



# Town of Paradise Town Council Meeting Agenda 6:00 PM – June 08, 2021

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## Town of Paradise Council Chamber – 5555 Skyway, Paradise, CA

Mayor, Steve Crowder  
Vice Mayor, Jody Jones  
Council Member, Greg Bolin  
Council Member, Steve “Woody” Culleton  
Council Member, Rose Tryon

Town Manager, Kevin Phillips  
Town Attorney, Mark A. Habib  
Town Clerk, Dina Volenski  
CDD-Planning & Onsite, Susan Hartman  
CDD, Building & Code Enforcement, Tony Lindsey  
Administrative Services Director/Town Treasurer – Ross Gilb  
Public Works Director/Town Engineer, Marc Mattox  
Division Chief, CAL FIRE/Paradise Fire, Garrett Sjolund  
Chief of Police, Eric Reinbold  
Disaster Recovery Director, Katie Simmons

### 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

The meeting will be open to the public on a limited basis. This means there will be reduced seating capacity, social distancing will be practiced, and face masks are required. (Please note, our limited capacity is 20 people and when that is reached, the doors will be closed.) Attendees may need to rotate seating positions to allow participation from those in attendance. Public speakers will be asked to complete speaker cards and may need to wait outside until they are called to speak.

Observers choosing not to attend in person may view the meeting on YouTube via the Town’s website at <https://www.youtube.com/channel/UCahySuEER2uUrqJ6G5ET-Xg>

Comments may be submitted via e-mail to [dvolenski@townofparadise.com](mailto:dvolenski@townofparadise.com) prior to 4:00 p.m. the day of the meeting. Comments will not be accepted via YouTube.

- 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. Presentation on Grazing as a Fuels Reduction Strategy in the Town of Paradise - Butte County Fire Safe Council
  
- 1f. Proclamation recognizing Jim Broshears and his years of service to the Town of Paradise and Fire Services.
  
- 1g. Proclamation recognizing Dwight Moore and his years of service to the Town of Paradise as Town Attorney.
  
- 1h. Camp Fire Recovery Updates:  
Cole Glenwright, CALOES – Hazard Tree Removal Update  
  
The following are written updates included in the agenda packet.  
  
p5 Katie Simmons, Disaster Recovery Director - Private Tree Removal Program, Advocacy, Recovery, Projects and Emergency Management  
  
p9 Marc Mattox, Public Works Director/Town Engineer - Infrastructure and Sewer Update  
  
p11 Colette Curtis, Assistant to the Town Manager - Business Update, Nonresidential Market Study, Design Standards  
  
p16 Tony Lindsey, CDD-Building and Code Enforcement - Code Enforcement Update

## 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. p19 Approve minutes of the May 11, 2021 Regular and May 3, 2021 and May 12, 2021 Special Town Council meetings.
  
- 2b. p29 Approve May 2021 Cash Disbursements in the amount of \$5,211,669.84.
  
- 2c. p36 Concur with staff recommendation to file a CEQA Notice of Exemption for the Off-System Culvert Replacement Project.
  
- 2d. p41 Adopt Resolution No. 21-22, A Resolution of the Town Council of the Town of Paradise updating and assigning representatives to NCCSIF Board of Directors.
  
- 2e. p43 Adopt Town Resolution No.21-23, "A Resolution of the Town Council of the Town of Paradise Authorizing Submittal of Application(s) for all CalRecycle Grants for Which the Town is Eligible."

- 2f. p46 Concur with staff recommendation to file a CEQA Notice of Exemption for the Off-System Road Rehabilitation Project.

### **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. p51 1. Consider authorizing the Town Attorney to review and approve the draft MOU agreement to be executed between the Town of Paradise and Butte County Fire Safe Council; and, 2. Authorizing the Town Manager, on behalf of the Town of Paradise, to sign the MOU agreement with Butte County Fire Safe Council. (ROLL CALL VOTE)
- 6b. p56 Consider approving the Amendment to the Agreement with Ernst & Young to increase the NTE on its contract by \$250,000 to a total of \$2,250,000. (ROLL CALL VOTE)
- 6c. p59 Consider discussion and approval to submit a letter to Adventist Health regarding the delay in reopening an Emergency Room in Paradise. (ROLL CALL VOTE)
- 6d. p61 After discussion, consider waiving the reintroduction of Town Ordinance No. 609 and read by title only; and, Introduce Town Ordinance No. 609, "An Ordinance Amending Paradise Municipal Code Section 8.58.060 relating to Defensible Space and Hazardous Fuel Management"; (ROLL CALL VOTE)

### **7. COUNCIL INITIATED ITEMS AND REPORTS**

- 7a. Council initiated agenda items – None
- 7b. Council reports on committee representation
- 7c. Future Agenda Items

### **8. STAFF COMMUNICATION**

- 8a. Town Manager Report
- Community Development Update

**9. CLOSED SESSION**

- 9a. Pursuant to Government Code section 54956.9(d)(1) The Town Council will hold a closed session with the Town Attorney Dwight L. Moore and Town Manager Kevin Phillips relating to the following pending litigation: Town of Paradise vs. AT&T Corp. – Case No. 20-08-018 before the Public Utilities Commission of the State of California.
  
- 9b. Pursuant to Government Code Section 54956.9(d)(3), the Town Council will hold a closed session to meet with the Town Attorney concerning the following claim for breach of contract: Brooke Kerrigan v. Town of Paradise.

**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: June 8, 2021**

**Agenda Item: 1(h)**

**ORIGINATED BY:** Katie Simmons, Disaster Recovery Director  
**REVIEWED BY:** Kevin Phillips, Town Manager  
**SUBJECT:** Monthly Recovery Update  
**LONG TERM RECOVERY PLAN:** Yes

**COUNCIL ACTION REQUESTED:**

1. None

**Background:**

This report continues the Monthly Disaster Recovery Updates provided to keep the Town Council apprised of important developments related to the recovery of the Town of Paradise from the Camp Fire.

**Analysis:**

**TREE REMOVAL**

- **Abatement:**  
The Town signed a contract with Cole Huber to begin the court hearing process for tree abatement on private property. Cole Huber will send 7-Day notices on their own letter head to all property owners who enrolled in the Private Program but have failed to remove their trees (approximately 30), and to all property owners who have not enrolled in any program and have failed to remove their trees (approximately 400). Cole Huber and Town staff are also preparing procurement documents for contractors required for tree abatement.
- **Lowering Risk:**  
Mailed 641 Town 15-Day notices to property owners not in compliance. 244 of the 641 have been removed from the list. Town staff continue outreach to property owners at risk of abatement while the Government Hazard Tree Removal closes zones and enrollment throughout town. 62% (244) of our unenrolled properties no longer are in zones accepting ROEs while another 25% (101) are about to cross that threshold.
- **Reimbursement:**  
The Town submitted a letter to CalOES requesting an extension on the FEMA PA program for reimbursement for abating eligible Hazardous Trees.
- **Category 4 Tree Removal:**

Per CalOES, the project is still pending FEMA approval for design and scoping but the Town has begun preliminarily designing the program.

## RECOVERY PROJECTS

- **Reseeding**
  - Contract signed with River Partners for Advanced Planning
  - Project kick off call occurred May 27<sup>th</sup>
  - Intent is to increase public safety with the ongoing management of hazardous fuels in Paradise and decrease soil erosion through reseeding public property and rights of way with native plants. This phase will result in an application for funding for reseeding. The plan will also develop guidance for maintaining defensible space on improved and unimproved private parcels.
  
- **Residential Ignition Resistant Improvement Program**
  - Program is in design with Town staff and EY
  - This project is intended to provide up to 75% reimbursement, to a cap, to property owners who improve and harden their standing structures to make them less resistant to ignition.
  
- **Broadband Feasibility Study**
  - Finalizing the RFI for release to the private sector to garner interest in installing broadband infrastructure using Town-owned conduit in the joint trench where facilities are being undergrounded.
  
- **Early Warning System**
  - Pending with FEMA for HMGP funding for construction of the siren towers as outlined in the Design & Scoping Plan completed last year.
  
- **Hazardous Fuel Reduction Program**
  - Pending with FEMA for HMGP funding.
  
- **Defensible Space Code Enforcement**
  - Pending with FEMA for HMGP funding.
  
- **CDBG-DR Disaster Relief Funding for Unmet Needs**
  - Town staff continues to meet with HCD monthly on the rollout of 2018 DR funding including:
    - DR Multi-Family (Town's allocation is \$55M)
    - DR Infrastructure
    - DR Owner Occupied Reconstruction (Grants up to \$200,000)
    - ER Economic Development (County-led)

## STATE & REGIONAL ADVOCACY

- **Housing Funding:**

The Town issued a letter to the Tax Credit Allocation Committee in the State Treasurer's Office requesting deployment of tax credits to benefit communities most heavily impacted by fires. Multi-family and affordable housing developments rely upon tax credits as part of their funding mix, potentially as a possible match source for DR-MHP funding.
  
- **Transportation Funding:**

The Town is tracking the State budget revision process. The Town alerted Broad &

Gusman and state elected partners of an opportunity to support proposed Transportation funding that would benefit construction of priority projects within the Town's Transportation Master Plan project.

- **Board of Forestry Regulations:**  
The Town participated in a meeting hosted by RCRC to develop the next round of comments on the Board of Forestry proposed draft Minimum Fire Safe Regulations. The Town plans to submit a letter in the current public comment period next month.
- **Insurance:**  
The Town hosted a roundtable with stakeholders for Broad & Gusman to gather information on insurance constraints for property owners and developers rebuilding after the Camp Fire to bring to the CA Department of Insurance.
- **Sewer Service Area:**  
The Mayor, Vice Mayor, and Town staff met with Assemblyman Gallagher to discuss the economic and housing benefits of the Paradise Sewer Project.
- **DMV:**  
Supervisor Doug Teeter requested a copy of the Town's letter to the DMV.
- **Telling the recovery story:**  
Town staff presented at three CalOES Recovery Roundtables with communities impacted by the 2020 Wildfires, and utilized the opportunity to convey the specific challenges of recovery to the state agencies providing support and funding.

#### FEDERAL ADVOCACY

- **Transportation Funding:**  
The Town submitted additional information to support the Road Road Project approved as a Member Designated Project by Congressman LaMalfa.
- **Emergency Funding:**  
The Town submitted a project for Police Radio Funding to Senator Padilla for consideration for FY22 Congressionally Directed Spending.
- **Duplication of Benefits:**  
The Town and federal elected partners are ensuring HUD is aware of the complication of DR-OOR duplication of benefits for Camp Fire survivors.
- **Forest Health Funding:**  
The Town signed on to a coalition of water, power and county groups urging inclusion of forest restoration funding and acceleration provisions in any infrastructure package. The letter called for \$30 billion in forest restoration funding over 10 years, which is the figure being most cited as the real need and is based on Forest Service testimony last year. The goal was to get as many municipalities, water, and electric districts on the letter to show the breadth of support for this issue.

#### EMERGENCY MANAGEMENT

- **Council EOC Training:**  
In May, the Council was provided EOC training and provided Town staff with input on preferred levels of involvement. Town staff are refining roles and responsibilities.

- **Staff EOC Training:**  
In May, Town staff participated in an EOC fire exercise led by Chief Sjolund.
- **Emergency Operation Plan Update:**  
6 firms responded to the EOP Update RFP and the review process is underway. Town staff plan to bring the consultant recommendation to the Town Council at the regular July meeting.

**Financial Impact:**

None.

**TOWN OF PARADISE**  
**Council Agenda Summary**  
**Date: June 8, 2021**

**Agenda No. 1(h)**

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

**REVIEWED BY:** Kevin Phillips, Town Manager

**SUBJECT:** Camp Fire Recovery Updates - Infrastructure

**COUNCIL ACTION REQUESTED:**

1. None, written monthly update only.

**Background:**

This report continues the Monthly Disaster Recovery Updates provided to keep the Town Council apprised of important developments related to the recovery of the Town of Paradise from the Camp Fire.

**Analysis:**

Transportation Master Plan

Preparation of the Transportation Master Plan (TMP) is well underway. The TMP will evaluate daily and evacuation transportation needs, policy documents, construction standards, and opportunities to support economic development. The Transportation Master Plan will provide a prioritized list of improvements for near-term and long-term construction.

A series of four workshops has been announced for public input and participation in the development of the TMP, listed below:

- Thursday, June 3, 2021: Infrastructure Recovery Update
- Tuesday, June 22, 2021: Roadway and Traffic Evacuation Planning
- Thursday, July 15, 2021: Downtown and Clark Road Design Standards
- Thursday, August 12, 2021: Bicycling and Walking Network Review

All workshops will allow flexible attendance either [virtually](#) or in-person at Town Hall Council Chambers (5555 Skyway, Paradise). Each workshop will start at 6pm, however, will also be recorded and posted online to allow for later viewing and feedback.

Paradise Sewer Project

Efforts for the past month:

- Issued Notice of Preparation for the project EIR on May 3, 2021.
- Conducted field surveys for the EIR.
- Central Valley Regional Water Quality Control Board (Regional Board) hosted first full Sewer
- Regionalization Project Advisory Committee (SRPAC) meeting on May 10, 2021.
- Held both EIR virtual scoping meeting on May 13, 2021 and the second on May 25, 2021.
- Met with Butte LAFCo staff to discuss their permitting roles and processes.

- Continued to update public website ([www.paradisesewer.com](http://www.paradisesewer.com)).

Efforts for the next month:

- Hold SRPAC meeting on June 14, 2021.
- EIR scoping period ends on June 3, 2021.
- Continue field surveys for the EIR.



**Town of Paradise**  
**Council Agenda Summary**  
**Date: June 8, 2021**

**Agenda Item: 1(h)**

**ORIGINATED BY:** Colette Curtis, Assistant to the Town Manager  
**REVIEWED BY:** Kevin Phillips, Town Manager  
**SUBJECT:** Recovery Update – Economic Development  
**LONG TERM RECOVERY PLAN:** Tier 2 – Economic Development Strategy

**COUNCIL ACTION REQUESTED:**

1. Receive an update on economic development and recovery.

**Background:**

Identified as a tier 2 recovery project in the Long-Term Community Recovery Plan, Economic Development is a vital component to our recovery after the Camp Fire. Town staff continues to focus on economic recovery and development at Council’s direction. Nearly every recovery project in Town has an economic development component – sewer, broadband, early warning system, transportation and evacuation systems each have an impact on the Town’s businesses and economy.

**Analysis:**

Projects

Town Economic Development Staff is working closely with other Town departments on several important recovery projects:

- Sewer: In order to quantify the affordable housing and business infill that is achievable in the proposed sewer service area with the installation of the sewer, Town staff has asked our consultant working on the Transportation Master plan to include this analysis in the non-residential market study being drafted currently. This information will clarify the potential economic ramifications of the sewer, with the understanding that the sewer would only provide infill and business re-population within the Town of Paradise and would not induce additional growth.
- Transportation Master Plan: Part of the scope of the transportation master plan includes an update of design standards for the downtown and Clark commercial corridor. While we have design standards currently in place, the re-building of many of these areas provides an opportunity to update those standards to meet the vision of our community now, as well as look for resources available to make design standards more affordable to those rebuilding. In order to ensure the design standards reflect the community vision, a public workshop will be held on July 15<sup>th</sup> with both virtual and in person attendance options for our community to weigh in.

Business Walks

In order to further understand the needs of our business community, and to help form our long term economic recovery strategy, the Town has engaged in listening sessions and business walks

to reach out to businesses operating in Paradise. The first business walk was held last month, the report is included in this agenda packet.

### Town Seal

As discussed earlier this year, Staff has been working with a local artist on a potential re-design of the Town Seal, with input from two Council members. At this unique time in Paradise's history, we have the opportunity to rethink how we present ourselves as a community and choose an image that embodies the community we are today. Our Town Seal should be an image that honors our past, embodies the Paradise of today and embodies our vision of the future. It should be an image we can all claim as our own, whether we are a multi-generational Paradisean, or a new resident coming to our community for the first time.

