



# Town of Paradise

## Town Council Meeting Agenda

### 6:00 P.M. - December 12, 2017

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Date/Time: 2<sup>nd</sup> Tuesday of each month at 6:00 p.m.  
Location: Town Hall Council Chamber, 5555 Skyway, Paradise, CA

Mayor, Scott Lotter  
Vice Mayor, Jody Jones  
Council Member, Greg Bolin  
Council Member, Melissa Schuster  
Council Member, Mike Zuccolillo

Town Manager, Lauren Gill  
Town Attorney, Dwight L. Moore  
Town Clerk, Dina Volenski  
Community Development Director, Craig Baker  
Finance Director/Town Treasurer, Gina Will  
Public Works Director/Town Engineer, Marc Mattox  
Division Chief, CAL FIRE/Paradise Fire, David Hawks  
Chief of Police, Gabriela Tazzari-Dineen

### Meeting Procedures

- I. The Mayor is the Presiding Chair and is responsible for maintaining an orderly meeting. The Mayor calls the meeting to order and introduces each item on the agenda.
- II. The Town staff then provides a report to Council and answers questions from the Council.
- III. Citizens are encouraged to participate in the meeting process and are provided several opportunities to address Council. Any speaker addressing the Council is limited to three minutes per speaker - fifteen minutes per agenda item
  - A. If you wish to address the Council regarding a specific agenda item, please complete a "Request to Address Council" card and give it to the Town Clerk prior to the beginning of the meeting. This process is voluntary and allows for citizens to be called to the speaker podium in alphabetical order. Comments and questions from the public must be directed to the Presiding Chair and Town Council Members (please do not address staff.) Town staff is available to address citizen concerns Monday through Thursday at Town Hall between the hours of 8am and 5pm.
  - B. If you wish to address Council regarding an item not on the agenda, you may do so under Item 4, "Public Communication." Again, please fill out a card and give it to the Town Clerk before the meeting. State Law prohibits Council action on items not listed on a public agenda.

In compliance with the Americans with Disabilities Act (ADA) Compliance, persons who need special accommodations to participate in the Town Council meeting may contact the Town Clerk at least three business days prior to the date of the meeting to provide time for any such accommodation.

## 1. OPENING

- 1a. Call to Order
- 1b. Pledge of Allegiance to the Flag of the United States of America
- 1c. Invocation
- 1d. Roll Call
- 1e. p5 Town Council election of Mayor and Vice-Mayor for a one-year term beginning December 12, 2017 through December 11, 2018

## 2. CONSENT CALENDAR

One roll call vote is taken for all items. Consent items are considered to be routine business that does not call for discussion.

- 2a. p6 Approve minutes of the November 14, 2017 Regular Town Council meeting.
- 2b. p10 Approve November 2017 Cash Disbursements in the amount of \$1,161,491.38.
- 2c. p18 Adopt Resolution No. 17-52, A Resolution of the Town Council of the Town of Paradise rescinding Resolution No. 17-01 and adopting a new resolution Authorizing Submittal of an application to the California State Department of Housing and Community Development for funding under the HOME Investment Partnerships Program and if selected, the execution of a standard agreement, any amendments thereto, and of any related documents necessary to participate in the HOME Investment Partnerships Program”
- 2d. p21 Adopt Resolution No. 17-53, A Resolution of the Town Council of the Town of Paradise approving the plans and specifications for the Yellowstone Kelly Heritage Trailway Class I Enhancements and authorizing advertisement for bids on the project.
- 2e. p24 Adopt Resolution 17-54, A Resolution of the Town Council of the Town of Paradise Declaring the described property (Exhibit A) as surplus Property and authorizing the Police Department to dispose of the property.
- 2f. p29 Review and file the 1st Quarter Investment Report for the Fiscal Year Ended June 30, 2018.
- 2g. p34 Concur with staff recommendation to file a CEQA Notice of Exemption for the Paradise Gap Closure Complex.
- 2h. p70 1. Adopt Resolution No. 17-55, A Resolution of the Town Council of the Town of Paradise rejecting all bids and declaring that the Animal Control Kennel Surface Coating 2017 Project can be performed by hourly labor, or supplies can be furnished on the open market; and, 2. Authorize the Town Manager to negotiate with and execute an agreement with day labor to complete the Animal Control Kennel Surface Coating 2017.

## 3. ITEMS REMOVED FROM CONSENT CALENDAR

#### 4. PUBLIC COMMUNICATION

For matters that are not on the Council business agenda, speakers are allowed three (3) minutes to address the Council. The Town Council is prohibited from taking action on matters that are not listed on the public agenda. The Council may briefly respond for clarification and may refer the matter to the Town staff.

#### 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. p75 Consider the following actions relating to recruitment for a vacancy on the Paradise Planning Commission:

Approve the Notice of Vacancy and application and authorize staff to advertise the existing vacancy on the Planning Commission, which will include a legal notice, posting on the Town's Website, Facebook page and a media release.

- a. Set an application deadline of January 9, 2018 at 5:00 p.m.:
- b. Designate two Town Council Members to serve as an interview panel for the Planning Commission interview process.
- c. Direct staff to assist the interview panel by providing suggested questions and a scoring matrix for candidates, and coordinating the date(s) and time(s) for the interviews during the week of January 15 or January 22, 2018.
- d. Schedule appointment to the vacancy for the February 13, 2018, regular meeting with appointment to become effective immediately.

6b. p80 Appoint council representatives and alternates to represent the Town of Paradise on various local and regional boards, committees and commissions.

6c. p87 1. Consider authorization to Extend Public Safety Recruitment Incentives as approved on December 13, 2016 until December 31, 2018, and, 2. Authorization to add a recruitment incentive specific to the position of Chief of Police. (ROLL CALL VOTE)

6d. p90 1. Consider waiving the entire reading of proposed Ordinance No. 567 and approve reading by title only; and, 2. Consider introducing Town of Paradise Ordinance No. 567, an ordinance to amend Chapter 16.11 of the Paradise Municipal Code (PMC) relating to forms of security for deferred construction of subdivision improvements that are the subject of improvement agreements within the Town of Paradise. (ROLL CALL VOTE)

6e. p123 Consider Awarding a contract for the Microbial Mediation project at 5595 Black Olive Drive. (The bid opening is scheduled for December 11, 2017 at 10:00 A.M. The bid data, cost and contractor recommendation will be made during the December 12, 2017 regular Town Council meeting.) (ROLL CALL VOTE)

**7. COUNCIL INITIATED ITEMS AND REPORTS**

- 7a. Council initiated agenda items
- 7b. Council reports on committee representation
- 7c. Future Agenda Items

**8. STAFF COMMUNICATION**

- 8a. Town Manager Report
  - Community Development Director

**9. CLOSED SESSION - None**

**10. ADJOURNMENT**

STATE OF CALIFORNIA ) COUNTY OF BUTTE )	SS.
I declare under penalty of perjury that I am employed by the Town of Paradise in the Town Clerk's Department and that I posted this Agenda on the bulletin Board both inside and outside of Town Hall on the following date:	
_____	
TOWN/ASSISTANT TOWN CLERK SIGNATURE	



**Town of Paradise  
Council Agenda Summary  
Date: December 12, 2017**

**Agenda Item 1(a)**

**Originated by:** Dina Volenski, Town Clerk  
**Reviewed by:** Lauren Gill, Town Manager  
**Subject:** Town Council Selection of Mayor and Vice-Mayor for a one-year term beginning December 12, 2017 through December 11, 2018

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**Background:** Every year in December the Town Council elects one Council Member to serve as Mayor and one Council Member to serve as Vice-Mayor for a one year term. Any Council Member may be nominated for the office of Mayor, including the Council Member who served as Mayor during the previous year. Election requires the affirmative votes of at least three (3) members of the Council. (Resolution No. 88-55)

**Discussion:** The election process for the Mayor and Vice Mayor is as follows:

1. The Mayor turns the meeting over to the Town Clerk to act as presiding officer for selection of Mayor for a one-year term.
2. The Town Clerk opens the nominations for Mayor. Any Council Member may nominate any other Council Member – no motion necessary.
3. The Town Clerk asks for a Motion, a second and a Council vote to close the nominations for Mayor.
4. Then Town Clerk takes a roll call vote on each Council Member nominated in the order of nomination.
5. When one Council Member receives a majority (three) affirmative votes, he/she will be deemed selected as the Mayor for a one-year term and there will be no further vote on any subsequent nominees.
6. The Town Clerk turns the meeting over to the new Mayor as the presiding officer.
7. Procedures for selection of Vice Mayor will be the same and items 2 – 5 which will be repeated by the new Mayor as presiding officer.

**Conclusion:** The Mayor serves as the presiding officer at Council meetings and is responsible for maintaining order at the meetings; executes certain documents approved by the Town Council, such as contracts, resolutions and ordinances and warrants drawn on the town treasury; and, represents the Town at various ceremonial events. The Mayor and Vice Mayor also review and approve requests for proclamations.

**MINUTES**  
**PARADISE TOWN COUNCIL**  
**REGULAR MEETING – 6:00 PM – November 14, 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 at 5555 Skyway, Paradise, California. An invocation was offered by Council Member Bolin.

**COUNCIL MEMBERS 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, Community Development Services/Planning Director Craig Baker, Police Chief Gabriela Tazzari-Dineen, IT Manager Josh Marquis, Chief, CAL FIRE/Paradise, David Hawks, Business Housing Services Supervisor Kate Anderson and Fleet Maintenance Shop Foreman Chris Nicoletti.

- 1a. The proclamation to recognize November as Homeless Prevention Runaway Month was accepted by Dena Kapsalis, representative from Youth 4 Change.
- 1b. The presentation acknowledging the glove donation from Mayor Lotter to the VIPs was presented by Town Manager Gill.
- 1c. The wrap up presentation regarding the Arlan Hudson Make a Difference Day was presented by Ward Habriel.
- 1d. The introduction of the Online Interactive Evacuation Zone Map for the Town of Paradise was presented by IT Manager, Josh Marquis.
- 1e. The presentation regarding the proposed facility in Butte County and the Everybody Healthy Body organization was presented by Audrey Taylor.
- 1f. The update on the new BCAG Transit Center in Paradise was presented by James Pangurn and Matt Gallaway from Mark Thomas & Company.
- 1g. The update on the Roadway Safety Evaluation Grant was presented by Marc Mattox, Town Engineer.

## **2. CONSENT CALENDAR**

**MOTION BY Bolin seconded by Schuster**, approved all consent calendar items 2a-2f as presented. Roll call vote was unanimous.

- 2a. Approved minutes of the October 2 and October 6, 2017 Special Meetings and the October 10, 2017 Regular meeting.
- 2b. Approved October 2017 Cash Disbursements in the amount of \$1,514,831.94.
- 2c. Approved Resolution No. 17-48, A Resolution of the Town Council of the Town of Paradise Adopting a Town of Paradise Debt Policy.
- 2d. (1) Adopted Resolution No. 17-49, A Resolution of the Town Council of the Town of Paradise rejecting all bids and declaring that the project can be performed by hourly labor, or supplies can be furnished on the open market; and, (2) Authorized the Town Manager to negotiate with and execute an agreement with day labor to complete phases of the Animal Control Electrical Upgrade 2017 within the budgeted amount approved in the FY 17/18 Measure C budget.
- 2e. Accepted the donation of five (5) Traffic Control, Highly Visible Reflective Palm Essential Hand Protection safety gloves from Scott Lotter, Mayor of the Town of Paradise, to the Town of Paradise Police Department VIPS (Volunteers in Police Service) in the amount of approximately \$55.00.
- 2f. Adopted Resolution No. 17-50, A Resolution of the Town Council of the Town of Paradise accepting Contract No. 17-01 Pearson Rd Bike-Ped Improvements, performed by Franklin Construction of Chico, CA.

**3. ITEMS REMOVED FROM CONSENT CALENDAR – None.**

## **4. PUBLIC COMMUNICATION**

- 1. Claudia Benike – invited Council to the 20 Mule Team Borax event being hosted at the Gold Nugget Museum on Wednesday, November 15 at 7:00 p.m.
- 2. Douglas Carpenter – informed Council about the feral cat population, how negatively it affects the neighborhoods and asked Council to reconsider the Town of Paradise policy/ordinance regarding feral cats.
- 3. Ward Habriel – informed Council about the PID Demonstration Garden in honor of Doug Flesher and asked for donations to the “Buy A Bloom” program supporting the garden.

**5. PUBLIC HEARINGS - None**

## 6. COUNCIL CONSIDERATION

- 6a. Administrative Services Director/Town Treasurer Gina Will provided an update on the close of the 2016/17 operating and capital budgets and then reviewed the current 2017/18 operating and capital budgets.

**MOTION by Jones, seconded by Bolin**, approved the following with the removal of item 4:

1. Reviewed and filed the financial information provided by staff concerning the 2016/17 and 2017/18 operating and capital budgets: and,
2. Approved the staff recommended budget adjustments; and,
3. Approved Resolution No. 17-51, A Resolution of the Town Council of the Town of Paradise, California, approving the revision of the Salary Pay Plan for certain Town of Paradise positions (approved position are in Animal Control). Roll call vote was unanimous.

Mayor Lotter took a recess at 7:36 p.m. and resumed the meeting at 7:44 p.m.

- 6b. Town Engineer/Public Works Director Marc Mattox presented an overview of the proposed fleet maintenance bay at 767 Birch Street. Mr. Mattox stated that the current 2-bay shop was built in the 1960's and no longer meets the needs of the current fleet which is over 100 vehicles. The proposed bay would provide a more safe and efficient environment for employees and support Police, Fire, Public Works and Animal Control.

**MOTION by Zuccolillo, seconded by Schuster**, approved the following:

1. Conceptually approved the addition of a fleet maintenance bay at 767 Birch Street; and,
2. Authorized staff to prepare formal bid documents relating to the addition of the fleet maintenance bay; and,
3. Directed staff to convene a special meeting for the Measure C Oversight Committee, seeking concurrence of funding the maintenance bay supporting Police, Fire, Public Works and Animal Control fleet with Measure C. Roll call vote was unanimous.

## 7. COUNCIL INITIATED ITEMS AND REPORTS

- 7a. Council initiated agenda items – None

- 7b. Council reports on committee representation:

Council Member Schuster attended two Butte County TBID meetings (Explore Butte County), attended the Butte County Mosquito and Vector Control District meeting.



Council Member Jones and Town Manager Gill met with Assembly Member Gallagher and staff looking for funding for the next phase of the sewer project and will be meeting with Senator Neilsen and Congressman LaMalfa regarding sewer funding, attended Hwy 191 Safety Project ribbon cutting, testified in front of California Transportation Commission in favor of funding the Hwy 70 Improvement Safety Project, attended BCAG and BCAQMD meetings.

Mayor Lotter attended the Hwy 191 Dedication/Ribbon Cutting, Saturday, December 9<sup>th</sup> is Shop with a Cop, December 7<sup>th</sup> is the Annual VIPS Award and Recognition Dinner at the Moose Lodge.

7c. Future Agenda Items – None

## **8. STAFF COMMUNICATION**

8a. Town Manager Report – Town Manager Gill announced that the Business License Workshop is tomorrow, November 15, 2017 at Town Hall at 4:00 p.m. and 6:00 p.m.

- Community Development Director Baker provided an update on the following projects: Skyway Black Olive Center, Starbucks, West Side Pizza, Lynn's Optimo, Mama Celeste's Gastropub and Pizzeria, Christian Church of Paradise (HOPE Church), Taco Bell, Jack in the Box, Woodview Retirement Cottages and Capay Hopps Factory.

## **9. CLOSED SESSION**

9a. At 8:10 p.m. Mayor Lotter announced that pursuant to Government Code Section 54957(b)(1), the Town Council will hold a closed session concerning the appointment of a Police Chief.

At 8:16 p.m. Mayor Lotter announced that the Town will be re-advertising for the Police Chief position.

## **10. ADJOURNMENT**

Mayor Lotter adjourned the Council meeting at 8:17 p.m.

Date Approved:

By: \_\_\_\_\_  
Scott Lotter, Mayor

Attest:

\_\_\_\_\_  
Dina Volenski, CMC, Town Clerk

# **TOWN OF PARADISE**

## **CASH DISBURSEMENTS REPORT**

FOR THE PERIOD OF  
NOVEMBER 1, 2017 - NOVEMBER 30, 2017

November 1, 2017 - November 30, 2017

Check Date	Pay Period End	DESCRIPTION	AMOUNT
11/03/17	10/29/17	Net Payroll - Direct Deposits & Checks	\$114,556.64
11/17/17	11/12/17	Net Payroll - Direct Deposits & Checks	\$113,319.06
<b>TOTAL NET WAGES PAYROLL</b>			<b>\$227,875.70</b>

**Accounts Payable**

PAYROLL VENDORS: TAXES, PERS, DUES, INSURANCE, ETC.	\$246,132.72
OPERATIONS VENDORS: SUPPLIES, CONTRACTS, UTILITIES, ETC.	\$687,482.96
<b>TOTAL CASH DISBURSEMENTS - ACCOUNTS PAYABLE</b> (Detail attached)	<u><b>\$933,615.68</b></u>
<b>GRAND TOTAL CASH DISBURSEMENTS</b>	<u><u><b>\$1,161,491.38</b></u></u>

APPROVED BY: \_\_\_\_\_  
LAUREN GILL, TOWN MANAGER

APPROVED BY: \_\_\_\_\_  
GINA S. WILL, FINANCE DIRECTOR/TOWN TREASURER

TOWN OF PARADISE

# CASH DISBURSEMENTS REPORT

From Payment Date: 11/1/2017 - To Payment Date: 11/30/2017

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
AP - US Bank TOP AP Checking									
<u>Check</u>									
67921	11/02/2017	Open			Accounts Payable	DELONG, SHELLEY	\$128.51		
67922	11/02/2017	Open			Accounts Payable	EVERBANK COMMERCIAL FINANCE, INC	\$906.47		
67923	11/02/2017	Open			Accounts Payable	GALLAGHER, CRAIG	\$458.71		
67924	11/02/2017	Open			Accounts Payable	HONEYWELL, JANICE, J.	\$955.41		
67925	11/02/2017	Open			Accounts Payable	JEFFORDS, ROBERT, D.	\$478.07		
67926	11/02/2017	Open			Accounts Payable	MOORE, DWIGHT, L.	\$14,076.00		
67927	11/02/2017	Open			Accounts Payable	SBA Monarch Towers III LLC	\$131.59		
67928	11/02/2017	Open			Accounts Payable	U.S. Bankcorp Government Leasing and Finance	\$10,992.77		
67929	11/02/2017	Open			Accounts Payable	Aflac	\$189.92		
67930	11/02/2017	Open			Accounts Payable	BLOOD SOURCE	\$57.00		
67931	11/02/2017	Open			Accounts Payable	Met Life	\$8,360.85		
67932	11/02/2017	Open			Accounts Payable	OPERATING ENGINEERS	\$846.00		
67933	11/02/2017	Open			Accounts Payable	PARADISE POLICE OFFICERS ASSOCIATION	\$2,008.98		
67934	11/02/2017	Open			Accounts Payable	SUN LIFE INSURANCE	\$4,404.38		
67935	11/02/2017	Open			Accounts Payable	SUPERIOR VISION SVC NGLIC	\$662.05		
67936	11/02/2017	Open			Accounts Payable	TOP CONFIDENTIAL MID MGMT ASSOCIATION	\$100.00		
67937	11/03/2017	Open			Accounts Payable	ICMA 457 - VANTAGEPOINT	\$50.00		
67938	11/03/2017	Open			Accounts Payable	STATE DISBURSEMENT UNIT	\$194.76		
67939	11/08/2017	Open			Accounts Payable	AgendaPal Corporation	\$399.00		
67940	11/08/2017	Open			Accounts Payable	ALLIANT INSURANCE	\$336.00		
67941	11/08/2017	Open			Accounts Payable	AT&T & CALNET3 - CIRCUIT LINES	\$108.66		
67942	11/08/2017	Open			Accounts Payable	AT&T MOBILITY	\$84.40		
67943	11/08/2017	Open			Accounts Payable	AT&T/CALNET3 - REPEATER LINES	\$295.64		
67944	11/08/2017	Open			Accounts Payable	AT&T/CALNET3 - COMMUNITY PARK	\$20.52		
67945	11/08/2017	Open			Accounts Payable	AT&T/CALNET3 - Summary	\$2,747.26		
67946	11/08/2017	Open			Accounts Payable	AT&T/CALNET3 - TH/FDPD FIBER LINES	\$1,110.62		
67947	11/08/2017	Open			Accounts Payable	Bear Electric Solutions	\$1,425.00		
67948	11/08/2017	Open			Accounts Payable	Big O Tires	\$834.09		
67949	11/08/2017	Open			Accounts Payable	BOYS AND GIRLS CLUB	\$2,442.41		
67950	11/08/2017	Open			Accounts Payable	BUTTE REGIONAL TRANSIT	\$2,225.50		
67951	11/08/2017	Open			Accounts Payable	CATALYST WOMEN'S ADV. INC.	\$2,337.00		
67952	11/08/2017	Open			Accounts Payable	CLEANRITE/BUILDRITE CORPORATION	\$500.00		
67953	11/08/2017	Open			Accounts Payable	CRAIG DREBERTS AUTOMOTIVE	\$1,327.44		
67954	11/08/2017	Open			Accounts Payable	DAY WIRELESS SYSTEMS - MILWAUKIE, OR	\$1,251.48		
67955	11/08/2017	Open			Accounts Payable	DICK'S FLOOR COVERING	\$1,500.00		
67956	11/08/2017	Open			Accounts Payable	DOBRICH & SONS SEPTIC	\$20,692.80		
67957	11/08/2017	Open			Accounts Payable	DON'S SAW & MOWER	\$1,032.01		
67958	11/08/2017	Open			Accounts Payable	EMPLOYMENT DEVELOPMENT DEPARTMENT	\$131.00		

TOWN OF PARADISE  
**CASH DISBURSEMENTS REPORT**

From Payment Date: 11/1/2017 - To Payment Date: 11/30/2017

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
67959	11/08/2017	Open			Accounts Payable	EVERGREEN JANITORIAL SUPPLY, INC.	\$233.90		
67960	11/08/2017	Open			Accounts Payable	FasTrak Violation Processing Department	\$30.00		
67961	11/08/2017	Open			Accounts Payable	FOOTHILL MILL & LUMBER	\$15.61		
67962	11/08/2017	Open			Accounts Payable	FRANKLIN CONSTRUCTION COMPANY	\$339,319.23		
67963	11/08/2017	Open			Accounts Payable	Golden State Emergency Vehicle Service, Inc.	\$124.41		
67964	11/08/2017	Open			Accounts Payable	Housing Authority of the County of Butte	\$1,360.00		
67965	11/08/2017	Open			Accounts Payable	HUDSON'S APPLIANCE CENTER	\$129.00		
67966	11/08/2017	Open			Accounts Payable	HUNTERS PEST CONTROL	\$55.00		
67967	11/08/2017	Open			Accounts Payable	I.M.P.A.C. PAYMENTS IMPAC GOV SVCS/US BANCORP	\$3,000.23		
67968	11/08/2017	Open			Accounts Payable	I.M.P.A.C. PAYMENTS IMPAC GOV SVCS/US BANCORP	\$528.39		
67969	11/08/2017	Open			Accounts Payable	INLAND BUSINESS MACHINES	\$14.21		
67970	11/08/2017	Open			Accounts Payable	Mark Thomas & Company Inc	\$16,603.61		
67971	11/08/2017	Open			Accounts Payable	Michael Baker International, Inc.	\$9,731.00		
67972	11/08/2017	Open			Accounts Payable	MORGAN TREE SERVICE	\$5,300.00		
67973	11/08/2017	Open			Accounts Payable	Mt Shasta Spring Water Co., Inc	\$31.74		
67974	11/08/2017	Open			Accounts Payable	NICOLETTI, CHRISTOPHER	\$80.99		
67975	11/08/2017	Open			Accounts Payable	O'REILLY AUTO PARTS	\$155.14		
67976	11/08/2017	Open			Accounts Payable	PACIFIC GAS & ELECTRIC	\$80.61		
67977	11/08/2017	Open			Accounts Payable	Paradise Animal Shelter Helpers (PASH)	\$58.66		
67978	11/08/2017	Open			Accounts Payable	PARADISE GARDEN CENTER	\$969.75		
67979	11/08/2017	Open			Accounts Payable	PARADISE IRRIGATION DIST	\$1,359.30		
67980	11/08/2017	Open			Accounts Payable	PARADISE POST/NORTH VALLEY COMMTY MEDIA	\$86.01		
67981	11/08/2017	Open			Accounts Payable	PARADISE RECREATION & PARK DISTRICT	\$970.00		
67982	11/08/2017	Open			Accounts Payable	PEERLESS BUILDING MAINT	\$1,440.00		
67983	11/08/2017	Open			Accounts Payable	PETERS RUSH HABIB & MCKENNA	\$460.00		
67984	11/08/2017	Open			Accounts Payable	RAINEY, CHRIS	\$48.25		
67985	11/08/2017	Open			Accounts Payable	RE CONSTRUCTION	\$1,783.50		
67986	11/08/2017	Open			Accounts Payable	RENTAL GUYS - CHICO	\$147.52		
67987	11/08/2017	Open			Accounts Payable	Riebes Auto Parts	\$680.73		
67988	11/08/2017	Open			Accounts Payable	Scolaro, Jan	\$36,574.00		
67989	11/08/2017	Open			Accounts Payable	SCREEN & WINDOW SHOP	\$3,349.92		
67990	11/08/2017	Open			Accounts Payable	STRADLING YOCCA CARLSON & RAUTH	\$5,000.00		
67991	11/08/2017	Open			Accounts Payable	SUTTER BUTTES COMMUNICATIONS, INC.	\$900.00		
67992	11/08/2017	Open			Accounts Payable	THOMAS ACE HARDWARE - ENG. DEPT.	\$113.30		
67993	11/08/2017	Open			Accounts Payable	THOMAS ACE HARDWARE - FIRE DEPT.	\$39.68		
67994	11/08/2017	Open			Accounts Payable	THOMAS ACE HARDWARE - MOTORPOOL	\$75.34		

