

MINUTES
PARADISE TOWN COUNCIL
REGULAR MEETING – 6:00 PM – August 13, 2013

1. OPENING

The Regular Meeting of the Paradise Town Council was called to order by Mayor Timothy Titus at 6:01 p.m. in the Town of Paradise Council Chamber located at 5555 Skyway, Paradise, California. Following the pledge of allegiance, Council Member Scott Lotter requested that thirty-seconds of silence be allowed for reflection.

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

COUNCIL MEMBERS ABSENT: None.

STAFF PRESENT: Town Clerk Joanna Gutierrez, Town Manager Lauren Gill, Town Attorney Dwight L. Moore, Finance Director Gina Will, Community Development Director Craig Baker, Fire Marshal/Building Official Tony Lindsey, Police Lieutenant Al Billington, Unit Chief George Morris, CAL FIRE/Butte County Fire/Paradise Fire, Assistant Town Clerk Dina Volenski, Associate Civil Engineer Marc Mattox, HR/Risk Management Analyst Crystal Peters, IT Manager Josh Marquis and Public Works Manager Paul Derr.

The CSU, GIC Director gave a presentation relating to the electronic mapping services provided by the CSU, Chico Geographic Information Center to the Town, explained the services that are provided and the work product that will soon result in a more user-friendly application both internally and to the public.

2. ITEMS DEFERRED FROM PREVIOUS MEETINGS - None.

3. CONSENT CALENDAR

Following a MOTION by Culleton, seconded by Rawlings, the following consent calendar items were adopted as presented by unanimous roll call vote:

- 3a. Approved Minutes of the July 9, 2013, Regular Meeting.
- 3b. Approved cash disbursements in the amount of \$2,513,903.68. (310-10-29)
- 3c. Accepted a donation of labor and design services from Mike Kemp and materials from Northern Recycling and Waste Systems to manufacture and install a support for the depot decking at the Paradise Community Park, valued at an amount of \$600. (395-50-13)
- 3d. Adopted Resolution No. 13-40, A Resolution of the Town Council of the Town of Paradise Authorizing Disposal/Destruction of Certain Records Maintained in the Town Clerk Department (160-20-16)

- 3e. Adopted Resolution No. 13-41, A Resolution of the Town Council of the Town of Paradise Approving Purchase of Hardware and Software Upgrades for the ShoreTel Voice System from VistaNet, Inc. and Authorizing the Town Manager to Execute Documents Necessary for the Purchase. (380-40-58)
- 3f. Awarded contract to PacifiCom for the IT PTP (Point-to-Point) LINK (a site-to-site wireless link) between Town locations in an amount of \$9,396.52 and authorize the Town Manager to execute the contract as approved by the Town Attorney. (510-20-64)
- 3g. Acknowledged receipt of the 4th Quarter Investment Report for the Fiscal Year Ended June 30, 2013. (360-30-06)
- 3h. Adopted Resolution No. 13-42, "A Resolution of the Town Council of the Town of Paradise Approving the Final Map of Nielsen Estates, Assessor Parcel No. 053-180-076. (750-75-60)
- 3i. Adopted Resolution No. 13-43, a Resolution of the Town Council of the Town of Paradise, California, Rescinding Resolution No. 13-31 and Approving an Amended Post-Retirement Health Care Vesting Promissory Note Between the Town and the California Department of Forestry and Fire Protection (CAL FIRE). (510-20-54 & 440-05-25)

4. PUBLIC HEARING PROCEDURE

The Town Council has adopted the following procedure for public hearings:

- a. Staff report to Council (15 minutes total maximum)
- b. Mayor or Presiding Chair opens the hearing for public comment in the following order:
 - 1. Project proponents or in favor of (15-minute time limit)
 - 2. Project opponents or against (15-minute time limit)
 - 3. Rebuttals - when requested
(15-minute time limit or 3 minutes per speaker)
- c. Close hearing to the public
- d. Council discussion
- e. Motion
- f. Vote

5. PUBLIC HEARINGS – None.

6. PUBLIC COMMUNICATION

1. Ciara Barnes, founder of the Miss Heartshine Foundation, stated that she started the Miss Heartshine inner beauty pageant as her Senior Project, that it has grown into a community service organization that is in the process of applying for a 501(c)(3) non-profit status, and introduced pageant contestants who shared their positive experiences including the various community service events in which they participate as a result of their participating in the Miss Heartshine pageant. Ms. Barnes asked the Council to consider allowing the Miss Heartshine Foundation use of the building located at 5456

Black Olive Drive that is owned by the Town for an office and dress closet for the Heartshine contestants.