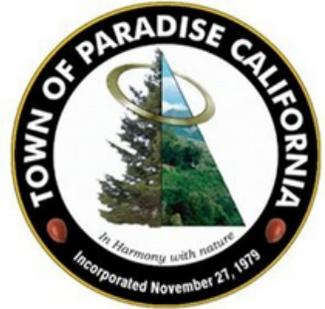
We are further refining the design, and plan to get feedback from our Community Relations Committee in late June. Some design options will be presented to Council after community input has been received.

MAY 2021

# BUSINESS WALK REPORT

CONDUCTED BY THE PARADISE RIDGE CHAMBER OF COMMERCE  
& THE TOWN OF PARADISE

14 Businesses Visited • 3 Routes • 7 Team Members



## LISTENING TO THE BUSINESS COMMUNITY

### May 2021 Business Walker Team

Catherine Madsack, PRCoC Board, Alliance for Workforce Development; Joleen Levy, PRCoC Board, Adventist Health Feather River; Shannon Hurte, PRCoC Board, Edward Jones Investments; Katie Simmons, Disaster Recovery Director, Town of Paradise; Monica Nolan, Executive Director, Paradise Ridge Chamber of Commerce; Heidi Elick, PRCoC Board, Ridge Financial Planning; Mark Thorp, Business Advocate, Paradise Ridge Chamber of Commerce;

Pre-pandemic, the Paradise Ridge Chamber of Commerce and community partners routinely visited local businesses to better understand current successes and needs. The PRCoC has resumed this service in collaboration with the Town of Paradise. On May 11, teams visited fourteen Paradise businesses. Overall, businesses expressed optimism about the coming summer season, the waning effects of the pandemic, and the possibilities and progress in Paradise.

### AREAS COVERED

SKYWAY FROM PEARSON TO  
FIR STREET

CLARK & ELLIOT ROAD  
NEIGHBORHOOD

# BUSINESSES VISITED

- Bakers Birkenstock
- Big O Tires
- Bobbi's Boutique
- Edward Jones
- HomeTech Charter School
- Jiffy Lube
- Maria's Kitchen
- Paradise Auto Body
- Paradise Bikes
- Rancho Engineering
- Riebes Auto Parts
- Reconstructions & Recovery Advisors
- Rite Aid
- Skyway Antique Mall



Skyway Antique Mall



Paradise Bikes

## BUSINESS FEEDBACK

The PRCoC identified several themes when talking with Paradise businesses.

### SENSE OF COMMUNITY/LOYALTY

Businesses indicated that they were inspired to go above and beyond for customers and staff, and that many non-resident customers are loyal and continue to return to the area for services and businesses when possible. One business reported that it is not profitable, but remains open to support the Town.

### WORKFORCE ISSUES

Multiple businesses spoke about wanting to hire individuals for open positions, ranging from seasonal to long term. Reports indicate that current, resident staff are committed, but attracting and retaining staff is difficult.

# BUSINESS FEEDBACK CONTINUED

## CUSTOMER BASE

Businesses reported concerns about profitability, including lack of consistent customer traffic and negative impacts of weather and wildfire smoke. Businesses also expressed optimism about profit increasing as COVID restrictions begin to ease and the summer season arrives. Businesses reported that daily workforce comprised a large percentage of weekday commerce. One business reported significant losses from pre-fire commercial accounts. Some businesses have adjusted their hours to increase opening times during the week and decrease during the weekends.



Bakers Birkenstock

## ADAPTABILITY

Businesses that adapted their business model to evolving conditions (post-fire economy, COVID) reported success.

## COMMERCIAL SPACE

Some businesses reported a desire to purchase land and/or commercial buildings and asked for advice on how to locate available properties and space.



Bobbi's Boutique

## FUTURE BUSINESS WALKS

The Paradise Ridge Chamber of Commerce and the Town of Paradise will visit businesses on June 29 and July 27. More future dates are TBD.



**Town of Paradise**  
**Council Agenda Summary**  
**Date: June 8, 2021**

**Agenda Item: 1(h)**

**ORIGINATED BY:** Tony Lindsey, CDD, Building & Code Enforcement  
**REVIEWED BY:** Kevin Philips, Town Manager  
**SUBJECT:** Camp Fire Recovery Updates – Code Enforcement  
**LONG TERM RECOVERY PLAN:** No  
**COUNCIL ACTION REQUESTED:**

1. Code Enforcement Update

**Background:**

The mission of the Code Enforcement Division is to promote and maintain a safe and desirable living and working environment. We help maintain and improve the quality of our community by administering a fair and unbiased enforcement program to correct violations of municipal codes and land use requirements. We work with residents, neighborhood associations, public service agencies and other Town departments to:

- Facilitate voluntary compliance with Town codes.
- Empower community self-help programs.
- Develop public outreach programs.
- Establish community priorities for enforcement programs.

**Analysis:**

During the Month of May (May3rd – May 27<sup>th</sup>) Code Enforcement worked a total of 125 RV violations spread throughout Town. By the end of this reporting period the total number of RV cases was reduced to 103 (See Map Exhibit A), 21 (3% of total TUP's) locations had a Temporary Use Permit (TUP) and 82 unpermitted sites did not.

The Community Enhancement Outreach Team, consisting of Fire Prevention, Police, Housing and Code Enforcement staff visited 26 unpermitted sites down slightly due to Officer's attending abatement appeal hearings.

- 31 community members were contacted:
  - 12 Were tenants and did not own property.
  - 9 Owner occupied.
  - 1 Purchased the property post Camp Fire.
  - 3 are being assisted by Housing.
  - 8 accepted flyers for the Town's programs.

Code Enforcement receives complaints of violations from staff (proactive enforcement) and general community members. Each complaint is investigated and verified by our Officer's. Below are the statistics of our current Open and Active RV Code Enforcement Cases and for reference last reporting period numbers. (Last Month comparison)

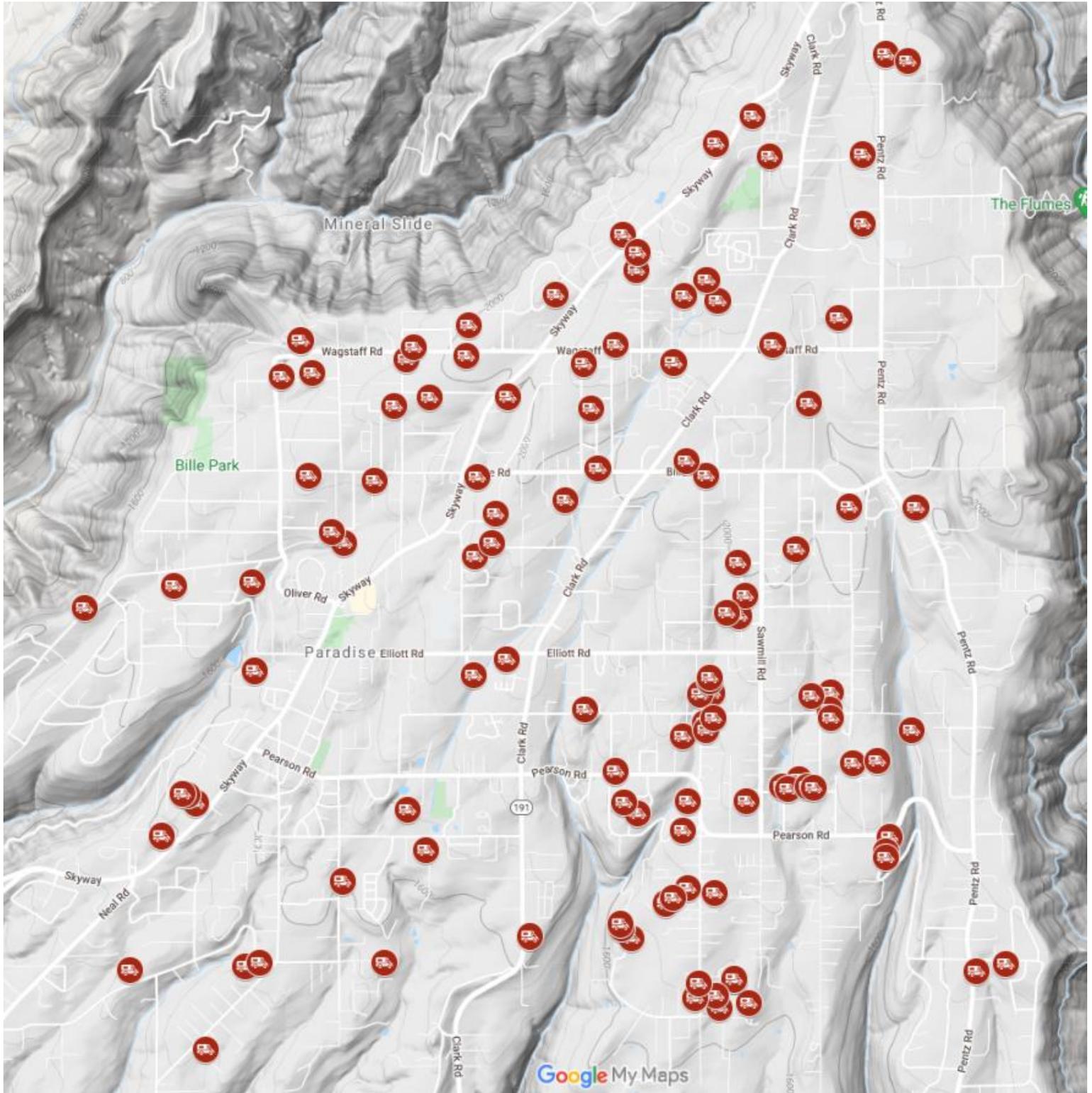
- Sites with TUP's violations – 21/632 (17/621)
- Sites without TUP's Violations – 82 (78)
- Sites with Administrative Warning's – 103 (95) spiked to 125 during reporting period.
- Sites with 1<sup>st</sup> Administrative citation issued – 71 (68)
- Sites with 2<sup>nd</sup> Administrative citation issued – 42 (42)
- Sites with 3<sup>rd</sup> Administrative citation issued – 28 (26)
- Compliance Gained RV cases closed – 22 (19)
  - TUP issued – 11 (3)
    - 3 Storage TUP's
    - 4 RV TUP's
    - 4 w/Building permits issued
  - TUP violations resolved – 8 (3)
  - RV's removed – 3 (11)
- Cases submitted for Town Attorney review – 5 Ten-day Abatement Notices posted.
  - 2 Self abated removing the violation.
  - 3 Appealed the Abatement Notices
    - 5/13 Appeal Hearing – Appeal denied, working with TA on abatement procedures and warrants.
    - 5/20 Appeal Hearings – Two sites have made progress and were given more time to comply by the hearing officer.
- Misc. Items:
  - Abandoned Vehicle Authority abatements – 20
    - 2 RV's towed
    - 13 vehicles towed.
    - 5 voluntarily removed.
  - Complaints regarding: Waste and Refuse, Building without Permits, Grading, Noise, Dust, Cannabis, Contaminated pools, etc.

Fire Prevention is built upon the philosophy of three main objectives: Education, Engineering and Enforcement. Fire Prevention is a vital function in the community and our continued economic development. Our defensible space and hazardous fuel management ordinance requires property owners to keep their parcels fire safe, whether they live in Town or not. Beginning on May 3<sup>rd</sup> our sole Fire Prevention Inspector began the task of performing weed abatement inspections on 12,805 parcels within our community.

- Fire Prevention Weed Abatement inspections:
  - 6,244 Parcels inspected.
  - 2,574 Compliant Parcels.
  - 3,670 Noncompliant Parcels.

# EXHIBIT A

## May 2021 RV Violation Locations



**MINUTES**  
**PARADISE TOWN COUNCIL**  
**REGULAR MEETING – 6:00 PM – May 11, 2021**

**1. OPENING**

The Regular meeting of the Paradise Town Council was called to order by Mayor Crowder at 6:00 p.m. in the Town Council Chamber located at 5555 Skyway, Paradise, California who led the Pledge of Allegiance to the Flag of the United States of America. An invocation was offered by Greg Bolin.

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

**COUNCIL MEMBERS ABSENT:** None

**STAFF PRESENT:** Town Manager Kevin Phillips, Assistant Town Attorney Dwight Moore, Town Clerk Dina Volenski, Assistant to the Town Manager Colette Curtis, Disaster Recovery Director Katie Simmons, Community Development Director Susan Hartman, Community Development Director Tony Lindsey, Public Works Director/Town Engineer Marc Mattox, Housing Program Manager Kate Anderson, Administrative Services Director Ross Gilb, Police Chief Eric Reinbold, Code Enforcement Supervisor Roy Wallis, and Fire Chief Sjolund via Teams.

Agenda item 6a was moved to the beginning of the agenda by Council consensus.

6a. Consider waiving the reading of entire Town of Paradise Urgency Ordinance No. 608, and adopting Town of Paradise Urgency Ordinance No. 608, an Urgency Ordinance of the Town Council of the Town of Paradise Amending Urgency Ordinance No. 600 and Adopting New Urgency Ordinance Relating to Interim Housing, Accessory Building(s) and Unoccupied Recreational Vehicle Inside the Camp Fire Area, which:

a. Requires all new temporary use permits issued to fall in line with the existing Temporary Use Regulations found within Paradise Municipal Code Chapter 17.32 in the zoning ordinance which requires the issuance of a building permit for a new residence in order to secure a temporary use permit to reside in an RV on-site;

b. Removes the alternatives thresholds requirement and allows all Temporary Use Permits issued to expire with the remainder of the ordinance on December 31, 2021;

c. Removes the allowance of dry camping;

d. Directs Town staff to Notice Temporary Use Permit holders no later than 90 days from expiration of urgency ordinance regarding the necessary steps

to maintain occupancy of temporary dwelling after the ordinance expiration on December 31, 2021.

Community Development Director Susan Hartman provided an overview of the proposed ordinance relating to Interim Housing, Accessory Buildings and Unoccupied Recreational Vehicles inside the Camp Fire area and potential options for Council to consider as residents rebuild.

1. Laurie Noble asked Council to give consideration to property owners and stated that people can't rebuild due to circumstance, not choice.
2. Loraine Dechter asked Council to be compassionate and flexible in setting policy and allowing staff to be compassionate and flexible, as well, when people are trying to do what they are supposed to do.
3. Ward Habriel thought that code enforcement should be able to act quicker when enforcing code violations, such as those who have unpermitted RV's without water, garbage, septic and electricity on their lots.
4. Randy Veemeyer asked that Council be more flexible and not kick people off their properties who are doing everything right and who don't have complaints against them. He said it takes time to get all the funding you need and a lot of people just don't have the funding secured yet.
5. Vicky Smith asked that Council consider the people in RV's who are doing what they are supposed to.
6. Joule Charney thought that those who are doing what they are supposed to, should not be penalized. People should not be rushed into making rash decisions about the most expensive thing they will ever own, their house, by being forced to expedite the building process.
7. Austin Chase is a social worker and therapist who has worked with many Camp Fire survivors and shared that individuals who have PTSD should not be forced off their properties and feels the letters received from the Town are threatening and degrading and asks the Town to work with these people.
8. Dean Manley doesn't feel like there is any compassion from the Mayor, while he is working on his property.
9. Diane Watts Awalt asked Council to let the people stay on their property until they can get their finances in order and to have some compassion for the people who have lost everything and are doing everything they've been asked to do.
10. Larry Graham asked Council to have some compassion until the government funding or Camp Fire Trust Fund comes through.

11. Michael Ranney asked that Council suspend the deadline until December to give folks and Council more time to go over what staff has recommended. He asked how many of the people staying in RV are actually violating public safety and health standards.