TOWN OF PARADISE  
**CASH DISBURSEMENTS REPORT**

From Payment Date: 11/1/2017 - To Payment Date: 11/30/2017

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
67995	11/08/2017	Open			Accounts Payable	THOMAS ACE HARDWARE - POLICE DEPT.	\$8.11		
67996	11/08/2017	Open			Accounts Payable	WAYNE MURPHY	\$3,765.00		
67997	11/08/2017	Open			Accounts Payable	WAYNE MURPHY	\$1,801.50		
67998	11/08/2017	Open			Accounts Payable	WAYNE MURPHY	\$840.00		
67999	11/08/2017	Open			Accounts Payable	Webroot Inc	\$2,016.00		
68000	11/08/2017	Open			Accounts Payable	WILGUS FIRE CONTROL INC	\$74.67		
68001	11/08/2017	Open			Accounts Payable	WITTMEIER AUTO CENTER	\$1,150.30		
68002	11/08/2017	Open			Accounts Payable	YOUTH FOR CHANGE	\$2,977.71		
68003	11/17/2017	Open			Accounts Payable	ICMA 457 - VANTAGEPOINT	\$50.00		
68004	11/17/2017	Open			Accounts Payable	STATE DISBURSEMENT UNIT	\$194.76		
68005	11/27/2017	Open			Accounts Payable	ACCESS INFORMATION PROTECTED	\$93.82		
68006	11/27/2017	Open			Accounts Payable	ADVANCED DOCUMENT CONCEPTS	\$250.00		
68007	11/27/2017	Open			Accounts Payable	ANIMAL HOSPITAL/VETMOBILE	\$102.00		
68008	11/27/2017	Open			Accounts Payable	ARAMARK UNIFORM SERV. INC.	\$107.56		
68009	11/27/2017	Open			Accounts Payable	Asbury Environmental Services	\$189.69		
68010	11/27/2017	Open			Accounts Payable	AT&T & CALNET3 - CIRCUIT LINES	\$1,038.94		
68011	11/27/2017	Open			Accounts Payable	BACKGROUNDS & MORE	\$325.00		
68012	11/27/2017	Open			Accounts Payable	Bear Electric Solutions	\$1,425.00		
68013	11/27/2017	Open			Accounts Payable	Big O Tires	\$213.95		
68014	11/27/2017	Open			Accounts Payable	Biometrics4ALL, Inc	\$23.25		
68015	11/27/2017	Open			Accounts Payable	BUTTE CO RECORDER	\$115.00		
68016	11/27/2017	Open			Accounts Payable	Butte Humane Society	\$825.38		
68017	11/27/2017	Open			Accounts Payable	CA LAW ENF. ASSOC. OF RECORDS SUPERVISORS, INC.	\$25.00		
68018	11/27/2017	Open			Accounts Payable	CALIFORNIA STATE DEPARTMENT OF JUSTICE	\$1,046.00		
68019	11/27/2017	Open			Accounts Payable	COMCAST CABLE	\$76.01		
68020	11/27/2017	Open			Accounts Payable	COMCAST CABLE	\$291.01		
68021	11/27/2017	Open			Accounts Payable	COUNTY OF BUTTE	\$3,900.00		
68022	11/27/2017	Open			Accounts Payable	CRAFCO INC	\$49.24		
68023	11/27/2017	Open			Accounts Payable	CSU, CHICO RESEARCH FOUNDATION	\$12,389.60		
68024	11/27/2017	Open			Accounts Payable	DON'S SAW & MOWER	\$409.44		
68025	11/27/2017	Open			Accounts Payable	ENLOE MEDICAL CENTER, INC.	\$1,167.00		
68026	11/27/2017	Open			Accounts Payable	Entersect	\$84.95		
68027	11/27/2017	Open			Accounts Payable	Explore Butte County	\$12,758.10		
68028	11/27/2017	Open			Accounts Payable	FERGUSON ENTERPRISES INC	\$28.22		
68029	11/27/2017	Open			Accounts Payable	Fleming Construction	\$1,627.44		
68030	11/27/2017	Open			Accounts Payable	Fleming Construction	\$1,914.25		
68031	11/27/2017	Open			Accounts Payable	Fleming Construction	\$1,013.93		
68032	11/27/2017	Open			Accounts Payable	FP/FRANCOTYP-POSTALIA MAILING SOLUTIONS	\$141.00		
68033	11/27/2017	Open			Accounts Payable	GREAT AMERICA LEASING CORP.	\$129.31		
68034	11/27/2017	Open			Accounts Payable	HINDERLITER, DE LLAMAS & ASSOCIATES INC.	\$996.23		
68035	11/27/2017	Open			Accounts Payable	HireRight, Inc.	\$8.13		

TOWN OF PARADISE

# CASH DISBURSEMENTS REPORT

From Payment Date: 11/1/2017 - To Payment Date: 11/30/2017

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
68036	11/27/2017	Open			Accounts Payable	HLP, INC / CHAMELEON SOFTWARE PRODUCTS	\$8.40		
68037	11/27/2017	Open			Accounts Payable	HUDSON'S APPLIANCE CENTER	\$569.17		
68038	11/27/2017	Open			Accounts Payable	I.M.P.A.C. PAYMENTS IMPAC GOV SVCS/US BANCORP	\$4,847.87		
68039	11/27/2017	Open			Accounts Payable	INLAND BUSINESS MACHINES	\$559.17		
68040	11/27/2017	Open			Accounts Payable	JAMES RIOTTO & ASSOCIATES	\$800.00		
68041	11/27/2017	Open			Accounts Payable	KOEFRAN INDUSTRIES	\$500.00		
68042	11/27/2017	Open			Accounts Payable	LOCATE PLUS CORPORATION	\$95.00		
68043	11/27/2017	Open			Accounts Payable	Loyal Order of Moose #2227	\$1,729.00		
68044	11/27/2017	Open			Accounts Payable	Mark Thomas & Company Inc	\$17,983.83		
68045	11/27/2017	Open			Accounts Payable	MENDON'S NURSERY	\$138.70		
68046	11/27/2017	Open			Accounts Payable	Meyers Police Canine Training	\$600.00		
68047	11/27/2017	Open			Accounts Payable	MID VALLEY TITLE & ESCROW	\$307.50		
68048	11/27/2017	Open			Accounts Payable	Mt Shasta Spring Water Co., Inc	\$81.09		
68049	11/27/2017	Open			Accounts Payable	NCCSIF TREASURER	\$2,905.00		
68050	11/27/2017	Open			Accounts Payable	North Bay Pensions	\$3,000.00		
68051	11/27/2017	Open			Accounts Payable	NORTHGATE PETROLEUM CO	\$5,763.28		
68052	11/27/2017	Open			Accounts Payable	NORTHSTAR	\$9,111.84		
68053	11/27/2017	Open			Accounts Payable	O'REILLY AUTO PARTS	\$424.90		
68054	11/27/2017	Open			Accounts Payable	OFFICE DEPOT ACCT#36233169	\$1,106.03		
68055	11/27/2017	Open			Accounts Payable	PACIFIC GAS & ELECTRIC	\$7,433.03		
68056	11/27/2017	Open			Accounts Payable	PARADISE IRRIGATION DIST	\$1,996.40		
68057	11/27/2017	Open			Accounts Payable	PARADISE POST/NORTH VALLEY COMMTY MEDIA	\$116.20		
68058	11/27/2017	Open			Accounts Payable	Paradise Printing	\$328.64		
68059	11/27/2017	Open			Accounts Payable	PRO FORCE LAW ENFORCEMENT	\$874.81		
68060	11/27/2017	Open			Accounts Payable	R B SPENCER INC	\$1,253.42		
68061	11/27/2017	Open			Accounts Payable	RE CONSTRUCTION	\$400.00		
68062	11/27/2017	Open			Accounts Payable	Riebes Auto Parts	\$448.30		
68063	11/27/2017	Open			Accounts Payable	SHI International Corp	\$2,856.85		
68064	11/27/2017	Open			Accounts Payable	SINCLAIR'S AUTOMOTIVE & TOWING	\$220.00		
68065	11/27/2017	Open			Accounts Payable	Stop Stick Ltd	\$2,308.75		
68066	11/27/2017	Open			Accounts Payable	THOMAS ACE HARDWARE - ENG. DEPT.	\$559.67		
68067	11/27/2017	Open			Accounts Payable	THOMAS ACE HARDWARE - FIRE DEPT.	\$87.66		
68068	11/27/2017	Open			Accounts Payable	THOMAS ACE HARDWARE - MOTORPOOL	\$44.77		
68069	11/27/2017	Open			Accounts Payable	THOMAS ACE HARDWARE - POLICE DEPT.	\$6.10		
68070	11/27/2017	Open			Accounts Payable	Tri Flame Propane	\$182.34		
68071	11/27/2017	Open			Accounts Payable	TUCKER PEST CONTROL INC	\$126.00		
68072	11/27/2017	Open			Accounts Payable	UNIFORMS TUXEDOS & MORE	\$312.79		
68073	11/27/2017	Open			Accounts Payable	VALLEY OAK VETERINARY CENTER	\$85.36		
68074	11/27/2017	Open			Accounts Payable	VALLEY TOXICOLOGY SERVICE	\$261.00		
68075	11/27/2017	Open			Accounts Payable	VERIZON WIRELESS	\$400.82		
68076	11/27/2017	Open			Accounts Payable	VERIZON WIRELESS	\$115.57		
68077	11/27/2017	Open			Accounts Payable	VERIZON WIRELESS	\$321.73		

# CASH DISBURSEMENTS REPORT

From Payment Date: 11/1/2017 - To Payment Date: 11/30/2017

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
68078	11/27/2017	Open			Accounts Payable	WITTMEIER AUTO CENTER	\$415.17		
68079	11/27/2017	Open			Accounts Payable	ZUMAR INDUSTRIES	\$140.18		
Type Check Totals:							\$644,120.17		
<u>EFT</u>									
650	11/02/2017	Open			Accounts Payable	CALPERS	\$119,067.58		
651	11/03/2017	Open			Accounts Payable	CALPERS - RETIREMENT	\$27,271.55		
652	11/03/2017	Open			Accounts Payable	EMPLOYMENT DEVELOPMENT DEPARTMENT	\$4,342.00		
653	11/03/2017	Open			Accounts Payable	ING LIFE INS & ANNUITY COMPANY	\$4,245.80		
654	11/03/2017	Open			Accounts Payable	INTERNAL REVENUE SERVICE	\$19,607.36		
656	11/17/2017	Open			Accounts Payable	CALPERS - RETIREMENT	\$27,336.67		
657	11/17/2017	Open			Accounts Payable	EMPLOYMENT DEVELOPMENT DEPARTMENT	\$4,156.11		
658	11/17/2017	Open			Accounts Payable	ING LIFE INS & ANNUITY COMPANY	\$3,777.90		
659	11/17/2017	Open			Accounts Payable	INTERNAL REVENUE SERVICE	\$19,209.05		
660	11/30/2017	Open			Accounts Payable	CALPERS - RETIREMENT	\$60,481.49		
Type EFT Totals:							\$289,495.51		
AP - US Bank TOP AP Checking Totals									

Checks	Status	Count	Transaction Amount	Reconciled Amount
	Open	159	\$644,120.17	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Stopped	0	\$0.00	\$0.00
	Total	159	\$644,120.17	\$0.00

EFTs	Status	Count	Transaction Amount	Reconciled Amount
	Open	10	\$289,495.51	\$0.00
	Reconciled	0	\$0.00	\$0.00
	Voided	0	\$0.00	\$0.00
	Total	10	\$289,495.51	\$0.00



TOWN OF PARADISE

# CASH DISBURSEMENTS REPORT

From Payment Date: 11/1/2017 - To Payment Date: 11/30/2017

Number	Date	Status	Void Reason	Reconciled/ Voided Date	Source	Payee Name	Transaction Amount	Reconciled Amount	Difference
				<b>All</b>	<b>Status</b>	<b>Count</b>	<b>Transaction Amount</b>	<b>Reconciled Amount</b>	
					Open	169	\$933,615.68	\$0.00	
					Reconciled	0	\$0.00	\$0.00	
					Voided	0	\$0.00	\$0.00	
					Stopped	0	\$0.00	\$0.00	
					<b>Total</b>	<b>169</b>	<b>\$933,615.68</b>	<b>\$0.00</b>	
<b>Grand Totals:</b>									
				<b>Checks</b>	<b>Status</b>	<b>Count</b>	<b>Transaction Amount</b>	<b>Reconciled Amount</b>	
					Open	159	\$644,120.17	\$0.00	
					Reconciled	0	\$0.00	\$0.00	
					Voided	0	\$0.00	\$0.00	
					Stopped	0	\$0.00	\$0.00	
					<b>Total</b>	<b>159</b>	<b>\$644,120.17</b>	<b>\$0.00</b>	
				<b>EFTs</b>	<b>Status</b>	<b>Count</b>	<b>Transaction Amount</b>	<b>Reconciled Amount</b>	
					Open	10	\$289,495.51	\$0.00	
					Reconciled	0	\$0.00	\$0.00	
					Voided	0	\$0.00	\$0.00	
					<b>Total</b>	<b>10</b>	<b>\$289,495.51</b>	<b>\$0.00</b>	
				<b>All</b>	<b>Status</b>	<b>Count</b>	<b>Transaction Amount</b>	<b>Reconciled Amount</b>	
					Open	169	\$933,615.68	\$0.00	
					Reconciled	0	\$0.00	\$0.00	
					Voided	0	\$0.00	\$0.00	
					Stopped	0	\$0.00	\$0.00	
					<b>Total</b>	<b>169</b>	<b>\$933,615.68</b>	<b>\$0.00</b>	



Town of Paradise  
**Council Agenda Summary**  
December 12, 2017

Agenda No. 2(c)

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Originated By: Kate Anderson, Housing Program Supervisor

Reviewed By: Lauren M. Gill, Town Manager

Subject: Rescinding Resolution No. 17-01 and adopting a new Resolution Authorizing Submittal of the 2016 HOME Application to the California State Department of Housing and Community Development

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**Council Action Requested:**

Adopt Resolution No. 17-\_\_\_, "A Resolution of the Town Council of the Town of Paradise rescinding Resolution No. 17-01 and adopting a new resolution Authorizing Submittal of an application to the California State Department of Housing and Community Development for funding under the HOME Investment Partnerships Program; and if selected, the execution of a standard agreement, any amendments thereto, and of any related documents necessary to participate in the HOME Investment Partnerships Program."

**Background:**

The Town of Paradise was successfully awarded \$1,000,000 for its 2016 HOME Application. In January of this year, a resolution was passed by the Council containing wording that required both the Manager and the Mayor to sign grant documents. In the past our HOME grants required *either* the Mayor or Manager to sign loan documents. Having two signatories is not a requirement of the State of California, nor has it been our practice to require two signatures. For purposes of expediency and efficiency, we are hereby requesting the Council adopt this new Resolution rescinding Resolution 17-0 to correct the discrepancy.

**Financial Impact:**

There is no financial impact by rescinding Resolution No. 17-01 and adopting this new resolution. This new resolution streamlines access to the \$1,000,000 grant funds already awarded.

**TOWN OF PARADISE**

RESOLUTION NO. 17-\_\_

**“A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PARADISE RESCINDING RESOLUTION NO. 17-01 AND ADOPTING A NEW RESOLUTION AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE HOME INVESTMENT PARTNERSHIPS PROGRAM; AND IF SELECTED, THE EXECUTION OF A STANDARD AGREEMENT, ANY AMENDMENTS THERETO, AND OF ANY RELATED DOCUMENTS NECESSARY TO PARTICIPATE IN THE HOME INVESTMENT PARTNERSHIPS PROGRAM”**

WHEREAS, The California Department of Housing and Community Development (the “Department”) is authorized to allocate HOME Investment Partnerships Program (“HOME”) funds made available from the U.S. Department of Housing and Urban Development (“HUD”). HOME funds are to be used for the purposes set forth in Title II of the Cranston-Gonzalez National Affordable Housing Act of 1990, in federal implementing regulations set forth in Title 24 of the Code of Federal Regulations, part 92, and in Title 25 of the California Code of Regulations commencing with section 8200; and;

WHEREAS, On December 6, 2016 the Department issued a 2016 Notice of Funding Availability announcing the availability of funds under the HOME program (the “NOFA”); and;

WHEREAS, In response to the 2016 NOFA, The Town of Paradise (hereinafter referred to as “Town”), a State of California municipal corporation, wishes to apply to the Department for, and receive an allocation of, HOME funds.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PARADISE AS FOLLOWS:**

1. Resolution No. 17-01 is hereby rescinded.
2. In response to the 2016 NOFA, the Town shall submit an application to the Department to participate in the HOME program and for an allocation of funds not to exceed One Million Dollars (\$1,000,000) for the following activities and/or programs:

*Owner-Occupied Residential Rehabilitation Program and First-Time Homebuyer Program*

to be located in the incorporated Town of Paradise, California.

3. If the application for funding is approved, then the Town hereby agrees to use the HOME funds for eligible activities in the manner presented in its application as approved by the Department in accordance with the statutes and regulations cited above. The Town may also execute a standard agreement, any amendments thereto, and any and all other documents or instruments necessary or required by the Department or HUD for participation in the HOME program (collectively, the required documents).
  
4. The Town authorizes the Mayor or the Town Manager, or his/her designee(s), to execute, in the name of the Town, the required documents. Said designees are: Gina Wills, Finance Director, Colette Curtis, Administrative Analyst, and Craig Baker, Community Development Department Director.

**PASSED AND ADOPTED** BY THE TOWN COUNCIL OF THE TOWN OF PARADISE  
THIS 12<sup>th</sup> DAY OF DECEMBER 2017, BY THE FOLLOWING VOTE:

AYES: \_\_\_\_\_

NOES: \_\_\_\_\_

ABSENT: \_\_\_\_\_

NOT VOTING: \_\_\_\_\_

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Dina Volenski, Town Clerk

APPROVE AS TO FORM:

\_\_\_\_\_  
Dwight L. Moore, Town Attorney



**TOWN OF PARADISE**  
**Council Agenda Summary**  
**Date: December 12, 2017**

**Agenda No. 2(d)**

**ORIGINATED BY:** Marc Mattox, Public Works Director / Town Engineer

**REVIEWED BY:** Lauren Gill, Town Manager

**SUBJECT:** Yellowstone Kelly Heritage Trailway Class I Enhancements  
Approval of Plans, Specifications & Estimates and Advertisement  
for Bids

**COUNCIL ACTION REQUESTED:**

1. Adopt a resolution approving the plans and specifications for the Yellowstone Kelly Heritage Trailway Class I Enhancements and authorizing advertisement for bids on the project.

**Background:**

On September 26, 2013, Governor Brown signed legislation creating the Active Transportation Program (ATP) in the Department of Transportation (Senate Bill 99, Chapter 359 and Assembly Bill 101, Chapter 354). The ATP consolidates existing federal and state transportation programs, including the Transportation Alternatives Program (TAP), Bicycle Transportation Account (BTA), and State Safe Routes to School (SR2S), into a single program with a focus to make California a national leader in active transportation. The ATP administered by the Division of Local Assistance, Office of Active Transportation and Special Programs. The objective of the ATP is to achieve the following objectives:

- Increase the proportion of biking and walking trips,
- Increase safety for non-motorized users,
- Increase mobility for non-motorized users,
- Advance the efforts of regional agencies to achieve greenhouse gas reduction goals,
- Enhance public health, including the reduction of childhood obesity through the use of projects eligible for Safe Routes to Schools Program funding,
- Ensure disadvantaged communities fully share in program benefits, and
- Provide a broad spectrum of projects to benefit many types of active transportation users.

On October 22, 2015, the California Transportation Committee announced the adoption of Statewide and Small Urban and Rural components of the program, including \$1,391,000 at 97.5% reimbursement for the Yellowstone Kelly Heritage Trailway Class I Enhancements Project. The project, as awarded, consists of the construction of enhanced crosswalks at key intersections (including rectangular rapid flashing beacons), LED lighting, ADA ramps and minor widening/repairs along the trailway.

**Analysis:**

Town staff has prepared the plans, specifications, and cost estimate for the Yellowstone Kelly Heritage Trailway Class I Enhancements Project. The final project includes the addition of 230 LED streetlights (15' high, dark-sky compliant) which will be spaced every 125' along the trailway from 8 different service connections. The flashing beacons will be installed at Clark Rd,

Wagstaff Rd, Bille Rd, Maxwell Dr, Elliott Rd and Foster Rd. All intersections will be improved with new ramps and crosswalk advanced warning markings.

The project is expected to receive authorization to proceed with construction from the California Transportation Commission on December 8, 2017.

With Council approval of the plans and specifications and authorization to advertise for bids, staff proposes the following schedule:

Approve PS&E:	December 12, 2017
Advertise for bid:	December 2017
Award Contract:	February 13, 2018
Construction:	May – June 2018

The plans and specifications for the project are on file in the Public Works office for review.

**Financial Impact:**

The estimated construction cost of the Yellowstone Kelly Heritage Trailway Class I Enhancements will be \$1,250,000. The Active Transportation Program reimbursable costs are \$1,218,750. A local commitment from Public Works (Transit) is needed in the amount of \$31,250 for matching requirements. A more detailed financial accounting will be provided at time of contract award.

**TOWN OF PARADISE  
RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PARADISE  
APPROVING THE PLANS, SPECIFICATIONS AND ESTIMATES FOR  
YELLOWSTONE KELLY HERITAGE TRAILWAY CLASS I ENHANCEMENTS AND  
AUTHORIZING ADVERTISEMENT FOR BIDS ON THE PROJECT.**

**WHEREAS,** the Town of Paradise has received a \$1,391,000 allocation of Active Transportation Program funds at 97.5% reimbursement; and,

**WHEREAS,** the purpose of this program is to:

- Increase the proportion of biking and walking trips,
- Increase safety for non-motorized users,
- Increase mobility for non-motorized users,
- Advance the efforts of regional agencies to achieve greenhouse gas reduction goals,
- Enhance public health, including the reduction of childhood obesity through the use of projects eligible for Safe Routes to Schools Program funding,
- Ensure disadvantaged communities fully share in program benefits,
- Provide a broad spectrum of projects to benefit many types of active transportation users.

**WHEREAS,** the Yellowstone Kelly Heritage Trailway Class I Enhancements is consistent in scope with the approved grant award by adding lighting and safe crosswalks to the trailway between Pentz Road to Princeton Road.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PARADISE AS FOLLOWS:**

**Section 1.** The design, plans, specifications and estimates for Yellowstone Kelly Heritage Trailway Class I Enhancements described in the Town Council Agenda Summary for this Resolution are hereby approved.

**Section 2.** The Public Works Department is authorized to advertise the Yellowstone Kelly Heritage Trailway Class I Enhancements.

PASSED AND ADOPTED by the Town Council of the Town of Paradise on this 12<sup>th</sup> day of December 2017, by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

By: \_\_\_\_\_  
\_\_\_\_\_, Mayor  
APPROVED AS TO FORM:

ATTEST:

\_\_\_\_\_  
Dina Volenski, CMC, Town Clerk

\_\_\_\_\_  
Dwight L. Moore, Town Attorney



**Town of Paradise  
Council Agenda Summary  
Date: December 12, 2017**

**Agenda Item: 2(e)**

**Originated by:** Gabriela Tazzari-Dineen, Police Chief  
**Reviewed by:** Lauren Gill, Town Manager  
**Subject:** Adopt a Resolution Declaring Police Department Property Surplus and Authorize Disposal Through a Donation

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**Council Action Requested:**

1. Adopt a resolution declaring the described property (Exhibit A) as surplus property,
2. Authorizing the Police Department to dispose of the property.

**BACKGROUND:**

The Police Department periodically surveys property and equipment from active service. Generally, when equipment utilized by the Police Department becomes obsolete or is otherwise inoperable and beyond reasonable repair costs they are moved out of service. On occasion, equipment is put to use elsewhere within the department or the Town if practical. This property does not meet the criteria for this lesser use.

Included in this property are expired ballistic vests, worn equipment holders, worn or non-compatible radio holders, and other equipment no longer authorized by the Department.

If authorized, the surplus property will be donated to the Butte College Law Enforcement Academy for the purpose of equipping and training academy recruits.

**FINANCIAL IMPACT:**

The disposal of this property will have no negative impact on the General Fund.



**TOWN OF PARADISE  
RESOLUTION NO. 17-\_\_**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PARADISE  
DECLARING POLICE PROPERTY SURPLUS AND AUTHORIZING DISPOSAL  
THROUGH DONATION**

**WHEREAS**, the Police Department wishes to dispose of property that is either inoperable or obsolete; and

**WHEREAS**, the Police Department wishes to dispose of the property through a donation to the Butte College Law Enforcement Academy.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PARADISE** as follows:

**Section 1.** The Town hereby declares Police Department property surplus as set forth in Exhibit "A" attached hereto and made a part hereof by reference.

**Section 2.** Pursuant to Paradise Municipal Code Section 2.45.130D, the Police Department is hereby authorized to dispose of the property by donation to the Butte College Law Enforcement Academy.

