

**MINUTES  
PARADISE TOWN COUNCIL  
REGULAR MEETING - 6:00 P.M. – April 13, 2010**

The Regular Meeting of the Town Council of the Town of Paradise was called to order by Mayor Lotter at 6:03 p.m. in the Council Chambers, Town Hall, 5555 Skyway, Paradise, California. Following the pledge of allegiance, the invocation was offered by Council Member Culleton.

**COUNCIL MEMBERS PRESENT:** Steve "Woody" Culleton, Frankie Rutledge, Alan White and Scott Lotter, Mayor.

**COUNCIL MEMBERS ABSENT:** Joe DiDuca.

**STAFF PRESENT:** Town Clerk Gutierrez, Town Manager Rough, Town Attorney Moore, Assistant Manager Ivey, Assistant to the Town Manager/Business & Housing Services Director Gill, Finance Director Will, Community Development Director McGreehan, Assistant Community Development Director Baker, Public Works Director/Town Engineer Schmidt, Acting Fire Chief Jensen and Acting Police Chief Buzzard.

Police Chief Buzzard introduced Police Lieutenant Gabriela Tazzari, who was sworn into office on April 5, 2010.

The "Child Abuse Prevention Month" Proclamation was accepted by Margie Ruegger on behalf of the Child Abuse Prevention Council of Butte County.

The "Sexual Assault Awareness Month" Proclamation was accepted by Cinda Trembath and Marcia Kohn, Rape Crisis Volunteers, on behalf of the Rape Crisis Intervention organization.

The "Public Service Recognition Week" proclamation was accepted by Ray Harrington on behalf of the National Association of Retired Federal Employees (NARFE).

The "National Telecommunicators Week" proclamation was accepted by Karen Braun, Lillian Booth and Jerilyn Houseworth on behalf of the Town of Paradise public safety dispatchers.

The "Chocolate Fest" proclamation was read into the record and presented to the Chocolate Queen Candidates who were present at the meeting.

**2. ITEMS DEFERRED FROM PREVIOUS MEETING** – None.

**3. CONSENT CALENDAR**

**Agenda Item 3(a):** MOTION by White, seconded by Rutledge, approved the Minutes of the March 9, 2010, Regular Council Meeting; and, the April 5, 2010 Special Council Meeting. Roll call vote was unanimous with DiDuca absent and not voting.

TC (MIN) [APPR]  
Minutes of the March  
9, 2010 Regular  
Meeting and April 5,  
2010 Special Meeting

Date: April 13, 2010

**Agenda Item 3(b):** MOTION by White, seconded by Rutledge, approved the Cash Disbursements Journal in the amount of \$882,997.43. Roll call vote was unanimous with DiDuca absent and not voting.

TC (FIN) [APPR]  
Check Register in  
amount of  
\$882,997.43 (310-10-  
26)

**Agenda Item 3(c):** MOTION by White, seconded by Rutledge, (1) Waived reading of entire Ordinance No. 497 and approved reading by title only; and, (2) Adopted Ordinance No. 497, An Ordinance Amending Text Regulations Within Paradise Municipal Code Chapters 17.04, 17.37 and 17.41 Relating to: Land Use Regulations, Sign Regulations and Design Review Standards. Roll call vote was unanimous with DiDuca absent and not voting.

TC (ORD) [ADOPT]  
Ord. 497 Text  
Amendments to  
Paradise Municipal  
Code (540-16-66 &  
710-80-08)

**Agenda Item 3(d):** MOTION by White, seconded by Rutledge, (1) Waived reading of entire Ordinance No. 498 and approved reading by title only; and, (2) Adopted Ordinance No. 498, An Ordinance Rezoning Certain Real Property From RR-2/3 (Rural Residential, 2/3 Acre Minimum) to RR-1/2 (Rural Residential, 1/2 Acre Minimum) Zone Pursuant to Paradise Municipal Code Sections 17.45.500 et. seq. (RZ-06-4; Risley). Roll call vote was unanimous with DiDuca absent and not voting.

TC (ORD) [ADOPT]  
Ord. 498 Rezone  
property from RR-2/3  
to RR-1/2 in the  
Paradise Municipal  
Code. (540-16-67 &  
750-85-05)

**Agenda Item 3(e):** MOTION by White, seconded by Rutledge, adopted Resolution No. 10-06, A Resolution of The Town Council of the Town of Paradise Establishing Delegation of Authority for Public Safety Industrial Disability Retirements. Roll call vote was unanimous with DiDuca absent and not voting.

TC (RES) [ADOPT]  
Res. No. 10-06  
Delegation of  
Authority for Public  
Safety Industrial  
Disability Retirement  
(630-10-08)

**Agenda Item 3(f):** MOTION by White, seconded by Rutledge, adopted Resolution No. 10-07, A Resolution Authorizing and Approving the Borrowing of Funds for Fiscal Year 2010-11; the Issuance and Sale of a 2010-2011 Tax and Revenue Anticipation Note Therefore and Participation in the California Communities Cash Flow Financing Program. Roll call vote was unanimous with DiDuca absent and not voting.