12. Town Clerk Dina Volenski read an email from Ed Schilling in favor of the June 30<sup>th</sup> deadline. He said that most individuals who have not submitted rebuild permits have no intention of doing so; asked Council to provide a place for marginalized people to stay and enforce the deadlines instead of moving the goalposts again.

13. Town Clerk Dina Volenski read a statement submitted via phone by Bob Nolan that asked Council to extend the deadline a few months to allow settlement money to come in; suggested a letter be written to the Governor and President of FEMA to allow FEMA housing to remain for a few more months; and, thinks the Town has done a great job of managing the disaster and being in touch with the residents.

14. Town Clerk Dina Volenski read a statement submitted via phone by Rona Coyle who lost her property in the fire and is living in an RV. Ms. Coyle stated if the ordinance is not extended the Town will be kicking people out of their homes and into the homeless population. She also stated that there are elderly clients in Paradise in trauma and can't find IHSS workers willing to come to Paradise or Magalia.

**MOTION by Culleton, seconded by Tryon, to extend the ordinance to December 31, 2021 and extend the alterative thresholds deadline to June 1, 2022. AYES: Culleton, Tryon; NOES: Bolin, Jones. At this point, no other votes were taken because the MOTION FAILED. An urgency ordinance requires a 4/5 vote to pass.**

**MOTION by Bolin, seconded by Jones, to extend the ordinance to September 30, 2021 and extend the alterative thresholds deadline to December 31, 2021. AYES: Bolin, Jones, Tryon, Crowder; NOES: Culleton; ABSTAIN: None; ABSENT: None MOTION PASSED**  
(540-16-177)

1a. The Town's financial advisor, Meeder Investments, provided a financial update on the PG&E investments.

1b. Cole Glenwright from CAL OES provided an update on the Hazard Tree Removal Program.

1. Ward Habriel commented that six allegedly healthy oak trees on his neighbor's properties, that were not marked as hazard trees, fell during the last several windstorms. He said a few crews from the government ROE program said they should have been marked but for some reason weren't. He would like to know how trees can be identified that are hazardous.

Disaster Recovery Director Katie Simmons provided an update on the Private Tree Removal Program, advocacy, recovery projects and emergency management.

Public Works Director/Town Engineer Marc Mattox provided an update on infrastructure and the sewer project.

Assistant to the Town Manager Colette Curtis provided a business update on the nonresidential market study, design standards and the Town seal.

Community Development Director Tony Lindsey provided an update on RV code enforcement issues.

1. Ward Habriel commented that the Town's website is mistaken about Northern Recycling and Waste Services as they does not accept hazardous materials or take recycling. He is also worried about weed abatement and says the Town has a lot of work to do.

At 9:02 p.m. Mayor Crowder recessed the meeting for a ten-minute break.

At 9:10 p.m. Mayor Crowder resumed the Council meeting.

**2. CONSENT CALENDAR**

**MOTION by Bolin, seconded by Jones,** approved consent calendar items 2a through 2g with item 2i removed from the consent calendar. Roll call vote was unanimous.

- 2a. Approved minutes of the April 13, 2021 Regular and April 14, 2021 Special Town Council meetings.
- 2b. Approved April 2021 Cash Disbursements in the amount of \$2,345,206.07 (310-10-034)
- 2c. Adopted Resolution No. 21-19, a Resolution of the Town Council of the Town of Paradise Adopting a List of Projects for Fiscal Year 2021-22 Funded by SB 1: The Road Repair and Accountability Act of 2017. (950-10-034)
- 2d. Adopted an amendment to the existing Regulatory Agreement between the Town of Paradise and Paradise Community Village to allow preferences to Camp Fire survivors when leasing units; and, authorized the Town Manager, on behalf of the Town of Paradise, to execute said amendment. (510-20-031)
- 2e. Waived second reading of the entire Town Ordinance No. 607 and approved reading by title only; and, Adopted Town Ordinance No. 607, "An Ordinance Amending Text Regulations within Title 17 of the Paradise Municipal Code Relative to Sign Regulations Applicable to the No Longer Existent Paradise Redevelopment Agency and Area". (540-16-176)
- 2f. Approved the request by Aaron Singer of Paradise Stronger to adopt a portion of the Yellowstone Kelly Heritage Trail between Elliott Road and Bille Road; and 2. Approved the request by Love Paradise to adopt a portion of the Yellowstone Kelly Heritage Trail between Pearson Road and Elliott Road. (950-18-007)

- 2g. Adopted Resolution No.21-20, A Resolution of the Town Council of the Town of Paradise Authorizing Transfer of the Per Capita Grant Fund Allocation from the California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access for All Act of 2018 to the Paradise Recreation and Park District. (710-40-012)
- 2g. 1. Approved the Pro Bono Contract with NHA Advisors; and 2. Authorized the Town Manager to sign the agreement. (510-20-301)

### 3. ITEMS REMOVED FROM CONSENT CALENDAR

- 2i. Adopted Resolution No. 21-21, A Resolution of the Town Council of the Town of Paradise Approving an Agreement for Professional Legal Services between the Town of Paradise and the Law Firm of Cole Huber LLP, with partner Scott Huber assigned as Town Attorney for the Town of Paradise.

**MOTION by Jones, seconded by Crowder**, approved item 2i with changes to the agreement that Cole Huber LLP would begin May 12, 2021 on the hazardous tree abatement proceedings and nuisance abatement proceedings. All other services would begin July 1, 2021. Roll call vote was unanimous. (510-20-302)

### 4. PUBLIC COMMUNICATION

- 1. Tanner Stauss shared his concept for Paradiseopoly and his plans to raise money for a non-profit through a crowd funding campaign. He requested endorsement from the Town of Paradise as the official game of the Town.

### 5. PUBLIC HEARING - None

### 6. COUNCIL CONSIDERATION

- 6a. Item 6a was moved to the beginning of the agenda.
- 6b. Administrative Services Director Ross Gilb introduced Brad Bartells from MUN CPA's, who provided a review of the Fiscal Year 2019/20 financial statement audit report.

**MOTION by Jones, seconded by Crowder**, approved that the Town file the report as submitted. Roll call vote was unanimous. (385-10-040)

- 6c. Administrative Services Director Ross Gilb reviewed the Town's Investment Policy and recommended no changes be made at this time.

**MOTION by Bolin, seconded by Crowder**, approved Town of Paradise Administrative Investment Policy No. 140 as submitted. Roll call vote was unanimous. (360-30-002)

6d. Disaster Recovery Director Katie Simmons provided an overview of the Reseeding Project.

**MOTION by Jones, seconded by Tryon,** Awarded the contract for the Reseeding Design & Scoping Planto River Partners and authorized the Town Manager to sign the agreement upon approval of the Town Attorney. AYES: Bolin, Jones, Tryon, and Crowder; NOES: None; ABSTAIN: Culleton; ABSENT: None. (510-20-303, 420-25-008)

6e. Chief Sjolund provided an overview of the proposed ordinance relating to defensible space requirements.

**MOTION by Jones, seconded by Bolin,** 1. Waived the first reading of Town Ordinance No. 609 and read by title only; and, 2. Introduced Town Ordinance No. 609 “An Ordinance Amending Paradise Municipal Code Section 8.58.060 relating to “defensible space requirements”. (540-16-178)

6f. Disaster Recovery Director Katie Simmons updated the Council on the hazardous tree removal status. The cost is double what was projected and staff recommends retaining an arborist throughout the remainder of the program.

**MOTION by Bolin, seconded by Jones,** approved Second Amendment to Agreement between the Town of Paradise and Tetra Tech. Roll call vote was unanimous. (510-20-269)

## 7. COUNCIL INITIATED ITEMS AND REPORTS

7a. Council initiated agenda items.

a. Council Member Tryon requested the Council discuss and consider options regarding a Green Waste Facility. Council provided staff with direction to ask for an RFI to learn about the options and costs that would be associated with opening a Green Waste Facility.

b. Council Member Culleton asked that his request to consider discussion regarding the implementation of additional committees or other ways to promote citizen involvement be tabled until a future Council meeting.

7b. Council reports on committee representation

Council Member Jones, Mayor Crowder and Town Manager Phillips participated in a phone call with DMV supporting the reopening of the office in Paradise. DMV plans to reduce their office space across the State in half.

7c. Future Agenda Items – None

**8. STAFF COMMUNICATION**

Town Manager Phillips reported that he, along with the Town’s Business Advocate, Colette Curtis, would be initiating further community outreach and citizen involvement in the formation of standing committees.

**9. CLOSED SESSION - None**

**10. ADJOURNMENT**

Mayor Crowder adjourned the Council meeting at 10:34 p.m.

Date approved:

By:

\_\_\_\_\_  
Steve Crowder, Mayor

Attest:

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

**MINUTES  
PARADISE TOWN COUNCIL  
SPECIAL MEETING – 12:00 PM – May 03, 2021**

**1. OPENING**

The Special meeting of the Paradise Town Council was called to order by Mayor Crowder at 12:06 p.m. in the Town Council Chamber located at 5555 Skyway, Paradise, California who led the Pledge of Allegiance to the Flag of the United States of America.

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

**COUNCIL MEMBERS ABSENT:** None

**STAFF PRESENT:** Town Manager Kevin Phillips, Town Clerk Dina Volenski, Assistant Town Attorney Dwight Moore and Town Attorney Mark Habib.

**2. CLOSED SESSION**

At 12:07 p.m. Mayor Crowder announced that the Town Council would go into Closed Session for the following item:

- a. Pursuant to Government Code Section 54957(b)(1), the Paradise Town Council, current Town Attorney, previous Town Attorney and Town Manager will meet in closed session to interview applicants for public employee appointment for the position of Town Attorney.

At 4:15 p.m. the Town Council returned from closed session and directed staff to enter into a contract with Cole Huber LLP commencing July 1, 2021 on terms and conditions acceptable to the Town of Paradise after negotiations. The agreement will be presented to the Town Council at the May 11, 2021, Town Council meeting for formal adoption.

**3. ADJOURNMENT**

Date approved:

By:

\_\_\_\_\_  
Steve Crowder, Mayor

Attest:

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



**MINUTES  
PARADISE TOWN COUNCIL  
SPECIAL MEETING – 2:00 PM – May 12, 2021**

**1. OPENING**

The Special meeting of the Paradise Town Council was called to order by Mayor Crowder at 2:02 p.m. in the Town Council Chamber located at 5555 Skyway, Paradise, California who led the Pledge of Allegiance to the Flag of the United States of America.

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

**COUNCIL MEMBERS ABSENT:** None

**STAFF PRESENT:** Town Manager Kevin Phillips, Town Clerk Dina Volenski, Assistant to the Town Manager Colette Curtis, Fire Chief Garrett Sjolund and EOC Coordinator Jim Broshears.

**2. COUNCIL CONSIDERATION**

- 2a. The Town Council received a 2021 Fire Season Overview from Fire Chief, Garrett Sjolund (420-20-22)
- 2b. The Town Council and staff participated in an EOC exercise facilitated by, EOC Coordinator for the Town of Paradise, Jim Broshears.
- 2c. The Town Council was be provided an overview of the Town Council Roles during an EOC by Town Manager, Kevin Phillips.

**3. ADJOURNMENT**

Date approved:

By:

\_\_\_\_\_  
Steve Crowder, Mayor

Attest:

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

# TOWN OF PARADISE

## CASH DISBURSEMENTS REPORT

FOR THE PERIOD OF  
**May 1, 2021 - May 31, 2021**



**CASH DISBURSEMENTS REPORT**  
**May 1, 2021 - May 31, 2021**

Check Date	Pay Period End	Description	Amount	Total
5/14/2021	5/9/2021	Net Payroll - Direct Deposits and Checks	\$ 151,310.35	
5/28/2021	5/23/2021	Net Payroll - Direct Deposits and Checks	<u>155,073.06</u>	\$ 306,383.41
 Accounts Payable				
		Payroll Vendors: Taxes, PERS, Dues, Insurance, Etc.	395,968.04	
		Operations Vendors: Supplies, Contracts, Utilities, Etc.	<u>\$ 4,509,318.39</u>	4,905,286.43
		TOTAL CASH DISBURSEMENTS ACCOUNTS PAYABLE		<u>4,905,286.43</u>
		GRAND TOTAL CASH DISBURSEMENTS		<u><u>\$ 5,211,669.84</u></u>

APPROVED BY: \_\_\_\_\_  
 Kevin Phillips, Town Manager

APPROVED BY: \_\_\_\_\_  
 Ross Gilb, Administrative Services Director / Town Treasurer

TOWN OF PARADISE  
**Payment Register**

From Payment Date: 5/1/2021 - To Payment Date: 5/31/2021

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>									
78063	05/03/2021	Open			Accounts Payable	ENTERPRISE FM TRUST	\$1,073.32		
78064	05/03/2021	Open			Accounts Payable	Peters, Habib, McKenna, Juhl-Rhodes & Cardoza, LLP	\$18,579.00		
78065	05/03/2021	Open			Accounts Payable	SBA Monarch Towers III LLC	\$160.10		
78066	05/03/2021	Open			Accounts Payable	TIAA COMMERCIAL FINANCE, INC	\$906.47		
78067	05/03/2021	Open			Accounts Payable	U.S. Bankcorp Government Leasing and Finance	\$10,992.77		
78068	05/05/2021	Open			Accounts Payable	ICMA 457 - VANTAGEPOINT	\$750.00		
78069	05/05/2021	Open			Accounts Payable	STATE DISBURSEMENT UNIT	\$194.76		
78070	05/06/2021	Open			Accounts Payable	4LEAF, Inc	\$232,278.76		
78071	05/06/2021	Open			Accounts Payable	American River Benefit Administrators	\$16.80		
78072	05/06/2021	Open			Accounts Payable	AT&T & CALNET3 - CIRCUIT LINES	\$109.95		
78073	05/06/2021	Open			Accounts Payable	AT&T MOBILITY	\$94.04		
78074	05/06/2021	Open			Accounts Payable	AT&T/CALNET3 - REPEATER LINES	\$210.49		
78075	05/06/2021	Open			Accounts Payable	AT&T/CALNET3 - COMMUNITY PARK	\$23.71		
78076	05/06/2021	Open			Accounts Payable	AT&T/CALNET3 - Summary	\$3,981.91		
78077	05/06/2021	Open			Accounts Payable	AT&T/CALNET3 - TH/FDPD FIBER LINES	\$1,115.54		
78078	05/06/2021	Open			Accounts Payable	BIDWELL TITLE & ESCROW	\$911.00		
78079	05/06/2021	Open			Accounts Payable	Biometrics4ALL, Inc	\$14.25		
78080	05/06/2021	Open			Accounts Payable	Blue Flamingo Marketing Advocates	\$8,717.34		
78081	05/06/2021	Open			Accounts Payable	Broad & Gusman	\$6,000.00		
78082	05/06/2021	Open			Accounts Payable	BUTTE CO RECORDER	\$149.50		
78083	05/06/2021	Open			Accounts Payable	CALIFORNIA STATE DEPARTMENT OF JUSTICE	\$648.00		
78084	05/06/2021	Open			Accounts Payable	CHICO IMMEDIATE CARE	\$115.00		
78085	05/06/2021	Open			Accounts Payable	Chico State Enterprises	\$5,005.00		
78086	05/06/2021	Open			Accounts Payable	Creative Composition Inc	\$80.43		
78087	05/06/2021	Open			Accounts Payable	Daniel Patrick Construction Services	\$35,046.00		
78088	05/06/2021	Open			Accounts Payable	DEPARTMENT OF FORESTRY & FIRE PROTECTION	\$958,881.65		
78089	05/06/2021	Open			Accounts Payable	Dewberry Engineers Inc.	\$111,492.99		
78090	05/06/2021	Open			Accounts Payable	DOGGIE WALK BAGS, INC.	\$520.98		
78091	05/06/2021	Open			Accounts Payable	Don Ajamian Construction, Inc.	\$27,000.00		
78092	05/06/2021	Open			Accounts Payable	Employment Development Dept	\$2,952.00		
78093	05/06/2021	Open			Accounts Payable	Entersect	\$109.95		
78094	05/06/2021	Open			Accounts Payable	Ernst & Young US LLP	\$111,477.00		
78095	05/06/2021	Open			Accounts Payable	Granicher Appraisals, Inc	\$725.00		
78096	05/06/2021	Open			Accounts Payable	GREAT AMERICA LEASING CORP.	\$274.78		
78097	05/06/2021	Open			Accounts Payable	HDR Engineering, Inc	\$81,059.29		
78098	05/06/2021	Open			Accounts Payable	Herc Rentals Inc.	\$4,494.85		
78099	05/06/2021	Open			Accounts Payable	I.M.P.A.C. PAYMENTS IMPAC GOV SVCS/US BANCORP	\$6,229.63		
78100	05/06/2021	Open			Accounts Payable	INLAND BUSINESS MACHINES	\$24.31		
78101	05/06/2021	Open			Accounts Payable	James or Lavenia Riotto	\$400.00		
78102	05/06/2021	Open			Accounts Payable	Jennifer Arbuckle	\$10,925.00		
78103	05/06/2021	Open			Accounts Payable	JOHNNY ON THE SPOT PORTABLES	\$299.35		
78104	05/06/2021	Open			Accounts Payable	KNIFE RIVER CONSTRUCTION	\$446.02		
78105	05/06/2021	Open			Accounts Payable	LIFELINE TRAINING CENTER	\$600.00		
78106	05/06/2021	Open			Accounts Payable	LOCATE PLUS CORPORATION	\$25.00		
78107	05/06/2021	Open			Accounts Payable	Mark Thomas & Company Inc	\$240,398.07		
78108	05/06/2021	Open			Accounts Payable	Mark Thomas & Company Inc	\$8,433.72		
78109	05/06/2021	Open			Accounts Payable	Mark Thomas & Company Inc	\$660.00		