**PASSED AND ADOPTED** by the Paradise Town Council of the Town of Paradise, County of Butte, State of California, on this 12<sup>th</sup> day of December 2017, by the following vote:

AYES:

NOES:

ABSENT:

NOT VOTING:

\_\_\_\_\_  
Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
DINA VOLENSKI, Town Clerk

\_\_\_\_\_  
DWIGHT L. MOORE, Town Attorney

**ATTACHEMENT "A"**  
**SURPLUS**  
**OBSOLETE OR INOPERABLE PROPERTY**

- 1 Ballistic Vest back panel Second Chance Model BA3A00S-SM01 – Size TI-2518  
Serial # 13061154. Front panel Serial # 13061153
- 1 Ballistic Vest Ultima Body Armor Size 20X15 Model ZYL-IIIA 898101 Serial #  
09000708.
- 1 Ballistic Vest Front panel American body armor Size LL Mod. XT3A-2 Serial #  
06145000, Back Size LLL Serial # 06145001
- 1 Ballistic Vest Front panel (Unreadable), Back American Body Armor Blue Panel  
Unknown size
- 1 Ballistic Vest front panel ABA blue panel K30 insert, Back (Unreadable) Unknown  
size
- 1 Ballistic Vest front ABA Size 36 DR. Model XT3A-2 Serial # 07129177, Back  
Unreadable
- 1 Black Ballistic Vest cover Second Chance Size 22X18
- 1 Black Ballistic Vest back (One piece) cover Safari Land 1 x RC
- 1 Ballistic Vest front panel ABA Unknown Size IRC
- 1 Ballistic Vest front ABA #16041
- 1 Back ballistic vest cover ABA date of Issue 10-2008
- 1 Black Ballistic Vest cover Safari Land, Front 2RC, Back 2RLC
- 1 Black Ballistic Vest cover Second Chance Size 22 x 18 Model Male
- 1 Black Ballistic Vest cover Safari Land Back 2LLC, Front 2LC
- 1 Black Ballistic Vest cover Second Chance Front model Scamale Apex 2 Apex 2  
Back Model Scamale Size 2014-1714
- 1 Ballistic Vest front PACA Protection Size XLRW Ser. RC090004 Model female  
Back Serial RC090004

- 1 Ballistic Vest front Monarch Summit size 2818 / 217T Serial ALO4435629 Model: Mon-II 107121
- 1 Ballistic Vest insert Second Chance size 17 x 16 Lot 6294
- 1 Ballistic Vest Insert Monarch Summit size 222016TP Ser. ALO4435627
- 1 Ballistic Vest front panel Second Chance Size Unknown Model BA-3A00S-SM02 Serial # 20505666 Back panel Serial # 20505665
- 1 Ballistic Vest front panel second Chance size 22 x 16 Serial # AL10994166PP Model APP-10304180
- 1 Black Ballistic Vest cover safari Land front size 1ZC
- 1 Black Ballistic Vest cover safari Land back 2RLC
- 1 Ballistic Vest front panel Second Chance chest guard blue size T1-2515 Model BA-3A005-SM01 Serial # 12172836 Back Serial # 12172837
- 1 Ballistic Vest front panel ABA 1C Chest guard Unreadable blue panel, Back unreadable
- 1 Ballistic Vest front Safari Land 1C chest guard size LGRU-2012 Model BA-3A00S-XT01 Serial # 11119301 Back Serial # 11119302
- 1 Ballistic Vest Front ABA size 3 x AC 1C K30 insert model XHPIII AO Serial # 09055400 Back serial # 09055399
- 1 Ballistic Vest front safari Land size 4 x L 1C chest guard model XHPIII AC Serial #09055397 back size 4 xx C Serial # 09055398
- 1 Blue Ballistic Vest cover only 2 piece front and back Second Chance Size Model Male Carrier
- 1 Black Ballistic Vest cover front and back ABA Size LGRU female AJ model Back size 2012
- 1 Black leather basket weave duty belt, size 36
- 2 Black leather basket weave duty belt, no size
- 1 Black leather key holder
- 3 Gould and Goodrich 8607W Leather handcuff case
- 1 Black leather handcuff case 90V Monrovia, CA SafariLand

- 1 Gould and Goodrich K70WHS Leather handcuff case
- 1 Black Leather radio holder #1505758V06 NTW6037B 5-01
- 1 Black Leather radio holder #1585805002 11-97
- 1 Black Leather radio holder #1505758V06 NTN8037B 12-98
- 2 Black Leather radio holder #1585805002 11-07
- 1 Black Leather radio holder #1505758V06 NTN8037B 6-00
- 3 Black Leather radio belt clip #4205857809 1107
- 1 Black Leather radio belt clip #4205857809 1298
- 1 Black Leather radio belt clip #4205857809 9-98
- 1 Black Leather radio belt clip #42D58576OG01 64D05759 GO1-O



**Town of Paradise  
Council Agenda Summary  
Date: December 12, 2017**

**Agenda Item: 2(f)**

**Originated by:** Gina S. Will, Administrative Services Director/Town Treasurer  
**Reviewed by:** Lauren Gill, Town Manager  
**Subject:** Quarterly Investment Report

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**Council Action Requested:**

Review and file the 1st Quarter Investment Report for the Fiscal Year Ended June 30, 2018.

**Alternatives:**

Give alternative direction for investment or reporting.

**Background:**

Attached is a report on the Town's cash and investments for the quarter ended September 30, 2017.

A US Bank checking account is currently being used for payroll, accounts payable and other operating purposes. Most accounts payable disbursements are drawn through checks, and most payroll disbursements are processed through direct deposit. Deposits are fully collateralized and after reserve requirements, provide an earnings credit rate of 0.22% up to the amount of monthly fees.

The Town uses the State of California managed Local Agency Investment Fund (LAIF) for investment of cash in excess of immediately needed operating capital. With same day liquidity and comparable yields, LAIF is currently the best investment option for the Town. Funds can be transferred electronically through computer authorization between LAIF and the Town checking account. The Town will continue to research other investment options that match LAIF's liquidity and security in order to improve investment yield.

In June of 2011, the Town established an irrevocable trust to begin funding the future obligations associated with retiree health as required by GASB 45. The funds are being managed by Self-Insured Schools of California (SISC) and can only be used for the payment of retiree health benefits.

The Town establishes escrow funds at the start of each new lease. The escrow fund is drawn down to zero through the process of purchasing equipment against the lease. Interest is accrued on any unspent escrow balance. The "other" investment type represents these available escrow funds as well as petty cash balances. As of September 30, 2017, there were no available escrow funds.

**Discussion**

The \$314,020 decreased investment balance as of September 30, 2017 as compared to September 30, 2016 is primarily a result of more active capital improvement projects in the first quarter of the fiscal year. The Town had expended \$2.6 million on CIP projects as of September 30, 2017 as compared to \$2.2 million as of September 30, 2016. The Town is replacing depleted General Fund reserves with the goal of reducing and eliminating the need to borrow cash for operations. In 2016/17 the Town needed a \$2.25 million TRAN which was funded October 2016 and repaid in May 2017. This 2017/18 fiscal year the Town will issue a TRAN of \$2.1 million in October 2017.

The GASB 45 trust investment managed by SISC experienced a 3.19% return on investment during the 1<sup>st</sup> quarter of 2017/18. The economy has improved; however, interest rates remain low. Long term, SISC has been successful with its allocation model of approximately 60% equity and 40% fixed income.

The Town Treasurer has directed the Trustee, Wells Fargo Bank, to invest the reserve funds of the Paradise RDA Bond 2009 and the Pension Obligation Bond in accordance with the Town's investment policy. The reserve funds had been yielding less than 0.01% in mutual funds. The reserve funds are now invested in CD's that will yield between 1.05% and 1.40% over nine months to a one-year period. While these investments and balances are not part of the Town's idle or operating cash, the yield will ultimately lessen the amount the Town will be required to contribute in future debt service payments.

**Fiscal Impact Analysis:**

Isolating the gain from the GASB 45 trust, the Town earned \$3,831.08 for the quarter ended September 30, 2017. That is compared to \$2,136.54 for the quarter ended September 30, 2016. Again, isolating the GASB 45 return, over 19 basis points more in average yield was realized compared to a year ago, and about \$479,000 more average balances were invested.

**TOWN OF PARADISE**  
**QUARTERLY SUMMARY OF INVESTMENTS**  
**For Quarter Ended September 30, 2017**

Investment	Type	For Quarter Ended Sept. 30, 2017			For Quarter Ended Sept. 30, 2016			Net Change
		Yield	Book Value	Market Value*	Yield	Book Value	Market Value*	
US Bank	Checking	0.22%	278,772.50	278,772.50	0.22%	350,359.34	350,359.34	(71,586.84)
Local Agency Investment Fund (LAIF)	Various	1.08%	1,271,724.02	1,270,505.80	0.61%	922,073.67	922,355.85	349,650.35
SISC GASB 45 Trust B	Various	3.19%	130,395.44	130,395.44	3.38%	94,038.61	94,038.61	36,356.83
Fiscal Agents & Petty Cash	Other	0.00%	1,350.00	1,350.00	0.00%	1,750.00	1,750.00	(400.00)
Totals			1,682,241.96	1,681,023.74		1,368,221.62	1,368,503.80	314,020.34
Total Quarterly Earnings on accrual basis			7,877.50		5,212.04			
Total Annual Earnings (July 1st - September 30th)			7,877.50		5,212.04			

\* Market Value determined by LAIF

**Reserve Funds Invested**

Pension Obligation Bond	\$	985,000.00
Paradise RDA Bond 2009	\$	340,000.00
	\$	<u>1,325,000.00</u>

Issuer	FDIC Number	Yield	Settlement Date	Maturity Date	Type	Investment	Earnings
Beal Bank	32574	1.050%	01/04/17	01/03/18	CD	248,000.00	2,596.87
Discover Bank	5649	1.050%	01/05/17	01/05/18	CD	92,000.00	966.00
Comenity Cap Bank	57570	1.400%	08/09/17	05/09/18	CD	247,000.00	2,586.39
TCF National Bank	28330	1.350%	08/09/17	05/09/18	CD	246,000.00	2,483.93
Bank Baroda	33681	1.400%	08/11/17	05/11/18	CD	246,000.00	2,575.92
Compass Bank	19048	1.400%	08/11/17	05/11/18	CD	246,000.00	2,575.92
						<u>1,325,000.00</u>	<u>13,785.03</u>

In compliance with the California Code Section 53646; the Treasurer of the Town of Paradise hereby certifies that sufficient investment liquidity and anticipated revenues are available to meet the Town's budgeted expenditure requirements for the next six months.

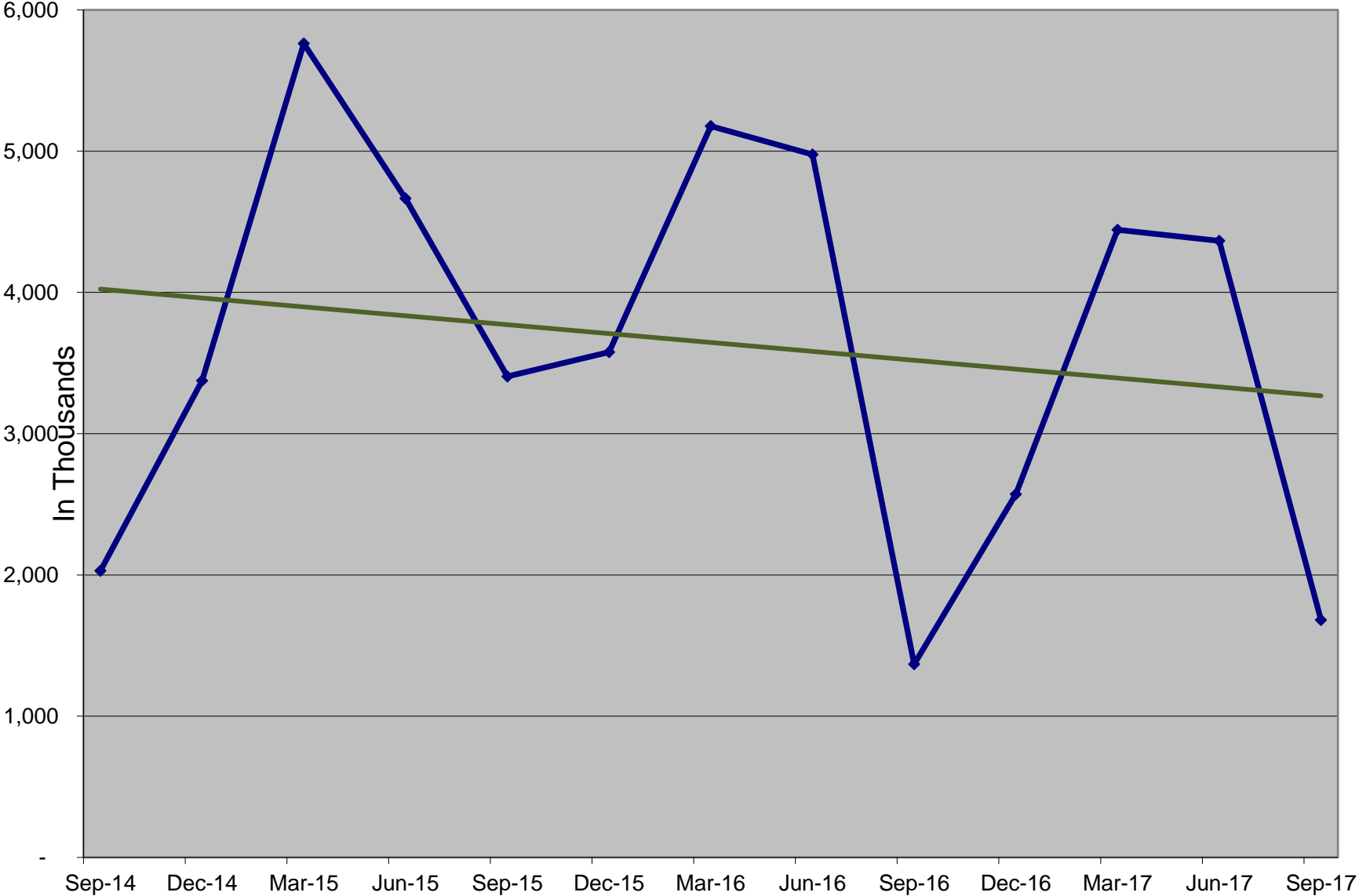
Investments in the report meet the requirements of the Town of Paradise's adopted investment policy.

Respectfully submitted,

/s/

Gina S. Will  
Finance Director/Town Treasurer

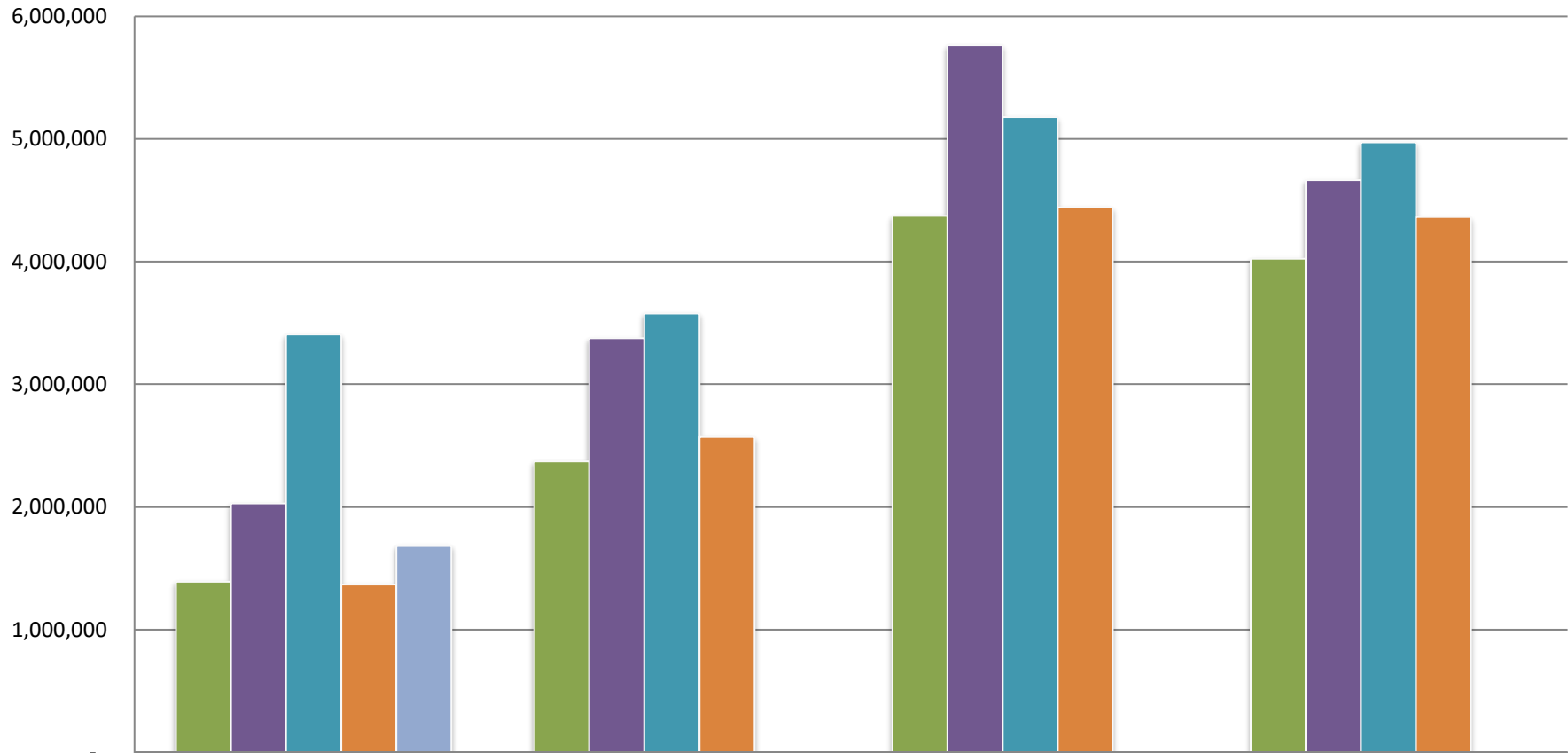
**Town of Paradise  
Investment Balances with Trendline  
September 2014 - September 2017**



	Sep-14	Dec-14	Mar-15	Jun-15	Sep-15	Dec-15	Mar-16	Jun-16	Sep-16	Dec-16	Mar-17	Jun-17	Sep-17
Series1	2,030	3,375	5,762	4,665	3,406	3,578	5,178	4,976	1,368	2,572	4,443	4,365	1,682



## Town of Paradise Investment Balances 2013/14 - 2017/18



	Sept. 30th	Dec. 31st	March 31st	June 30th
■ 2013/14	1,389,733	2,370,880	4,372,599	4,022,638
■ 2014/15	2,029,885	3,375,031	5,764,007	4,665,263
■ 2015/16	3,406,433	3,577,592	5,178,404	4,973,367
■ 2016/17	1,368,222	2,571,507	4,442,724	4,364,776
■ 2017/18	1,682,242			



**ATOWN OF PARADISE  
Council Agenda Summary  
Date: December 12, 2017**

**Agenda No. 2(g)**

**ORIGINATED BY:** Marc Mattox, Town Engineer  
**REVIEWED BY:** Lauren Gill, Town Manager  
**SUBJECT:** Capital Improvement Project CEQA Determination

**COUNCIL ACTION REQUESTED:**

1. Concur with staff recommendation to file a CEQA Notice of Exemption for the Paradise Gap Closure Complex.

**Background:**

In 2015, the Town of Paradise procured state funding for the subject Active Transportation Program project. The purpose of this program is to increase the proportion of biking and walking trips, increase safety for non-motorized users, increase mobility for non-motorized users, advance the efforts of regional agencies to achieve greenhouse gas reduction goals, enhance public health, including the reduction of childhood obesity through the use of projects eligible for Safe Routes to Schools Program funding, ensure disadvantaged communities fully share in program benefits, and provide a broad spectrum of projects to benefit many types of active transportation users.

Additional details are provided below.

State Project No.	Project Title	Project Limits	Description	Project Cost
5425 (038)	Paradise Gap Closure Complex	Birch between Skyway and Black Olive, Fir between Skyway and Black Olive, Foster between Pearson and Fir, Elliott between Skyway and Almond, Black Olive between Pearson and Fir	Install Class II Bicycle Lanes and sidewalks	\$4,995,000

One important task in the preliminary engineering phase is the completion of the environmental review process, including the California Environmental Quality Act (CEQA).

**Analysis:**

The CEQA process requires the lead agency to examine the project proposal and evaluate potential impacts, similar but different to NEPA. Staff has evaluated each project thoroughly and found that the proposed minor alterations to the existing public right-of-way are exempt pursuant to *CEQA Guidelines Article 19, Categorical Exemptions, 15301. Existing Facilities, (c) Existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities (this includes road grading for the purpose of public safety)* is applicable to each project. Below, please find a project description and corresponding reason for the exemption.

The proposed project will add new curbs, gutters, sidewalks and bicycle lanes to the following existing streets: Fir Street, Birch Street, Foster Road, Black Olive Drive and Elliott Road, in areas, encompassed by Skyway, Black Olive, Pearson and Elliott. In addition, the project will

improve these roads so that they can incorporate Class II Bicycle Lanes or Class III Bike Routes. The project will also include underground drainage improvements, minor landscaping, pedestrian lighting, and reconfiguration of on-street parking.

The project will also include underground drainage improvements, minor landscaping, pedestrian lighting, and reconfiguration of on-street parking.

The project will result in no expansion of the existing streets. No additional vehicular lanes or capacity will be created by the project. The purpose of the project is to increase the proportion of biking and walking trips; increase safety for non-motorized users; and increase mobility for non-motorized users. No further environmental review is necessary for this project.

Staff recommends Council approve the filing of the attached Notice of Exemption for the referenced project.

If approved, construction for this project could be expected to be complete in late 2019.

**Financial Impact:**

There is a recording fee of \$50 with the Butte County Recorder's Office to file the Notice of Exemption.

**Attachments:**

**Attachment 1 – Paradise Gap Closure Complex CEQA Notice of Exemption**

## NOTICE OF EXEMPTION

To:  Office of Planning and Research  
1400 Tenth Street  
Sacramento, CA 95814

From: Public Works Department  
Town of Paradise  
5555 Skyway  
Paradise, CA 95969

County Clerk-Recorder  
Butte County  
155 Nelson Avenue  
Oroville, CA 95965

Project Title: **PARADISE GAP CLOSURE COMPLEX**

Project Location: See attached project location map.

Assessor's Parcel Number(s): Town Rights of Way.

Project Description: The Town of Paradise within Butte County, California proposes to implement the Paradise Gap Closure Complex (proposed project). The proposed project will add new curbs, gutters, and sidewalks to Fir Street, Birch Street, Foster Road, Black Olive Drive and Elliott Road, in areas where they currently do not exist, encompassed by Skyway, Black Olive, Pearson and Elliott. In addition, the project will improve these roads to incorporate Class II Bicycle Lanes or Class III Bike Routes. The project will also include underground drainage improvements, minor landscaping, pedestrian lighting, and reconfiguration of on-street parking.

Lead Agency: Town of Paradise

Applicant: Town of Paradise  
5555 Skyway  
Paradise, CA 95969

Exemption Status:  Ministerial [Section 21080(b); 15268];  
 Declared Emergency [Section 21080(b)(3); 15269(a)];  
 Emergency Project [Section 21080(b)(4); 15269(b)(c)];  
 General Rule [Section 15061(b)(3)];  
 **Categorical Exemption [Section 15301(c), Existing Facilities];**  
 Approval of Rates, Tolls, Fares, and Charges [Section 21080(b)(8)(D)];  
 Statutory Exemption [Section 15273(a)(4)].

### REASONS WHY THIS PROJECT IS EXEMPT OR DOES NOT REQUIRE FURTHER ENVIRONMENTAL DOCUMENTATION:

The project is exempt under State CEQA Guidelines [Section 15301(c)], which states:

*“Class 1 consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency’s determination. The types of “existing facilities” itemized below are not intended to be all-inclusive of the types of projects which might fall within Class 1. The key consideration is whether the project involves negligible or no expansion of an existing use. Examples include but are not limited to:*




*(c) Existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities (this includes road grading for the purpose of public safety).*

The project will result in no expansion of an existing use. No additional lanes or capacity will be created by the project. The purpose of the project is to increase the proportion of biking and walking trips; increase safety for non-motorized users; and increase mobility for non-motorized users. No further environmental review is necessary for this project.

By 

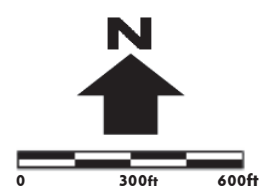
Marc Mattox  
Town Engineer  
Town of Paradise  
5555 Skyway  
Paradise, CA 95969  
December 4, 2017

# Legend






-  Existing ATP Infrastructure
-  Existing 5-mile Class I Path
-  Funded ATP Infrastructure

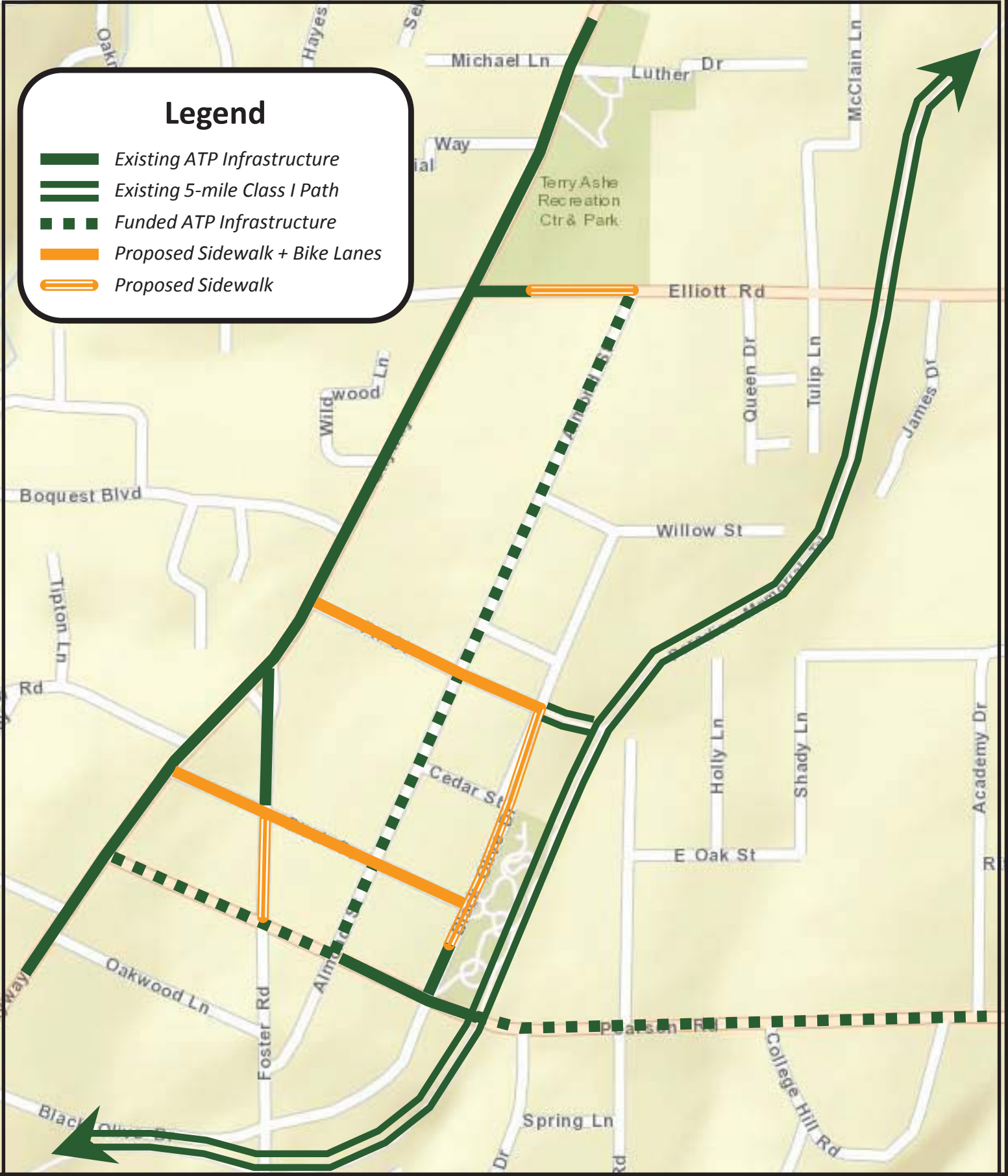


# ATTACHMENT D ATP GAP CLOSURE COMPLEX EXISTING CONDITIONS



# Legend

-  Existing ATP Infrastructure
-  Existing 5-mile Class I Path
-  Funded ATP Infrastructure
-  Proposed Sidewalk + Bike Lanes
-  Proposed Sidewalk



# ATTACHMENT D ATP GAP CLOSURE COMPLEX PROPOSED CONDITIONS



# ENVIRONMENTAL CHECKLIST

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## **Purpose of this checklist:**

CEQA Guideline 15061. Review for Exemption provides as follows:

*(a) Once a lead agency has determined that an activity is a project subject to CEQA, a lead agency shall determine whether the project is exempt from CEQA.*

*(b) A project is exempt from CEQA if:*

*(1) The project is exempt by statute (see, e.g. Article 18, commencing with Section 15260).*

*(2) The project is exempt pursuant to a categorical exemption (see Article 19, commencing with Section 15300) and the application of that categorical exemption is not barred by one of the exceptions set forth in Section 15300.2.*

The purpose of this checklist is to support a finding that none of the exceptions set forth in Section 15300.2 are triggered for this project.