7. COUNCIL CONSIDERATION

- 7a. **MOTION by Bolin, seconded by Culleton**, adopted Resolution No. 13-44, A Resolution of the Town Council of the Town of Paradise Accepting the Work Performed Under the Bille Road Overlay - Posey to Fern - Project (Contract No. 13-04). Final Construction Costs: \$78,367.24 (PID - \$32,000; Town Gas Tax - \$46,367.24). Roll call vote was unanimous. (510-20-61 & 950-40-20)
- 7b. **MOTION by Lotter, seconded by Culleton**, adopted Resolution 13-45, A Resolution of the Town Council of the Town of Paradise Authorizing the Town Manger to execute a Memorandum of Understanding between the City of Chico, City of Oroville, City of Gridley and the Town of Paradise for AB-109 funds. Roll call vote was unanimous. Funds are available to offset costs of front line law enforcement resulting from AB-109 legislation that shifted certain prison responsibilities to counties. (480-20-08)
- 7c. **MOTION by Bolin, seconded by Rawlings**, approved the recommended budget adjustments for the 2013/14 fiscal year. Roll call vote was unanimous. The adjustments would result in a \$16,673 increase to General Fund net income and to General Fund reserves. (340-40-13)
- 7d. **MOTION by Culleton, seconded by Lotter**, approved: (1) Amended job description for the Senior Financial Services Clerk; (2) Amended job description for the Housing Program Supervisor; and, (3) Amended position control and budget appropriation for Senior Financial Services Clerk position and for Housing Program Supervisor. Roll call vote was unanimous. (610-10-15 & 610-10-17)

8. COUNCIL COMMUNICATION (Council Initiatives)

- 8a. Council oral reports of their representation on Committees/Commissions.
 - 8a. The request for a supplemental budget appropriation to cover Council Member registration cost for the LCC Annual Conference was confirmed by approval of item 7c, which included approval for an amount of \$2,525 to cover the registration costs for all five Council Members attendance at the League of California Cities annual conference September 18-20, 2013 in Sacramento. For member cities the registration cost is \$525 per participant. Two Council Members registered early at \$475 each.
 - 8b. Council concurred to take a supportive position on the following proposed resolutions scheduled for action at League of California Cities Annual Conference:
 - (1) Resolution Calling on the Governor and the Legislature to Work with the League of California Cities in Providing Adequate Funding and to

Prioritize Water Bonds to Assist Local Government in Water Conservation, Ground Water Recharge and Reuse of Stormwater and Urban Runoff Programs; and,

(2) Resolution Calling on the Governor and the Legislature to Enter Into Discussions with the League and California Police Chiefs' Association Representatives to Identify and Enact Strategies That Will Ensure the Success of Public Safety Realignment from a Local Municipal Law Enforcement Perspective. (150-50-65)

- 8c. Council Member Culleton reported on the Dutch Oven Cookoff and Cowboy Poetry event, a fundraiser he organizes for the benefit of the Gold Nugget Museum held August 10th; and, that he would like BCAG to be asked to authorize another facility in Paradise to sell bus passes, a location that is near a bus stop and open on the weekends.

Council Member Rawlings reported that he will attend the next BCAG meeting on September 22nd in Chico and will bring up the request for additional facility to be authorized to sell bus passes and to move bus shelters that are in the wrong places.

Mayor Titus reported that he met with Rotary and the Chamber of Commerce on the budget and building projects, giving a mini "State of the Town."

9. STAFF/COMMISSION/COMMITTEE COMMUNICATION

- 9a. Town Manager oral reports

Town Manager Gill reported to Council that (1) The refurbished police cars are back in town; (2) That the Civil Engineer Internship was very successful, that our Intern spent a great deal of his time on the traffic survey, which is near completion, and has exceeded every call to duty including inspection of the Pearson/Recreation Signal Project and work on various CAD projects; (3) The Pearson/Recreation Drive Signal Project is complete, and that flashing beacons will be utilized at the crosswalk at the Gold Nugget Museum, installed in September; (4) A community pedestrian safety training will take place at the Family Resource Center on September 5, 2013 from 8:00 am to noon. Council Member Rawlings and Vice Mayor Lotter volunteered to take part in the training, with Mayor Titus as the alternate attendee; and, (5) Sarah Gomez and Hope Lindsey are the volunteers assisting in the Community Development Department.

10. CLOSED SESSION

At 7:14 pm Mayor Titus announced that the Town Council would adjourn to closed session for the following:

- 10a. Pursuant to Government Code section 54956.95, the Town Council will hold a closed session relating to the liability claim filed by Jon Remalia against the Town of Paradise.

- 10b. Pursuant to Government Code section 54956.9(a), the Town Council will hold a closed session with the Town Attorney concerning the following existing litigation: Town of Paradise v. Arthur J. Silverstein, Butte County Superior Court Case No.159786.

Mayor Titus reconvened the meeting at 7:40 pm. Town Attorney Moore announced that the Council considered the closed session items, that no action was taken, direction was given.

11. ADJOURNMENT

Mayor Titus adjourned the Council Meeting at 7:40 pm.

DATE APPROVED: September 10, 2013

By: _____/s/_____
Timothy Titus, Mayor

_____/s/_____
Joanna Gutierrez, CMC, Town Clerk