TOWN OF PARADISE  
**Payment Register**

From Payment Date: 5/1/2021 - To Payment Date: 5/31/2021

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>									
78110	05/06/2021	Open			Accounts Payable	Mark Thomas & Company Inc	\$1,816.06		
78111	05/06/2021	Open			Accounts Payable	Mark Thomas & Company Inc	\$3,031.46		
78112	05/06/2021	Open			Accounts Payable	Mark Thomas & Company Inc	\$783.25		
78113	05/06/2021	Open			Accounts Payable	Mark Thomas & Company Inc	\$4,414.50		
78114	05/06/2021	Open			Accounts Payable	McMahon Construction Inc	\$37,500.00		
78115	05/06/2021	Open			Accounts Payable	Meyers Police K-9 Training, LLC	\$50.00		
78116	05/06/2021	Open			Accounts Payable	MID VALLEY TITLE & ESCROW	\$1,272.00		
78117	05/06/2021	Open			Accounts Payable	MOBILE MINI INC	\$633.28		
78118	05/06/2021	Open			Accounts Payable	Mt Shasta Spring Water Co., Inc	\$38.27		
78119	05/06/2021	Open			Accounts Payable	MUNICIPAL CODE CORP	\$399.00		
78120	05/06/2021	Open			Accounts Payable	NATIONAL PUBLIC SAFETY INFORMATION BUREAU	\$159.80		
78121	05/06/2021	Open			Accounts Payable	NEWMAN TRAFFIC SIGNS	\$1,656.16		
78122	05/06/2021	Open			Accounts Payable	Norcal food Equipment, Inc	\$1,207.15		
78123	05/06/2021	Open			Accounts Payable	NORTHGATE PETROLEUM CO	\$6,902.47		
78124	05/06/2021	Open			Accounts Payable	Nutrien	\$2,708.07		
78125	05/06/2021	Open			Accounts Payable	O'REILLY AUTO PARTS	\$46.31		
78126	05/06/2021	Open			Accounts Payable	OFFICE DEPOT ACCT#36233169	\$564.21		
78127	05/06/2021	Open			Accounts Payable	Oroville Tow & Salvage	\$2,250.00		
78128	05/06/2021	Open			Accounts Payable	PACIFIC GAS & ELECTRIC	\$448.22		
78129	05/06/2021	Open			Accounts Payable	PARADISE POST	\$267.00		
78130	05/06/2021	Open			Accounts Payable	PBM SUPPLY & MFG INC	\$466.95		
78131	05/06/2021	Open			Accounts Payable	PEERLESS BUILDING MAINT	\$400.00		
78132	05/06/2021	Open			Accounts Payable	PLATT ELECTRIC SUPPLY	\$18.72		
78133	05/06/2021	Open			Accounts Payable	RADAR SHOP	\$178.00		
78134	05/06/2021	Open			Accounts Payable	RAY MORGAN COMPANY INC	\$1,733.57		
78135	05/06/2021	Open			Accounts Payable	Resource Management Associates, Inc.	\$8,290.00		
78136	05/06/2021	Open			Accounts Payable	RRA Builders	\$110,451.73		
78137	05/06/2021	Open			Accounts Payable	Sigler Pest Control	\$50.00		
78138	05/06/2021	Open			Accounts Payable	Spherion Staffing	\$11,943.95		
78139	05/06/2021	Open			Accounts Payable	Stratti	\$20,444.00		
78140	05/06/2021	Open			Accounts Payable	THOMAS ACE HARDWARE - ENG. DEPT.	\$262.86		
78141	05/06/2021	Open			Accounts Payable	THOMAS ACE HARDWARE - FIRE DEPT.	\$162.17		
78142	05/06/2021	Open			Accounts Payable	THOMAS ACE HARDWARE - POLICE DEPT.	\$1.62		
78143	05/06/2021	Open			Accounts Payable	Tri Flame Propane	\$78.41		
78144	05/06/2021	Open			Accounts Payable	TURNBOW, DEBBIE	\$170.00		
78145	05/06/2021	Open			Accounts Payable	VALLEY TOXICOLOGY SERVICE	\$388.00		
78146	05/06/2021	Open			Accounts Payable	VistaNet Inc.	\$60.00		
78147	05/06/2021	Open			Accounts Payable	WILSON PRINTING	\$69.71		
78148	05/06/2021	Open			Accounts Payable	Wood Rodgers, Inc.	\$244,154.71		
78149	05/11/2021	Open			Accounts Payable	Aflac	\$146.92		
78150	05/11/2021	Open			Accounts Payable	Met Life	\$8,582.03		
78151	05/11/2021	Open			Accounts Payable	OPERATING ENGINEERS	\$924.00		
78152	05/11/2021	Open			Accounts Payable	PARADISE POLICE OFFICERS ASSOCIATION	\$1,738.06		
78153	05/11/2021	Open			Accounts Payable	SUN LIFE INSURANCE	\$5,324.31		
78154	05/11/2021	Open			Accounts Payable	SUPERIOR VISION SVC NGLIC	\$692.07		
78155	05/11/2021	Open			Accounts Payable	TOP CONFIDENTIAL MID MGMT ASSOCIATION	\$135.00		
78156	05/17/2021	Open			Accounts Payable	ICMA 457 - VANTAGEPOINT	\$750.00		

TOWN OF PARADISE  
**Payment Register**

From Payment Date: 5/1/2021 - To Payment Date: 5/31/2021

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>									
78157	05/17/2021	Open			Accounts Payable	STATE DISBURSEMENT UNIT	\$194.76		
78158	05/20/2021	Open			Accounts Payable	ACCESS INFORMATION PROTECTED	\$218.30		
78159	05/20/2021	Open			Accounts Payable	AT&T & CALNET3 - CIRCUIT LINES	\$1,051.52		
78160	05/20/2021	Open			Accounts Payable	AT&T MOBILITY	\$105.85		
78161	05/20/2021	Open			Accounts Payable	AWARDS COMPANY	\$113.10		
78162	05/20/2021	Open			Accounts Payable	Bear Electric Solutions	\$1,947.50		
78163	05/20/2021	Open			Accounts Payable	Big O Tires	\$100.00		
78164	05/20/2021	Open			Accounts Payable	Brashers, Sandra	\$1,691.55		
78165	05/20/2021	Open			Accounts Payable	Brolliar Stump Grinding, Joseph, Brolliar	\$175.00		
78166	05/20/2021	Open			Accounts Payable	Bug Smart	\$83.00		
78167	05/20/2021	Open			Accounts Payable	CALIFORNIA STATE DEPARTMENT OF JUSTICE	\$659.00		
78168	05/20/2021	Open			Accounts Payable	Cascade Factory Homes Inc	\$58,044.06		
78169	05/20/2021	Open			Accounts Payable	CHICO POWER EQUIPMENT	\$86.92		
78170	05/20/2021	Open			Accounts Payable	COMCAST CABLE	\$139.78		
78171	05/20/2021	Open			Accounts Payable	COMCAST CABLE	\$409.78		
78172	05/20/2021	Open			Accounts Payable	COMCAST CABLE	\$244.78		
78173	05/20/2021	Open			Accounts Payable	COMCAST CABLE	\$389.78		
78174	05/20/2021	Open			Accounts Payable	CRAIG DREBERTS AUTOMOTIVE	\$991.11		
78175	05/20/2021	Open			Accounts Payable	DEPARTMENT OF FORESTRY & FIRE PROTECTION	\$916,767.97		
78176	05/20/2021	Open			Accounts Payable	DIR - Division of Occupational Safety and Health	\$225.00		
78177	05/20/2021	Open			Accounts Payable	Dokken Engineering, Inc.	\$150,948.90		
78178	05/20/2021	Open			Accounts Payable	Dokken Engineering, Inc.	\$596.10		
78179	05/20/2021	Open			Accounts Payable	Dokken Engineering, Inc.	\$107,856.34		
78180	05/20/2021	Open			Accounts Payable	Dokken Engineering, Inc.	\$10,958.13		
78181	05/20/2021	Open			Accounts Payable	Dokken Engineering, Inc.	\$4,102.75		
78182	05/20/2021	Open			Accounts Payable	Don Ajamian Construction, Inc.	\$27,000.00		
78183	05/20/2021	Open			Accounts Payable	DURHAM PENTZ TRUCK CENTER	\$26.77		
78184	05/20/2021	Open			Accounts Payable	Eagle Security Systems	\$208.50		
78185	05/20/2021	Open			Accounts Payable	ENLOE MEDICAL CENTER, INC.	\$931.00		
78186	05/20/2021	Open			Accounts Payable	Entersect	\$109.95		
78187	05/20/2021	Open			Accounts Payable	EVERGREEN JANITORIAL SUPPLY, INC.	\$922.63		
78188	05/20/2021	Open			Accounts Payable	FLORES TOOL & FASTENER	\$111.78		
78189	05/20/2021	Open			Accounts Payable	GHD, Inc.	\$124,421.09		
78190	05/20/2021	Open			Accounts Payable	Granicher Appraisals, Inc	\$375.00		
78191	05/20/2021	Open			Accounts Payable	GREEN RIDGE LANDSCAPING	\$5,830.60		
78192	05/20/2021	Open			Accounts Payable	Grumbles, Oro	\$41,655.00		
78193	05/20/2021	Open			Accounts Payable	Herc Rentals Inc.	\$2,161.08		
78194	05/20/2021	Open			Accounts Payable	I.M.P.A.C. PAYMENTS IMPAC GOV SVCS/US BANCORP	\$8,166.85		
78195	05/20/2021	Open			Accounts Payable	INLAND BUSINESS MACHINES	\$386.90		
78196	05/20/2021	Open			Accounts Payable	INTERSTATE OIL COMPANY	\$312.64		
78197	05/20/2021	Open			Accounts Payable	INTERSTATE SALES	\$379.55		
78198	05/20/2021	Open			Accounts Payable	James or Lavenia Riotto	\$375.00		
78199	05/20/2021	Open			Accounts Payable	JOHNNY ON THE SPOT PORTABLES	\$725.80		
78200	05/20/2021	Open			Accounts Payable	KNIFE RIVER CONSTRUCTION	\$508,361.48		
78201	05/20/2021	Open			Accounts Payable	KNIFE RIVER CONSTRUCTION	\$551.14		
78202	05/20/2021	Open			Accounts Payable	KOEFRAN INDUSTRIES	\$1,200.00		
78203	05/20/2021	Open			Accounts Payable	MOBILE MINI INC	\$633.28		

TOWN OF PARADISE  
**Payment Register**

From Payment Date: 5/1/2021 - To Payment Date: 5/31/2021

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>									
78204	05/20/2021	Open			Accounts Payable	MOORE, DWIGHT, L.	\$1,920.00		
78205	05/20/2021	Open			Accounts Payable	Mt Shasta Spring Water Co., Inc	\$59.55		
78206	05/20/2021	Open			Accounts Payable	MUNIMETRIX SYSTEMS CORP	\$39.99		
78207	05/20/2021	Open			Accounts Payable	NEUTRON INDUSTRIES INC	\$179.49		
78208	05/20/2021	Open			Accounts Payable	NICOLETTI, CHRISTOPHER	\$598.32		
78209	05/20/2021	Open			Accounts Payable	NORTHERN RECYCLING & WASTE SERVICES, INC.	\$1,592.76		
78210	05/20/2021	Open			Accounts Payable	NORTHGATE PETROLEUM CO	\$6,708.29		
78211	05/20/2021	Open			Accounts Payable	O'REILLY AUTO PARTS	\$207.26		
78212	05/20/2021	Open			Accounts Payable	OFFICE DEPOT ACCT#36233169	\$721.50		
78213	05/20/2021	Open			Accounts Payable	PACIFIC GAS & ELECTRIC	\$8,076.74		
78214	05/20/2021	Open			Accounts Payable	PARADISE POST	\$835.84		
78215	05/20/2021	Open			Accounts Payable	PEERLESS BUILDING MAINT	\$2,735.00		
78216	05/20/2021	Open			Accounts Payable	PICKERING, ROBERT	\$264.00		
78217	05/20/2021	Open			Accounts Payable	Pla, Bernadette	\$617.54		
78218	05/20/2021	Open			Accounts Payable	Pro Aggregate	\$225.23		
78219	05/20/2021	Open			Accounts Payable	Redline Installations Inc	\$515.86		
78220	05/20/2021	Open			Accounts Payable	RENTAL GUYS - CHICO	\$95.45		
78221	05/20/2021	Open			Accounts Payable	Riebes Auto Parts-Motorpool	\$406.04		
78222	05/20/2021	Open			Accounts Payable	RRA Builders	\$35,835.00		
78223	05/20/2021	Open			Accounts Payable	Runnells, Marina	\$15.00		
78224	05/20/2021	Open			Accounts Payable	Sigler Pest Control	\$50.00		
78225	05/20/2021	Open			Accounts Payable	Spherion Staffing	\$13,729.31		
78226	05/20/2021	Open			Accounts Payable	Stratti	\$23,330.35		
78227	05/20/2021	Open			Accounts Payable	Tahoe Pure Water Co.	\$60.00		
78228	05/20/2021	Open			Accounts Payable	Tetra Tech - EMI	\$35,521.44		
78229	05/20/2021	Open			Accounts Payable	THOMAS ACE HARDWARE - ENG. DEPT.	\$2.80		
78230	05/20/2021	Open			Accounts Payable	THOMAS ACE HARDWARE - FIRE DEPT.	\$0.86		
78231	05/20/2021	Open			Accounts Payable	Top Dog Police K9 Training and Consulting, LLC	\$375.00		
78232	05/20/2021	Open			Accounts Payable	Tri Flame Propane	\$62.16		
78233	05/20/2021	Open			Accounts Payable	UNITED RENTALS, INC.	\$2,049.73		
78234	05/20/2021	Open			Accounts Payable	Urban Planning Partners Inc	\$22,567.22		
78235	05/20/2021	Open			Accounts Payable	VALLEY TOXICOLOGY SERVICE	\$770.00		
78236	05/20/2021	Open			Accounts Payable	VERIZON WIRELESS	\$255.82		
78237	05/20/2021	Open			Accounts Payable	Visinoni Brothers Construction	\$9,964.00		
Type Check Totals:					175 Transactions		\$4,531,702.30		
<u>EFT</u>									
1148	05/05/2021	Open			Accounts Payable	CALPERS - RETIREMENT	\$40,257.37		
1149	05/05/2021	Open			Accounts Payable	ING LIFE INS & ANNUITY COMPANY	\$6,585.00		
1150	05/06/2021	Open			Accounts Payable	CALPERS	\$104,611.40		
1151	05/12/2021	Open			Accounts Payable	EMPLOYMENT DEVELOPMENT DEPARTMENT	\$8,155.55		
1152	05/12/2021	Open			Accounts Payable	INTERNAL REVENUE SERVICE	\$27,897.91		
1153	05/17/2021	Open			Accounts Payable	CALPERS - RETIREMENT	\$39,476.88		
1154	05/17/2021	Open			Accounts Payable	ING LIFE INS & ANNUITY COMPANY	\$7,687.08		
1155	05/30/2021	Open			Accounts Payable	CALPERS - RETIREMENT	\$138,912.94		
Type EFT Totals:					8 Transactions		\$373,584.13		
AP - US Bank TOP AP Checking Totals									