CEQA Guideline 15300.2. *Exceptions*

*(a) Location. Classes 3, 4, 5, 6, and 11 are qualified by consideration of where the project is to be located – a project that is ordinarily insignificant in its impact on the environment may in a particularly sensitive environment be significant. Therefore, these classes are considered to apply all instances, except where the project may impact on an environmental resource of hazardous or critical concern where designated, precisely mapped, and officially adopted pursuant to law by federal, state, or local agencies.*

*(b) Cumulative Impact. All exemptions for these classes are inapplicable when the cumulative impact of successive projects of the same type in the same place, over time is significant.*

*(c) Significant Effect. A categorical exemption shall not be used for an activity where there is a reasonable possibility that the activity will have a significant effect on the environment due to unusual circumstances.*

*(d) Scenic Highways. A categorical exemption shall not be used for a project which may result in damage to scenic resources, including but not limited to, trees, historic buildings, rock outcroppings, or similar resources, within a highway officially designated*



*as a state scenic highway. This does not apply to improvements which are required as mitigation by an adopted negative declaration or certified EIR.*

*(e) Hazardous Waste Sites. A categorical exemption shall not be used for a project located on a site which is included on any list compiled pursuant to Section 65962.5 of the Government Code.*

*(f) Historical Resources. A categorical exemption shall not be used for a project which may cause a substantial adverse change in the significance of a historical resource.*

**Conclusion:** Based on field reviews and other due diligence as presented in this checklist, the project does not involve any unusual circumstances and does not trigger any of the above exceptions.

1. **Project Title:** Paradise Gap Closure Complex
2. **Lead Agency Name and Address:** Town of Paradise, California  
5555 Skyway  
Paradise, CA 95969
3. **Contact Person and Phone Number:** Marc Mattox | (530) 872-6291 Ext. 125
4. **Project Location:** Portions Birch, Fir, Foster, Black Olive Drive and Elliott Road, in the Town of Paradise, California
5. **Project Sponsor's Name and Address:** Town of Paradise
6. **General Plan Designation(s):** City Right of Way
7. **Zoning:** City Right of Way
8. **Description of Project:**

***Project Background***

The Town of Paradise within Butte County, California proposes to implement the Paradise Gap Closure Complex (proposed project). The proposed project will add new curbs, gutters, and sidewalks to Fir Street, Birch Street, Foster Road, Black Olive Drive and Elliott Road, in areas where they currently do not exist, encompassed by Skyway, Black Olive, Pearson and Elliott. In addition, the project will improve these roads to incorporate Class II Bicycle Lanes or Class III Bike Routes. The project will also include underground drainage improvements, minor landscaping, pedestrian lighting, and reconfiguration of on-street parking.

**Project Location**

The proposed project is located primarily along Birch Street between Skyway and Black Olive Drive, Foster Road between Pearson and Birch, Elliott Road between Skyway and Almond, Black Olive Drive between Pearson and Fir, Fir Street between Skyway and Black Olive (see Figure 1 and Figure 2). These commercial corridors in the core of downtown Paradise is substantially deficient in appropriate facilities to support walking and bicycling transportation. Numerous businesses and restaurants are located in the project area, as well as the Boys and Girls Club Teen Center, the Paradise Center for Tolerance and Nonviolence, and the Paradise Ridge Family Resource Center. There are approximately 7,000 dwelling units within 1.5 miles of the project area. Six Paradise public schools are within one mile of the project area, with a total enrollment of approximately 2,500 students. Paradise Memorial Trailway, an approximately 5-mile Class I bike path is also within one mile of the project area, and the proposed project will allow users of the Trailway to also travel downtown using non-motorized modes of travel.

**Proposed Corridor Improvements**

The project streets are two-lane local roadways serving the downtown commercial district in the Town of Paradise. New curb, gutter, and sidewalk will be constructed. The new curb, gutter, and

sidewalk will require formalizing the on-street parking along this segment. A combination of parallel parking and diagonal parking will be used depending on the site constraints and operational needs for the business.

### **Proposed Utilities and Drainage Improvements**

Water distribution and sanitary sewer improvements are not included in the project.

The project will include new subsurface storm drain facilities that will convey run-off collected within the new curb and gutter. The project will install remaining portions of the master-planned drainage system, as shown in the Town's Downtown Master Plan prepared in 2010.

A background condition for the project is the effort for the implementation of a pre-planned underground utility district. This district will convert all overhead utilities for cable, phone and electric into a joint trench, removing all potential for utility conflicts.

### **Right-of-Way**

The project will not require right-of-way (ROW) acquisition, temporary construction easements (TCEs). Permits to enter and construct (PTEs) may be needed to conform driveways to the new roadways.

### **Project Impact Area (PIA)**

The PIA refers to areas that will be temporarily or permanently impacted by project construction. The PIA includes the area occupied by the existing roadways as well as areas that will potentially be impacted by construction, including temporary work areas and construction staging areas (see **Figure 2**).

### **Site Preparation, Construction, and Restoration**

Site preparation will include removal of a portion of the existing Almond Street pavement for the purpose of placing new curb, gutter, and sidewalk; minor clearing and grubbing; and tree removal. Excavation within the existing roadway will occur at a maximum depth of 7 feet for the purposes of placing drainage pipes. Trees within the PIA will be removed as part of the proposed project.

It is anticipated that excavators, dozers, dump trucks, and paving equipment will be required to construct the proposed project. Construction is anticipated to be completed within one construction season. The estimated working days for the project is 80 days, which will be completed during the summer months. The Town of Paradise will develop a plan for closure of the existing roadway and traffic detours during construction. Alternative routes are available via Skyway Road.

### **Best Management Practices**

The following best management practices will be implemented as part of the project.

### BMP 1: Best Management Practices to Protect Water Quality

The following Best Management Practices (BMPs) will be implemented during construction to protect water quality.

- Install sediment fencing or straw wattles between the designated work areas and Waters of the U.S. and State or other receiving waters, as necessary, to ensure that construction debris and sediment does not inadvertently enter the habitats.
- Immediately after construction is complete, all exposed soil will be stabilized. Soil stabilization may include, but is not limited to, seeding with a native grass seed mix and placement of gravel.
- Before any ground-disturbing activities, the Town will prepare and implement a SWPPP (as required under the SWRCB General Construction Permit Order 2009-0009-Department of Water Quality [DWQ]) that includes erosion control measures and construction waste containment measures to ensure that Waters of the U.S. and State are protected during and after proposed project construction. The SWPPP will include site design to minimize offsite stormwater runoff that might otherwise affect surrounding wetland habitat.
- The SWPPP will be prepared with the following objectives: (a) to identify pollutant sources, including sources of sediment, that may affect the quality of stormwater discharges from construction; (b) to identify BMPs to reduce or eliminate pollutants in stormwater discharges and authorized non-stormwater discharges from the site during construction; (c) to outline and provide guidance for BMP monitoring; (d) to identify proposed project discharge points and receiving waters; (e) to address post-construction BMP implementation and monitoring; and (f) to address sedimentation, siltation, turbidity, and non-visually detectable pollutant monitoring, and outline a sampling and analysis strategy.
- No refueling, storage, servicing, or maintenance of equipment will take place within 50 feet of sensitive habitats.
- All machinery used during construction of the proposed project will be properly maintained and cleaned to prevent spills and leaks that could contaminate soil or water.
- Any spills or leaks from construction equipment (i.e., fuel, oil, hydraulic fluid, and grease) will be cleaned up in accordance with applicable local, State, and/or federal regulations.

### BMP 2: Best Management Practices for Tree Removal

It is recommended that tree removal occur outside of the nesting season (February 1 to August 31) to avoid potential impacts to nesting birds. If this is not possible, it is recommended that a preconstruction survey for nesting birds occur within seven days of tree removal and/or that a qualified biologist with stop work authority monitor removal of the trees to reduce the risk of impacting active bird nests.

### BMP 3: Best Management Practice for Inadvertent Discovery of Cultural Resources

If prehistoric or historic-period archaeological resources are encountered, all construction activities within 100 feet shall halt and the Town of Paradise shall be notified. Prehistoric archaeological materials might include obsidian and chert flaked-stone tools (e.g., projectile

points, knives, scrapers) or toolmaking debris; culturally darkened soil (“midden”) containing heat-affected rocks, artifacts, or shellfish remains; and stone milling equipment (e.g., mortars, pestles, handstones, or milling slabs); and battered stone tools, such as hammerstones and pitted stones. Historic-era materials might include deposits of metal, glass, and/or ceramic refuse. A Secretary of the Interior-qualified archaeologist shall inspect the findings within 24 hours of discovery. If it is determined that the project could damage a historical resource or a unique archaeological resource (as defined pursuant to the CEQA Guidelines), mitigation shall be implemented in accordance with PRC Section 21083.2 and Section 15126.4 of the CEQA Guidelines, with a preference for preservation in place. Consistent with Section 15126.4(b)(3), this may be accomplished through planning construction to avoid the resource; incorporating the resource within open space; capping and covering the resource; or deeding the site into a permanent conservation easement. If avoidance is not feasible, a qualified archaeologist shall prepare and implement a detailed treatment plan in consultation with Town of Paradise. Treatment of unique archaeological resources shall follow the applicable requirements of PRC Section 21083.2. Treatment for most resources would consist of (but would not be not limited to) sample excavation, artifact collection, site documentation, and historical research, with the aim to target the recovery of important scientific data contained in the portion(s) of the significant resource to be impacted by the project. The treatment plan shall include provisions for analysis of data in a regional context, reporting of results within a timely manner, curation of artifacts and data at an approved facility, and dissemination of reports to local and state repositories, libraries, and interested professionals. In the event of discovery or recognition of any human remains during construction activities, such activities within 100 feet of the find shall cease until the Butte County Coroner has been contacted to determine that no investigation of the cause of death is required. The Native American Heritage Commission (NAHC) will be contacted within 24 hours if it is determined that the remains are Native American. The NAHC will then identify the person or persons it believes to be the most likely descendant from the deceased Native American, who in turn would make recommendations to the Town of Paradise for the appropriate means of treating the human remains and any grave goods.

#### **BMP 4: Best Management Practices for Construction Noise**

The following practices will be implemented:

1. Plan noisier operations during times of least sensitivity to receptors.
2. Keep noise levels relatively uniform and avoid impulsive noises.
3. Maintain good public relations with the community to minimize objections to the unavoidable production of construction noise.

#### **9. Surrounding Land Uses and Setting.** (Briefly describe the project’s surroundings.)

The project site is located within urbanized section of the Town of Paradise. Land uses directly adjacent to the project site include uses associated with Central Business (CB) and Community Service (CS) zoning designations along with residential uses.

#### **10. Other public agencies whose approval is required**

The proposed project does not require approval from other agencies.

# Environmental Checklist

## Aesthetics

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>1. AESTHETICS — Would the project:</b>				
a) Have a substantial adverse effect on a scenic vista?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Substantially degrade the existing visual character or quality of the site and its surroundings?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) Create a new source of substantial light or glare which would adversely affect daytime or nighttime views in the area?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

## Discussion

- a) The proposed project is located within an area of urbanized development, within which there are no scenic vistas. Within the project vicinity, distant views are unavailable due to the density of structures and large trees. Therefore, there would be **no impact** to scenic vistas as a result of the proposed project.
- b) The proposed project will take place within the Town of Paradise's right-of-way, upgrading existing facilities. No scenic resources exist within the project footprint. Therefore, there will be **no impact** to scenic resources as a result of the proposed project.
- c) The proposed project will improve the visual character of the project site and project vicinity. The existing pedestrian facilities along the proposed project are intermittent. Implementation of the proposed project would develop the Town of Paradise roadway, pedestrian and bicycle facilities to the extent that they contribute to a consistent visual character that runs the full length of the project footprint. Thus the proposed project will improve upon the existing visual character of the project site and its surroundings, and the impact is considered **less than significant**.
- d) The proposed project will improve Town facilities to provide for motorists, pedestrians, and bicyclists to safely traverse the proposed project. Improvements would include pedestrian lighting, and some reflective signs and roadway safety elements. All elements would be characteristic of nearby roadways and would be designed to limit fugitive light to the extent that it does not impact nighttime views in the area. New sources of light and glare from the proposed project would not adversely affect daytime or nighttime views and this impact is considered **less than significant**.

## Agricultural and Forest Resources

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>2. AGRICULTURAL AND FOREST RESOURCES —</b>				
<p>In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Department of Conservation as an optional model to use in assessing impacts on agriculture and farmland. In determining whether impacts to forest resources, including timberland, are significant environmental effects, lead agencies may refer to information compiled by the California Department of Forestry and Fire Protection regarding the state's inventory of forest land, including the Forest and Range Assessment Project and the Forest Legacy Assessment project; and forest carbon measurement methodology provided in Forest Protocols adopted by the California Air Resources Board.</p> <p><b>Would the project:</b></p>				
a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as defined by Public Resources Code section 4526), or timberland zoned Timberland Production (as defined by Government Code section 51104(g))?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Result in the loss of forest land or conversion of forest land to non-forest use?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### Discussion

- a-e) There is no Prime Farmland, Unique Farmland, or Farmland of Statewide Importance within the project site or in the project vicinity. The proposed project is not located within area with an agricultural zoning designation or that is under a Williamson Act contract. The proposed project is not located in an area that is zoned for forest land, timberland, or timberland production. Therefore, there will be **no impacts** to farmland or forest land, or conversion from such uses, as a result of the proposed project.

## Air Quality

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>3. AIR QUALITY —</b>				
Where available, the significance criteria established by the applicable air quality management or air pollution control district may be relied upon to make the following determinations.				
<b>Would the project:</b>				
a) Conflict with or obstruct implementation of the applicable air quality plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Violate any air quality standard or contribute substantially to an existing or projected air quality violation?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard (including releasing emissions which exceed quantitative thresholds for ozone precursors)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) Expose sensitive receptors to substantial pollutant concentrations?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e) Create objectionable odors affecting a substantial number of people?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

### Discussion

- a) The proposed project will improve existing roadway, pedestrian, and bicycle facilities, to provide for and encourage safe pedestrian and bicycle uses within and across the project site. The proposed project would not add roadway capacity or otherwise add trips existing roadways that would impact the implementation of an air quality plan. Therefore, there would be **no impact** to an applicable air plan, from the proposed project.
- b-d) As discussed in the previous impact discussion, the proposed project would not expand roadway capacity or add trips to Town of Paradise roadways. Therefore, there would be no violation of air quality standards and **no impact** as a result of project operations.

During project construction there would be a temporary increase in criteria air pollutants associated with the operation of heavy construction equipment. All such impacts would be temporary and would not exceed normal operational levels for roadway improvements. Therefore, this impact would be **less than significant**.

- e) The proposed project would include paving improvements to the existing roadway, which would generate short-term objectionable odors within the immediate vicinity of such work. However, paving improvement work would be short term and would not be anticipated to impact any one sensitive receptor for a substantial length of time. All paving improvement work would be within the standard scope for the improvement of such roadways, therefore there would be a **less than significant** impact to sensitive receptors from objectionable odors.



## Biological Resources

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>4. BIOLOGICAL RESOURCES — Would the project:</b>				
a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special-status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

## Discussion

- a) Based on the biological resources survey report prepared for the proposed project,<sup>1</sup> there are no CNDDDB records for special-status species within the project’s immediate area of influence, and no special status species have been observed during site visits. Given that project activities will be confined to developed right-of-ways and properties, it is unlikely that special status species could be affected by project construction or operation. Trees within the project site could provide nesting habitat for birds protected under the Migratory Bird Treaty Act. The proposed project includes Environmental Protection Measure 2, which directs tree removal to take place outside of the nesting season or the completion of preconstruction surveys for nesting birds, during the nesting season. This measure would reduce the risk of impacting nesting birds to **less than significant**.

The proposed project also includes Environmental Protection Measure 1, which includes standard water quality measures and erosion control measures. Those measures would minimize potential indirect impacts to salmonid species which could reside in nearby waterways that receive stormwater runoff that flows through and from the project site.

<sup>1</sup> Environmental Science Associates, 2016a. Biological Resources Survey Report for the Almond Street Multi-Modal Improvements Project. September 2016.

- Therefore, impacts to salmonid species from the proposed project would be **less than significant**.
- b) The proposed project also includes Environmental Protection Measure 1, which includes standard water quality measures and erosion control measures. Those measures would minimize potential indirect impacts to riparian habitat, which could receive stormwater runoff that flows through and from the project site. Therefore, impacts to riparian habitat from the proposed project would be **less than significant**.
  - c) There are no wetlands or jurisdictional water features within the project site or immediately adjacent areas.<sup>2</sup> Therefore, there would be **no impact** to wetlands or jurisdictional waters from the proposed project.
  - d) The proposed project will improve existing roadway, pedestrian, and bicycle facilities. The project site is an urbanized area within the Town of Paradise, within which there are no observed migratory corridors or riparian habitat.<sup>3</sup> Therefore, there would be **no impact** to migratory corridors as a result of the proposed project.
  - e) The proposed project would improve existing roadway, pedestrian, and bicycle facilities. Project construction would include removal of up to 190 trees along Almond Street and Fir Street. The project would be consistent with existing Town of Paradise policies for biological resources. The town tree ordinance (Section 8.12.890A5) exempts trees that must be felled to accommodate street maintenance activities or the establishment of a Town of Paradise funded capital improvement project. Therefore, there would be **no impact** to the environment associated with violation of federal, state, or local policies, as a result of the proposed project.
  - f) The proposed project will improve existing roadway, pedestrian, and bicycle facilities. There would be no impact to habitat as a result of the proposed project.<sup>4</sup> Therefore, the proposed project would have **no impact** on the implementation of a habitat conservation plan or a natural community conservation plan.

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<sup>2</sup> Environmental Science Associates, 2016a.

<sup>3</sup> Environmental Science Associates, 2016a.

<sup>4</sup> Environmental Science Associates, 2016a.

## Cultural Resources

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>5. CULTURAL RESOURCES — Would the project:</b>				
a) Cause a substantial adverse change in the significance of a historical resource as defined in §15064.5?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to §15064.5?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) Disturb any human remains, including those interred outside of formal cemeteries?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

### Discussion

- a) Based on a cultural resources survey report, prepared for the proposed project, there are no known historical resources in the project site or the project vicinity.<sup>5</sup> Therefore, there would be **no impact** to the significance of historical resources as a result of the proposed project.
- b-d) Based on a cultural resources survey report, prepared for the proposed project, there are no known archaeological or paleontological resources within the project site, or in the project vicinity.<sup>6</sup> However, previously unknown archaeological or paleontological resources may be uncovered during project construction. The proposed project includes Environmental Protection Measure (EPM) 3, which includes protocol for the inadvertent discovery of archaeological resources, paleontological resources, or human remains. Implementation of the measures described in EPM 3 would minimize potential impacts to such resources and there would be a **less than significant** impact to archaeological or paleontological resources as a result of the proposed project.

<sup>5</sup> Environmental Science Associates, 2016b. Cultural Resources Survey Report for the Almond Street Multi-Modal Improvements Project. September 2016.

<sup>6</sup> Environmental Science Associates, 2016b.

## Geology, Soils, and Seismicity

Issues (and Supporting Information Sources):	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>6. GEOLOGY and Soils —</b>				
<b>Would the project:</b>				
a) Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving:				
i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? (Refer to Division of Mines and Geology Special Publication 42.)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
ii) Strong seismic ground shaking?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
iii) Seismic-related ground failure, including liquefaction?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
iv) Landslides?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Result in substantial soil erosion or the loss of topsoil?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction, or collapse?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial risks to life or property?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e) Have soils incapable of adequately supporting the use of septic tanks or alternative waste water disposal systems where sewers are not available for the disposal of waste water?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### Discussion

- a.i) The proposed project is not located within an active earthquake fault zone. The nearest active fault to the project site is the Cleveland Hills Fault, located approximately 20 miles south-southeast of the project site.<sup>7</sup> Therefore, the proposed project would not rupture a known earthquake fault, and this impact would be **less than significant**.
- a.ii) The project site is located within an area that has potential for seismic groundshaking. The proposed project will improve upon existing facilities and will not introduce new uses or structures to the project site, therefore, there is **no impact** associated with increased exposure to seismic groundshaking.

<sup>7</sup> California Department of Conservation, 1977. Special Status Study Zones Map: Bangor 7.5 Minute Quadrangle. Available: <http://maps.conservation.ca.gov/cgs/informationwarehouse/index.html?map=regulatorymaps>. Accessed September 21, 2016.

- a.iii) The project site is not located within an area that has been identified as susceptible to seismic-related ground failure or liquefaction.<sup>8</sup> In general eastern Butte County is mostly above bedrock, with localized areas of valley infill alluvium.<sup>9</sup> The project site is in an area generally regarded as having low potential for liquefaction, therefore, this impact would be considered **less than significant**.
- a.iv) The project area is located in an area of Butte County identified as Low to Moderate for landslide potential.<sup>10</sup> The proposed project is located in a generally flat area of the Town of Paradise, within which, risk of landslide is minimal. Therefore, project impacts associated with exposure of people or structures to landslides would be **less than significant**.
- b) The proposed project will improve upon existing facilities within the Town of Paradise right of way. The proposed project will construct the section of the master-planned drainage system planned within the project site. Runoff from the proposed project will be directed through an outfall structure on the west side of Fir Street. Runoff from the outfall structure will sheet flow to the west, which is consistent with the current drainage patters. As such, impacts from the proposed project would not cause a substantial increase or focusing of sheet flow that would cause erosion. Therefore, impacts from erosion would be **less than significant**.
- c-d) Soil types within the project site consist entirely of Paradise loam, which is a mountaintop soil that is considered stable and not prone to landslide, lateral spreading, subsidence, liquefaction, or collapse.<sup>11</sup> The proposed project will improve existing facilities upon which, none of the above soil conditions have taken place or are anticipated. Therefore, this impact is considered **less than significant**.
- e) There are no septic tanks for alternative wastewater disposal systems planned for or likely to be affected by the proposed project. Therefore, there will be **no impact** to those wastewater facilities associated with the proposed project.

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<sup>8</sup> Butte County, 2012. Butte County General Plan 20130 (CR 10-152); Health and Safety Element. Figure HS-4. Available: [http://www.buttecounty.net/Portals/10/Docs/GP2030/Chapters/11\\_Health\\_Safety\\_PRR.pdf](http://www.buttecounty.net/Portals/10/Docs/GP2030/Chapters/11_Health_Safety_PRR.pdf). Accessed September 21, 2016.

<sup>9</sup> Butte County, 2007. *Butte County Multi-Jurisdictional All Hazard Pre-disaster Mitigation Plan*. March, 2007.

<sup>10</sup> Butte County, 2012.

<sup>11</sup> Natural Resources Conservation Service, 2016. Web Soil Survey. Available: <http://websoilsurvey.sc.egov.usda.gov/App/HomePage.htm>. Accessed September 22, 2016.

## Greenhouse Gas Emissions

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>7. GREENHOUSE GAS EMISSIONS —</b> <b>Would the project:</b>				
a) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Conflict with an applicable plan, policy, or regulation adopted for the purpose of reducing the emissions of greenhouse gases?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

### Discussion

- a-b) The proposed project will improve existing roadway, pedestrian and bicycle facilities along Almond Street. The proposed project would not add to capacity or introduce new vehicle trips to project area roadways. As such, project operations would not be anticipated to cause a substantial increase in greenhouse gas (GHG) emissions. In addition, improvement of pedestrian and bicycle facilities would be anticipated to encourage more pedestrian and bicycle travel along Almond Street, which would contribute to a reduction in vehicle trips and associated GHG emissions.

Construction of the proposed project would be anticipated to generate a temporary increase in GHG emissions, associated with the operation of heavy construction equipment. However, anticipated construction emissions would be relatively minor in nature and would not be anticipated to exceed localized thresholds or conflict with applicable GHG reduction policies or plans. As such, this impact would be **less than significant**.

## Hazards and Hazardous Materials

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>8. HAZARDS AND HAZARDOUS MATERIALS —</b>				
<b>Would the project:</b>				
a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f) For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h) Expose people or structures to a significant risk of loss, injury, or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### Discussion

- a-c) The proposed project will improve existing roadway, pedestrian and bicycle facilities. Hazardous materials usage, storage, and disposal would be limited to materials used in the construction process, for which clear guidelines, regulations, and best management practices (BMPs) exist. With the implementation of BMPs and applicable regulatory guidance potential hazards associated with hazardous materials would be considered **less than significant**.
- d) The project site is not located on or in the vicinity of a known hazardous materials site. The nearest hazardous materials site is the World Radiator & Air Conditioning site at 8336 Skyway, located approximately 1.6 miles to the northeast of the project site.<sup>12</sup>

<sup>12</sup> California Department of Toxic Substances, 2016. Envirostor website. Available: <http://www.envirostor.dtsc.ca.gov/public/>. Accessed September 22, 2016.

