

Management Staff:

Charles L. Rough, Jr., Town Manager
Dwight L. Moore, Town Attorney
Joanna Gutierrez, Town Clerk
Dennis Ivey, Assistant Town Manager
Lauren Gill, Assistant to the Town Manager/
Business & Housing Services Director
Albert McGreehan, Community Development Director
Dennis Schmidt, Public Works Director/Town Engineer
Denise Farrell, Human Resources/Risk Management
Mark Haunschild, Fire Chief
Gerald Carrigan, Police Chief
Gina Will, Finance Director

Town Council:

Frankie Rutledge, Mayor
Steve "Woody" Culleton, Vice Mayor
Joe DiDuca
Scott Lotter
Alan White

TOWN COUNCIL AGENDA

REGULAR MEETING - 6:00 P.M. – June 9, 2009

In accordance with the Americans with Disabilities Act, if you need a special accommodation to participate, please contact the Town Clerk's Dept., at 872-6291 at least 48 hours in advance of the meeting. Hearing assistance devices for the hearing impaired are available from the Town Clerk.

If you wish to address the Town Council on any matter on the Agenda, it is requested that you complete a "Request to Address Council" card and give it to the Town Clerk prior to the beginning of the Council Meeting.

All writings or documents which are related to any item on an open session agenda and which are distributed to a majority of the Town Council within 72 hours of a Regular Meeting will be available for public inspection at the time the subject writing or document is distributed to a majority of the subject body. The information will be available at the Town Hall in the Town Clerk's Department at 5555 Skyway, Paradise, California, during regular business hours Monday through Thursday from 8:00 a.m. to 5:00 p.m.

1. OPENING

- a. Call to Order
- b. Pledge of Allegiance to the Flag of the United States of America
- c. Invocation
- d. Roll Call
- e. Proclamation: Recognition of "U. S Army Week"

2. ITEMS DEFERRED FROM PREVIOUS MEETINGS

None.

3. CONSENT CALENDAR

Roll call vote will be taken one time for all of the Consent Calendar agenda items.

- 3a. Approve Minutes of the May 18, 2009, Special Town Council/Planning Commission Joint Meeting; and, the Minutes of the May 26, 2009, Regular Council Meeting.
- 3b. Approve Check Register in the amount of \$1,201,450.89.
- 3c. Authorize the Town to accept a \$3,000 donation from Harold P. Flora for Animal Control use (Fund 2070-4540).
- 3d. Adopt Resolution No. 09-19, A Resolution of the Town of Paradise Supporting Extended Producer Responsibility.

4. PUBLIC HEARING PROCEDURE

- a. Staff report (15 minutes total maximum)
- b. Open hearing to the public
 - 1. Project proponents or in favor of (15 minutes total maximum)
 - 2. Project opponents or against (15 minutes total maximum)
 - 3. Rebuttals - when requested (15 minutes total maximum or 3 minutes maximum per speaker)
- c. Close hearing to the public
- d. Council discussion
- e. Motion
- f. Vote

5. PUBLIC HEARINGS

- 5a. Conduct a public hearing regarding the Planning Commission recommendation for Town Council approval of the rezoning of certain properties from Multiple Family (MF) to Multiple Family, Planned Development combining (MF-PD) zone for a proposed residential subdivision development project identified as RZ-07-1: Mountain Terrace Subdivision, located at the northeast corner of the Buschmann Road/Clark Road [State HWY191] intersection, AP Nos. 050-060-101, 102 and 103; and, consider: (1) Concurring with the project [Mountain Terrace Subdivision] "CEQA determination" findings adopted by the Planning

Commission on May 14, 2009, and embodied within the May 14, 2009, Planning Commission Minutes; (2) Waiving the reading of entire Ordinance No. ____ and approve reading by title only; and (3) Introducing Ordinance No. ____, "An Ordinance Rezoning Certain Real Property From MF (Multiple Family Residential) to MF-PD (Multiple Family Residential/Planned Development Combining) Zone Pursuant to Paradise Municipal Code Sections 17.45.500 et. seq. [RZ-07-1: Mountain Terrace Subdivision]. **(ROLL CALL VOTE)**

6. PUBLIC COMMUNICATION

This is the time for members of the audience who have completed a "Request to Address Council" card and given it to the Clerk to present items not on the Agenda. Comments should be limited to a maximum of three minutes duration. The Town Council is prohibited by State Law from taking action on any item presented if it is not listed on the Agenda.

7. COUNCIL CONSIDERATION

- 7a. Consider the request for a fee waiver for the Paradise High School Sports Program Residential project; and, (1) Authorize a waiver of all Town of Paradise fees applicable to the Paradise High School Sports Program's residential remodel and raffle project; OR, (2) Authorize a partial waiver of the Town of Paradise fees applicable to the Paradise High School Sports Program's residential remodel and raffle project; OR, (3) Consider a reimbursement of all or part of the fees for the Paradise High School Sports Program's residential remodel and raffle project, provided the completed project meets the terms and conditions of Section 1720, et. seq. of the Labor Code relating to the use of public funds on projects constructed using volunteer labor; OR, (4) Decline to grant a fee waiver. **(ROLL CALL VOTE)**
- 7b. Consider (1) Approving the project scope for the 2009 Overlay Project No. 1 that was approved by the BCAG Board for funding from the American Recovery and Reinvestment Act of 2009 (ARRA) federal stimulus package; (2) Authorizing the Town Engineer to submit Request for Authorization to Caltrans for approval; and, (3) Concurring with the Town Planning Director's CEQA finding of categorical exemption. **(ROLL CALL VOTE)**

8. COUNCIL COMMUNICATION (Council Initiatives)

- a. Council oral report(s) regarding their representation on Commissions/Committees.

9. STAFF/COMMISSION/COMMITTEE COMMUNICATION

- a. Town Manager Oral Report.

10. CLOSED SESSION

- 10a. Pursuant to Government Code Section 54957.6, the Town Council will hold a closed session to meet with Charles L. Rough, Jr., Dennis Ivey, Denise Farrell and Gina Will, its designated representatives, regarding labor relations between the Town and the Paradise Police Officers Association; the Police Mid-Management Association; the Paradise Firefighters' Association; the Fire Mid-Management Association; the Confidential/Mid-Management Association; the General Employees Unit; and the Management Unit.

11. ADJOURNMENT

STATE OF CALIFORNIA)	SS.
COUNTY OF BUTTE)	
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:	
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TOWN/ASSISTANT TOWN CLERK SIGNATURE	