TOWN OF PARADISE  
**Payment Register**

From Payment Date: 5/1/2021 - To Payment Date: 5/31/2021

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>									
<b>Checks</b>									
		Status		Count			Transaction Amount	Reconciled Amount	
		Open		175			\$4,531,702.30	\$0.00	
		Reconciled		0			\$0.00	\$0.00	
		Voided		0			\$0.00	\$0.00	
		Stopped		0			\$0.00	\$0.00	
		<b>Total</b>		<b>175</b>			<b>\$4,531,702.30</b>	<b>\$0.00</b>	
<b>EFTs</b>									
		Status		Count			Transaction Amount	Reconciled Amount	
		Open		8			\$373,584.13	\$0.00	
		Reconciled		0			\$0.00	\$0.00	
		Voided		0			\$0.00	\$0.00	
		<b>Total</b>		<b>8</b>			<b>\$373,584.13</b>	<b>\$0.00</b>	
<b>All</b>									
		Status		Count			Transaction Amount	Reconciled Amount	
		Open		183			\$4,905,286.43	\$0.00	
		Reconciled		0			\$0.00	\$0.00	
		Voided		0			\$0.00	\$0.00	
		Stopped		0			\$0.00	\$0.00	
		<b>Total</b>		<b>183</b>			<b>\$4,905,286.43</b>	<b>\$0.00</b>	
<b>Grand Totals:</b>									
<b>Checks</b>									
		Status		Count			Transaction Amount	Reconciled Amount	
		Open		175			\$4,531,702.30	\$0.00	
		Reconciled		0			\$0.00	\$0.00	
		Voided		0			\$0.00	\$0.00	
		Stopped		0			\$0.00	\$0.00	
		<b>Total</b>		<b>175</b>			<b>\$4,531,702.30</b>	<b>\$0.00</b>	
<b>EFTs</b>									
		Status		Count			Transaction Amount	Reconciled Amount	
		Open		8			\$373,584.13	\$0.00	
		Reconciled		0			\$0.00	\$0.00	
		Voided		0			\$0.00	\$0.00	
		<b>Total</b>		<b>8</b>			<b>\$373,584.13</b>	<b>\$0.00</b>	
<b>All</b>									
		Status		Count			Transaction Amount	Reconciled Amount	
		Open		183			\$4,905,286.43	\$0.00	
		Reconciled		0			\$0.00	\$0.00	
		Voided		0			\$0.00	\$0.00	
		Stopped		0			\$0.00	\$0.00	
		<b>Total</b>		<b>183</b>			<b>\$4,905,286.43</b>	<b>\$0.00</b>	



**Town of Paradise**  
**Council Agenda Summary**  
**Date: June 8, 2021**

**Agenda Item: 2(c)**

**ORIGINATED BY:** Jessica Erdahl, Capital Projects Manager  
**REVIEWED BY:** Kevin Phillips, Town Manager  
**SUBJECT:** Off-System Culvert Replacement Project CEQA Determination

**LONG TERM RECOVERY PLAN:** Yes

**COUNCIL ACTION REQUESTED:**

1. Concur with staff recommendation to file a CEQA Notice of Exemption for the Off-System Culvert Replacement Project.

**Background:**

The Town proposes to remove melted high-density polyethylene pipe (HDPE) culverts that have been extensively damaged by the Camp Fire and install new reinforced concrete pipe (RCP) culverts, as well as restore roadway sections above the pipe at (26) off-system locations townwide. Off-system culvert replacements include culverts that are not on the on-system roadways and will be funded by FEMA. All culvert pipe replacements would be replaced with equivalent sizing.

**Analysis:**

The current phase for this project is environmental review under the California Environmental Quality Act (CEQA). The CEQA process requires the lead agency to examine the project proposal and evaluate potential impacts. Staff has evaluated the subject project thoroughly and found that the project is exempt under State CEQA Guidelines Section 15269(a), which states:

*The following emergency projects are exempt from the requirements of CEQA.*

- (a) *Projects to maintain, repair, restore, demolish, or replace property or facilities damaged or destroyed as a result of a disaster in a disaster stricken area in which a state of emergency has been proclaimed by the Governor pursuant to the California Emergency Services Act, commencing with Section 8550 of the Government Code. This includes projects that will remove, destroy, or significantly alter an historical resource when that resource represents an imminent threat to the public of bodily harm or of damage to adjacent property or when the project has received a determination by the State Office of Historic Preservation pursuant to Section 5028(b) of Public Resources Code.*

The project location is a disaster stricken area, proclaimed as a major disaster by the President on November 12, 2018 (FEMA-4407-DR) and as a State of Emergency by the State of California on November 8, 2018. The purpose of the project is to complete permanent repairs of extensive damage to HDPE culverts along off-system roads caused by the Camp Fire wildfire. Based on CEQA Guidelines Section 15269(a), no further environmental review is necessary for this project.

Staff is requesting concurrence and approval from Council to file the Notice of Exemption with the Butte County Recorder's Office. If approved, the environmental phase will be complete in early July and design efforts may continue towards construction in 2022.

A draft Notice of Exemption is attached to this staff report.

**Financial Impact:**

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

**Attachments:**

- A. CEQA Notice of Exemption

**NOTICE OF EXEMPTION**

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

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

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

**DATE RECEIVED FOR FILING**

Posted: \_\_\_\_\_ through \_\_\_\_\_  
(date) (date)

Project Title: **OFF-SYSTEM CULVERT REPLACEMENT PROJECT – CIP 8408**

Project Location: Town of Paradise, Butte County, CA. See attached project location map.

Assessor’s Parcel Number(s): Town Rights of Way

Project Description: The Town of Paradise proposes to remove melted high-density polyethylene pipe (HDPE) culverts that have been extensively damaged by the Camp Fire and install new reinforced concrete pipe (RCP) culverts, as well as restore roadway sections above the pipe at (26) off-system locations townwide. Off-system culvert replacements include culverts that are not on the on-system roadways and will be funded by FEMA. All culvert pipe replacements would be replaced with equivalent sizing.

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 15269(a)], which states:

*The following emergency projects are exempt from the requirements of CEQA.*

*(a) Projects to maintain, repair, restore, demolish, or replace property or facilities damaged or destroyed as a result of a disaster in a disaster stricken area in which a state of emergency has been proclaimed by the Governor pursuant to the California Emergency Services Act, commencing with Section 8550 of the Government Code. This includes projects that will remove, destroy, or significantly alter an historical resource when that resource represents an imminent threat to the public of bodily harm or of damage to adjacent property or when the project has received a determination by the State Office of Historic Preservation pursuant to Section 5028(b) of Public Resources Code.*

The project location is a disaster stricken area, proclaimed as a major disaster by the President on November 12, 2018 (FEMA-4407-DR) and as a State of Emergency by the State of California on November 8, 2018. The purpose of the project is to complete permanent repairs of extensive damage to HDPE culverts along off-system roads caused by the Camp Fire wildfire. No further environmental review is necessary for this project.

By \_\_\_\_\_  
Jessica Erdahl, Capital Projects Manager  
Town of Paradise

Date \_\_\_\_\_

**DECLARATION OF FEES DUE**  
(California Fish and Game Code Section 711.4)

**NAME AND ADDRESS OF LEAD AGENCY/APPLICANT:**

Town of Paradise  
Public Works Department  
5555 Skyway  
Paradise, CA 95969  
(530) 872-6291

**Project: OFF-SYSTEM CULVERT REPLACEMENT PROJECT – CIP 8408**

**CLASSIFICATION OF ENVIRONMENTAL DOCUMENT:**

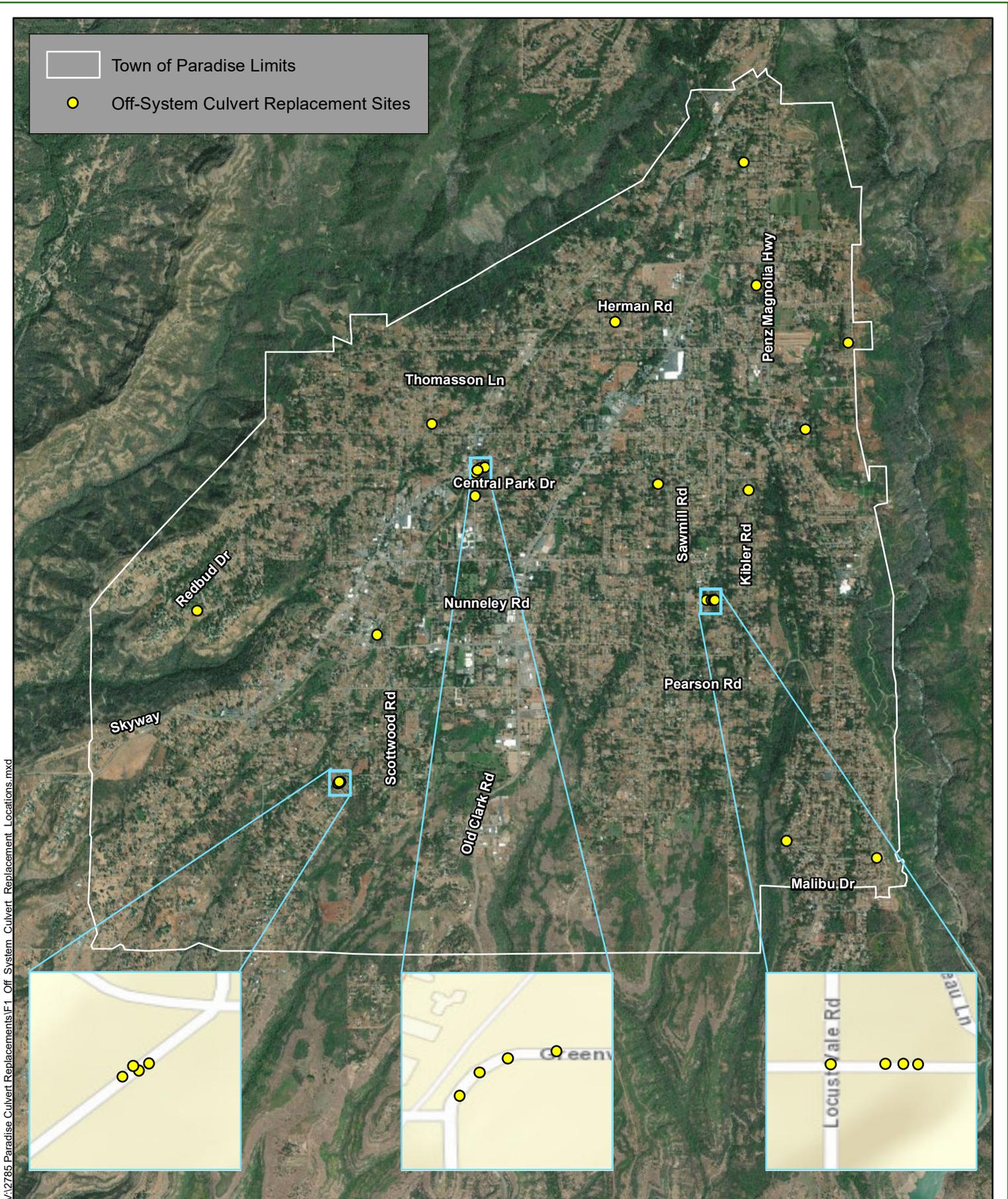
1. **NOTICE OF EXEMPTION/STATEMENT OF EXEMPTION**  
 **A. Statutorily or Categorically Exempt**  
**\$50.00 (Fifty Dollars) Butte County Clerk's Filing Fee**
  
2. **NOTICE OF DETERMINATION - FEE REQUIRED**  
 **A. Negative Declaration**  
**\$2,406.75 State Filing Fee**  
**\$50.00 Butte County Clerk's Filing Fee**  
  
 **B. Mitigated Negative Declaration**  
**\$2,406.75 State Filing Fee**  
**\$50.00 Butte County Clerk's Filing Fee**  
  
 **C. Environmental Impact Report**  
**\$3343.25 State Filing Fee**  
**\$50.00 Butte County Clerk's Filing Fee**
  
3.  **OTHER (Specify) General Rule Exemption**  
**\$50.00 Butte County Clerk's Filing Fee**

THREE COPIES OF THIS FORM MUST BE COMPLETED AND SUBMITTED WITH ALL ENVIRONMENTAL DOCUMENTS FILED WITH THE BUTTE COUNTY CLERK'S OFFICE.

ALL APPLICABLE FEES MUST BE PAID AT THE TIME OF FILING ANY ENVIRONMENTAL DOCUMENTS WITH THE BUTTE COUNTY CLERK'S OFFICE.

THE \$50.00 HANDLING FEE IS REQUIRED PER FILING IN ADDITION TO THE FILING FEE SPECIFIED IN FISH AND GAME CODE SECTION 711.4(d).

MAKE CHECKS PAYABLE TO COUNTY OF BUTTE.



V:\2785 Paradise Culvert Replacements\F1 Off System Culvert Replacement Locations.mxd

Source: ESRI Maps Online; Dokken Engineering 5/27/2021; Created By: vchevreuil



1 inch = 0.75 miles



**Figure 1**  
**Off-System Culvert Replacement Locations**

Town of Paradise Off-System Culvert Replacement  
Town of Paradise, Butte County, Ca



**Town of Paradise**  
**Council Agenda Summary**  
**Date: June 8, 2021**

**Agenda Item: 2(d)**

**ORIGINATED BY:** Ross Gilb, Administrative Services Director /  
Town Treasurer  
**REVIEWED BY:** Kevin Phillips, Town Manager  
**SUBJECT:** Adopt a resolution appointing a Representative and  
Alternate to Northern California Cities Self Insurance  
Fund (NCCSIF)

**COUNCIL ACTION REQUESTED:**

1. Adopt Resolution No. 21-\_\_\_, A Resolution of the Town Council of the Town of Paradise updating and assigning representatives to NCCSIF Board of Directors

**Background:**

As a matter of procedure, it is necessary to adopt a resolution appointing the Town's designated representatives for Northern California Cities Self Insurance Fund (NCCSIF) director and alternate for the Town of Paradise.

Adoption of the attached resolution will ensure that the Town is a full voting member on the NCCSIF Board of Directors. The resolution appoints Ross Gilb, Administrative Services Director / Town Treasurer as the representative and Crystal Peters, Human Resources Manager, as alternate.