- Therefore, there would be **no impact** from the proposed project being located on or near a known hazardous materials site.
- e-f) The proposed project would improve existing facilities and would not introduce additional people or structures to hazards associated with being located within an airport land use compatibility plan (ALUCP) area. The nearest airport, public or private, to the project site, Paradise Airport, is located approximately 2.8 miles to the south of the project site, which is not within airport safety zones. Therefore, this impact is **less than significant**.
- g) The proposed project will take place along a 0.5-mile stretch of Almond Street. Road closures associated with the proposed project would be temporary in nature and phased for small sections throughout project construction. The project site is located within an urbanized area of the Town of Paradise, for which multiple alternate travel routes are available in close proximity to the project site, in response to the closure of sections of Almond Street. As such there would be a **less than significant** impact on emergency response or emergency evacuation plans.
- h) The project site is located in the Town of Paradise, which is within the state responsible area (SRA) for fire protection.<sup>13</sup> The Town of Paradise is adjacent to wildland areas that are highly susceptible to wildfires. However the proposed project will improve existing facilities and will not introduce new people or structures to the project area. Therefore, there would be **no impact** from the proposed project, associated with exposure of people or structures to hazards associated with wildfires.
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<sup>13</sup> Butte County, 2007.



# Hydrology and Water Quality

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>9. HYDROLOGY AND WATER QUALITY —</b>				
<b>Would the project:</b>				
a) Violate any water quality standards or waste discharge requirements?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a level which would not support existing land uses or planned uses for which permits have been granted)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, in a manner which would result in substantial erosion or siltation on- or off-site?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner that would result in flooding on- or off-site?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e) Create or contribute runoff water that would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f) Otherwise substantially degrade water quality?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g) Place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
h) Place within a 100-year flood hazard area structures that would impede or redirect flood flows?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
i) Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
j) Inundation by seiche, tsunami, or mudflow?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

## Discussion

- a) The proposed project would improve existing roadway, pedestrian, and bicycle facilities and would not be anticipated to have an impact on water quality or waste discharge. Any impacts to water quality from project construction or operation would be minimal and this impact would be considered **less than significant**.
- b) The proposed project would not access or be anticipated to impact groundwater supplies. Construction of pedestrian and bicycle facilities would cause an expansion of impervious surfaces in the immediate project vicinity. However, extension of such surfaces would be relatively minor and site runoff would be routed through the outfall structure on Fir Street, which would then become sheet flow, allowing for groundwater recharge.

- Therefore, the creation of impervious surfaces would be considered minimal and impacts to groundwater would be considered **less than significant**.
- c-d) The proposed project would improve existing facilities and would be anticipated to maintain the existing drainage patterns within the project site. Therefore, impacts from water erosion or flooding as a result of the proposed project would be considered **less than significant**.
- e) The proposed project would improve existing facilities and would be anticipated to maintain the existing drainage patterns within the project site. The proposed project would construct the portion of the master-planned drainage system planned within the project site, however drainage would be anticipated to follow existing patterns, in the interim between completion of the proposed project and completion of the master-planned drainage system elements in the areas surrounding the project site. In the interim, the proposed project would not create conditions in which runoff water would exceed the capacity of the stormwater drainage system and this impact would be considered **less than significant**.
- f) The proposed project would improve existing facilities and would be anticipated to maintain the existing drainage patterns within the project site. The proposed project would not create additional sources of pollution or other such impacts to water quality. Any impacts to water quality as a result of the proposed project would be minor in nature and this impact would be considered **less than significant**.
- g-i) The proposed project would improve existing roadway, pedestrian, and bicycle facilities and would not introduce new people, housing or structures to the project area. Therefore, the proposed project would not expose people or structures to risk associated with flood hazards and **no impact** would occur from the placement of housing or structures within a flood hazard zone.
- j) The proposed project is not located in an area that would be susceptible to seiche, tsunami, or mudflow, therefore, there would be **no impact** from such hazards.
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## Land Use and Land Use Planning

Issues (and Supporting Information Sources):	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>10. LAND USE AND LAND USE PLANNING —</b>				
<b>Would the project:</b>				
a) Physically divide an established community?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Conflict with any applicable habitat conservation plan or natural community conservation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### Discussion

- a) The proposed project will improve existing facilities, and improve pedestrian and bicyclist safety along the Almond Street corridor. Therefore, there would be **no impact** related to the physical division of an established community.
- b) The proposed project will improve existing facilities and will not alter existing land use or alter zoning compliance or designation. The proposed project would construct the portion of the master planned stormwater drainage system within the project site and would improve pedestrian and bicycle access along Almond Street. As such, the proposed project would not conflict with any applicable land use plan, policy or regulation, and there would be **no impact** to the implementation of those policies and plans, as a result.
- c) The project site is within existing development and would improve existing facilities. As such, there would be **no impact** to the implementation of habitat conservation plans or natural community conservation plans as a result of the proposed project.

# Mineral Resources

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>11. MINERAL RESOURCES — Would the project:</b>				
a) Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan, or other land use plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

## Discussion

- a-b) The proposed project is within existing development and would improve existing facilities. There would be **no impact** to the availability of the known mineral resources as a result of the proposed project.

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# Noise

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>12. NOISE — Would the project result in:</b>				
a) Exposure of persons to or generation of, noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) A substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) For a project located in the vicinity of a private airstrip, would the project expose people residing or working in the project area to excessive noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

## Discussion

a-b) The proposed project will make improvements to existing roadway, pedestrian and bicycle facilities. The proposed project would not generate new sources of noise or vibration or introduce new sensitive receptors to noise that exceed local standards. As such, operational noise impacts from the proposed project would be **less than significant**.

Noise and vibration impacts from construction would be short in duration and would not include exceedingly noisy activities such as pile driving. The proposed project would be constructed in compliance with Town of Paradise Noise Ordinance, which prohibits construction noise-generating activities in the vicinity of residential uses between the hours 7:00 p.m. and 6:00 a.m. and on Sundays and holidays.<sup>14</sup> Therefore, impacts to sensitive receptors from construction noise would be **less than significant**.

c) The proposed project will make improvements to existing roadway, pedestrian and bicycle facilities. The proposed project would not generate new sources of noise that would contribute to an increase in ambient noise levels in the project vicinity. As such, noise impacts from the proposed project would be **less than significant**.

d) As described in discussion a-b), above, the proposed project would improve the existing roadway, pedestrian, and bicycle facilities along Almond Street, and would not generate new sources of noise or vibration. Noise impacts from vibration would be short in duration and would take place in compliance with Town of Paradise noise ordinance.

<sup>14</sup> Town of Paradise Noise Ordinance, Chapter 9.18-160.

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Construction noise would be consistent with standard construction activities for roadway maintenance and improvements. Therefore, there would be a **less than significant** impact to ambient noise levels as a result of the proposed project.

- e-f) The proposed project is not located within an ALUCP area or within an area that would be included in an ALUCP. Therefore, there is **no impact** from exposing people to excessive noise, associated with proximity to a public or private airport or airstrip, as a result of the proposed project.
-

## Population and Housing

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>13. POPULATION AND HOUSING — Would the project:</b>				
a) Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Displace substantial numbers of people, necessitating the construction of replacement housing elsewhere?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### Discussion

- a) The proposed project would improve existing roadway, pedestrian, and bicycle facilities. There are no new structures or extension of infrastructure proposed. Therefore, there would be **no impact** to population growth as a result of the proposed project.
  
- b-c) The proposed project would not displace existing housing or people. Project construction would cause temporary road closures and would not be anticipated to displace residents along Almond Street. Therefore, there will be **no impact** to existing housing that would displace residents as a result of the proposed project.

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## Public Services

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>14. PUBLIC SERVICES — Would the project:</b>				
a) Result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered government facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times, or other performance objectives for any of the following public services:				
i) Fire protection?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
ii) Police protection?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
iii) Schools?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
iv) Parks?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
v) Other public facilities?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### Discussion

a.i-v) The proposed project would improve existing roadway, pedestrian, and bicycle facilities along Almond Street. There would be no increase in population or demand for public services as a result of the proposed project. Therefore, there would be **no impact** to the provision of demand for fire protection, police protection, schools, parks or other public services, as a result of the proposed project.



## Recreation

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>15. RECREATION:</b>				
a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

## Discussion

- a) The proposed project would improve existing roadway, pedestrian, and bicycle facilities along the project roadways. There would be no increase in population or demand for recreational facilities as a result of the proposed project. Therefore, there would be **no impact** to the use of or physical state of neighborhood and regional parks, as a result of the proposed project.
  
- b) The proposed project will improve existing facilities and does not include construction of recreational facilities or require the construction or expansion of recreational facilities. Therefore, there would be **no impact** to the environment due to the construction or expansion of the recreational facilities resulting from the proposed project.

# Transportation and Traffic

Issues (and Supporting Information Sources):	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>16. TRANSPORTATION/TRAFFIC —</b>				
<b>Would the project:</b>				
a) Conflict with an applicable plan, ordinance or policy establishing measures of effectiveness for the performance of the circulation system, taking into account all modes of transportation including mass transit and non-motorized travel and relevant components of the circulation system, including but not limited to intersections, streets, highways and freeways, pedestrian and bicycle paths, and mass transit?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Conflict with an applicable congestion management program, including, but not limited to level of service standards and travel demand measures, or other standards established by the county congestion management agency for designated roads or highways?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Result in a change in air traffic patterns, including either an increase in traffic levels or a change in location that results in substantial safety risks?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Substantially increase hazards due to a design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e) Result in inadequate emergency access?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f) Conflict with adopted policies, plans, or programs regarding public transit, bicycle, or pedestrian facilities, or otherwise decrease the performance or safety of such facilities?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

## Discussion

- a-b) The proposed project will improve existing roadway, pedestrian and bicycle facilities along the project area, which would result in temporary closures. The impacted roads are not major arterials and there are ample nearby alternate roadways available to motorists during road closures. In addition, affected roads are not subject to high volumes of traffic that would conflict with applicable plans, ordinances or policies related to circulation system effectiveness, level of service (LOS), or other transportation standards. Therefore, there would be a **less than significant** impact to roadways as a result of the proposed project.
- c) The proposed project will improve existing roadway, pedestrian and bicycle facilities. Therefore, the proposed project will have **no impact** on air traffic patterns.
- d) The proposed project will not alter the course of existing roadways or alter existing intersections. The proposed project would improve existing roadway, pedestrian and bicycle facilities to create designated pathways for each mode of transportation, which would improve multi-modal transportation safety within the project footprint. Therefore, there would be a **less than significant** impact to roadway safety as a result of the proposed project.

- e) Road closures associated with the proposed project would be temporary in nature and phased for small sections throughout project construction. The project site is located within an urbanized area of the Town of Paradise, for which multiple alternate travel routes are available in close proximity to the project site, in response to the closure of sections of Almond Street. As such there would be a **less than significant** impact on emergency response or emergency access as a result of the proposed project.
  
  - f) The proposed project will not alter the course of existing roadways or alter existing intersections. The proposed project would improve existing roadway, pedestrian and bicycle facilities to create designated pathways and facilities for each mode of transportation, which would improve multi-modal transportation safety along Almond Street and Fir Street, within the project footprint. Therefore, there would be a **less than significant** impact to the performance and safety of public transit, pedestrian, and bicycle facilities as a result of the proposed project.
-

## Utilities and Service Systems

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>17. UTILITIES AND SERVICE SYSTEMS —</b>				
<b>Would the project:</b>				
a) Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
g) Comply with federal, state, and local statutes and regulations related to solid waste?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### Discussion

- a-b, e) The proposed project will improve existing roadway, pedestrian, and bicycle facilities. There are no new sources of wastewater proposed, therefore, there will be **no impact** to wastewater treatment requirements or requirements for new wastewater treatment facilities as a result of the proposed project.
- c) The proposed project will construct the portion of the Town of Paradise's master-planned stormwater drainage system within the project footprint. Stormwater from the project site will drain as sheet flow in the same manner by which existing stormwater flows drain from the project site. Therefore, the proposed project will result in a **less than significant** environmental effect from the construction of the master-planned stormwater system within the project site.
- d) The proposed project will improve existing facilities and will not alter demand for water supplies. There will be **no impact** to demand for water supplies from the proposed project.
- f-g) The proposed project will improve existing roadway, pedestrian, and bicycle facilities. The proposed project will not introduce new sources for solid waste or alter existing volumes of solid waste. Therefore, there will be **no impact** to landfill capacity as a result of the proposed project.

## Mandatory Findings of Significance

<i>Issues (and Supporting Information Sources):</i>	<i>Potentially Significant Impact</i>	<i>Less Than Significant with Mitigation Incorporated</i>	<i>Less Than Significant Impact</i>	<i>No Impact</i>
<b>18. MANDATORY FINDINGS OF SIGNIFICANCE —</b>				
a) Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Does the project have impacts that are individually limited but cumulatively considerable? (“Cumulatively considerable” means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### Discussion

- a-c) The proposed project will improve existing roadway, pedestrian, and bicycle facilities along Birch, Fir, Foster, Elliott and Black Olive, within the existing Town of Paradise right-of-way. Impacts to human beings, the quality of the environment, fish and wildlife habitat, endangered plants and animals, historic and prehistoric resources, would be indirect or and/or minor in nature. As described in previous section, the proposed project would result in no direct or cumulative impact or a less than significant direct and cumulative impacts to the abovementioned resources.



**TOWN OF PARADISE  
COUNCIL AGENDA SUMMARY  
DATE: DECEMBER 12, 2017**

**AGENDA ITEM: 2(h)**

**ORIGINATED BY:** Gabriela Tazzari-Dineen, Chief of Police

**REVIEWED BY:** Lauren Gill, Town Manager

**SUBJECT:** Animal Control Kennel Surface Coating 2017

**COUNCIL ACTION REQUESTED:**

- (1) Adopt a Resolution rejecting all bids and declaring that the Animal Control Kennel Surface Coating 2017 Project can be performed by hourly labor, or supplies can be furnished on the open market; and,
- (2) Authorize the Town Manager to negotiate with and execute an agreement with day labor to complete the Animal Control Kennel Surface Coating 2017.

**ALTERNATIVES:**

- (1) Reject the surface coating bids and keep the existing kennel surface coating, or
- (2) Reject surface coating bids and rebid to include less square feet of surface coating replacement, or
- (3) Accept the Animal Control Kennel Surface Coating 2017 low bid and authorize \$17,600.00 of additional expenditures, up to \$25,600.00, to accommodate the new bid price.

**BACKGROUND:**

The kennel area, cat room, utility room and bathroom of the Paradise Animal Shelter facility are finished with a commercial coating. There are currently numerous areas throughout these rooms where the current surface coating has worn through to the bare concrete.

On June 27, 2017, the Town Council approved the FY 17/18 budget which included the expenditure of Measure C funds up to \$8,000 for the replacement of the Animal Control Kennel surface coating. As a result of the approved budget, Requests for Proposals were sent out with a bid opening date of November 29, 2017, at 1:00 PM. On November 29, 2017, at 1:00 PM the bids were opened at the Town Clerk's Office. North State Painting, Douglas City, CA was the low bidder at \$25,600.00 to prepare the surfaces and replace the Animal Control Kennel surface coating (including tax, fees and installation). This quote is over three times the original budgeted amount.

Public Contract Code section 21067 states: "After rejecting bids, the legislative body may pass a resolution by a four-fifths vote of its members declaring that the project can

be performed more economically by day labor, or the materials or supplies furnished at a lower price in the open market. Upon adoption of the resolution, it may have the project done in the manner stated without further complying with this chapter.

**DISCUSSION:**

On November 10, 2017, staff issued the Notice to Contractors for Paradise Animal Control Kennel Surface Coating Replacement Project. The project was advertised in the local Paradise Post and emailed to Valley Contractor's Exchange, Nevada County Contractors' Association and individual organizations as requested.

On Wednesday November 29, 2017 at 1:00 pm, the Town of Paradise received four (4) bids for the replacement of the Animal Control Kennel surface coating.

<b>Bid No.</b>	<b>Bidder's Name</b>	<b>Base Bid Amount</b>
1	Norcal Deck Coating, West Sacramento, CA	\$89,185.00
2	Universal Coatings, Inc., Fresno, CA	\$51,100.00
3	River City Painting, Inc., Sacramento, CA	\$34,567.00
4	North State Painting, Douglas City, CA	\$25,600.00

All bidders were provided the opportunity to come into the Animal Shelter and measure the areas that will have the surface coating replaced to determine the amount of time and materials that would be needed to complete the project. All bids included materials, installation labor, sales tax, and fees.

Staff recommends rejecting all bids for the Paradise Animal Control Kennel Surface Coating Replacement Project 2017. Staff further recommends that Council authorize the Town Manager to negotiate with and enter into a contract with hourly labor to perform the work. If appropriate hourly labor cannot be obtained, the project will be put back out to bid in phases to be completed as budgets allow.

**FINANCIAL IMPACT:**

The Paradise Animal Control Kennel Surface Coating Replacement Project was originally projected to cost a total of no more than \$8,000.00. This project is intended to be funded using Measure C Funds.

**TOWN OF PARADISE  
RESOLUTION NO. 17-\_\_**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PARADISE  
REJECTING ALL BIDS FOR THE ANIMAL CONTROL KENNEL SURFACE  
COATING PROJECT AND DELCARING THAT THE PROJECT CAN BE  
PERFORMED MORE ECONOMICALLY BY HOURLY LABOR, OR THE MATERIAL  
OR SUPPLIES CAN BE FURNISHED AT A LOWER PRICE ON THE OPEN MARKET**

**WHEREAS**, Town staff prepared plans, specifications and a budget estimate for the Animal Control Kennel Surface Coating Project (Project); and

**WHEREAS**, during November 2017, the Town advertised for bids for work on the Project; and

**WHEREAS**, on November 29, 2017, four bids were publicly opened; and

**WHEREAS**, all the bids exceed the Town's estimate for the Project; and

**WHEREAS**, Public Contract Code section 20166 provides that the Council in its discretion may reject any bids presented; and

**WHEREAS**, Town staff recommends that all the bids be rejected; and

**WHEREAS**, Public Contract Code section 20167 provides that after rejecting all bids, the Council may pass a resolution by a four-fifths vote declaring that the Project can be performed more economically by hourly labor, or the materials or supplies furnished at a lower price in the open market; and

**WHEREAS**, Town staff advises that the Project can be performed more economically by hourly labor, or the materials or supplies furnished at a lower price in the open market; and

**WHEREAS**, it is deemed in the best interest of the public and the Town to reject all the bids for the Project; and

**WHEREAS**, it is deemed in the best interest of the public and the Town to declare that the Project can be performed more economically by hourly labor, or the materials or supplies furnished at a lower price on the open market.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PARADISE** as follows:

**Section 1.** All bids shall be rejected for the Project.



**Section 2.** The Town Council declares that the Project can be performed more economically by hourly labor, or the materials or supplies furnished at a lower price in the open market.

**Section 3** The Town Manager is authorized to make purchases and enter into agreements to complete the Project.

**PASSED AND ADOPTED** by the Paradise Town Council of the Town of Paradise, County of Butte, State of California, on this 12<sup>th</sup> day of December, 2017, by the following vote:

AYES:

NOES:

ABSENT:

NOT VOTING:

\_\_\_\_\_  
, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
DINA VOLENSKI, Town Clerk

\_\_\_\_\_  
DWIGHT L. MOORE, Town Attorney



# TOWN OF PARADISE POLICE DEPARTMENT

5595 Black Olive Drive, Paradise, CA 95969 • 24-Hour (530) 872-6241 • General (530) 872-6161 • FAX (530) 872-4950

Gabriela F. Tazzari-Dineen, Chief of Police

## BID SUMMARY GENERAL

PROJECT NAME: ANIMAL SHELTER KENNEL SURFACE COATING

OPENING DATE: WEDNESDAY NOVEMBER 29, 2017 @ 1:00 PM

LOCATION: TOWN CLERK'S OFFICE

CONTRACTOR NAME OF BIDDER	BASE BID	ALTERNATE 1 (IF APPLICABLE)	ALTERNATE 2 (IF APPLICABLE)
NOR CAL Deck Coating	\$89,185. <sup>00</sup>		
universal coating inc	\$51,100. <sup>00</sup>		
River city Painting	\$34,567. <sup>00</sup>		
NORTH state Painting	\$25,600. <sup>00</sup>		

### PRESENT AT OPENING:

LESLIE GONZALEZ - NOR-CAL DECK COATING  
Dina Volenski, Town Clerk  
Lt. Borgman



**Town of Paradise  
Council Agenda Summary  
Date: December 12, 2017**

**Agenda Item: 6(a)**

**Originated by:** Dina Volenski, Town Clerk  
**Reviewed by:** Lauren Gill, Town Manager  
**Subject:** Current vacancy on the Planning Commission

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**Council Action Requested:** Consider the following actions relating to recruitment for a vacancy on the Paradise Planning Commission:

Approve the Notice of Vacancy and application and authorize staff to advertise the existing vacancy on the planning Commission, which will include a legal notice, posting on the Town's website, Face book page and a media release.

- a. Set an application deadline of January 9, 2018 at 5:00 p.m.:
- b. Designate two Town Council Members to serve as an interview panel for the Planning Commission interview process.
- c. Direct staff to assist the interview panel by providing suggested questions and a scoring matrix for candidates, and coordinating the date(s) and time(s) for the interviews during the week of January 15 or January 22, 2018.
- d. Schedule appointment to the vacancy for the February 13, 2018, regular meeting with appointment to become effective immediately.

(1) Schedule appointment to the remainder of the four-year term of office on the Planning Commission for the February 13, 2018 Town Council meeting. Appointment would become effective immediately and continue through June 30, 2021.

(2) Designate two Town Council Members to screen applications received by the January 9, 2018 deadline, and to meet with applicants for the purpose of providing a recommendation to the full Council at the February 13, 2018 Council meeting for appointment to the vacancy, term to expire June 30, 2021. Appointment would become effective February 13, 2018.

(3) Direct staff to assist the interview panel by providing suggested questions and a scoring matrix for candidates, and coordinating the date and times for the interviews.

**Alternative actions:**

(1) Extend the application deadline and schedule appointments to upcoming vacancies on the March 13, 2108, Council meeting agenda.

(2) Consider an alternative action and direct staff to bring the matter back to the Council on January 9, 2018.

**Background:** Martin Nichols was first appointed to the Planning Commission on July 8, 2014 and was recently reappointed to another 4-year term beginning July 1, 2017 and expiring on June 30, 2021. Due to selling his home in Paradise, not being able to find a place to buy or rent in Paradise, he is moving to Chico. (resignation letter attached) With Mr. Nichols leaving the Planning Commission, it is imperative that the vacancy be filled as soon as possible so that the Commission can approve projects with a majority vote.

The Paradise Planning Commission consists of a five member board that was established by ordinance (Paradise Municipal Code Sections 2.12.030 through 2.12.039) to serve as an advisory board to the Paradise Town Council. The Commission meets once a month on the third Tuesday of the month at 6:00 p.m.

The Town Council generally appoints citizens to vacancies of boards and commission by authorizing recruitment by application and scheduling appointments at a regular meeting. The Town Council has also utilized an interview process where two Council Members serve as an interview panel and make recommendations for appointment to the Council.

**Conclusion:** It is necessary for the Town Council to re-appoint a Planning Commissioner since the term for this position does not expire until June 30, 2021.

**FISCAL IMPACT:** None.

**Martin J. Nichols  
6475 Apple Creek Drive  
Paradise Ca. 95969**



**November 8, 2017**

**Craig Baker  
Planning Director  
Town of Paradise  
Town Hall.  
5555 Skyway  
Paradise, CA 95969**

**Dear Mr Baker:**

**Re: Resignation from the Planning Commission**

**With regrets, I must resign from the Planning Commission because we are moving to Chico on December 1.**

**We have sold our home in Paradise and were not able to find a place to buy or rent with in the short escrow required by our buyers. Consequently we have leased a place in Chico for one year.**

**Our plans are to buy a new home in Paradise next year and I would apply for a future vacancy on the Commission. We consider Paradise our home and look forward to moving back here.**

**Thank you for the good work by you and Town staff in supporting the Commission.**

**Martin Nichols**

**TOWN OF PARADISE  
NOTICE OF PLANNING COMMISSION VACANCY**

NOTICE IS HEREBY GIVEN by the Paradise Town Council of a vacant position on the Paradise Planning Commission term ending June 30, 2021. Any registered voter of the Town of Paradise is eligible to apply and may obtain an application at the Town Hall located at 5555 Skyway, Paradise, California, M-Th from 8:00 am - 5:00 pm or from the Town's internet website at [www.townofparadise.com](http://www.townofparadise.com). The Town Clerk must receive the application with an original signature by 5 pm on January 9, 2018. Appointment is scheduled for the February 13, 2018 Regular Council Meeting. The successful applicant will be required to disclose certain financial interests within the Town of Paradise and file a California Form 700, Statement of Economic Interest.

The Planning Commission is established by ordinance to serve as an advisory board to the Paradise Town Council and holds one regular meeting on the third Tuesday of each month at 6:00 p.m. at Town Hall located at 5555 Skyway. See Paradise Municipal Code Sections 2.12.030 through 2.12.039 available on the Town's internet website at [www.townofparadise.com](http://www.townofparadise.com) or at Town Hall. For further information call the Community Development Department, Planning Division, 872-6291 Extension 111 or the Town Clerk's Department at 872-6291 Extension 101 or 102.

DINA VOLENSKI, CMC, Town Clerk

## TOWN OF PARADISE COMMITTEE/COMMISSION APPLICATION

Please be advised that application information will become a public record and will be posted on the Town's website as part of the agenda packet (personal information redacted).

Appointments will be made by the Paradise Town Council at the February 13, 2018, Regular Town Council Meeting (6:00 p.m.) Please plan to be present to answer any questions of the Town Council. Applicants shall be full-time residents and registered voters in the Town of Paradise per Resolution No. 81-40. The successful applicant will be required to file an annual financial disclosure - a Statement of Economic Interest Form 700, a public document filed with the California Fair Political Practices Commission; and, complete an ethics training every two years. Information on the financial disclosure and ethics training may be viewed at the following website: [www.fppc.ca.gov](http://www.fppc.ca.gov). Applications must bear an original signature and will become a public record.

