

**MINUTES  
PARADISE TOWN COUNCIL  
REGULAR MEETING - 6:00 P.M. – March 8, 2011**

The Regular Meeting of the Town Council of the Town of Paradise was called to order by Mayor White at 6:01 p.m. in the Council Chambers, Town Hall, 5555 Skyway, Paradise, California. Following the pledge, the invocation was offered by Council Member DiDuca.

**COUNCIL MEMBERS PRESENT:** Steve "Woody" Culleton, Joe DiDuca, Scott Lotter, Tim Titus, and Alan White, Mayor.

**COUNCIL MEMBERS ABSENT:** None.

**STAFF PRESENT:** Town Clerk Gutierrez, Town Manager Rough, Town Attorney Moore, Assistant Town Manager Gill, Finance Director Will, Community Development Director Baker, Public Works Director/Town Engineer Schmidt, Fire Chief Jensen and Police Chief Buzzard.

**2. ITEMS DEFERRED FROM PREVIOUS MEETING**

None.

**3. CONSENT CALENDAR**

Council Member Titus stated that he requested that agenda item 3f regarding the Pinewood Street Repair Project be placed back on the agenda for reconsideration because he was unaware, when the matter of refunding excess monies was first presented on February 8, 2011, that the claim had been downsized, rather than reduced through efficiencies. [Note: The action on February 8, 2011 denied return of the excess monies.]

**Agenda Item 3(a):** MOTION by DiDuca, seconded by Culleton, approved the Minutes of the February 8, 2011 Regular Meeting; and, the Minutes of the February 23, 2011 Special Meeting. Roll call vote was unanimous.

**TC (MIN) [APPR]**  
Minutes of the  
February 8, 2011  
Regular Meeting and  
February 23, 2011  
Special Meeting.

**Agenda Item 3(b):** MOTION by DiDuca, seconded by Culleton, approved the Check Register in the amount of \$1,203,265.76. Roll call vote was unanimous.

**TC (FIN) [APPR]** Check  
Register in amount of  
\$1,203,265.76 (310-10-  
26)

**Agenda Item 3(c):** MOTION by DiDuca, seconded by Culleton, accepted the Police Department 2010 year-end report. Roll call vote was unanimous.

**TC (HS&W) [ACCEPT]**  
Police Dept 2010 Year-  
End Report

**Agenda Item 3(d):** MOTION by DiDuca, seconded by Culleton, accepted donation to the Fire Department by the Paradise Women of

**TC (FIN) [ACCEPT]**  
Donation of \$500 from  
Paradise Women of the

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the Moose (\$500); Ona Reardon (\$35), a resident; and, an anonymous cash donation of \$25 and directed the funds be placed in the Fire Department donation account 7810.35.4630. Roll call vote was unanimous.

Moose; \$35 from Ona Reardon and \$25 Anonymous. (395-50-13)

**Agenda Item 3(e): MOTION by DiDuca, seconded by Culleton,**

(1) Approved a Professional Services Agreement with URS Corporation in an amount not-to-exceed \$4,990 for hydro-geological services for the groundwater monitoring well installation project; and, (2) Authorized the Town Manager and the Mayor to execute the agreement. [The FY 2010-11 Budget appropriated \$20,000 for the installation of additional groundwater monitoring wells as a necessary and requirement improvement to the Town's groundwater monitoring program.] Roll call vote was unanimous.

**TC (PW) [APPR]**

Agreement with URS for groundwater monitoring. (510-20-23)

**Agenda Item 3(f): MOTION by DiDuca, seconded by Culleton,**

authorized payment of \$37,184.68 in excess insurance proceeds back to USAA Casualty Insurance Company relating to the Pinewood Street Repair Project, a roadway reconstruction project necessitated as a result of a resident striking a fire hydrant with a motor vehicle. Roll call vote was unanimous. [Note: The action on February 8, 2011 denied return of the excess monies.]

**TC (PW) [APPR]**

Refund to USAA Insurance for excess proceeds from Pinewood St. repair project. (950-40-15)

**4. PUBLIC HEARING PROCEDURE**

Mayor White informed the public of the public hearing procedure.

**5. PUBLIC HEARINGS**

Assistant Town Manager Gill reported to Council regarding the draft Community Development Block Grant Program (CDBG) Annual Action and Subrecipient Funding Commission recommendations and informed Council that the plan will be available for 30 days for public review and comment and will come back to Council on May 3, 2011 for final review and action.

Mayor White opened the public hearing at 6:09 pm.

1. Ward Habriel asked if there would be further input from the public within the 30-day period.

Mayor White stated that public comments would be received at Town Hall during the 30-day public viewing period and up until the next public hearing on May 3, 2011. Mayor White closed the public hearing at 6:10 pm.

**MOTION by DiDuca, seconded by Titus,** continued the public hearing to solicit public comment and to allow review of the draft Community Development Block Grant Program (CDBG) Annual Action Plan for Program Year 2011-2012; and, allow review of the Subrecipient Funding Committee recommendations for allocation of 15% of the grant monies to eligible community organizations until May 3, 2011. Council vote was unanimous.

**TC (P&CD) [CONT]**  
Continue Public Hearing  
to May 3, 2011.  
(710-10-71)

**6. PUBLIC COMMUNICATION** – None.

**7. COUNCIL CONSIDERATION**

Assistant Town Manager Gill reported to Council that the Town is proposing a Memorandum of Understanding with the Paradise Recreation and Parks District for the purpose of combining and leveraging resources in order to provide funding for three priority projects in Town that would benefit the entire community and many agencies: (1) The Terry Ashe Skyway Frontage Renovation Project, for an electronic changing sign board; (2) The Paradise Community Village Project, for road and infrastructure costs; and, (3) The Paradise Performing Arts Center for capital improvements.