**Financial Impact:**

Adoption of the attached resolution does not result in a cost to the Town of Paradise.

**TOWN OF PARADISE  
RESOLUTION NO. 21-\_\_**

**A RESOLUTION OF THE TOWN COUNCIL OF THE  
TOWN OF PARADISE, CALIFORNIA, RESCINDING  
RESOLUTION NO. 20-27 AND APPOINTING REPRESENTATIVES  
TO THE NORTHERN CALIFORNIA CITIES SELF-INSURANCE FUND**

**WHEREAS**, the Town Council of the Town of Paradise has by its adoption of Resolution No. 85-24 approved the participation of the Town of Paradise in the Northern California Cities Joint Powers Authority for the provision of public liability insurance, and

**WHEREAS**, this same Joint Powers Agreement provides that the Town Council will, by resolution, appoint a representative and an alternate to the Board of Directors of this authority.

**NOW, THEREFORE BE IT RESOLVED** by the Town Council of the Town of Paradise as follows:

SECTION 1. The Town Council rescinds Resolution No. 20-27 and does hereby appoint the following persons to represent the Town of Paradise on the Board of Directors of the Northern California Cities Self-Insurance Fund:

Representative: Ross Gilb, Administrative Services Director/Treasurer  
Alternate: Crystal Peters, Human Resources Director

**PASSED AND ADOPTED** by the Town Council of the Town of Paradise this 8<sup>th</sup> day of June, 2021, by the following vote:

**AYES:**

**NOES:**

**ABSENT:**

**NOT VOTING:**

\_\_\_\_\_  
Steve Crowder, Mayor

**ATTEST:**

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

**APPROVED AS TO FORM:**

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



**Town of Paradise  
Council Agenda Summary**

**Agenda Item: 2(e)**

**Date: June 8, 2021**

**ORIGINATED BY:** Susan Hartman, Community Development Director –  
Planning & Wastewater

**REVIEWED BY:** Kevin Phillips, Town Manager

**SUBJECT:** Adopt a Revised Resolution Authorizing Preparation and  
Submittal of Grant Applications to CalRecycle and Other State  
Agencies.

**LONG TERM  
RECOVERY PLAN:** N/A

**COUNCIL ACTION REQUESTED:**

1. Adopt Town Resolution No. \_\_, “A Resolution of the Town Council of the Town of Paradise Authorizing Submittal of Application(s) for all CalRecycle Grants for Which the Town is Eligible.”; **OR**
2. Adopt an alternative directive to town staff.

**Background:**

During its meeting on November 10, 2015 (and previously on September 14, 2010), the Town Council adopted Town Resolution No 15-51, a resolution of the Town Council of the Town of Paradise authorizing preparation and submittal of grant fund applications to CalRecycle and other state agencies. The 2015 adopted resolution authorization was limited to a five-year time-period, per CalRecycle guidelines, and therefore expired on November 10, 2020.

**Analysis:**

Due to the recent expiration of Resolution No. 15-51, and the desire to apply for new grant funding, town staff has generated a revised resolution document that is attached to this council agenda summary and is recommended for Town Council consideration and adoption. If adopted by the Town Council, the resolution authorizes the Town Manager, or his designee, to prepare and submit applications for grant fund to CalRecycle as well as the State Department of Conservation, and/or other State grant funding agencies for all grants for which the Town of Paradise is eligible.

**Financial Impact:**

Approval of this agenda item as recommended will not result in any financial impact upon the Town’s general fund.

Attachment

**TOWN OF PARADISE**

**RESOLUTION NO. 21-\_\_\_\_\_**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF PARADISE  
AUTHORIZING SUBMITTAL OF APPLICATION(S) FOR ALL CALRECYCLE  
GRANTS FOR WHICH THE TOWN OF PARADISE IS ELIGIBLE.**

**WHEREAS**, Public Resources Code sections 40000 et seq. authorize the Department of Resources Recycling and Recovery (CalRecycle) to administer various grant programs (grants) in furtherance of the State of California's (state) efforts to reduce, recycle and reuse solid waste generated in the state thereby preserving land fill capacity and protecting public health and safety and the environment; and

**WHEREAS**, in furtherance of this authority CalRecycle and the State Department of Conservation are required to establish procedures governing the application, awarding, and management of the grant funds programs; and

**WHEREAS**, grant application procedures require the Town Council as the applicant's governing body to authorize by resolution its approval for submittal of the grant fund applications, and the designation by job title of the individual authorized to execute all grant fund documents on behalf of the Town of Paradise; and

**WHEREAS**, the Town of Paradise has an existing and duly executed solid waste franchise agreement whereby the franchisee is obligated to prepare on behalf of the Town of Paradise, annual waste management reports and related grant fund applications for submittal to CalRecycle and the State Department of Conservation.

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

**Section 1.** As of June 8, 2021 the Town Council authorizes the Town Manager, or his/her designee, to prepare and submit application(s) to CalRecycle, the State Department of Conservation, and/or other State grant funding agencies for all grants for which the Town of Paradise is eligible.

**Section 2.** The Town Manager is hereby authorized and empowered to execute on behalf of the Town of Paradise all grant documents, including but not limited to: applications, agreements, amendments and requests for payment, necessary to secure grant funds and to implement any approved grant project.

**RESOLUTION NO. 21-\_\_\_\_ - Grant Fund Application to CalRecycle & Other Agencies**

**PASSED AND ADOPTED** by the Town Council of the Town of Paradise, State of California, this 8<sup>th</sup> day of June, 2021 by the following vote:

AYES:

NOES:

ABSENT:

NOT VOTING:

---

Steve Crowder, Mayor

ATTEST:

---

Dina Volenski, Town Clerk

APPROVED AS TO FORM:

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Mark A. Habib, Town Attorney



**Town of Paradise**  
**Council Agenda Summary**  
**Date: June 8, 2021**

**Agenda Item: 2(f)**

**ORIGINATED BY:** Jessica Erdahl, Capital Projects Manager  
**REVIEWED BY:** Kevin Phillips, Town Manager  
**SUBJECT:** Off-System Road Rehabilitation Project CEQA Determination

**LONG TERM RECOVERY PLAN:** Yes

**COUNCIL ACTION REQUESTED:**

1. Concur with staff recommendation to file a CEQA Notice of Exemption for the Off-System Road Rehabilitation Project.

**Background:**

The proposed Project would repair off-system roadways that were damaged during the Camp Fire and subsequent recovery effort. Rehabilitation of the roadways and reestablishment of safe evacuation routes are necessary in order to once again provide safe and reliable transport within Town limits. In total, approximately 47 miles of existing roadway along approximately 227 different existing street segments would be rehabilitated. The rehabilitation would consist of placing new hot mix asphalt and aggregate base, full-depth reclamation pavement treatment where appropriate, upgrading curb ramps and pedestrian crossings to meet current Americans with Disabilities Act standards, and re-striping where necessary. Off-system roadway rehabilitation include roadways that are not on the on-system roadways and will be funded by FEMA.

**Analysis:**

The current phase for this project is environmental review under the California Environmental Quality Act (CEQA). The CEQA process requires the lead agency to examine the project proposal and evaluate potential impacts. Staff has evaluated the subject project thoroughly and found that the project is exempt under State CEQA Guidelines Section 15269(a), which states:

*The following emergency projects are exempt from the requirements of CEQA.*

- (a) *Projects to maintain, repair, restore, demolish, or replace property or facilities damaged or destroyed as a result of a disaster in a disaster stricken area in which a state of emergency has been proclaimed by the Governor pursuant to the California Emergency Services Act, commencing with Section 8550 of the Government Code. This includes projects that will remove, destroy, or significantly alter an historical resource when that resource represents an imminent threat to the public of bodily harm or of damage to adjacent property or when the project has received a determination by the State Office of Historic Preservation pursuant to Section 5028(b) of Public Resources Code.*

The project location is a disaster stricken area, proclaimed as a major disaster by the President on November 12, 2018 (FEMA-4407-DR) and as a State of Emergency by the State of California

on November 8, 2018. The purpose of the project is to complete permanent repairs of extensive damage to roadways along off-system roads caused by the Camp Fire wildfire. No further environmental review is necessary for this project.

Based on CEQA Section 15269(a), staff is requesting the Council to concur and approve for filing the Notice of Exemption with the Butte County Recorder's Office. If approved, the environmental phase will be complete in early July and design efforts may continue towards construction in 2022.

A draft Notice of Exemption is attached to this staff report.

**Financial Impact:**

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

**Attachments:**

- A. CEQA Notice of Exemption

**NOTICE OF EXEMPTION**

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

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

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

**DATE RECEIVED FOR FILING**

Posted: \_\_\_\_\_ through \_\_\_\_\_  
(date) (date)

Project Title: **OFF-SYSTEM REHABILITATION PROJECT – CIP 8407**  
Project Location: Town of Paradise, Butte County, CA. See attached project location map.  
Assessor's Parcel Number(s): Town Rights of Way  
Project Description: The proposed Project would repair off-system roadways that were damaged during the Camp Fire and subsequent recovery effort. Rehabilitation of the roadways and reestablishment of safe evacuation routes are necessary in order to once again provide safe and reliable transport within Town limits. The rehabilitation would consist of placing new hot mix asphalt and aggregate base, full-depth reclamation pavement treatment where appropriate, upgrading curb ramps and pedestrian crossings to meet current Americans with Disabilities Act standards, and re-striping where necessary. Off-system roadway rehabilitation include roadways that are not on the on-system roadways and will be funded by FEMA.  
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];  
 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 15269(a)], which states:

*The following emergency projects are exempt from the requirements of CEQA.  
(a) Projects to maintain, repair, restore, demolish, or replace property or facilities damaged or destroyed as a result of a disaster in a disaster stricken area in which a state of emergency has been proclaimed by the Governor pursuant to the California Emergency Services Act, commencing with Section 8550 of the Government Code. This includes projects that will remove, destroy, or significantly alter an historical resource when that resource represents an imminent threat to the public of bodily harm or of damage to adjacent property or when the project has received a determination by the State Office of Historic Preservation pursuant to Section 5028(b) of Public Resources Code.*

The project location is a disaster stricken area, proclaimed as a major disaster by the President on November 12, 2018 (FEMA-4407-DR) and as a State of Emergency by the State of California on November 8, 2018. The purpose of the project is to complete permanent repairs of extensive damage to roadways along off-system roads caused by the Camp Fire wildfire. No further environmental review is necessary for this project.

By \_\_\_\_\_  
Jessica Erdahl, Capital Projects Manager  
Town of Paradise

Date \_\_\_\_\_

**DECLARATION OF FEES DUE**  
(California Fish and Game Code Section 711.4)

**NAME AND ADDRESS OF LEAD AGENCY/APPLICANT:**

Town of Paradise  
Public Works Department  
5555 Skyway  
Paradise, CA 95969  
(530) 872-6291

**Project: OFF-SYSTEM ROAD REHABILITATION PROJECT – CIP 8407**

**CLASSIFICATION OF ENVIRONMENTAL DOCUMENT:**

1. **NOTICE OF EXEMPTION/STATEMENT OF EXEMPTION**  
 A. **Statutorily or Categorically Exempt**  
**\$50.00 (Fifty Dollars) Butte County Clerk's Filing Fee**
  
2. **NOTICE OF DETERMINATION - FEE REQUIRED**  
 A. **Negative Declaration**  
**\$2,406.75 State Filing Fee**  
**\$50.00 Butte County Clerk's Filing Fee**  
  
 B. **Mitigated Negative Declaration**  
**\$2,406.75 State Filing Fee**  
**\$50.00 Butte County Clerk's Filing Fee**  
  
 C. **Environmental Impact Report**  
**\$3343.25 State Filing Fee**  
**\$50.00 Butte County Clerk's Filing Fee**
  
3.  **OTHER (Specify) General Rule Exemption**  
**\$50.00 Butte County Clerk's Filing Fee**

THREE COPIES OF THIS FORM MUST BE COMPLETED AND SUBMITTED WITH ALL ENVIRONMENTAL DOCUMENTS FILED WITH THE BUTTE COUNTY CLERK'S OFFICE.

ALL APPLICABLE FEES MUST BE PAID AT THE TIME OF FILING ANY ENVIRONMENTAL DOCUMENTS WITH THE BUTTE COUNTY CLERK'S OFFICE.

THE \$50.00 HANDLING FEE IS REQUIRED PER FILING IN ADDITION TO THE FILING FEE SPECIFIED IN FISH AND GAME CODE SECTION 711.4(d).

MAKE CHECKS PAYABLE TO COUNTY OF BUTTE.

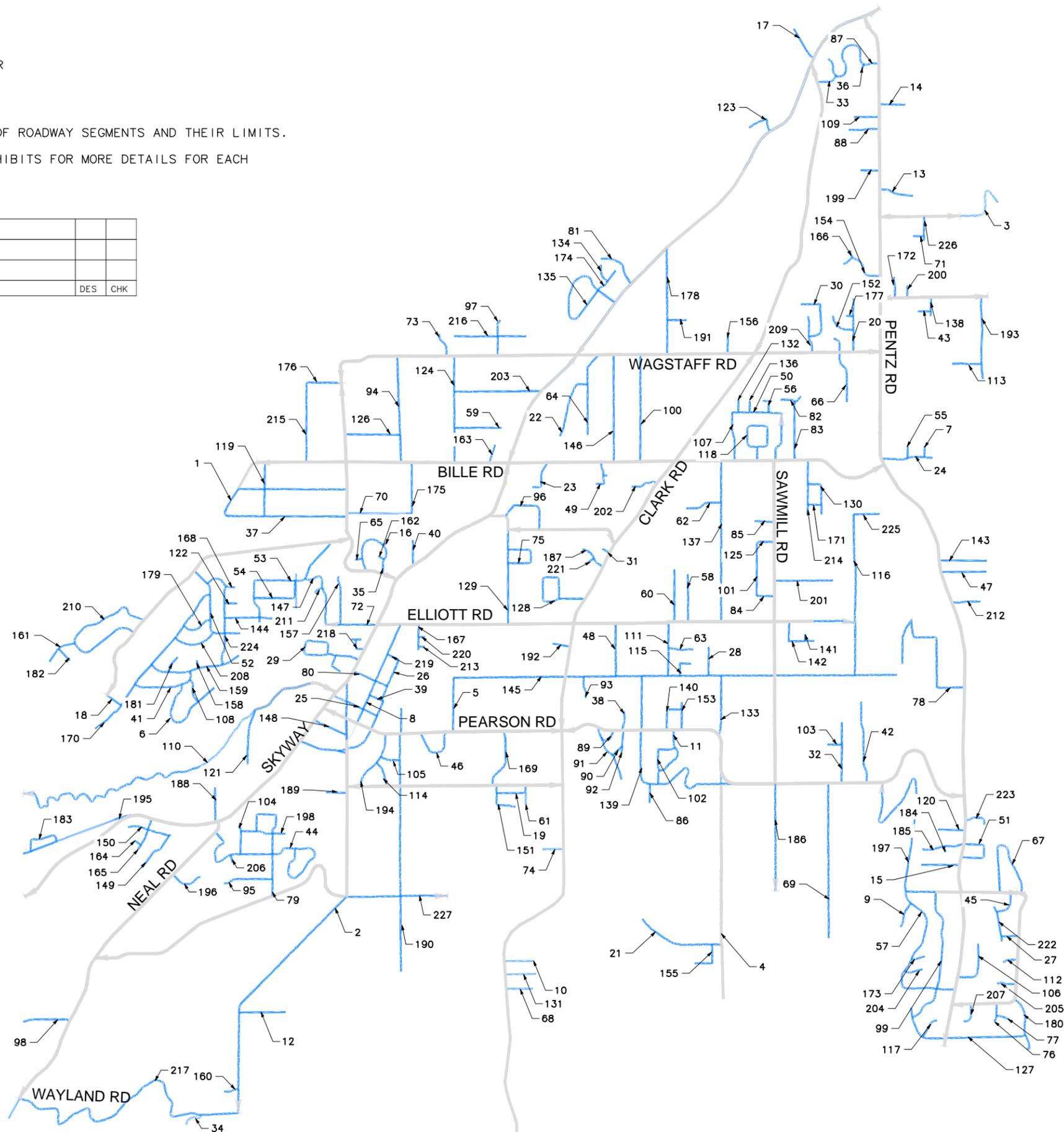
**LEGEND:**

-  OFF SYSTEM ROADWAYS
-  ON SYSTEM ROADWAYS
-  OFF SYSTEM ROAD - ROADWAY SEGMENT NUMBER

**NOTES:**

1. SEE ATTACHED TABLE FOR LIST OF ROADWAY SEGMENTS AND THEIR LIMITS.
2. SEE ATTACHMENT 04 - 11x17 EXHIBITS FOR MORE DETAILS FOR EACH SEGMENT.

