



# Town of Paradise Adjourned Town Council Meeting Agenda

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## November 07, 2016

Date/Time: Monday, November 7, 2016 at 6:00 p.m.  
Location: Town Hall Council Chamber, 5555 Skyway, Paradise, CA

Mayor, Jody Jones  
Vice Mayor, Scott Lotter  
Council Member, Greg Bolin  
Council Member, Steve "Woody" Culleton  
Council Member, John J. Rawlings

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

### Meeting Procedures

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

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

## 1. OPENING

- a. Call to Order
- b. Pledge of Allegiance to the Flag of the United States of America
- c. Invocation
- d. Roll Call
  - Proclamation - National Runaway Prevention Month.
  - Presentation - Report on 2016 Make A Difference Day
  - Presentation - Update on Sewer Feasibility Study by Mike Massaro of Bennett Engineering

## 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. p7 Approve minutes of the October 3, 2016 Special Meeting and the October 11, 2016 Regular Meeting.
- 2b. p13 Approve October 2016 cash disbursements in the amount of \$1,157,322.09.
- 2c. p21 Waive second reading of the entire Town Ordinance No. 564 and approve reading by title only; AND 2. Adopt Town Ordinance No. 564, "An Ordinance Amending Text Regulations within Paradise Municipal Code Title 17 Relative to Agricultural Employee Housing"
- 2d. p25 Review and file the 4th Quarter Investment Report for the Fiscal Year Ending June 30, 2016.
- 2e. p30 Authorize the award and purchase of the Tree/Brush Chipper Bid to RDO Equipment of Sacramento, CA in the amount of \$37,129.00 with financing provided through a lease purchase with USbancorp Government Leasing.
- 2f. p31 Approve the extension of the Memorandum of Understanding with the Butte County Sheriff's Office for Emergency Notification Services until April 30, 2017.
- 2g. p36 1. Declare the described office items as surplus property; and, 2. Adopt Resolution No. 16-74, A Resolution declaring certain Town Furniture/Equipment to be surplus and obsolete and authorizing disposal through sale, donation or destruction by the Town Manager or her designee.

## 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**

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

##### **Public Hearing Procedure:**

- A. Staff Report
  - B. Mayor opens the hearing for public comment in the following order:
    - i. Project proponents (in favor of proposal)
    - ii. Project opponents (against proposal)
    - iii. Rebuttals – if requested
  - C. Mayor closes the hearing
  - D. Council discussion and vote
- 5a. p38 Conduct the public hearing to ascertain whether the public necessity, convenience, health, safety or welfare requires the removal of poles, overhead wires and associated overhead structures within designated areas of the town and the underground installation of wires and facilities for supplying electric, communication or similar or associated service for the following boundaries:
- UD16-1: Skyway between Neal Road and 5555 Skyway
- UD16-2: Almond Street between Pearson Road and Elliott Road, Black Olive Drive between Pearson Road and Cedar Street, Foster Road between Pearson Road and Skyway, Birch Street between Skyway and Black Olive Drive, and Fir Street between Skyway and Almond Street
- Upon closing the public hearing consider adopting the following resolutions:
- 1. Adopt Resolution No. 16-75, A Resolution (1) declaring and determining a certain area with the Town as an Underground District Skyway (Underground District 16-1), and (2) finding and determining that public necessity, health or safety require the removal of poles, overhead wires, and associated structures, and ordering removal of same (Underground District 16-1) (ROLL CALL VOTE)
  - 2. Adopt Resolution No. 16-76, A Resolution (1) declaring and determining a certain area with the Town as an Underground District Almond (Underground District 16-2), and (2) finding and determining that public necessity, health or safety require the removal of poles, overhead wires, and associated structures, and ordering removal of same (Underground District 16-2) (ROLL CALL VOTE)

- 5b. p55 1. Conduct the first of two public hearings to solicit comments regarding a proposed Substantial Amendment to the 2009/10 and 2013/14 Community Development Block Grant Annual Plans.

## **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. p59 Consider taking one or more of the following actions: 1. Determining if the representative on the Butte County Mosquito and Vector Control District should be a Town Council Member or a member of the community; 2. Advertising in the local newspaper, on Facebook and on the Town's Website for volunteers from the community to fill the position; 3. Appointing a Town Council Member to be the representative on the Butte County Mosquito and Vector Control District, to either a two-year or four-year term; or, 4. Provide alternative direction to staff. (ROLL CALL VOTE)
- 6b. p62 Conduct a public discussion and upon conclusion of the public discussion, consider waiving the reading of entire Ordinance No. 565 and approve reading by title only; and, (1) Introduce Ordinance No. 565, An Ordinance Amending Portions of Chapter 8.12 of the Paradise Municipal Code Relating to Felling, Removal, Destruction, Damaging and Replacement of Trees; or (2) Consider an alternative direction to staff. (ROLL CALL VOTE)
- 6c. p92 1. Reject the bids received relating to Contract 14-02, Cypress Curve Realignment Project and authorize staff to re-advertise the project for bids. (ROLL CALL VOTE)
- 6d. p100 1. Receive and file operating and capital budget update for fiscal years 2015/16 and 2016/17; and 2. Approve staff recommended budget adjustments for fiscal year 2016-17. (ROLL CALL VOTE)

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

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

## **8. STAFF COMMUNICATION**

- 8a. Town Manager Report
- Community Development Director

**9. CLOSED SESSION**

- 9a. Pursuant to Government Code sections 54956.95 and 54956.9(e)(3), the Town Council will hold a closed session with Town Attorney Dwight Moore and Town Manager Lauren Gill concerning claims against the Town of Paradise by Victoria Woodward, Edward Thomas, Estate of Andrew Thomas, Manuel C. Hernandez, AAL/Personal Representative, Estate of Darien Rayne Ehorn and Brent Ehorn, Guardian ad litem for Kolbi Hernandez.
  
- 9b. Pursuant to Government Code Section 54956.8, the Town Council will hold a closed session with the Town's negotiators relating to an exchange of real property as follows:

Property:

- 951 American Way, Paradise, CA, Assessor Parcel No. 055-180-077
- American Way, Paradise, CA, Assessor Parcel No. 055-180-075 (western portion)

Town Negotiator: Lauren M. Gill

Negotiating Party: M. C. Horning, Jr. - Tom Wrinkle

Issue: Terms-Price

**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	