, was recognized as Town of Paradise Dispatcher of the Year.

2. CONSENT CALENDAR

Council Member Shuster asked that agenda item 2(c) be pulled from the agenda due to a conflict of interest.

MOTION by Bolin, seconded by Zuccolillo, approved consent calendar items 2a, 2b, 2d-2f. Roll call vote was unanimous.

- 2a. Approved Minutes of the March 14, 2017 and March 21, 2017 Regular and Adjourned Town Council Meetings.
- 2b. Approved March 2017 Cash Disbursements in the amount of \$1,512,171.27. (310-10-032)
- 2c. Item removed from consent calendar.

- 2d. Authorized the Town Manager to execute two written agreements relating to the proposed Safeway/Black Olive Village Development Project; 1. An agreement between the Town of Paradise and Safeway, Inc. to pay for the conduct of required environmental review associated with Safeway's development project applications; and, 2. An agreement between the Town of Paradise and environmental consultants Michael Baker International relating to the preparation of the project's environmental documents. (510-20-157, 510-20-158)
- 2e. Adopted Resolution No. 17-08, A Resolution of the Town Council of the Town of Paradise Authorizing Destruction of Certain Town Records Maintained in the Clerk Department Pursuant to Government Code Section 34090. The records listed in Exhibit B have been retained for the required number of years and are eligible for destruction. (160-20-16)
- 2f. Reviewed and filed the 2nd Quarter Investment Report for the Fiscal Year Ending June 30, 2017. (360-30-06)

3. ITEMS REMOVED FROM CONSENT CALENDAR

Council Member Schuster abstained from voting on Agenda Item 2(c).

- 2c. **MOTION by Bolin, seconded by Zuccolillo**, approved the proposed list of projects for funding from the Hydrant Fund: 1. Country Club Dr. from Stearns to Blue Danube Dr. 2. Country Club Dr. from Blue Danube to District Boundary 3. Crestview/Crestwood Dr. 4. Lower Skyway Replace 4" pipeline to 12" (Engineering Only) 5. Hydrant Maintenance Position Support (Town of Paradise) Annual Allocation. Ayes of Bolin, Jones, Zuccolillo and Mayor Lotter and Abstention of Schuster. (510-20-049)

4. PUBLIC COMMUNICATION

1. Ward Habriel informed Town Council about the Love Paradise event that will take place on Earth Day, April 22 including 300 volunteers to improve the look of the Town and also requested that business owners have flyers available to the public and provided flyers to the Council.

5. PUBLIC HEARINGS

For items that require a published legal notice and/or a mailed notice.

Public Hearing Procedure:

- A. Staff Report
- B. Mayor opens the hearing for public comment in the following order:
 - i. Project proponents (in favor of proposal)
 - ii. Project opponents (against proposal)
 - iii. Rebuttals – if requested
- C. Mayor closes the hearing
- D. Council discussion and vote

- 5a. Mayor Lotter announced that the Town Council would conduct a public hearing to consider extending the solid waste, recyclable materials and yard waste collection processing and disposal services Franchise Agreement between the Town of Paradise and Northern Recycling and Waste Service (NRWS). After the close of the Public Hearing, consider Adopting Town Resolution No. 17-09, "A Resolution of the Town Council of the Town of Paradise Authorizing the Execution of an Amended and Restated Franchise Agreement with Northern Recycling and Waste Services for Refuse Collection, Recycling and Vegetative Waste Diversion Services for the Town of Paradise, Subject to the Approval of the Town Attorney" (The proposed franchise agreement would be extended to April 30, 2027 and would include an additional street sweeping program by NRWS which would include 1,300 annual sweeping miles for Town public roadways and 80 hours of on-call sweeping and/or drainage inlet vacuuming.) (535-10-001)

Public Works Director/Town Engineer Marc Mattox provided an overview of the proposed street sweeping program and the benefits that would be realized by the Town if the program is implemented. Mr. Mattox also provided answers to "Frequently Asked Questions" received from residents during the open ballot period.

The public hearing was opened at 6:35 p.m.

Doug Speicher from Northern Recycling and Waste Services answered questions from the Town Council regarding the agreement.

1. Bill Healy – asked if there was a map of areas being swept, inquired about how many private roads were going to be swept; asked how many miles of public and private roads were in the Town of Paradise and did not see the street sweeping being a benefit to him.
2. Patricia Monroe – asked if she needed to have all three cans out weekly to be collected and was concerned with the potholes on her private street that need to be repaired.
3. Cindi Pavelski – stated that all living expenses are increasing and is concerned with the poor conditions of the roads in Paradise and is against raising the garbage fees for street sweeping.
4. Marion Weer – stated that the presentation answered several of her questions; that she had incorrect information from the article in the newspaper and that she would like to see more information on the storage of trash cans so they are not so visible.
5. Ward Habriel – inquired about Arlan Hudson, who volunteered to sweep the streets, to see if the public was asked to volunteer; encouraged more individual recycling to reduce fees and thought public input would be useful in determining the number of times specific public streets are swept.

The public hearing was closed at 6:58 p.m.

The Mayor asked the Town Clerk how many protest ballots had been received. Town Clerk Volenski stated that the total number of ballots collected in the Clerk's Department as of 5:00 on Tuesday, April 11, 2017 was 748 and that four (4) had been submitted prior to the close of the public hearing for a total of 752 protest ballots received. 4822 protest ballots (50% +1) needed to be submitted for the proposed street sweeping program to be excluded from the agreement with NRWS.