					
					
	5/2020	Additional Off System Roads			
MARK	DATE	REVISION(S)	DESCRIPTIONS	DES	CHK



APRIL 2020  
NOT TO SCALE

<b>TOWN OF PARADISE-OFF SYSTEM ROADS VICINITY MAP</b>		
	<b>TOWN OF PARADISE</b>	
		50



**Town of Paradise**  
**Council Agenda Summary**  
**Date: June 8, 2021**

**Agenda Item: 6(a)**

**ORIGINATED BY:** Susan Hartman, Community Development Director –  
Planning & Wastewater

**REVIEWED BY:** Kevin Phillips, Town Manager

**SUBJECT:** Consider Entering into a Memorandum of Understanding (MOU) with the Butte County Fire Safe Council for the Town to Act as the Lead Agency to Process a Mitigated Negative Declaration.

**LONG TERM RECOVERY PLAN:** Fuels Management Plan – Tier 1

**COUNCIL ACTION REQUESTED:**

1. Authorize the Town Attorney to review and approve the draft MOU agreement to be executed between the Town of Paradise and Butte County Fire Safe Council. **AND**
2. Authorize the Town Manager, on behalf of the Town of Paradise, to sign the MOU agreement with Butte County Fire Safe Council.

**ALTERNATIVE ACTIONABLE OPTIONS:**

1. Adopt a motion to provide alternative direction to Town staff regarding this agenda item.

**Background:**

In June 2019, the Town Council adopted the Long-Term Community Recovery Program as prepared and presented by Urban Design Associates. One of the Tier 1 recovery programs was a fuel management plan to help lower fire risk by reducing the fuel loads. Included in that was a potential for fuels reduction/forest thinning programs as well as grazing.

Butte County Fire Safe Council is planning fire prevention related vegetation management activities on properties located throughout town as part of an awarded Cal Fire grant for Camp Fire fuels reduction. Activities will include fuel reduction through mastication, hand cut and chip, lop and scatter, removal of dead and dying trees 10” dbh and smaller, as well as animal grazing.

Part of the project also entails a project-wide forest management plan, supported by an environmental document compliant with CEQA (California Environmental Quality Act), which will

allow for continued future vegetation management programs in Town as funding becomes available.

**Analysis:**

The Butte Fire Safe Council has requested assistance from the Town of Paradise in processing an environmental document to satisfy the CEQA requirements of their grant application. The Initial Study/Mitigated Negative Declaration (MND) will be prepared by a Registered Professional Forester and Registered Professional Archaeologist as secured through an RFP process overseen by the Butte County Fire Safe Council.

The Town is being asked to act as the Lead Agency, for CEQA purposes, which would entail reviewing and accepting the MND as a Town document, circulation of the environmental document for comment, hosting a noticed public hearing for the Mitigated Negative Declaration, and ultimately adopting the environmental document and mitigation monitoring program as well as filing the Notice of Determination with the County Clerk. Butte County Development Services provided the same service to the Fire Safe Council for the Magalia Forest Health Project in 2017.

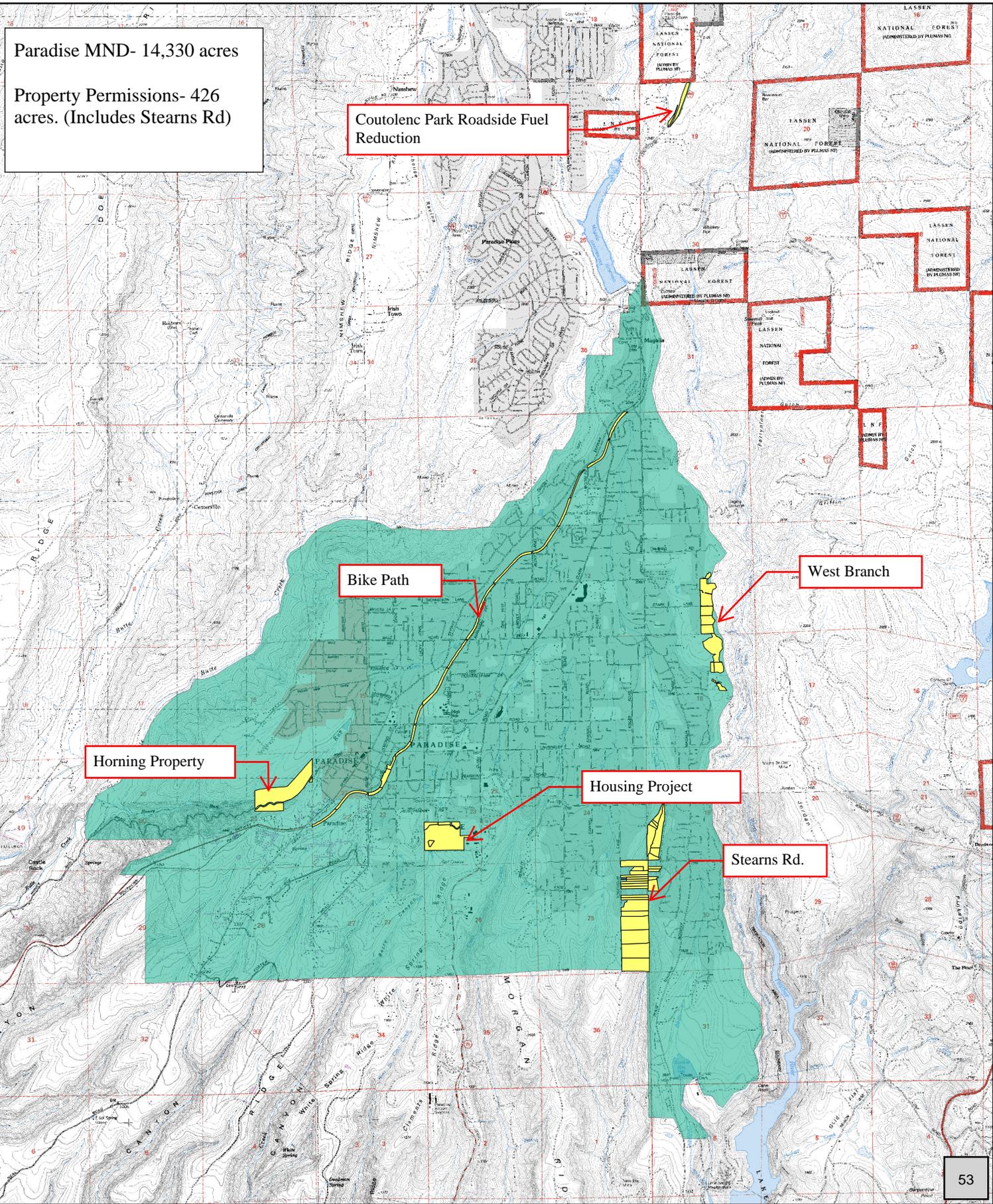
Attached to this agenda item, for Council review is a draft MOU agreement as prepared by the Butte County Fire Safe Council. The document will be reviewed, and edited as necessary, for approval by legal counsel before the Town enters into the agreement.

**Financial Impact:**

The proposed MOU includes payment to the Town in the amount of \$4,000 to cover staff time for the processing of the CEQA document as well as the filing of the Notice of Determination. Therefore, there will be no financial impact to the Town's General Fund.

# Paradise Fuels Reduction Mitigated Negative Declaration

- Legend**
- Landowner Permission
  - MND



**MEMORANDUM OF UNDERSTANDING**  
**Butte County Fire Safe Council**  
**And**  
**Town of Paradise**  
**For Lead Agency of Negative Declaration – Paradise Forest**  
**Management Plan**

This **Memorandum of Understanding (MOU)** sets forth the terms of a working relationship between the Butte County Fire Safe Council (BCFSC) and Town of Paradise (TOP) to complete a Mitigated Negative Declaration document in compliance with the California Environmental Quality Act (CEQA) for 14,330 acres of land in the Town of Paradise as part of a grant awarded to the BCFSC by the California Department of Forestry and Fire Protection (CAL FIRE) titled "Paradise Forest Management Plan" grant number 5GG18102.

**Whereas** TOP has undertaken a number of environmental documents in compliance with CEQA; and

**Whereas** TOP and BCFSC share a common vision outlined in the Community Wildfire Protection Plan of reducing fire hazardous fuels.

**Therefore** TOP and BCFSC agree to work together in completing the CEQA process for the "Paradise Forest Management Plan" project.

**Project Description:** The project area is located in the Town of Paradise in Butte County, home to approximately 4,000 residents. The community is situated within a mixed conifer forest between the Feather River and Butte Creek watersheds, which are significant tributaries to the Sacramento River watershed. The project is located within a CAL FIRE designated "Very High Fire Hazard Severity Zone." The CEQA Mitigated Negative Declaration will cover parcels owned by Town of Paradise, Paradise Unified School District, and Paradise Parks and Recreation district in the amount of 14,330 acres. The project is supported by multiple local, state, and federal partners and will greatly benefit the Paradise community by laying a foundation upon which future grants can be applied for.

**Throughout** this agreement BCFSC and TOP acknowledge their individual responsibilities and agree to provide the following services necessary to complete the CEQA Mitigated Negative Declaration in order to carry out the above referenced grant in a timely and appropriate manner.

TOP responsibility for being the lead agency and processing the Mitigated Negative Declaration in compliance with CEQA through the following tasks:

1. Host a noticed public hearing for the Mitigated Negative Declaration
2. Work with BCFSC and its contractors the Registered Professional Forester (RPF) and Archaeologist to process all documents in compliance with CEQA.

3. Direct BCFSC on appropriate steps of the CEQA process including public advertising of the notice of availability and notice of public hearing for the Mitigated Negative Declaration.
4. Complete the CEQA process by September 15, 2021 pending receipt from RPF of a draft environmental checklist, initial study, Mitigated Negative Declaration and Archaeologist report by June 30, 2021.
- s. Provide an invoice to BCFSC for services not to exceed \$4,000.00.

Butte County Fire Safe Council as grantee and project manager will provide the following assistance:

1. Instruct and coordinate the Registered Professional Forester and Archaeologist
2. The Registered Professional Forester and Archaeologist
3. Make Payment to TOP in the amount of \$4,000 for services including \$1,733.75 for staffing services, filing of the Notice of Determination and payment of the California Fish and Wildlife CEQA Document filing fees of \$2,216.25 and County Clerk filing fee of \$50.

Term: The term of this MOU is to November 1, 2021.

Whole Agreement: This MOU constitutes the entire agreement between the contracting parties concerning the subject matter hereof. All prior agreements, discussions, representations, warranties and covenants are merged herein. There are no warranties, representations, covenants or agreements, expressed or implied, between the parties except those expressly set forth *in* this MOU.

Amendments: This MOU may be amended with the written approval of BCFSC and BCDDS.

Cancellation: either party upon the giving of thirty (30) day's advance written notice may cancel this MOU.

Butte County Fire Safe Council:

By: \_\_\_\_\_

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

Town of Paradise:

By: \_\_\_\_\_

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



**Town of Paradise**  
**Council Agenda Summary**  
**Date: June 8, 2021**

**Agenda Item: 6(b)**

**ORIGINATED BY:** Katie Simmons, Disaster Recovery Director &  
Ross Gilb, Administrative Services Director  
**REVIEWED BY:** Kevin Phillips, Town Manager  
**SUBJECT:** Disaster Recovery Agreement NTE Increase, Ernst &  
Young  
**LONG TERM RECOVERY PLAN:** Supports the implementation of the Long Term  
Community Recovery Plan

**COUNCIL ACTION REQUESTED:**

1. Consider approving the Amendment to the Agreement with Ernst & Young to increase the NTE on its contract by \$250,000 to a total of \$2,250,00. (ROLL CALL VOTE)

On November 8, 2018, the most destructive wildfire in California history began in Butte County, California and quickly spread to the Town of Paradise. The fire ultimately destroyed most residences and businesses within Paradise which significantly impacts the Town's revenue sources and ability to provide services. In addition, the Town sustained loss of public infrastructure, facilities and equipment.

After going through a comprehensive procurement review process, the Town of Paradise entered into an agreement with Ernst & Young LLP (EY) on January 15, 2019, to assist with insurance and FEMA claim preparation and financial recovery. The agreement was for an amount not to exceed \$500,000. In addition, Town Council has granted three extensions, each for \$500,000, in May 2019, November 2019, and April 2020.

**Discussion:**

The EY team continues to assist several departments within the Town as they navigate a the complex insurance and FEMA public assistance claim process. Support includes:

1. FEMA Public Assistance: The framework for the claims and the damage assessment details have been cataloged and entered into comprehensive spreadsheets and the FEMA grants portal. All FEMA public assistance projects have been submitted.
2. Insurance estimates have been provided, in addition to revised estimates, to the insurance company as well as all eligible insurance expenses through June 2019. Eligible insurance expenses through June 2020 are currently being finalized for submission.
3. The first round of post-Camp Fire Hazard Mitigation Grant Program applications have been submitted, with some approved for Advanced Planning, and others pending

approval by Cal OES and/or FEMA. Ongoing discussions are occurring with Cal OES and FEMA to fine tune the applications into awardable projects, including Category 4 Hazard Tree Removal funding, installation of the Early Warning System funding, Defensible Space Code Enforcement funding, and Hazardous Fuels Reduction funding. The Residential Ignition Resistant Program providing reimbursements for up to 75% of the costs of home hardening for surviving structures, up to a limit, is in the design and scoping phase as is the Town's Reseeding project in the public right of way.

Throughout 2020 and into 2021, during a time of transition on Town staff, EY has supported the Town's financial recovery, working directly with the Town Manager, Disaster Recovery Director, Grants Administrator, and Administrative Services Director.

Town staff recommends EY remain on contract for at least a portion of the 2021-2022 fiscal year as the new Administrative Services Director takes command of the Town's finances and FEMA PA reimbursement, and as the Town makes further progress on settling its insurance claims and setting up HMGP-funded projects. To do so, Town staff recommends an increase of \$250,000 for a total of \$2,250,000 NTE on the EY contract, conditioned to require:

- A. A detailed project/fund-specific proposal from EY for expending and seeking reimbursement for the additional \$250,000 and;
- B. An analysis showing the anticipated reimbursement amount the Town can expect from all costs incurred by EY to date.

**Fiscal Analysis:**

The Town will be charged an hourly rate ranging from \$298.00 from Project Executive to \$133.00 for Staff Consultant per hour depending on the expertise and assignment of the individual on the engagement. Many of the hours will be reimbursable through the administrative fees allowed under the public assistance FEMA/Cal OES grant claim. The remaining fees will be recouped through the insurance settlement and through other funding sources identified by the consultants. Some fees may be an investment toward Town recovery and need to come from general fund sources.

**AMENDMENT FOUR TO AGREEMENT**

This Amendment dated June 8, 2021, is between the Town of Paradise (“Town”) and Ernest & Young, a Limited Liability Partnership (“Contractor”).