Position applying for: Planning Commissioner  
Vacant term that expires June 30, 2021

Application Deadline: January 9, 2018 at 5:00 pm. Submit to the Town Clerk Dept., 5555 Skyway, Paradise.

Date: \_\_\_\_\_

Applicant Name \_\_\_\_\_  
Address \_\_\_\_\_

Contact Information Telephone: \_\_\_\_\_ Fax: \_\_\_\_\_  
Email: \_\_\_\_\_

Education: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Biographical Sketch (what you would like the Council and public to know about you and your ability to serve in this position):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Qualifications or past experience: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SIGNATURE: \_\_\_\_\_

Please return application to:

Dina Volenski, CMC, Paradise Town Clerk  
5555 Skyway, Paradise, CA 95969 M-Th: 8-5 pm  
Telephone: 872-6291 Extension 101 or 102  
[dvolenski@townofparadise.com](mailto:dvolenski@townofparadise.com)



**Town of Paradise  
Council Agenda Summary  
Date: December 12, 2017**

**Agenda Item: 6(b)**

**Originated by:** Dina Volenski, Town Clerk  
**Reviewed by:** Lauren Gill, Town Manager  
**Subject:** **Council representation on local and county committees and commissions.**

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**Council Action Requested:** Appoint council representatives and alternates to represent the Town of Paradise on various local and regional boards, committees and commissions.

**Background:** Each year in December, the Town Council appoints members to represent the Town of Paradise on local and regional boards, committees and commissions. These appointments vary in meeting requirements and responsibilities. Usually members agree to share the responsibilities to ensure coverage for the Town but also giving consideration to individual preferences.

**Discussion:** In considering appointments, please note that three committees require Mayor representation: the Butte County City Selection Committee, the Butte County Disaster Council and Town's Finance & Investment (Budget) Committee. If the Mayor is unable to attend a City Selection Committee meeting, a letter of authorization from the Mayor is required for an alternate to attend on the Mayor's behalf. The alternate must be a seated council member.

The Butte County Air Quality Management District (BCAQMD) and Butte County Association of Governments (BCAG) boards meet on the same day and in the same location. For this reason, it is recommended that the same Council Member serve on the BCAQMD and BCAG. The Joint Powers Agreement for the Butte County Air Quality Management District (BCAQMD) states that city appointments are for a four-year term, unless the term of office for the representative expires.

At the November 10, 2009, regular meeting, council concurred that the council member appointed to serve as alternate to the Butte County Association of Governments (BCAG) would automatically serve as the alternate to the Butte County Air Quality Management District (BCAQMD).

Following is a list and description of the committees and commissions, meeting dates and times, and locations.



## Butte County Committees/Commissions

1. Butte County Air Quality Management District Governing Board
  - Meets 4<sup>th</sup> Thursday after Butte County Association of Governments
  - Comprised of five Butte County Supervisors plus **one elected representative** from each of the County's five cities;

The Butte County Air Quality Management District board establishes policies & approves new rules to protect people & environment from the effects of air pollution.

2. Butte County Association of Governments
  - Meets 4<sup>th</sup> Thursday of each month at 9:00 a.m. in the Chico, BCAG Board Room
  - Comprised of five Butte County Supervisors plus **one elected representative** from each of the County's five cities

The Butte County Association of Governments board is responsible for development of federal and state transportation plans and programs that secure transportation funding for the region's highways, transit, streets/roads, and, pedestrian and other transportation system improvements.

3. Butte County City Selection Committee
  - Meets twice a year upon notification; **Mayor must be representative.**

The City Selection Committee is comprised of the Mayors from the five incorporated cities and selects two city representatives to serve on the Local Area Formation Commission (\*LAFCO).

4. Butte County Disaster Council
  - Meets at least once a year in Oroville; **Mayor must be representative.**

The purpose of the Disaster Council is to provide for the preparation and execution of plans for the protection of persons, the environment, and property within the County of Butte in the event of an emergency.

5. Butte County Local Area Formation Commission (LAFCO)
  - 1<sup>st</sup> Thursday at 9:00 am in Oroville; Appointments to LAFCo made by City Selection Committee.

LAFCo is a State mandated local agency composed of seven regular Commissioners: two members from the Butte County Board of Supervisors (selected by the entire Board); two members from the city councils (selected by the mayors of all five incorporated cities); two members who represent special districts (selected by a majority vote of independent special districts); and one public member (selected by the other six LAFCo members).

The LAFCO board oversees boundary changes to cities and special districts, the formation of new agencies including incorporation of new cities, and consolidation of existing agencies.

6. Butte County Mosquito and Vector Control Board (BCMVCD)
  - One representative, for a four year term, meets regularly on the second Wednesday of each month at 6:30 pm.

The purpose of the eleven trustee board is to set policy for the 1600 square mile district concerning Mosquito and Vector control. The mission of BCMVCD is to reduce mosquito-transmitted disease and other vector associated diseases through environmentally compatible control practices and public education.

7. Butte County Integrated Waste Management Local Task Force
  - **One representative and one alternate;** meets as needed in Oroville.

The Local Task Force is a mandated committee formed by the Board of Supervisors; develops goals, policies & procedures which are consistent with guidelines & regulations adopted by the CA Integrated Waste Management Act relating to coordinated & cost effective regional waste management issues/solutions.

8. Butte County Water Advisory Committee – **One representative.**
  - Meets quarterly or as needed in Oroville. Will meet at least twice a year in conjunction with the Technical Advisory Committee.

The Water Advisory Committee assists & advises the Water Commission & Board of Supervisors in establishment & maintenance of Basin Management Objectives to be used to establish criteria for groundwater elevations, groundwater quality & land subsidence.

9. City/County Ad Hoc Committee – Meets upon notification  
**Two Council representatives.**

The City/County Ad Hoc Committee was formed to discuss issues/topics of common concern associated with the Paradise Ridge Area: comprised of two members of the Town Council; two members of the Board of Supervisors and various staff.

10. Supplemental Benefits Fund Sterling Committee (JPA Terminated) –
  - Meets 1<sup>st</sup> Wednesday of every quarter (except January is 3<sup>rd</sup> Wednesday), at 5:30 pm in the City of Oroville Council Chambers. **One representative; one citizen alternate.**

The City of Oroville is designated as the Fund Administrator for funds received from DWR & State Water contractors for the purpose of recreational and economic development to mitigate the Federal Energy Regulatory Commission (FERC) 2100 license for the Oroville facility (the dam, hydro plant, Forebay, and After bay). The committee is composed of five voting members (three Oroville Council Members, two Feather River Recreation & Park District Members) and three advisory members of publicly elected officials. The Town of Paradise is an interested party and the representative receives agendas and staff reports from the SBF/RDA Coordinator Bob Marciniak.

**11. Tourism Business Improvement District (TBID-Explore Butte County) –**

- Meets monthly, on the second Friday, at the Residence Inn by Marriott from 12:00 – 2:00 p.m.

The Butte County Tourism Business Improvement District (BCTBID) is an assessment district that provides specific benefits to payors, by funding marketing and sales promotion efforts for assessed businesses. The Butte County Tourism Business Improvement District was formed in November 2015 and includes the communities of Chico, Oroville, Paradise, Biggs, and the unincorporated area of Butte County. The annual assessment rate is two percent (2%) of gross short term room rental revenue. Utilizing assessment funds collected, Explore Butte County intends to strategically market the region with the goal of increasing overnight stays.

**Local Committees**

**1. Paradise Community Village – (formerly known as the Paradise Youth Sports and Family Center) **One Council representative;****

- Meets at Paradise Community village upon notification.

Paradise Community Village (PCV) is a local non-profit corporation formed to oversee the development of the Paradise Community Village project, a mixed use development consisting of affordable and single family housing, parks/recreation, open space & community facilities. Board is comprised of the following members: Town of Paradise (one Council and one staff representative); Youth for Change; Paradise Youth Soccer Club; and, the Community Housing Improvement Program (CHIP).

**2. Paradise Irrigation District (PID) Liaison – **Two Council representatives.****

- Meets in Paradise upon notification to discuss issues of common concern.

PID is an Independent Special District governed by a five-member elected board of directors; Formed in 1916 under the laws of the State Water Code to deliver water to municipal residential and commercial customers.

**3. Paradise Recreation & Park District (PRPD) Liaison – **Two Council Representatives.****

- Meets in Paradise upon notification to discuss issues of common concern.

PRPD is an Independent Special District governed by a five-member elected board of directors; Formed in 1948 to provide recreation and park services within the district.

**4. Paradise Solid Waste Committee – Meets in Paradise upon notification; **Two Council representatives.****

The Paradise Solid Waste Committee discusses solid waste, recyclable materials, and yard waste programs with staff and representative from NRWS,

the company franchised by the Town to provide of solid waste collection and disposal services which includes recycling, source reduction, household hazardous waste and vegetative waste disposal services; two council representatives, Town staff.

**5. Onsite Ad Hoc Committee – Two Council representatives**

The Onsite Ad Hoc Committee meets as needed to keep Council representatives informed of issues & long term effects of proposed changes to the Manual for Onsite Treatment of Wastewater (Onsite Manual); Formed by Minute Order on September 3, 2008. Onsite Manual may be viewed at the Town's website at the following address: <https://www.townofparadise.com/index.php/our-government/departments/animal-control/documents/1413-onsite-manual>

**6. Finance & Investment Committee – Members include Mayor, Vice Mayor, Town Manager, Finance Director/Town Treasurer.**

The Finance & Investment Commission is established by Paradise Municipal Code Section 2.16.030 for the purpose of providing oversight of the town's financial, public financing & investment activities.

**7. Oversight Board to the Successor Agency to the Paradise Redevelopment Agency**

Meets quarterly on the third Thursday at 3pm or as needed. **Two members from the Town of Paradise; the Mayor is the appointing authority**

- One member is to be selected from the largest employee group from the former redevelopment agency. The Town had allocated percentages of management staff to the redevelopment agency.

The purpose of the seven-member Oversight Board is to oversee and approve the activities of the Successor Agency of the Paradise Redevelopment Agency relating to assets of the former RDA. The Town Council was designated as the Successor Agency after the Paradise Redevelopment Agency was eliminated by State law.

Attached is a list of the 2017 representation, along with a blank chart for the 2018 assignments.

**Conclusion:** It is timely that Council consider appointments to local and county committees/ and commissions.

**Fiscal Impact Analysis:** None.



**2017 TOWN COUNCIL  
REPRESENTATION**

**BUTTE COUNTY  
COMMITTEES/COMMISSIONS**

<b>BUTTE COUNTY</b>		<b>Bolin</b>	<b>Jones</b>	<b>Lotter</b>	<b>Schuster</b>	<b>Zuccolillo</b>
1.	Air Quality Management District		R	A		
2.	Association of Governments		R	A		
3.	City Selection Committee (Mayor)			R		
4.	Disaster Council (Mayor)			R		
5.	Local Area Formation Commission (LAFCo) (Lotter through 5/2019 – Appointed by City Selection Committee)			R		
6.	Mosquito and Vector Control Board				R	
7.	Waste Mgt Local Task Force	R				A
8.	Water Advisory Committee (2 or 4-year term)					R
9.	City/County Ad Hoc Committee			R		
10.	Lake Oroville Supplemental Benefits Funds- Alternate: Citizen Sam Dresser					
11.	T-BID				R	

**LOCAL COMMITTEES/COMMISSIONS**

<b>PARADISE</b>		<b>Bolin</b>	<b>Jones</b>	<b>Lotter</b>	<b>Schuster</b>	<b>Zuccolillo</b>
1.	Paradise Community Village			R		AA
2.	Paradise Irrigation District Liaison	R				R
3.	Paradise Rec. & Park District Liaison	R				R
4.	Paradise Solid Waste Committee	R	R			
5.	Onsite Ad Hoc Committee	R				R
6.	Finance Committee (Mayor & Vice Mayor)		R	R		
7.	Oversight Board to Successor Agency (Mayor Appointment )			R		



**2018 TOWN COUNCIL  
REPRESENTATION**

**BUTTE COUNTY  
COMMITTEES/COMMISSIONS**

BUTTE COUNTY		Bolin	Jones	Lotter	Schuster	Zuccolillo
1	Air Quality Management District					
2	Association of Governments					
3	City Selection Committee (Mayor)					
4	Disaster Council (Mayor)					
5	Local Area Formation Commission (LAFCo) (Lotter through 5/2019 – Appointed by City Selection Committee)			R		
6	Mosquito and Vector Control Board					
7	Waste Mgt Local Task Force					
8	Water Advisory Committee (2 or 4-year term)					
9	City/County Ad Hoc Committee					
10	Lake Oroville Supplemental Benefits Funds- Alternate: Citizen Sam Dresser					
11.	TBID					

**LOCAL COMMITTEES/COMMISSIONS**

PARADISE		Bolin	Jones	Lotter	Schuster	Zuccolillo
1	Paradise Community Village					
2	Paradise Irrigation District Liaison					
3	Paradise Rec. & Park District Liaison					
4	Paradise Solid Waste Committee					
5	Onsite Ad Hoc Committee					
6	Finance Committee (Mayor & Vice Mayor)					
7	Oversight Board to Successor Agency (Mayor Appointment)					



**Town of Paradise  
Council Agenda Summary  
Date: December 12, 2017**

**Agenda Item: 6(c)**

**Originated by:** Gabriela Tazzari-Dineen, Police Chief  
**Reviewed by:** Lauren Gill, Town Manager  
**Subject:** Public Safety Recruitment Incentives

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**Council Action Requested:**

- (1) Authorization to Extend Public Safety Recruitment Incentives as approved on December 13, 2016 until December 31, 2018, and
- (2) Authorization to add a recruitment incentive specific to the position of Chief of Police.

**Alternatives:**

Provide Staff with alternative direction.

**Background:**

The Paradise Police Department has experienced difficulty in recruiting qualified applicants for the positions of Police Officer and Public Safety Dispatcher due to a state wide supply issue wherein law enforcement agencies are seeing a smaller pool of qualified candidates. The recruitment difficulties have been compounded for the Town of Paradise by the fact that larger agencies, in and outside Butte County, attract candidates by offering greater compensation packages that include higher pay and recruitment incentives.

The Town's inability to offer higher wages has left the Town of Paradise at a disadvantage; therefore, on April 8, 2014, Town Council approved the re-instatement of the Police Trainee position which included sponsorship of police recruits as they complete the police academy. In addition to that incentive, the Town has in place the ability to offer experienced applicants a higher starting step on the pay scale by using the different levels within the salary range of the position to recognize valuable and transferable experience.

Although those incentives assisted the Department in attracting a few applicants, it did not have the impact necessary to fill several vacancies. On August 12, 2014, staff requested that the Town offer some additional short term, affordable recruitment incentives in an attempt to be more competitive in the recruitment and hiring process.

On August 12, 2014, the Town Council approved the following temporary incentives:

Referral Bonus: Town employees would receive a referral bonus for recruiting a police officer or a public safety dispatch candidate. The candidate must pass all examinations and pre-employment conditions and be hired by the Town before the Town employee receives compensation for the recruitment. \$100 for an entry level applicant and \$300 for a lateral applicant.

Applicant Sign-on Bonus: When an applicant successfully completes all of the testing process and is hired by the Town, that applicant would be entitled to a one time sign-on bonus. Entry Level Police Officer \$1,000, Lateral Police Officer \$3,000, Entry Level Dispatcher \$500, Lateral Dispatcher \$1,500.

Lateral Credited Leave Bank: When a lateral police officer or lateral dispatch applicant is hired by the Town they would receive a one-time 80 vacation hours and 80 sick leave hours credited into their leave bank.

Relocation Assistance: A police officer or dispatcher applicant that resides 60 or more miles away from the Town of Paradise is eligible for a one-time relocation assistance payment of \$1,000 if within 30 days of hire date they move to a location within a 20 miles radius of the Town of Paradise. Payment will be made in the first payroll check following submission of relocation documentation

For the purpose of these incentives an entry level police officer is considered someone that has successfully completed the POST Basic Police Academy prior to their hire date with the Town and was not sponsored through the program by the Town of Paradise. A lateral applicant is defined as having previous or current sworn police officer or non-sworn dispatcher experience of no less than one year. The sworn police officer lateral includes all ranks.

At the time these new incentives were brought to Town Council, staff understood the Town's financial challenges but believed that the hiring and recruitment environment required the Town to take action and implement additional incentives. Staff recognized that these incentives may not be necessary in the future and therefore recommended that the new incentives sunset on December 31, 2015.

On December 8, 2015, and again on December 13, 2016, with continued recruitment challenges and vacancies, staff requested extension of these incentives. The most current extension ends December 31, 2017.

**Discussion:**

The recruitment incentives that Town Council approved have been beneficial and as a result attracted 3 lateral police officers, 2 entry level police officers, 7 academy recruits, 1 lateral lieutenant, and several dispatchers. Unfortunately, the Department continues to have vacancies in Dispatch, and through an announced retirement in February 2018, the Department will need to recruit a new Chief of Police.



Staff recommends once again extending the above listed recruitment incentives through December 31, 2018, and, in addition, staff recommends that Town Council approve a one-time sign on bonus for the position of Chief of Police. This bonus would replace the lateral sworn officer bonus of \$3,000 only for the Chief of Police position and would instead offer the Chief of Police candidate a \$10,000 bonus with a split payment of \$5,000 upon hire and an additional \$5,000 after successfully completing probation.

**Fiscal Impact Analysis:**

Currently there are 2 dispatch positions vacant and 1 sworn position (Chief of Police) expected to become vacant within the next few months. The Department's budget has experienced some salary savings as a result of unfilled positions and 2 police academy recruit positions were sponsored using Measure C funds. The Chief of Police retirement and transition is also expected to create some salary savings that would offset any expenses created by the proposed additional Chief of Police incentive and will not impact the General Fund. A complete fiscal analysis of the Department's budgeted personnel will be provided through the mid-year budget review.



**TOWN OF PARADISE  
Council Agenda Summary  
Date: December 12, 2017**

**ORIGINATED BY:** Craig Baker, Community Development Director **AGENDA NO. 6(d)**

**REVIEWED BY:** Lauren Gill, Town Manager

**SUBJECT:** Consider Introducing an Ordinance to Amend Chapter 16.11 of the Paradise Municipal Code (PMC) relating to forms of security for deferred construction of subdivision improvements that are the subject of improvement agreements within the Town

**COUNCIL ACTION REQUESTED:** Upon conclusion of public discussion of this agenda item adopt either the recommended action or an alternative action.

**RECOMMENDATION:** Adopt a **MOTION TO:**

1. Concur with the project "CEQA determination" finding signed by the Town Planning Director;  
**AND**
2. Waive the first reading of Town Ordinance No. \_\_\_\_ and read by title only (roll call vote);  
**AND**
3. Introduce Town Ordinance No. \_\_\_\_, "An Ordinance of the Town of Paradise Amending Section 16.11.020 Relating to Subdivision Improvement Agreements"; **OR**
4. Adopt an alternative directive to Town staff.

**BACKGROUND:**

The Town of Paradise is legally required to regulate the subdivision of land and real property within the town for purposes of sale, lease or financing via subdivision regulations within its municipal code that are consistent with and further implement the State Subdivision Map Act (California Government Code Sections 66410 et. seq.).

Subdivision improvements (curb, gutter, sidewalks, unrerground utilities, etc.) are usually completed by the subdivider prior to recordation of the final subdivision map.

However, the town's subdivision ordinance regulations contain provisions within PMC Chapter 16.11 (*Subdivision Improvements*) which provide for the execution of an agreement between the town and the subdivider, accompanied by one of several forms of security guaranteeing that some or all required subdivision improvements will be constructed within a specified

Council Agenda Summary 2 December 12, 2017

Agenda No. 6(d)

timeframe subsequent to recording a final map. A review of PMC Chapter 16.11 has revealed that the town allows fewer forms of security than is permitted under current State of California Government Code sections 66456.2 and 66499.

In order to expand the types of security allowed in the town, staff has recommended and the Planning Commission has endorsed the adoption of several minor amendments to PMC Chapter 16.11 in order to provide the same flexibility and choices for various forms of security to guarantee construction of required subdivision improvement as provided in the Government Code. The pertinent Government Code sections are attached for your review.

#### **ANALYSIS:**

During their meeting held on November 21, 2017, the Planning Commission conducted a public hearing regarding these proposed text amendments and adopted Planning Commission Resolution No. 17-2. The resolution document identifies and recommends Town Council adoption of several amendments to the text contained within PMC Chapter 16.11, as described within this agenda summary. A copy of the adopted resolution document and its "Exhibit A" is attached for your review.

The Town Planning Director has determined that there is no possibility that adoption of the proposed text amendments would result in a significantly adverse effect upon the environment. Therefore, the proposed amendments can be found to be exempt from the requirements of the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines section 15061 (General rule exemption).

Attached with this council agenda summary for your consideration and recommended introduction is an ordinance document prepared by Town staff that, if adopted, would amend PMC Chapter 16.11 in a manner that would broaden the range of options for developers and the town to enter into secured development agreements for the deferral of required subdivision improvements in a manner that is consistent with State law. Recommended text amendments contained within the proposed ordinance are shown in “shaded” (additions) and “~~strike-out~~” (deletions) font. Lastly, for your convenience and use, Town staff has copied and attached other documents related to this agenda item.

**FINANCIAL IMPACT:** There is no financial impact associated with the first reading and introduction of the ordinance.

Attachments

**LIST OF ATTACHMENTS**

1. Planning Commission Resolution No. 17-2 and its attached Exhibit "A"
2. Excerpt of the November 21, 2017 Planning Commission meeting
3. Ordinance No. \_\_\_\_, "An Ordinance of the Town of Paradise Amending Section 16.11.020 Relating to Subdivision Improvement Agreements"
4. California Government Code section 66456.2
5. California Government Code section 66499
6. Notice of Exemption signed by the Town Planning Director

**TOWN OF PARADISE  
ORDINANCE NO. \_\_\_\_**

**AN ORDINANCE OF THE TOWN OF PARADISE  
AMENDING SECTION 16.11.020 RELATING TO  
SUBDIVISION IMPROVEMENT AGREEMENTS**

The Town Council of the Town of Paradise, State of California, does **ORDAIN AS FOLLOWS:**

**SECTION 1.** Paradise Municipal Code section 16.11.020 is hereby amended to read as follows:

A. Storm Drainage. Storm water runoff from the subdivision shall be collected and conveyed in a manner consistent with the "Master Storm Drainage Study and Facilities Plan" adopted by the town and with the requirements of the town engineer.

B. Sewage Disposal. Each lot or unit within the subdivision shall meet the requirements of the Town of Paradise regarding sewage disposal as set forth in [Chapter 13.04](#) of this code.

C. Water Supply. Each lot or unit within the subdivision shall have adequate water for domestic use.

D. Utilities. Each lot or unit within the subdivision shall be made accessible to service for gas, electric, telephone, and cable television facilities unless exempted by the planning commission.

E. Underground Utilities. For subdivisions of five or more lots, all utilities within the subdivision and along peripheral streets or roads shall be placed underground except where exempted by the Public Utilities Commission regulations or the planning commission. Subdivisions of four or fewer parcels shall not be required to install underground utilities upon approval of the planning commission.

F. Deferred Improvement Agreements. All subdivisions shall abide by the regulations set forth in [Chapter 12.20](#) of this code.

G. Design. The design and layout of all required improvements both onsite and offsite, private and public, shall conform to generally accepted engineering standards and to such standards as approved by the town engineer.

1. The subdivision shall have approved access to a public street. Each lot or unit within the subdivision shall have an approved access to a public street or private road which accesses a public street.

2. Where practicable, the subdivision shall be designed to provide for future access to property adjoining the subdivision.

3. Reserve strips, or nonaccess at the end of a street or road or at the boundaries of subdivisions, shall be dedicated unconditionally to the town when required.

H.Improvement Plans. Improvement plans shall be prepared under the direction of and signed by a registered civil engineer licensed by the state of California. Improvement plans shall include but not be limited to: grading; storm drains; landscaping; streets; roads; and related facilities. (G.C. 66456.2)

1. Form.

a. Plans, profiles, and details shall be legibly drawn, printed, or reproduced on twenty-four by thirty-six inch sheets. A border shall be made on each sheet providing one-half inch at the top, bottom and right side and one and one-half inches on the left side.

b. A suitable title block shall be placed in the lower right corner or along the right edge and provide adequate space for approval by the town engineer and for approval of plan revisions.

c. Plan and profiles shall be drawn to the scale of one inch equals fifty feet or larger unless approved by the town engineer. Details shall be drawn to such scale that clearly shows the facility being constructed. The scales for various portions of the plans shall be shown on each sheet.

d.A vicinity map shall be shown on the first sheet of all sets of plans.

e. A north arrow shall be shown on each sheet when applicable.

f. Plans shall be laid out to orient north to the top or right edge of the sheet unless approved otherwise by the town engineer.

g.All lettering shall be one-eighth ( 1/8 ) inch minimum height.

h.If the plans include three or more sheets, a cover sheet showing the streets, lots, easements, storm drains, index and vicinity map shall be included.

i. The form of all plans shall conform to additional requirements as may be established by the town engineer. The final form of all plans shall be approved by the town engineer.

2.Contents. The improvement plans shall show complete plans, profiles, and details for all required improvements to be constructed, both public and private, including common areas. Reference to town standard plans may be made in lieu of duplicating the drawings.

3.Supplementary Plans and Calculations. Hydrology, hydraulic plans and calculations, bond estimates and any structural calculations as may be required, shall be submitted with the improvement plans to the town engineer. All calculations shall be legible, systematic and signed and dated by a registered civil engineer licensed by the state of California and in a form approved by the town engineer.

4.Review by Town Engineer. The subdivider shall submit the improvement plans and all computations to the town engineer for review. Upon completion of the review, one set of the preliminary plans, with the required revisions indicated, will be returned to the subdivider's engineer.