MOTION by Schuster, seconded by Jones, Adopted Town of Paradise Resolution No. 17-09, "A Resolution of the Town Council of the Town of Paradise Authorizing the Execution of an Amended and Restated Franchise Agreement with Northern Recycling and Waste Services for Refuse Collection, Recycling and Vegetative Waste Diversion Services for the Town of Paradise, Subject to the Approval of the Town Attorney" (The proposed franchise agreement would be extended to April 30, 2027 and would include an additional street sweeping program by NRWS which would include 1,300 annual sweeping miles for Town public roadways and 80 hours of on-call sweeping and/or drainage inlet vacuuming.) Ayes of Bolin, Jones, Schuster and Mayor Lotter and Noes of Zuccolillo. The motion passed by a vote of four to one.

6. COUNCIL CONSIDERATION

6a. **MOTION by Zuccolillo, seconded by Jones,** adopted Resolution No. 17-10, A Resolution of the Town Council of the Town of Paradise approving the California Department of Forestry and Fire Protection (CAL FIRE) for services from July 1, 2017 through June 30, 2021, Agreement 2CA03518, for a maximum amount not to exceed \$15,731,124. Roll call vote was unanimous. (510-20-159)

Mayor Lotter took a recess at 7:26 p.m. and the meeting resumed at 7:34 p.m.

6b. **MOTION by Zuccolillo, seconded by Bolin,** adopted Resolution No. 17-11, A Resolution approving the plans and specifications for the Measure C Bille Rd Overlay 2017 and authorizing advertisement for bids on the project. Roll call vote was unanimous. (950-40-037)

6c. **MOTION by Jones, seconded by Bolin,** adopted Resolution No. 17-12, A Resolution approving the revised plans and specifications for the Pearson Rd Bike-Ped Improvements Phase II and authorizing advertisement for bids on the project. Roll call vote was unanimous. (950-40-25)

6d. **MOTION by Bolin, seconded by Jones** re-appointed one Planning Commissioner, Martin Nichols whose term will expire on June 30, 2017 for one 4-year term effective July 1, 2017 through June 30, 2021. (760-45-12)

- 6e. **MOTION by Schuster, seconded by Bolin, 1.** Reviewed the report presented related to the 2016/17 budget and approved the recommended budget adjustments; and, 2. Amended position control and budget appropriation for Animal Control Services; and 3. Approved the reported progress on the 2017/18 budget. Roll call vote was unanimous. (340-40-14)
- 6f. **MOTION BY Jones, seconded by Zuccolillo, 1.** Adopted the 2017-18 Subrecipient funding recommendations regarding grant funding for local organizations; and 2. Adopted the FINAL 2017-2018 Annual Plan as submitted; and 3. Authorized staff to submit the adopted 2017-2018 Annual Plan to the U.S. Department of Housing and Urban Development (HUD) when authorized by HUD to proceed. Roll call vote was unanimous. (710-10-090)

7. COUNCIL INITIATED ITEMS AND REPORTS

- 7a. Council initiated agenda items - None
- 7b. Council reports on committee representation

Council Member Zuccolillo attended the CDBG, Subrecipient funding committee.

Council Member Schuster attended the Shasta Cascade Wonderland, two Love Paradise meetings, toured the Fire Stations and attended a James Gallagher party.

Vice Mayor Jones thanked Mayor Lotter for attending BCAG & BCAQMD and will be making a presentation at Rotary regarding the Sewer Project.

Council Member Bolin attended a Business Registration meeting.

Mayor Lotter attended LAFCO, BCAG & BCAQMD

- 7c. Future Agenda Items

Council Member Schuster attended the Shasta Cascade Wonderland Tourism which is made up of eight counties and was the only individual from Butte County at the event; Debra Lucero, the current representative for Butte County is stepping down and Council Member Shuster would like to fill the position. Mayor Lotter requested that this item be placed on the next Town Council agenda for discussion/approval.

Council Member Zuccolillo inquired as to when the list of Town owned properties would be brought forward to the Town Council. Town Manager Gill stated that this was one of the Town Council's goals, but that it will take time to compile the list.

8. STAFF COMMUNICATION

- 8a. Town Manager Report – None

- Community Development Director Baker provided an update on the following projects: Skyway/Black Olive Center, Starbucks, HomeTech Charter Use Permit, Elite Biomechanical Design; Corporate Remodels of Taco Bell, Best Western, Jack In The Box and Wells Fargo Bank; Final Maps for Valley Vista Subdivision (14 lots) and Risley Parcel Map (4 parcels); Subdivision map for Maran (tentative 6 lots); a map extension for Skyway Land Project and the Marijuana Ordinance is going to the Planning Commission in April.

Mayor Lotter requested information on the new transportation tax that just passed through the State Legislature. It was determined that the item will be presented to the Town Council after a thorough review by the Town Manager and Administrative Services Director.

9. CLOSED SESSION - None

10. ADJOURNMENT

Mayor Lotter adjourned the Council meeting at 8:33 p.m.

Date Approved: May 9, 2017

By:

_____/s/_____
Scott Lotter, Mayor

Attest:

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