**Agenda Item 7a:** **MOTION by Lotter, seconded by Culleton,** (1) approved the recommended \$165,322 funding allocation plan for Proposition 40 Per Capita Grant; (2) Approved the Memorandum of Understanding (MOU) with the Paradise Recreation and Parks District; and, (3) Authorized the Mayor to sign the MOU. Roll call vote was unanimous.

**TC (REC) [APPR]**  
\$165,322 in funding for  
Prop 40 Per Capita  
Grant & MOU with  
PRPD. (1060-40-02 &  
1050-10-04)

Town Clerk Gutierrez reported to Council regarding the upcoming vacancies on the Paradise Planning Commission, one existing vacancy created by resignation and two upcoming vacancies due to expiration of terms of office, discussed that Council's applicant process, and suggested a plan for advertising the vacancies.

Council concurred to appoint Council Members DiDuca and Titus to serve on the interview panel and that either Planning Commissioner Bolin or Planning Commissioner Woodhouse would be appropriate to serve as the Planning Commission representative.

**Agenda Item 7b:** **MOTION by Titus, seconded by Culleton,** (1) Approved the Notice of Vacancies on the Paradise Planning Commission and application form and authorized the Town Clerk to advertise; (2) Set an application deadline of April 7, 2011 at 5:00 pm; (3) Designated two Council Members (DiDuca and Titus) and one Planning Commissioner (Bolin or Woodhouse) to participate in the

**TC (P&CD) [APPR]**  
Application and deadline  
for Planning  
Commission application.  
Appointments to be  
made at May 3, 2011  
Town Council meeting.  
(760-45-12)

interview process; (4) Directed staff to provide suggested questions, a scoring matrix and to coordinate date and time for interviews; and, (5) Scheduled appointments for the May 3, 2011 Council Meeting with appointment to existing vacancy to become effective immediately and appointments to upcoming vacancies to be effective July 1, 2011. Roll call vote was unanimous.

#### **8. COUNCIL COMMUNICATION (Council Initiatives)**

Council Member Titus reported that he attended the symphony, watched the Mayor emcee and stated that it was a great event and would like to see more participation from the youth; also attended the promotion of Fire Department and swearing in of the new Police Officers.

Council Member Lotter reported that he spent time in EOC during the snow event and was in the snow plow with Paul Derr and PID crews; CAD RMS system was up and running for the first time allowing calls to be seen as they came in and also learned about transportation issues in getting people to shelters, the B-line buses are available and will be utilized to transport people to shelters; attended LAFCo; attended swearing in of two new Police Officers.

Council Member DiDuca reported that he attended an Onsite conference in Oroville on septic matters with Town of Paradise Onsite Official Doug Danz as a panelist; that the Town of Paradise is top in the nation with onsite issues; attended Chocolate Fest Ribbon Cutting and the Elks Lodge Citizen of the Year award dinner.

Council Member Culleton attended Chocolate Fest Ribbon Cutting; the Graphic Impressions Ribbon Cutting; the swearing in of the two new Police Officers and the Fire Fighters promotion ceremony; attended County Disaster meeting; attended a press conference in Chico regarding trying to save Redevelopment Agencies; participated in Chile Cook-off fund raiser for the sister-in-law of a firefighter and that over \$20,000 was raised.

Mayor White attended symphony gala; attended Butte County Air Quality Management District meeting; attended Butte County Association of Government meeting; during EOC event was at the warming center for 4 hours on Friday night; attended Disaster Council meeting in Butte County.

#### **9. STAFF/COMMISSION/COMMITTEE COMMUNICATION**

Manager Rough requested and Council concurred that the Goal

Setting Session set for March 10, 2011 at 9:00 be postponed until early April as by that time there should be some sense of what will be happening with Redevelopment Agencies in the legislature. Manager Rough also mentioned that the Town of Paradise is sponsoring a Business Conference on March 17, 2011 at Cinema 7 from 8:00 to 12:30. The VIPs have been delivering flyers advertising the event. There is a consumer survey posted on the website, people are being encouraged to fill out the survey, and the results from that survey will be presented at the Business Conference.

The study committee that has been working on the medical marijuana moratorium has set a date for a public forum to be held on Thursday, March 24 at 6:00 in Town Hall.

#### **10. CLOSED SESSION**

At 7:15 p.m. Mayor White announced that pursuant to Government Code Section 54957.6, the Town Council will hold a closed session to meet with Charles L. Rough, Jr., Lauren Gill, Gina Will, Dennis Ivey and Crystal Peters, its designated representatives, regarding labor relations with between the Town and the Confidential/Mid-Management Association, the Firefighters' Association, Fire Mid-Management Association, the General Employees Unit, the Management Unit, the Police Mid-Management Association, and the Police Officers Association.

Mayor White reconvened the meeting at 8:50 p.m. and announced that direction was given to the Town's negotiators and that no action was taken in closed session.

#### **11. ADJOURNMENT**

Mayor White adjourned the Town Council meeting at 8:50 p.m.

**APPROVED:** April 5, 2011

  
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ALAN WHITE, Mayor  
\_\_\_\_\_  
JOANNA GUTIERREZ, CMO Town Clerk