5. Approval by Town Engineer. An improvement plan being processed in conjunction with either an approved tentative, parcel or final map shall be acted on by the town engineer within sixty working days of its submittal, except that at least fifteen working days shall be provided for reviewing and processing any resubmitted improvement plan. The sixty working day period shall not include any days during which the improvement plan has been returned to the applicant for correction, has been subject to review by other than the local agency or following that review, has been returned to the applicant for correction. The time limits specified in this section for acting on improvement plans may be extended by mutual consent of the applicant/subdivider and the town, pursuant to Government Code section 66456.2, ~~of the state Subdivision Map Act.~~

After completing all required revisions, the subdivider's engineer shall transmit the originals of the improvement plans to the town engineer for signature. Upon finding that all required revisions have been made and that the plans conform to all applicable town ordinances, design review requirements, and conditions of approval of the tentative map, the town engineer shall sign and date the plans. The originals will be returned to the subdivider's engineer. Approval of the improvement plans shall not be construed as approval of the sanitary sewer, water, or gas and electric service construction plans. Approval by the town engineer shall in no way relieve the subdivider or the subdivider's engineer from responsibility for the design of the improvements and for any deficiencies resulting from the design or from any required conditions of approval of the tentative map. (G.C. 66456.2)

#### 6. Revisions to Approved Plans.

a. By Subdivider. Requests by the subdivider or the engineer for revisions to the approved plans appearing necessary or desirable during construction shall be submitted in writing to the town engineer or authorized representative and shall be accompanied by revised drawings showing the proposed revision. If the revision is acceptable, the originals shall be submitted to the town engineer's office for initialing. The originals shall be maintained by the town engineer and any revised plans shall be immediately transmitted to the town engineer. Construction of any proposed revision will not be permitted to commence until revised plans have been received and forwarded to the town engineer.

b. By Town Engineer. When revisions are deemed necessary by the town engineer to protect public health and safety, or as field conditions may require, a request in writing shall be made to the subdivider and engineer. The subdivider's engineer shall revise the plans and transmit the originals to the town engineer. Upon receipt of the initialed originals, the subdivider's engineer shall immediately transmit revised drawings to the town engineer. Construction of all or any portion of the improvements may be stopped by the town engineer until revised drawings have been submitted and reviewed. The subdivider may appeal revisions required by the town engineer to the town council by filing an appeal with the town clerk within two working days following receipt of the request to revise the plans. The town council shall consider the appeal within thirty days of the receipt of the appeal; provided, however, that appeals to sewage disposal requirements shall be made as set forth in [Chapter 13.04](#) of this code.

7. Plan Checking and Inspection Costs for Revisions. Costs incurred by the town for the checking of plans or calculations or inspection as a result of revisions to the approved plans shall be borne by the subdivider at actual cost. A deposit, when required, shall be submitted with the revised



prints and applied toward the actual costs.

I. Improvement Agreement. The agreement shall be prepared and signed by the town engineer and approved as to form by the town attorney. The agreement shall provide for:

1. Construction of all improvements according to the approved plans and specifications on file with the town engineer;
2. Completion of improvements within the time specified within the agreement;
3. Right by town to modify plans and specifications;
4. Warranty by subdivider that construction will not adversely affect any portion of adjacent properties;
5. Payment of inspection fees in accordance with the town's resolution establishing fees and charges;
6. Payment of in-lieu fees for park land dedication;
7. Payment of drainage district or area fees;
8. Improvement security as required by this title;
9. Maintenance and repair of any defects or failures and causes thereof;
10. Release of the town from all liability incurred by the development and payment of all reasonable attorney's fees that the town may incur because of any legal action arising from the development;
11. Any other deposits, fees, or conditions as required by town ordinance or resolution and as may be required by the town engineer.

J. Improvement Security. Any improvement agreement, contract or act required or authorized by the Subdivision Map Act, for which security is required, shall be secured in accordance with Government Code section 66499 ~~of the Subdivision Map Act~~ and as provided below. No final map or parcel map shall be signed by the town engineer or recorded until all improvement securities required by this title have been received and approved.

K. Form of Security. The form of security shall be one or the combination of the following at the option and subject to the approval of the town.

1. Bond(s) by one or more duly authorized corporate sureties; in accordance with Government Code sections 66499.1, 66499.2, 66499.3 and 66499.4;
2. An instrument of credit from one or more financial institutions subject to regulation by the state or federal government and pledging that the funds necessary to carry out the act or agreement are on deposit and guaranteed for payment;

3. A deposit, either with the town or a responsible escrow agent or trust company, at the option of the town, of money or negotiable bonds of the kind approved for securing deposits of public moneys.

~~3. The provisions of the bond(s) shall be in accordance with section 66499.1 and 66499.2 of the Subdivision Map Act.~~

4. Any other form of security as provided in Government Code section 66499.

L. Amount of Security. A performance bond or security in the amount of one hundred percent of the estimated construction cost to guarantee the construction or installation of all improvements shall be required of all subdivisions. An additional amount of fifty percent of the estimated construction cost shall be required to guarantee the payment to the subdivider's contractor, subcontractors, and to persons furnishing labor, materials, or equipment for the construction or installation of improvements. (G.C. 66499(a)(3) and 66499.3)

The estimate of improvement costs shall be as approved by the town engineer and shall provide for:

1. Not less than five percent nor more than ten percent of the total construction cost for contingencies;
2. Increase for projected inflation computed to the estimated midpoint of construction;
3. All utility installation costs or a certification acceptable to the town engineer from the utility company that adequate security has been deposited to insure installation;
4. In addition to the full amount of the security, there shall be included costs and reasonable expenses or fees, including attorney's fees, incurred in enforcing the obligation secured.

M. Warranty Security. Upon acceptance of the subdivision improvements by the town, the subdivider shall provide security in the amount as required by the town engineer to guarantee the improvements throughout the warranty period. The amount of the warranty security shall be not less than ten percent of the cost of the construction of the improvements, including the cash bond which shall be retained for the one-year warranty period.

N. Reduction in Performance Security. The town engineer may authorize in writing the release of a portion of the security in conjunction with the acceptance of the satisfactory completion of a part of the improvements as the work progresses upon application by the subdivider, but in no case shall the security be reduced to less than ten percent of the total improvement security given for faithful performance. The amount of reduction of the security shall be determined by the town engineer; however, in no event shall the town engineer authorize a release of the improvement security which would reduce security to an amount below that required to guarantee the completion of the improvements and any other obligation imposed by this title, the Subdivision Map Act, or the improvement agreement. (G.C. 66499.17)

O. Release of Improvement Securities.

1. Performance Security. The performance security shall be released only upon acceptance of the

improvements by the town and when an approved warranty security has been filed with the town engineer. If warranty security is not submitted, performance security shall be released twelve months after acceptance of improvement and correction of all warranty deficiencies. (G.C. 66499.7)

2. Material and Labor Security. Security given to secure payment to the contractor, subcontractors, and to persons furnishing labor, materials, or equipment may, six months after the completion and acceptance of the improvements by the town council, be reduced to an amount equal to the amount of all claims therefor filed and of which notice has been given to the town council. The balance of the security shall be released upon the settlement of all such claims and obligations for which the security was given.

3. Warranty Security. The warranty security shall be released upon satisfactory completion of the warranty period provided:

a. All deficiencies appearing on the warranty deficiency list for the subdivision have been corrected and not less than twelve months have elapsed since the acceptance of the improvements by the town council.

P. Construction. The construction methods and materials for all improvements shall conform to the standard plans and specifications of the town and any applicable public utility. The general provisions of the town's standard specifications shall apply to the subdivider where applicable. Construction shall not commence until required improvement plans have been approved by the town engineer.

Q. Construction Inspection. All improvements are subject to inspection by the town engineer or authorized personnel in accordance with the town's standard specifications.

R. Preconstruction Conference. Prior to commencing any construction, the subdivider shall arrange a preconstruction conference with the town engineer.

S. Final Inspection and Deficiency List. Upon completion of the subdivision improvements, the developer shall apply in writing to the town engineer for a preliminary final inspection. A deficiency list shall be compiled during the inspection, noting all corrections or any additional work required. When the preliminary final inspection has been completed, a copy of the deficiency list shall be transmitted to the subdivider for correction. Upon having completed all correction or additional work as outlined by the deficiency list, the subdivider shall certify in writing that all corrections have been completed satisfactorily and request a final inspection. The town engineer or authorized representative shall then make a final inspection.

Upon finding that all items on the deficiency list have been corrected and receipt of as-built improvement plans, any subdivision of five or more lots shall be placed on the town council agenda for acceptance.

The completion of corrections indicated by the deficiency list shall not relieve the subdivider from the responsibility of correcting any deficiency not shown on the list that may be subsequently discovered.

## T. Completions of Improvements.

1. Subdivisions of Five or More Lots. Any public improvements required by the town for a subdivision shall be completed by the subdivider within twenty-four months of the recordation of the subject map, or such time as approved by the town engineer, not to exceed a period of forty-eight months, unless an extension is granted by the town council, in accordance with subsection (T)(3) of this section. Should the subdivider fail to complete the improvements within the specified time, the town may, by resolution of town council and at its option, cause any or all uncompleted improvements to be completed and the parties executing the surety or sureties shall be firmly bound for the payment of all necessary costs. (G.C. 66462)

2. Subdivisions of Four or Fewer Parcels. The completion of improvements may be required by a specified date by the town when the completion of such improvements is found to be necessary for public health or safety or for the orderly development of the surrounding area. This finding shall be made by the town engineer or authorized representative. The specified date, when required, shall be stated in the subdivision improvement agreement. Improvements shall be completed prior to the final building inspection or occupancy of any unit within the subdivision.

3. Extensions. The completion date may be extended by the town council for subdivisions of five or more lots and by the town engineer for subdivisions of four or fewer parcels upon written request by the developer and the submittal of adequate evidence to justify the extension. The request shall be made not less than thirty days prior to expiration of the subdivision improvements agreement. The subdivider shall enter into a subdivision improvement agreement extension with the town. For subdivisions of five or more lots the agreement shall be prepared and signed by the town engineer, approved as to form by the town attorney, executed by the subdivider and surety and transmitted to the town council for its consideration. If approved by the town council, the mayor shall execute the agreement on behalf of the town.

In consideration of a subdivision improvement agreement extension, the following may be required:

- a. Revision of improvement plans to provide for current design and construction standards when required by the town engineer.
- b. Revised improvement construction estimates to reflect current improvement costs as approved by the town engineer.
- c. Increase of improvement securities in accordance with revised construction estimates.
- d. Inspection fees may be increased to reflect current construction costs but shall not be subject to any decrease or refund.

U. Additional Council Requirements. The town council may impose additional requirements deemed necessary as a condition of approving any time extension for the completion of improvements consistent with the provisions of Government Code Sections 66474.2 and 65961. The costs incurred by the town in processing the agreement shall be borne by the subdivider at actual cost. (G.C. 66474.2 and 65961)

V. Acceptance of Improvements. When all improvement deficiencies have been corrected and as-built improvement plans filed, the subdivision improvements shall be considered by the town for acceptance. Subdivisions of five or more lots must be accepted by the town council. The town engineer or authorized representative shall be responsible for the acceptance of subdivisions of four or fewer parcels. Acceptance of the improvements shall imply only that the improvements have been completed satisfactorily and that public improvements have been accepted for public use.

W. Notice of Completion. If the subdivision has been accepted by the town, the town engineer shall cause a notice of completion to be filed with the county recorder.

X. Acceptance of a Portion of the Improvements. When requested by the subdivider in writing, the town may consider acceptance of a portion of the improvements as recommended by the town engineer. The improvements will be accepted by the town only if it finds that it is in the public interest and such improvements are for the use of the general public. Acceptance of a portion of the improvements shall not relieve the subdivider from any other requirements imposed by this title.

**SECTION 2.** Pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15061(b)(3), the Council finds that this ordinance is exempt from the requirement of CEQA in that its adoption would not result in a significant, adverse effect on the environment.

**SECTION 3.** This ordinance shall take effect thirty (30) days after the date of its passage. Before the expiration of fifteen (15) days after its passage, this ordinance or a summary thereof shall be published in a newspaper of general circulation published and circulated within the Town of Paradise along with the names of the members of the Town Council of Paradise voting for and against same.

**PASSED AND ADOPTED** by the Town Council of the Town of Paradise, County of Butte, State of California, on this \_\_\_ day of \_\_\_\_\_, 2017, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Dina Volenski, Town Clerk

\_\_\_\_\_  
Dwight L. Moore, Town Attorney

**TOWN OF PARADISE PLANNING COMMISSION  
RESOLUTION 17-02**

**A RESOLUTION OF THE PARADISE PLANNING COMMISSION RECOMMENDING TOWN COUNCIL  
ADOPTION OF TEXT AMENDMENTS TO CHAPTER 16.11 OF THE PARADISE MUNICIPAL CODE  
RELATIVE TO FORMS OF SECURITY FOR DEFERRED CONSTRUCTION OF SUBDIVISION  
IMPROVEMENTS**

**WHEREAS**, the Town of Paradise is legally required to direct and regulate land development and land uses via subdivision and zoning regulations and other means that are consistent with its current Paradise General Plan as well as current state planning and zoning law; and

**WHEREAS**, the Paradise Planning Commission finds that there is a compelling need for the Town Council of the Town of Paradise to adopt the foregoing Paradise Municipal Code (PMC) amendments relative to forms of security for deferred construction of subdivision improvements, and

**WHEREAS**, the Planning Commission conducted a duly noticed public hearing on November 21, 2017 to study and consider recommending Town Council adoption of text amendments to PMC Chapter 16.11 as proposed by Town staff; and

**WHEREAS**, the public review also included review and determination that the proposed PMC text amendment is an activity that is exempt from to the provisions of the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3) (general rule exemption) because there is no possibility that the amendments would result in a significantly adverse effect upon the environment; and

**WHEREAS**, the Planning Commission has considered the recommendation of the Town staff, etc., as well as input received during the public hearing; and on the basis of the foregoing, has determined that the text amendments to PMC Chapter 16.11 is warranted at this time in order to potentially allow additional forms of security for deferred construction of subdivision improvements within the Town of Paradise.

**NOW, THEREFORE, BE IT RESOLVED BY THE PLANNING COMMISSION OF THE TOWN OF PARADISE** as follows:

The Planning Commission hereby recommends to the Town Council of the Town of Paradise, adoption of the proposed text amendments to PMC Chapter 16.11 as set forth in **Exhibit "A"** attached hereto and made a part of by reference; and recommends to the Town Council that the proposed Paradise Municipal Code text amendment is not subject to the requirements of the California Environmental Quality Act (CEQA) in accordance with the general rule categorical exemption provisions of CEQA Guidelines section 15061.

**TOWN OF PARADISE  
RESOLUTION NO. 17-02**

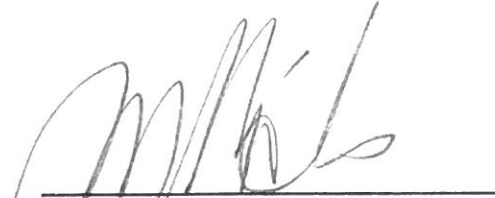
**PASSED AND ADOPTED** by the Planning Commission of the Town of Paradise this 21st day of November, 2017 by the Following Vote:

**AYES:** James Clarkson, Ray Groom, Anita Towslee, Martin Nichols, Chair

**NOES:** None

**ABSENT:** Stephanie Neumann

**ABSTAIN:** None

  
\_\_\_\_\_  
Martin Nichols, Chairman

**ATTEST:** *November 27, 2017*

  
\_\_\_\_\_  
Dina Volenski, Town Clerk

"EXHIBIT A"

**TOWN OF PARADISE  
ORDINANCE NO. \_\_\_\_**

**AN ORDINANCE OF THE TOWN OF PARADISE  
AMENDING SECTION 16.11.020 RELATING TO  
SUBDIVISION IMPROVEMENT AGREEMENTS**

The Town Council of the Town of Paradise, State of California, does **ORDAIN AS FOLLOWS:**

**SECTION 1.** Paradise Municipal Code section 16.11.020 is hereby amended to read as follows:

A. Storm Drainage. Storm water runoff from the subdivision shall be collected and conveyed in a manner consistent with the "Master Storm Drainage Study and Facilities Plan" adopted by the town and with the requirements of the town engineer.

B. Sewage Disposal. Each lot or unit within the subdivision shall meet the requirements of the Town of Paradise regarding sewage disposal as set forth in Chapter 13.04 of this code.

C. Water Supply. Each lot or unit within the subdivision shall have adequate water for domestic use.

D. Utilities. Each lot or unit within the subdivision shall be made accessible to service for gas, electric, telephone, and cable television facilities unless exempted by the planning commission.

E. Underground Utilities. For subdivisions of five or more lots, all utilities within the subdivision and along peripheral streets or roads shall be placed underground except where exempted by the Public Utilities Commission regulations or the planning commission. Subdivisions of four or fewer parcels shall not be required to install underground utilities upon approval of the planning commission.

F. Deferred Improvement Agreements. All subdivisions shall abide by the regulations set forth in Chapter 12.20 of this code.

G. Design. The design and layout of all required improvements both onsite and offsite, private and public, shall conform to generally accepted engineering standards and to such standards as approved by the town engineer.

1. The subdivision shall have approved access to a public street. Each lot or unit within the subdivision shall have an approved access to a public street or private road which accesses a public street.

2. Where practicable, the subdivision shall be designed to provide for future access to property adjoining the subdivision.

3. Reserve strips, or nonaccess at the end of a street or road or at the boundaries of subdivisions, shall be dedicated unconditionally to the town when required.



H.Improvement Plans. Improvement plans shall be prepared under the direction of and signed by a registered civil engineer licensed by the state of California. Improvement plans shall include but not be limited to: grading; storm drains; landscaping; streets; roads; and related facilities. (G.C. 66456.2)

1. Form.

a. Plans, profiles, and details shall be legibly drawn, printed, or reproduced on twenty-four by thirty-six inch sheets. A border shall be made on each sheet providing one-half inch at the top, bottom and right side and one and one-half inches on the left side.

b. A suitable title block shall be placed in the lower right corner or along the right edge and provide adequate space for approval by the town engineer and for approval of plan revisions.

c. Plan and profiles shall be drawn to the scale of one inch equals fifty feet or larger unless approved by the town engineer. Details shall be drawn to such scale that clearly shows the facility being constructed. The scales for various portions of the plans shall be shown on each sheet.

d.A vicinity map shall be shown on the first sheet of all sets of plans.

e. A north arrow shall be shown on each sheet when applicable.

f. Plans shall be laid out to orient north to the top or right edge of the sheet unless approved otherwise by the town engineer.

g.All lettering shall be one-eighth ( 1/8 ) inch minimum height.

h.If the plans include three or more sheets, a cover sheet showing the streets, lots, easements, storm drains, index and vicinity map shall be included.

i. The form of all plans shall conform to additional requirements as may be established by the town engineer. The final form of all plans shall be approved by the town engineer.

2.Contents. The improvement plans shall show complete plans, profiles, and details for all required improvements to be constructed, both public and private, including common areas. Reference to town standard plans may be made in lieu of duplicating the drawings.

3.Supplementary Plans and Calculations. Hydrology, hydraulic plans and calculations, bond estimates and any structural calculations as may be required, shall be submitted with the improvement plans to the town engineer. All calculations shall be legible, systematic and signed and dated by a registered civil engineer licensed by the state of California and in a form approved by the town engineer.

4.Review by Town Engineer. The subdivider shall submit the improvement plans and all computations to the town engineer for review. Upon completion of the review, one set of the preliminary plans, with the required revisions indicated, will be returned to the subdivider's engineer.

5. Approval by Town Engineer. An improvement plan being processed in conjunction with either an approved tentative, parcel or final map shall be acted on by the town engineer within sixty working days of its submittal, except that at least fifteen working days shall be provided for reviewing and processing any resubmitted improvement plan. The sixty working day period shall not include any days during which the improvement plan has been returned to the applicant for correction. has been subject to review by other than the local agency or following that review, has been returned to the applicant for correction. The time limits specified in this section for acting on improvement plans may be extended by mutual consent of the applicant/subdivider and the town, pursuant to Government Code section 66456.2. ~~of the state Subdivision Map Act.~~

After completing all required revisions, the subdivider's engineer shall transmit the originals of the improvement plans to the town engineer for signature. Upon finding that all required revisions have been made and that the plans conform to all applicable town ordinances, design review requirements, and conditions of approval of the tentative map, the town engineer shall sign and date the plans. The originals will be returned to the subdivider's engineer. Approval of the improvement plans shall not be construed as approval of the sanitary sewer, water, or gas and electric service construction plans. Approval by the town engineer shall in no way relieve the subdivider or the subdivider's engineer from responsibility for the design of the improvements and for any deficiencies resulting from the design or from any required conditions of approval of the tentative map. (G.C. 66456.2)

#### 6. Revisions to Approved Plans.

a. By Subdivider. Requests by the subdivider or the engineer for revisions to the approved plans appearing necessary or desirable during construction shall be submitted in writing to the town engineer or authorized representative and shall be accompanied by revised drawings showing the proposed revision. If the revision is acceptable, the originals shall be submitted to the town engineer's office for initialing. The originals shall be maintained by the town engineer and any revised plans shall be immediately transmitted to the town engineer. Construction of any proposed revision will not be permitted to commence until revised plans have been received and forwarded to the town engineer.

b. By Town Engineer. When revisions are deemed necessary by the town engineer to protect public health and safety, or as field conditions may require, a request in writing shall be made to the subdivider and engineer. The subdivider's engineer shall revise the plans and transmit the originals to the town engineer. Upon receipt of the initialed originals, the subdivider's engineer shall immediately transmit revised drawings to the town engineer. Construction of all or any portion of the improvements may be stopped by the town engineer until revised drawings have been submitted and reviewed. The subdivider may appeal revisions required by the town engineer to the town council by filing an appeal with the town clerk within two working days following receipt of the request to revise the plans. The town council shall consider the appeal within thirty days of the receipt of the appeal; provided, however, that appeals to sewage disposal requirements shall be made as set forth in Chapter 13.04 of this code.

7. Plan Checking and Inspection Costs for Revisions. Costs incurred by the town for the checking of plans or calculations or inspection as a result of revisions to the approved plans shall be borne by the subdivider at actual cost. A deposit, when required, shall be submitted with the revised

prints and applied toward the actual costs.

I. Improvement Agreement. The agreement shall be prepared and signed by the town engineer and approved as to form by the town attorney. The agreement shall provide for:

1. Construction of all improvements according to the approved plans and specifications on file with the town engineer;
2. Completion of improvements within the time specified within the agreement;
3. Right by town to modify plans and specifications;
4. Warranty by subdivider that construction will not adversely affect any portion of adjacent properties;
5. Payment of inspection fees in accordance with the town's resolution establishing fees and charges;
6. Payment of in-lieu fees for park land dedication;
7. Payment of drainage district or area fees;
8. Improvement security as required by this title;
9. Maintenance and repair of any defects or failures and causes thereof;
10. Release of the town from all liability incurred by the development and payment of all reasonable attorney's fees that the town may incur because of any legal action arising from the development;
11. Any other deposits, fees, or conditions as required by town ordinance or resolution and as may be required by the town engineer.

J. Improvement Security. Any improvement agreement, contract or act required or authorized by the Subdivision Map Act, for which security is required, shall be secured in accordance with **Government Code** section 66499 ~~of the Subdivision Map Act~~ and as provided below. No final map or parcel map shall be signed by the town engineer or recorded until all improvement securities required by this title have been received and approved.

K. Form of Security. The form of security shall be one or the combination of the following at the option and subject to the approval of the town.

1. Bond(s) by one or more duly authorized corporate sureties; **in accordance with Government Code sections 66499.1, 66499.2, 66499.3 and 66499.4;**
2. An instrument of credit from one or more financial institutions subject to regulation by the state or federal government and pledging that the funds necessary to carry out the act or agreement are on deposit and guaranteed for payment;

T. Completions of Improvements.

1. Subdivisions of Five or More Lots. Any public improvements required by the town for a subdivision shall be completed by the subdivider within twenty-four months of the recordation of the subject map, or such time as approved by the town engineer, not to exceed a period of forty-eight months, unless an extension is granted by the town council, in accordance with subsection (T)(3) of this section. Should the subdivider fail to complete the improvements within the specified time, the town may, by resolution of town council and at its option, cause any or all uncompleted improvements to be completed and the parties executing the surety or sureties shall be firmly bound for the payment of all necessary costs. (G.C. 66462)

2. Subdivisions of Four or Fewer Parcels. The completion of improvements may be required by a specified date by the town when the completion of such improvements is found to be necessary for public health or safety or for the orderly development of the surrounding area. This finding shall be made by the town engineer or authorized representative. The specified date, when required, shall be stated in the subdivision improvement agreement. Improvements shall be completed prior to the final building inspection or occupancy of any unit within the subdivision.

3. Extensions. The completion date may be extended by the town council for subdivisions of five or more lots and by the town engineer for subdivisions of four or fewer parcels upon written request by the developer and the submittal of adequate evidence to justify the extension. The request shall be made not less than thirty days prior to expiration of the subdivision improvements agreement. The subdivider shall enter into a subdivision improvement agreement extension with the town. For subdivisions of five or more lots the agreement shall be prepared and signed by the town engineer, approved as to form by the town attorney, executed by the subdivider and surety and transmitted to the town council for its consideration. If approved by the town council, the mayor shall execute the agreement on behalf of the town.

In consideration of a subdivision improvement agreement extension, the following may be required:

- a. Revision of improvement plans to provide for current design and construction standards when required by the town engineer.
- b. Revised improvement construction estimates to reflect current improvement costs as approved by the town engineer.
- c. Increase of improvement securities in accordance with revised construction estimates.
- d. Inspection fees may be increased to reflect current construction costs but shall not be subject to any decrease or refund.

U. Additional Council Requirements. The town council may impose additional requirements deemed necessary as a condition of approving any time extension for the completion of improvements consistent with the provisions of Government Code Sections 66474.2 and 65961. The costs incurred by the town in processing the agreement shall be borne by the subdivider at actual cost. (G.C. 66474.2 and 65961)

V. Acceptance of Improvements. When all improvement deficiencies have been corrected and as-built improvement plans filed, the subdivision improvements shall be considered by the town for acceptance. Subdivisions of five or more lots must be accepted by the town council. The town engineer or authorized representative shall be responsible for the acceptance of subdivisions of four or fewer parcels. Acceptance of the improvements shall imply only that the improvements have been completed satisfactorily and that public improvements have been accepted for public use.

W. Notice of Completion. If the subdivision has been accepted by the town, the town engineer shall cause a notice of completion to be filed with the county recorder.

X. Acceptance of a Portion of the Improvements. When requested by the subdivider in writing, the town may consider acceptance of a portion of the improvements as recommended by the town engineer. The improvements will be accepted by the town only if it finds that it is in the public interest and such improvements are for the use of the general public. Acceptance of a portion of the improvements shall not relieve the subdivider from any other requirements imposed by this title.