**WHEREAS**, on January 15, 2019 the Town and the Contractor entered into an Agreement relating to Contractor providing post disaster recovery management.

**WHEREAS**, on May 14, 2019, the Town authorized an extension of the Agreement.

**WHEREAS**, on November 12, 2019, the Town and the Contractor amended the Agreement to increase the amount for Contractor’s services.

**WHEREAS**, on April 14, 2020 the Town and the Contractor amended the Agreement so that the costs for the Contractor’s professional services in Section 2c of the Agreement were changed to not exceed the sum of \$2,000,000.

**NOW, THEREFORE**, the Town and the Contractor hereby agree that the Agreement shall be amended as follows:

- 1. Section 2c of the Agreement shall be amended to read:
  - c. Notwithstanding any other provision in this Agreement to the contrary, the total maximum compensation to be paid for the satisfactory accomplishment and completion of all services to be performed hereunder shall in no event exceed the sum of two million two hundred and fifty thousand dollars (\$2,250,000.00). Contractor acknowledges and agrees that it exceeds the maximum compensation under this Agreement at its own risk. The Town's Administrative Services Director is authorized to pay all proper claims.
- 2. Any conflicts between the Agreement and this Amendment shall be controlled by this Amendment Four to Agreement.
- 3. All the other provisions of this Agreement shall remain in full force and effect.

TOWN OF PARADISE

Ernst & Young LLP

By: \_\_\_\_\_  
Kevin Phillips, Town Manager

By: \_\_\_\_\_  
Allen Melton, Partner

APPROVED AS TO FORM

By: \_\_\_\_\_  
Mark A. Habib, Town Attorney



TOWN OF PARADISE  
5555 Skyway  
Paradise, CA 95969  
(530) 872-6291

June 8, 2021

Scott Reiner  
Chief Executive Officer  
Adventist Health  
One Adventist Health Way  
Roseville, CA 95661

RE: Emergency Services in the Town of Paradise

Dear Mr. Reiner,

As the elected representatives of the residents of the Town of Paradise, we are writing to you to express our disappointment at the lack of action on the stand-alone emergency room proposed by Adventist Health in 2019. Health Care and the availability of emergency services are critical to the Town's recovery after the devastating impacts of the Camp Fire in 2018.

The passage of SB 156 in October of 2019 was perceived as a victory for the residents of Paradise, who looked forward to returning home to a community with some of the services provided before the fire. At that time, Sheriff Honea remarked, "It is symbolic because this is a place of healing, and given the fact this is a place of healing, it is symbolic of the healing our entire community is doing...More than symbolic, this is a very important piece to our public safety infrastructure."

The effort to move the bill forward by Adventist Health was championed by the Town, our legislators, and our grateful residents. Re-establishing emergency care in Paradise after the fire would be a practical and symbolic act, providing needed services for our residents, daytime workforce, and school children while demonstrating healing as our community heals as a whole.

The health and safety of our community is our top priority as Town Councilmembers. To this end, we would like to offer our support to move this project forward in whatever way that would be helpful to you. We understand that SB 156 will expire on January 1, 2028, and time is of the essence. While we know projects like this take time, we believe the time is right to move forward for the recovery of our community.



TOWN OF PARADISE  
5555 Skyway  
Paradise, CA 95969  
(530) 872-6291

The Town of Paradise has had a longstanding relationship with Adventist Health as the provider of excellent health care in our community. Pre-fire, we know it was this attribute that brought many residents here to live and work, and post-fire, it was one of the most valued resources identified in our Long Term Recovery Plan. We have appreciated your commitment to our community over the years and hope to continue our relationship in the years to come.

Sincerely,

\_\_\_\_\_  
Steve Crowder, Mayor

\_\_\_\_\_  
Jody Jones, Vice Mayor

\_\_\_\_\_  
Greg Bolin, Council Member

\_\_\_\_\_  
Steve "Woody" Culleton, Council Member

\_\_\_\_\_  
Rose Tryon, Council Member

cc: Andrew Jahn, Care Division President, Adventist Health  
Rick Rawson, Adventist Health and Rideout President



**Town of Paradise**  
**Council Agenda Summary**  
**Date: June 8, 2021**

**Agenda Item: 6 (d)**

**ORIGINATED BY:** Garrett Sjolund, Fire Chief  
Tony Lindsey, Community Development Director –  
Building & Code Enforcement

**REVIEWED BY:** Kevin Phillips, Town Manager  
Mark Habib, Town Attorney

**SUBJECT:** Consider amending PMC Section 8.58.060 - Defensible  
space/hazardous fuel management requirements.

**LONG TERM RECOVERY PLAN:** N/A

**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. Consider waiving the reintroduction of Town Ordinance No. 609 and read by title only; and
2. Introduce Town Ordinance No. 609, “An Ordinance Amending Paradise Municipal Code Section 8.58.060 relating to Defensible Space and Hazardous Fuel Management”; (ROLL CALL VOTE)
3. Provide an alternative directive to Town staff.

**Background:**

On May 11, 2021, the Town Council was presented and discussed a proposed Paradise Municipal Code [PMC] Section 8.58.060; defensible space/hazardous fuel management text amendment related to subsection “E” referring to the time of transfer of ownership of a parcel from the owner to another. The Fire Chief presented an ordinance document that (if adopted) would amend subsection E of PMC Section 8.58.060 to refer to Public Resources code section 4291 due to the provisions of California State Civil Code 1102.19 that become effective July 1, 2021.

Upon conclusion of its discussion of this matter the Town Council passed a motion: a) waiving the first reading of Town Ordinance No. 609 and read by title only; and b) introduced Town

Ordinance No. 609 “An Ordinance amending Paradise Municipal Code Section 8.58.060 relating to defensible space requirements”.

A recent press release by the Butte County Fire Safe Council (see attached) reports on the scheduled use of a goats grazing for wildfire safety program serving properties (the Blue Oak Terrace subdivision) located close to the Town of Paradise. In addition, successful short-term use of goat grazing to remove combustible vegetation has been observed upon a few properties within the town limits.

In conjunction with our local Fire Safe Council, the Paradise Fire Chief and other key members of town staff recognize and recommend that our community allow grazing animals limited to goats and sheep or combination thereof on a **short-term basis** for purposes of removing combustible vegetation be established as a regulation within PMC Section 8.58.060.

**Analysis:**

Attached with this council agenda summary for your consideration and recommended adoption for introduction purposes is an ordinance document recently prepared by town staff and reviewed by the Town Manager and the Town Attorney. It presents a text amendment to PMC Section 8.58.060 by adding a new subsection “F” regarding grazing for fuel management [See shaded text].

Lastly, the Town Planning Director has determined that this proposed ordinance is a class of project that has been determined not to have a significant effect on the environment. Therefore, the proposed ordinance action is exempt from the requirements of the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines section 15308 (Actions by Regulatory Agencies for Protection of the Environment). **NOTE:** This subject CEQA determination finding is embodied within the attached proposed ordinance document.

**Financial Impact:**

There is no financial impact associated with the first reading and introduction of the ordinance.

**Attachments:**

Press Release dated May 11, 2021: “Goats Graze for Wildfire Safety”.

Town Ordinance No. 609, “An Ordinance Amending Paradise Municipal Code Section 8.58.060 relating to Defensible Space and Hazardous Fuel Management”.

**TOWN OF PARADISE  
ORDINANCE NO. 609**

**AN ORDINANCE AMENDING PARADISE MUNICIPAL CODE SECTION 8.58.060 RELATING TO  
DEFENSIBLE SPACE AND HAZARDOUS FUEL MANAGEMENT**

The Town Council of the Town of Paradise does Ordain as follows:

**SECTION 1.** Section 8.58.060 of the Paradise Municipal Code is amended to read as follows:

**8.58.060 Defensible Space/Hazardous Fuel Management Requirements**

A. Any person that owns, leases, controls, operates, or maintains any real property in the Town of Paradise shall continuously do the following:

1. Maintain immediately around and adjacent to any building or structure free of combustible materials. Combustible materials shall not be stored under decks and the area under decks shall be maintained free of vegetative material. Fencing material constructed of combustible material shall not be within five (5) feet from any structure. Only low-growing vegetation with high-moisture content, such as flowers and ground covers and green lawns, free of dead vegetative debris, shall be allowed within five (5) feet of any structure.
2. Remove or prune flammable plants and shrubs near windows and under eave vents (a recommended no-planting zone).
3. Clean roofs and gutters of dead leaves, debris and pine needles. In addition to the management of combustible material around a structure, the following shall be required: 1) Replace or repair any loose or missing shingles or roof tiles to prevent ember penetration. 2) Provide and maintain a screen over the outlet of every chimney or stovepipe that is attached to any fireplace, stove, or other device that burns any solid or liquid fuel. The screen shall be constructed of nonflammable material with openings that are not more than 1/2 inch.
4. Maintain an area adjacent to any structure with a one hundred (100)-foot fire break made by removing and clearing away all flammable vegetation or other combustible growth from the structure on each side thereof or to the property line, whichever is closer. Within the one hundred (100)-foot fire break: 1) weeds and dry grass shall be required to be mowed to a height of four (4) inches; 2) ladder fuels (vegetation, brush and small trees under mature trees) shall be removed; 3) trees shall be pruned up to six (6) feet from the ground. For shorter height trees, pruning shall not exceed 1/3 of the overall tree height. Tree placement shall be planned to ensure the mature canopy is no closer than ten (10) feet to the edge

of the structure. Trees and shrubs shall be limited to small clusters of a few each to break up the continuity of the vegetation across the landscape. This subsection does not apply to single tree specimens, ornamental shrubbery, or similar plants which are used as ground cover and provided they do not form a means of rapidly transmitting fire from the native growth to any building or structure.

5. Remove the portion of any tree which extends within ten (10) feet of the outlet of any chimney or stovepipe. Maintain any tree adjacent to or overhanging any structure free of dead and dying wood.
  6. Clear flammable vegetation on each side of a street or driveway for a horizontal distance of ten (10) feet and a vertical height of fourteen (14) feet. Cut vegetation within ten (10) feet of a street or driveway on the property to four (4) inches above ground. The Fire Chief, or his or her designee, may require a distance greater than ten (10) feet. This applies to public and private driveway(s) and any public or private streets that border or bisect property.
- B. No property owner shall permit on improved or unimproved parcel any accumulation of combustible materials, dead, dying or diseased trees, or green waste within thirty (30) feet of the property line when such accumulation endangers or encroaches on the required Defensible Space for structures or buildings on an adjacent property. The Fire Chief, or his or her designee, may require a distance greater than thirty (30) feet but not to exceed one hundred (100) feet, when it is determined that the greater distance is necessary to provide Defensible Space for structures or building on an adjacent property.
- C. An unimproved parcel of one and one-half (1.5) acres or less in size shall be required to provide fuel modification to the entire parcel. Fuel modification requirements shall consist of the following:
1. Weeds, dry grass and brush are required to be mowed to a height of four (4) inches.
  2. Ladder fuels (vegetation, brush and small trees under mature trees) shall be removed.
  3. Trees shall be pruned up to six (6) feet from the ground. For shorter height trees, pruning shall not exceed 1/3 of the overall tree height. Tree placement shall be planned to ensure the mature canopy is no closer than ten (10) feet to the edge of any structure.

Unimproved parcels greater than one and one-half (1.5) acres in size shall be required to maintain a fuel break a minimum (30) feet from the property line. The fuel break requirements shall consist of the same requirements as unimproved parcel of one and one-half (1.5) acres or less.

- D. In the event the Fire Chief, or his or her designee, finds that additional fuel management is necessary to significantly reduce the risk of transmission of flame or heat to adjacent properties and means of egress and ingress, the Fire Chief, or his or her designee, may mandate fuel modification of an area more or less than the preceding widths or heights of this section.
- ~~E. At the time of transfer of ownership of a parcel from the owner to another, the buyer shall sign and agree to the terms of this section 8.58.060. Based on a monthly list of parcels sold within the Town of Paradise, thirty (30) days after the transfer of each parcel the Town shall determine whether the parcel complies with this section.~~
- E. Whenever an owner of real property transfers ownership of such real property, the seller shall provide documentation to the buyer that the real property is in compliance with Public Resources Code section 4291.
- F. Grazing animals (limited to goats and/or sheep) utilized for weed abatement may graze open and other appropriate areas of natural vegetation for a period not to exceed 60 days in a calendar year.

**SECTION 2.** Pursuant to California Environmental Quality Act (CEQA) Guidelines section 15308 this ordinance is exempt from CEQA in that it is a Class 8 categorical exemption for actions taken by a regulatory agency to establish procedures for the protection of 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 \_\_\_\_\_ 2021, by the following vote:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

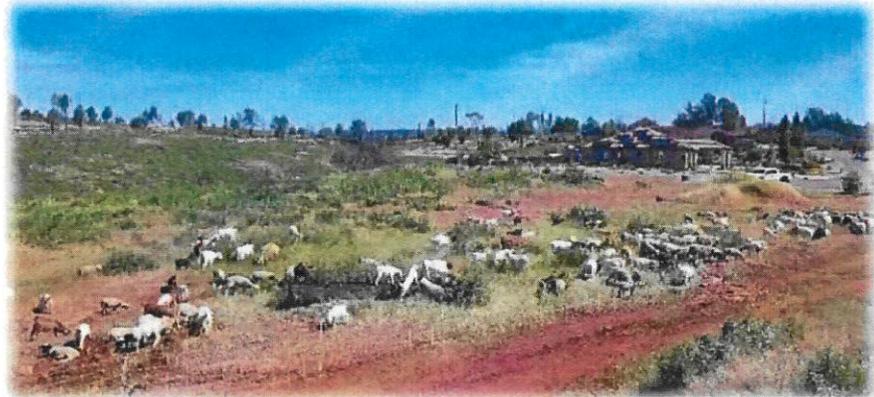
\_\_\_\_\_  
Steve Crowder, Mayor

ATTEST:

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

APPROVED AS TO FORM:

\_\_\_\_\_  
Mark A. Habib, Town Attorney



Date: 5-11-2021  
Contact: Calli-Jane DeAnda  
Website: [Buttefiresafe.net](http://Buttefiresafe.net)  
Phone: (530) 877-0984

## Press Release

### Goats Graze for Wildfire Safety

Blue Oak Terrace Homeowners Association

Homeowners near lower Paradise in the Blue Oak Terrace Owners Association can expect to see over 1,000 goats grazing on the peninsula adjacent to the Skyway east bound corridor over the next month as part of a fuels reduction project managed by the local non-profit Butte County Fire Safe Council.

The grazing will improve the community's wildfire safety by grazing areas where thick brush and ladder fuels were thinned by mechanized equipment last year. The area had been severely burned by the 2018 Camp Fire. The project builds upon areas recently grazed around Magalia Reservoir, Pine Ridge Elementary School, West Branch of the Feather River, and Lakeland in Oroville.

Aside from their nimbleness, goats are a useful fuels reduction method since they mimic natural grazers and return some of the ecosystem processes back to the land. "The goats are a great way to keep fire hazardous vegetation at bay and are helping enhance evacuation safety along the skyway." says Calli-Jane DeAnda, Executive Director of the Butte County Fire Safe Council (BCFSC).

The goats are being managed by a local herder and have water on sight. They are moved through the treatment areas by herdsman and herd dogs. "We are really happy with how the goats are able to navigate the post fire environment. With all the regrowth we have seen in the last two years and invasion of non-native species, the goats are a crucial tool" says Jeff Gould, Program Manager with the BCFSC.

If you are interested in joining the grazing effort on your property or want to know more about wildfire safety, contact BCFSC phone: 530-877-0984, e-mail: [jgould@buttefiresafe.net](mailto:jgould@buttefiresafe.net) or visit our website: [www.buttefiresafe.net](http://www.buttefiresafe.net).

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