**SECTION 2.** This ordinance shall take effect thirty (30) days after the date of its passage. Before the expiration of fifteen (15) days after its passage, this ordinance or a summary thereof shall be published in a newspaper of general circulation published and circulated within the Town of Paradise along with the names of the members of the Town Council of Paradise voting for and against same.

**PASSED AND ADOPTED** by the Town Council of the Town of Paradise, County of Butte, State of California, on this \_\_\_ day of \_\_\_\_\_, 2017, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
Scott Lotter, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Dina Volenski, Town Clerk

\_\_\_\_\_  
Dwight L. Moore, Town Attorney

## EXCERPT OF THE NOVEMBER 21, 2017 PLANNING COMMISSION MINUTES

### 5. PUBLIC HEARING

- 5a. Consider adopting Resolution No. 17-02 Recommending Town Council Adopt a proposed Ordinance to Amend Chapter 16.11 of the Paradise Municipal Code (PMC) relating to forms of security for deferred construction of subdivision improvements that are the subject of improvement agreements within the Town in accordance with Government Code sections 66499.1, 66499.3, 66499.4 and any other forms of security as provided in Government Code section 66499.

Community Development Director provided a brief overview of the proposed changes to the Paradise Municipal Code, Chapter 16.11 relating to forms of security required for deferred construction of subdivision improvements that are subject of improvement agreements within the Town in accordance with the State code. The Towns ordinance is not consistent with the States and this resolution will allow the Town to be consistent.

Town Attorney Moore informed the Commissioners that the text amendments will follow state law and allow other types of securities make it more flexible and provide more options. It will allow deeds of trust, bonds, stocks and other guarantees.

Commissioners asked what would happen if the developer defaulted on the project.

Attorney Moore stated that Town would foreclose on the property and file a lawsuit, which does not limit the amount of money that could be made. Bonds and sureties are not always available when a claim is filed.

Chair Nichols opened the public hearing at 6:11 pm.

1. Chuck Rough, representative for Achieve Charter High School and project manager, provided a brief overview of the Achieve Charter School project and stated that the school is in support of the proposed text amendments.

Chair Nichols closed the public hearing at 6:14 p.m.

**MOTION by Clarkson, seconded by Groom**, approved Planning Commission Resolution No. 17-02, "A Resolution of the Paradise Planning Commission recommending Town Council adoption of Text Amendments to Chapter 16.11 of the Paradise Municipal Code Relative to Forms of Security for Deferred Construction of Subdivision Improvements". Roll call vote was unanimous with Neumann absent and not voting.

**TOWN OF PARADISE  
ORDINANCE NO. \_\_\_\_**

**AN ORDINANCE OF THE TOWN OF PARADISE  
AMENDING SECTION 16.11.020 RELATING TO  
SUBDIVISION IMPROVEMENT AGREEMENTS**

The Town Council of the Town of Paradise, State of California, does **ORDAIN AS FOLLOWS:**

**SECTION 1.** Paradise Municipal Code section 16.11.020 is hereby amended to read as follows:

A. Storm Drainage. Storm water runoff from the subdivision shall be collected and conveyed in a manner consistent with the "Master Storm Drainage Study and Facilities Plan" adopted by the town and with the requirements of the town engineer.

B. Sewage Disposal. Each lot or unit within the subdivision shall meet the requirements of the Town of Paradise regarding sewage disposal as set forth in [Chapter 13.04](#) of this code.

C. Water Supply. Each lot or unit within the subdivision shall have adequate water for domestic use.

D. Utilities. Each lot or unit within the subdivision shall be made accessible to service for gas, electric, telephone, and cable television facilities unless exempted by the planning commission.

E. Underground Utilities. For subdivisions of five or more lots, all utilities within the subdivision and along peripheral streets or roads shall be placed underground except where exempted by the Public Utilities Commission regulations or the planning commission. Subdivisions of four or fewer parcels shall not be required to install underground utilities upon approval of the planning commission.

F. Deferred Improvement Agreements. All subdivisions shall abide by the regulations set forth in [Chapter 12.20](#) of this code.

G. Design. The design and layout of all required improvements both onsite and offsite, private and public, shall conform to generally accepted engineering standards and to such standards as approved by the town engineer.

1. The subdivision shall have approved access to a public street. Each lot or unit within the subdivision shall have an approved access to a public street or private road which accesses a public street.

2. Where practicable, the subdivision shall be designed to provide for future access to property adjoining the subdivision.

3. Reserve strips, or nonaccess at the end of a street or road or at the boundaries of subdivisions, shall be dedicated unconditionally to the town when required.

H.Improvement Plans. Improvement plans shall be prepared under the direction of and signed by a registered civil engineer licensed by the state of California. Improvement plans shall include but not be limited to: grading; storm drains; landscaping; streets; roads; and related facilities. (G.C. 66456.2)

1. Form.

a. Plans, profiles, and details shall be legibly drawn, printed, or reproduced on twenty-four by thirty-six inch sheets. A border shall be made on each sheet providing one-half inch at the top, bottom and right side and one and one-half inches on the left side.

b. A suitable title block shall be placed in the lower right corner or along the right edge and provide adequate space for approval by the town engineer and for approval of plan revisions.

c. Plan and profiles shall be drawn to the scale of one inch equals fifty feet or larger unless approved by the town engineer. Details shall be drawn to such scale that clearly shows the facility being constructed. The scales for various portions of the plans shall be shown on each sheet.

d.A vicinity map shall be shown on the first sheet of all sets of plans.

e. A north arrow shall be shown on each sheet when applicable.

f. Plans shall be laid out to orient north to the top or right edge of the sheet unless approved otherwise by the town engineer.

g.All lettering shall be one-eighth ( 1/8 ) inch minimum height.

h.If the plans include three or more sheets, a cover sheet showing the streets, lots, easements, storm drains, index and vicinity map shall be included.

i. The form of all plans shall conform to additional requirements as may be established by the town engineer. The final form of all plans shall be approved by the town engineer.

2.Contents. The improvement plans shall show complete plans, profiles, and details for all required improvements to be constructed, both public and private, including common areas. Reference to town standard plans may be made in lieu of duplicating the drawings.

3.Supplementary Plans and Calculations. Hydrology, hydraulic plans and calculations, bond estimates and any structural calculations as may be required, shall be submitted with the improvement plans to the town engineer. All calculations shall be legible, systematic and signed and dated by a registered civil engineer licensed by the state of California and in a form approved by the town engineer.

4.Review by Town Engineer. The subdivider shall submit the improvement plans and all computations to the town engineer for review. Upon completion of the review, one set of the preliminary plans, with the required revisions indicated, will be returned to the subdivider's engineer.



5. Approval by Town Engineer. An improvement plan being processed in conjunction with either an approved tentative, parcel or final map shall be acted on by the town engineer within sixty working days of its submittal, except that at least fifteen working days shall be provided for reviewing and processing any resubmitted improvement plan. The sixty working day period shall not include any days during which the improvement plan has been returned to the applicant for correction, has been subject to review by other than the local agency or following that review, has been returned to the applicant for correction. The time limits specified in this section for acting on improvement plans may be extended by mutual consent of the applicant/subdivider and the town, pursuant to Government Code section 66456.2, ~~of the state Subdivision Map Act.~~

After completing all required revisions, the subdivider's engineer shall transmit the originals of the improvement plans to the town engineer for signature. Upon finding that all required revisions have been made and that the plans conform to all applicable town ordinances, design review requirements, and conditions of approval of the tentative map, the town engineer shall sign and date the plans. The originals will be returned to the subdivider's engineer. Approval of the improvement plans shall not be construed as approval of the sanitary sewer, water, or gas and electric service construction plans. Approval by the town engineer shall in no way relieve the subdivider or the subdivider's engineer from responsibility for the design of the improvements and for any deficiencies resulting from the design or from any required conditions of approval of the tentative map. (G.C. 66456.2)

#### 6. Revisions to Approved Plans.

a. By Subdivider. Requests by the subdivider or the engineer for revisions to the approved plans appearing necessary or desirable during construction shall be submitted in writing to the town engineer or authorized representative and shall be accompanied by revised drawings showing the proposed revision. If the revision is acceptable, the originals shall be submitted to the town engineer's office for initialing. The originals shall be maintained by the town engineer and any revised plans shall be immediately transmitted to the town engineer. Construction of any proposed revision will not be permitted to commence until revised plans have been received and forwarded to the town engineer.

b. By Town Engineer. When revisions are deemed necessary by the town engineer to protect public health and safety, or as field conditions may require, a request in writing shall be made to the subdivider and engineer. The subdivider's engineer shall revise the plans and transmit the originals to the town engineer. Upon receipt of the initialed originals, the subdivider's engineer shall immediately transmit revised drawings to the town engineer. Construction of all or any portion of the improvements may be stopped by the town engineer until revised drawings have been submitted and reviewed. The subdivider may appeal revisions required by the town engineer to the town council by filing an appeal with the town clerk within two working days following receipt of the request to revise the plans. The town council shall consider the appeal within thirty days of the receipt of the appeal; provided, however, that appeals to sewage disposal requirements shall be made as set forth in [Chapter 13.04](#) of this code.

7. Plan Checking and Inspection Costs for Revisions. Costs incurred by the town for the checking of plans or calculations or inspection as a result of revisions to the approved plans shall be borne by the subdivider at actual cost. A deposit, when required, shall be submitted with the revised

prints and applied toward the actual costs.

I. Improvement Agreement. The agreement shall be prepared and signed by the town engineer and approved as to form by the town attorney. The agreement shall provide for:

1. Construction of all improvements according to the approved plans and specifications on file with the town engineer;
2. Completion of improvements within the time specified within the agreement;
3. Right by town to modify plans and specifications;
4. Warranty by subdivider that construction will not adversely affect any portion of adjacent properties;
5. Payment of inspection fees in accordance with the town's resolution establishing fees and charges;
6. Payment of in-lieu fees for park land dedication;
7. Payment of drainage district or area fees;
8. Improvement security as required by this title;
9. Maintenance and repair of any defects or failures and causes thereof;
10. Release of the town from all liability incurred by the development and payment of all reasonable attorney's fees that the town may incur because of any legal action arising from the development;
11. Any other deposits, fees, or conditions as required by town ordinance or resolution and as may be required by the town engineer.

J. Improvement Security. Any improvement agreement, contract or act required or authorized by the Subdivision Map Act, for which security is required, shall be secured in accordance with Government Code section 66499 ~~of the Subdivision Map Act~~ and as provided below. No final map or parcel map shall be signed by the town engineer or recorded until all improvement securities required by this title have been received and approved.

K. Form of Security. The form of security shall be one or the combination of the following at the option and subject to the approval of the town.

1. Bond(s) by one or more duly authorized corporate sureties; in accordance with Government Code sections 66499.1, 66499.2, 66499.3 and 66499.4;
2. An instrument of credit from one or more financial institutions subject to regulation by the state or federal government and pledging that the funds necessary to carry out the act or agreement are on deposit and guaranteed for payment;

3. A deposit, either with the town or a responsible escrow agent or trust company, at the option of the town, of money or negotiable bonds of the kind approved for securing deposits of public moneys.

~~3. The provisions of the bond(s) shall be in accordance with section 66499.1 and 66499.2 of the Subdivision Map Act.~~

4. Any other form of security as provided in Government Code section 66499.

L. Amount of Security. A performance bond or security in the amount of one hundred percent of the estimated construction cost to guarantee the construction or installation of all improvements shall be required of all subdivisions. An additional amount of fifty percent of the estimated construction cost shall be required to guarantee the payment to the subdivider's contractor, subcontractors, and to persons furnishing labor, materials, or equipment for the construction or installation of improvements. (G.C. 66499(a)(3) and 66499.3)

The estimate of improvement costs shall be as approved by the town engineer and shall provide for:

1. Not less than five percent nor more than ten percent of the total construction cost for contingencies;
2. Increase for projected inflation computed to the estimated midpoint of construction;
3. All utility installation costs or a certification acceptable to the town engineer from the utility company that adequate security has been deposited to insure installation;
4. In addition to the full amount of the security, there shall be included costs and reasonable expenses or fees, including attorney's fees, incurred in enforcing the obligation secured.

M. Warranty Security. Upon acceptance of the subdivision improvements by the town, the subdivider shall provide security in the amount as required by the town engineer to guarantee the improvements throughout the warranty period. The amount of the warranty security shall be not less than ten percent of the cost of the construction of the improvements, including the cash bond which shall be retained for the one-year warranty period.

N. Reduction in Performance Security. The town engineer may authorize in writing the release of a portion of the security in conjunction with the acceptance of the satisfactory completion of a part of the improvements as the work progresses upon application by the subdivider, but in no case shall the security be reduced to less than ten percent of the total improvement security given for faithful performance. The amount of reduction of the security shall be determined by the town engineer; however, in no event shall the town engineer authorize a release of the improvement security which would reduce security to an amount below that required to guarantee the completion of the improvements and any other obligation imposed by this title, the Subdivision Map Act, or the improvement agreement. (G.C. 66499.17)

O. Release of Improvement Securities.

1. Performance Security. The performance security shall be released only upon acceptance of the

improvements by the town and when an approved warranty security has been filed with the town engineer. If warranty security is not submitted, performance security shall be released twelve months after acceptance of improvement and correction of all warranty deficiencies. (G.C. 66499.7)

2. Material and Labor Security. Security given to secure payment to the contractor, subcontractors, and to persons furnishing labor, materials, or equipment may, six months after the completion and acceptance of the improvements by the town council, be reduced to an amount equal to the amount of all claims therefor filed and of which notice has been given to the town council. The balance of the security shall be released upon the settlement of all such claims and obligations for which the security was given.

3. Warranty Security. The warranty security shall be released upon satisfactory completion of the warranty period provided:

a. All deficiencies appearing on the warranty deficiency list for the subdivision have been corrected and not less than twelve months have elapsed since the acceptance of the improvements by the town council.

P. Construction. The construction methods and materials for all improvements shall conform to the standard plans and specifications of the town and any applicable public utility. The general provisions of the town's standard specifications shall apply to the subdivider where applicable. Construction shall not commence until required improvement plans have been approved by the town engineer.

Q. Construction Inspection. All improvements are subject to inspection by the town engineer or authorized personnel in accordance with the town's standard specifications.

R. Preconstruction Conference. Prior to commencing any construction, the subdivider shall arrange a preconstruction conference with the town engineer.

S. Final Inspection and Deficiency List. Upon completion of the subdivision improvements, the developer shall apply in writing to the town engineer for a preliminary final inspection. A deficiency list shall be compiled during the inspection, noting all corrections or any additional work required. When the preliminary final inspection has been completed, a copy of the deficiency list shall be transmitted to the subdivider for correction. Upon having completed all correction or additional work as outlined by the deficiency list, the subdivider shall certify in writing that all corrections have been completed satisfactorily and request a final inspection. The town engineer or authorized representative shall then make a final inspection.

Upon finding that all items on the deficiency list have been corrected and receipt of as-built improvement plans, any subdivision of five or more lots shall be placed on the town council agenda for acceptance.

The completion of corrections indicated by the deficiency list shall not relieve the subdivider from the responsibility of correcting any deficiency not shown on the list that may be subsequently discovered.

T. Completions of Improvements.

1. Subdivisions of Five or More Lots. Any public improvements required by the town for a subdivision shall be completed by the subdivider within twenty-four months of the recordation of the subject map, or such time as approved by the town engineer, not to exceed a period of forty-eight months, unless an extension is granted by the town council, in accordance with subsection (T)(3) of this section. Should the subdivider fail to complete the improvements within the specified time, the town may, by resolution of town council and at its option, cause any or all uncompleted improvements to be completed and the parties executing the surety or sureties shall be firmly bound for the payment of all necessary costs. (G.C. 66462)

2. Subdivisions of Four or Fewer Parcels. The completion of improvements may be required by a specified date by the town when the completion of such improvements is found to be necessary for public health or safety or for the orderly development of the surrounding area. This finding shall be made by the town engineer or authorized representative. The specified date, when required, shall be stated in the subdivision improvement agreement. Improvements shall be completed prior to the final building inspection or occupancy of any unit within the subdivision.

3. Extensions. The completion date may be extended by the town council for subdivisions of five or more lots and by the town engineer for subdivisions of four or fewer parcels upon written request by the developer and the submittal of adequate evidence to justify the extension. The request shall be made not less than thirty days prior to expiration of the subdivision improvements agreement. The subdivider shall enter into a subdivision improvement agreement extension with the town. For subdivisions of five or more lots the agreement shall be prepared and signed by the town engineer, approved as to form by the town attorney, executed by the subdivider and surety and transmitted to the town council for its consideration. If approved by the town council, the mayor shall execute the agreement on behalf of the town.

In consideration of a subdivision improvement agreement extension, the following may be required:

- a. Revision of improvement plans to provide for current design and construction standards when required by the town engineer.
- b. Revised improvement construction estimates to reflect current improvement costs as approved by the town engineer.
- c. Increase of improvement securities in accordance with revised construction estimates.
- d. Inspection fees may be increased to reflect current construction costs but shall not be subject to any decrease or refund.

U. Additional Council Requirements. The town council may impose additional requirements deemed necessary as a condition of approving any time extension for the completion of improvements consistent with the provisions of Government Code Sections 66474.2 and 65961. The costs incurred by the town in processing the agreement shall be borne by the subdivider at actual cost. (G.C. 66474.2 and 65961)

V. Acceptance of Improvements. When all improvement deficiencies have been corrected and as-built improvement plans filed, the subdivision improvements shall be considered by the town for acceptance. Subdivisions of five or more lots must be accepted by the town council. The town engineer or authorized representative shall be responsible for the acceptance of subdivisions of four or fewer parcels. Acceptance of the improvements shall imply only that the improvements have been completed satisfactorily and that public improvements have been accepted for public use.

W. Notice of Completion. If the subdivision has been accepted by the town, the town engineer shall cause a notice of completion to be filed with the county recorder.

X. Acceptance of a Portion of the Improvements. When requested by the subdivider in writing, the town may consider acceptance of a portion of the improvements as recommended by the town engineer. The improvements will be accepted by the town only if it finds that it is in the public interest and such improvements are for the use of the general public. Acceptance of a portion of the improvements shall not relieve the subdivider from any other requirements imposed by this title.

**SECTION 2.** Pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15061(b)(3), the Council finds that this ordinance is exempt from the requirement of CEQA in that its adoption would not result in a significant, adverse effect on the environment.

**SECTION 3.** This ordinance shall take effect thirty (30) days after the date of its passage. Before the expiration of fifteen (15) days after its passage, this ordinance or a summary thereof shall be published in a newspaper of general circulation published and circulated within the Town of Paradise along with the names of the members of the Town Council of Paradise voting for and against same.

**PASSED AND ADOPTED** by the Town Council of the Town of Paradise, County of Butte, State of California, on this \_\_\_ day of \_\_\_\_\_, 2017, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Dina Volenski, Town Clerk

\_\_\_\_\_  
Dwight L. Moore, Town Attorney

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**GOVERNMENT CODE - GOV**

**TITLE 7. PLANNING AND LAND USE [65000 - 66499.58]**

*( Heading of Title 7 amended by Stats. 1974, Ch. 1536. )*

**DIVISION 2. SUBDIVISIONS [66410 - 66499.38]**

*( Division 2 added by Stats. 1974, Ch. 1536. )*

**CHAPTER 3. Procedure [66451 - 66472.1]**

*( Chapter 3 added by Stats. 1974, Ch. 1536. )*

**ARTICLE 4. Final Maps [66456 - 66462.5]**

*( Article 4 added by Stats. 1974, Ch. 1536. )*

**66456.2.**

(a) An improvement plan being processed in conjunction with either an approved tentative, parcel, or final map shall be prepared by a registered civil engineer and acted on within 60 working days of its submittal, except that at least 15 working days shall be provided for processing any resubmitted improvement plan. The 60 working day period shall not include any days during which the improvement plan has been returned to the applicant for correction, has been subject to review by other than the local agency or, following that review, has been returned to the applicant for correction.

(b) The time limits specified in this section for acting on improvement plans may be extended by mutual consent of the subdivider and the advisory agency or legislative body required to act. However, no advisory agency or legislative body may require a routine waiver of time limits as a condition of accepting the improvement plan. A routine waiver may be obtained for the purpose of permitting concurrent processing of other requirements related to the improvement plan or map.

(c) If, at the time of submittal or resubmittal, the local agency or designee determines it is unable to meet the time limits of this section, the local agency or designee shall, upon request of the subdivider and for purposes of meeting the time limits, contract or employ a private entity or persons on a temporary basis to perform services necessary to permit the agency or designee to meet the time limits. However, a local agency or designee need not enter into a contract or employ those persons if it determines either of the following:

- (1) No entities or persons are available or qualified to perform the services.
- (2) The local agency or designee would be able to perform services in a more rapid fashion by modifying its own work schedule than would any available and qualified persons or entities.

A local agency may charge the subdivider fees in an amount necessary to defray costs directly attributable to employing or contracting with entities or persons performing services pursuant to this section.

(d) "Improvement plan" means the plan for public improvement as described in Sections 66418 and 66419.

*(Amended by Stats. 1989, Ch. 847, Sec. 8.)*

**GOVERNMENT CODE - GOV**

**TITLE 7. PLANNING AND LAND USE [65000 - 66499.58]**

*( Heading of Title 7 amended by Stats. 1974, Ch. 1536. )*

**DIVISION 2. SUBDIVISIONS [66410 - 66499.38]**

*( Division 2 added by Stats. 1974, Ch. 1536. )*

**CHAPTER 5. Improvement Security [66499 - 66499.10]**

*( Chapter 5 added by Stats. 1974, Ch. 1536. )*

**66499.**

(a) Whenever this division or a local ordinance authorizes or requires the furnishing of security in connection with the performance of any act or agreement, if the developer is not a nonprofit corporation described in subdivision (c) of Section 66499.3, the security shall be one of the following at the option of and subject to the approval of the local agency and if the developer is a nonprofit corporation described in subdivision (c) of Section 66499.3, the security shall be one of the following, subject to the approval of the local agency:

- (1) Bond or bonds by one or more duly authorized corporate sureties.
- (2) A deposit, either with the local agency or a responsible escrow agent or trust company, at the option of the local agency, of money or negotiable bonds of the kind approved for securing deposits of public moneys.
- (3) An instrument of credit from an agency of the state, federal, or local government when any agency of the state, federal, or local government provides at least 20 percent of the financing for the portion of the act or agreement requiring security, or from one or more financial institutions subject to regulation by the state or federal government and pledging that the funds necessary to carry out the act or agreement are on deposit and guaranteed for payment, or a letter of credit issued by such a financial institution.
- (4) A lien upon the property to be divided, created by contract between the owner and the local agency, if the local agency finds that it would not be in the public interest to require the installation of the required improvement sooner than two years after the recordation of the map.
- (5) Any form of security, including security interests in real property, which is acceptable to the local agency and specified by ordinance thereof.

(b) Any contract or security interest in real property entered into as security for performance pursuant to paragraph (4) or paragraph (5) of subdivision (a) shall be recorded with the county recorder of the county in which the subject real property is located. From the time of recordation of the written contract or document creating a security interest, a lien shall attach to the



real property particularly described therein and shall have the priority of a judgment lien in an amount necessary to complete the agreed to improvements. The recorded contract or security document shall be indexed in the Grantor Index to the names of all record owners of the real property as specified on the map and in the Grantee Index to the local agency approving the map.

The local agency may at any time release all or any portion of the property subject to any lien or security interest created by this subdivision or subordinate the lien or security interest to other liens or encumbrances if it determines that security for performance is sufficiently secured by a lien on other property or that the release or subordination of the lien will not jeopardize the completion of agreed upon improvements.

*(Amended by Stats. 1988, Ch. 1308, Sec. 2.)*

# NOTICE OF EXEMPTION

**To:** File

**From:** Town of Paradise, Development Services Department,  
Planning Division, 5555 Skyway, Paradise, CA 95969

**Project Title:** Subdivision Ordinance Text Amendment

**Project Applicant:** Town of Paradise

**Project Location:** N/A

**Project Description:** Amendments to the Town Subdivision Ordinance relating to forms of security for deferred subdivision improvements

**Approving Public Agency:** Town of Paradise

**Person or Agency  
Carrying Out Project:** Town of Paradise

**Exempt Status:**  
 Ministerial (Section 15268)  
 Emergency Project (Section 15269)  
 Categorical Exemption  
 General Rule Exemption (Section 15061)

**Reason for Exemption:** The amendments do not constitute a project under CEQA, no physical activity is planned and there is no possibility of a significant environmental effect.

**Contact Person:** Craig Baker, Planning Director  
(530) 872-6291 x111

**Signature:**

  
\_\_\_\_\_  
Town Planning Director

**Date:**

11/15/17



**TOWN OF PARADISE**  
**Council Agenda Summary**  
**Date: December 12, 2017**

**Agenda No. 6(e)**

**ORIGINATED BY:** Marc Mattox, Public Works Director / Town Engineer

**REVIEWED BY:** Lauren Gill, Town Manager

**SUBJECT:** 5595 Black Olive Drive Microbial Remediation Project Contract Award

**COUNCIL ACTION REQUESTED:**

1. Award contract for the Microbial Remediation project at 5595 Black Olive Drive.

**Background:**

Due to the heavy rains associated with the record winter in late 2016 and early 2017, Town facilities at 5595 Black Olive Drive experienced water intrusion causing interior damage. The causes of the water intrusion were addressed during summer of 2017 with the roof and windows replaced at 5595 Black Olive Drive. With the roof and windows replaced, the drywall which had visible damage in an interior stairwell and the men's locker room were scheduled for repair. Upon review of a few samples of drywall, staff learned that microbial growths were occurring on the inside of the walls at these specific locations.

On November 30, 2017, staff issued a Notice to Bidders for the proposed scope of work, including professional containment, removal, remediation and restoration of such areas. The Notice to Bidders was advertised in the Paradise Post on December 2, 2017. A mandatory pre-bid meeting is scheduled for December 6, 2017. The bid opening is scheduled for December 11, 2017 at 10:00 AM. The Engineer's Estimate for the known scope of work is \$10,000.

**Analysis and Financial Impact:**

As bids are due to be submitted on December 11, 2017, the bid data and contractor award recommendation cannot be made within this report. Bid data, cost, and contractor recommendation will be made during the December 12, 2017 regular Town Council meeting.