TC (RES) [ADOPT]  
Res. No. 10-07  
Issuance and Sale of  
2010-11 TRAN and  
Participate in the CA  
Communities Cash  
Flow Financing  
Program (350-40-11)

**Agenda Item 3(g):** MOTION by White, seconded by Rutledge, (1) Approved the Street Excavation Permit request to install two 18-inch diameter storm drain connections and manholes in Wagstaff Road to facilitate construction of a new 2,500 square foot "mini-mart" type of store; and, (2) Authorized the Public Works Director/Town Engineer to issue the permit, pending completion of the necessary insurance, bonds and engineered plans. Roll call vote was unanimous with DiDuca absent and not voting.

TC (PW) [APPR]  
Street Excavation  
Permit to install storm  
drains and manholes  
on Wagstaff Road.  
(950-40-13)

Date: April 13, 2010

**Agenda Item 3(h):** MOTION by White, seconded by Rutledge, approved the request by Chris and Ronda Hoffman, dba Alpine Electric, to adopt a portion of the Paradise Memorial Trailway to provide for litter pickup and general light maintenance from Bille Road northerly to Rocky Lane. Roll call vote was unanimous with DiDuca absent and not voting.

TC (PW) [APPR]  
Chris & Ronda Hoffman dba Alpine Electric adopted a portion of Memorial Trailway (950-18-07)

#### **4. PUBLIC HEARING PROCEDURE**

Mayor Lotter announced that no public hearings were scheduled.

#### **5. PUBLIC HEARINGS** - None.

#### **6. PUBLIC COMMUNICATION** – None.

#### **7. COUNCIL CONSIDERATION**

**Agenda Item 7(a):** MOTION by Rutledge, seconded by Culleton, (1) Adopted the DRAFT Community Development Block Grant Program (CDBG) 2010-2015 Consolidated Plan as submitted; and, (2) Authorized staff to submit the adopted 2010-2015 Consolidated Plan to the US Department of Housing and Urban Development. Roll call vote was unanimous with DiDuca absent and not voting.

TC (P&CD) [ADOPT]  
CDBG Consolidated Plan submitted to USHUD (710-10-72)

**Agenda Item 7(b):** MOTION by White, seconded by Culleton, (1) Adopted the 2010-2011 subrecipient funding recommendations regarding Community Development Block Grant (CDBG) funding for local organizations; (2) Adopted the DRAFT 2010-2011 CDBG Annual Action Plan as submitted; and, (3) Authorized staff to submit the adopted 2010-2011 Annual Action Plan to the U.S. Department of Housing and Urban Development. Roll call vote was unanimous with DiDuca absent and not voting.

TC (P&CD) ADOPT]  
2010 Subrecipient funding from CDBG and 2010/11 CDBA Annual Action Plan submitted to USHUD (710-10-70)

**Agenda Item 7(c):** MOTION by White, seconded by Culleton, (1) Rejected all bids submitted on October 12, 2009 for the Pinewood Drive Street Repair Project; and, (2) Authorized the Public Works Director/Town Engineer to rebid this project after taking into account appropriate value engineering and including the asphalt overlay of Red Bud Drive from 100 feet north of Chandler Drive to Crestmore Drive. Roll call vote was unanimous with DiDuca absent and not voting.

TC (PW) (AUTH)  
Rejected bids and authorized to rebid including asphalt overlay of Red Bud Drive. (950-450-15)

**Agenda Item 7(d):** MOTION by Rutledge, seconded by Culleton, (1) Waived the reading of entire Ordinance No. 499 and approved reading by title only ;and, (2) Introduced Ordinance No. 499, An Ordinance of the Town of Paradise Amending Section 2.45.070 of the Paradise Municipal Code Relating to Purchases. (Adds the purchase of

TC (ORD) [INTRO]  
Ord. 499 Amending Paradise Municipal Code relating to purchases.

computer software as a category exempt from the Town's regular defined bid process.) Roll call vote was unanimous with DiDuca absent and not voting.

**Agenda Item 7(e):** Council concurred to set a special meeting for Thursday, June 24, 2010 at 9:00 a.m. for the Town Council's FY 2010-11 & 2011-12 Budget Review Session.

TC (FIN) [SET] Set Special Meeting for Budget Review for 06/24/10 at 9:00 a.m. (340-05-53)

**Agenda Item 7(f):** MOTION by Rutledge, seconded by White, (1) Approved a Professional Services Agreement with L&L Surveying to perform professional land surveying services for the Pearson Road Park and Ride Project in an amount not to exceed \$25,640.00, based on comparability of qualifications and the significant cost differential between the top two firms; and, (2) Authorized the Town Manager and Town Mayor to execute a Professional Services Agreement for professional land surveying services with L&L Surveying in an amount not to exceed \$25,640. Roll call vote was unanimous with DiDuca absent and not voting.

TC (AGT) [APPR] L&L Surveying agrmt for Pearson Road Park & Ride Project not to exceed \$25,640.00 (C10-03 RFP-380-60-01)

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

**Agenda Item 8(a):** Council Member White reported on his attendance at the Butte County Association of Governments (BCAG) and Butte County Air Quality Management District (BCAQMD) meetings.

Council Member Rutledge reported on her attendance at the Redevelopment Advisory Committee meeting where the designs for the Paradise Community Village housing project and a proposed mini-mart/gas station project located at Skyway/Wagstaff were reviewed.

Council Member Culleton reported on his attendance at the League of California Cities (LCC) Sacramento Valley Division quarterly meeting in Winters, and that the next division meeting will be in Redding on June 4<sup>th</sup>.

Mayor Lotter reported that he attended the Redevelopment Advisory Meeting, the Paradise Recreation and Park District Grand opening, and that he is working with the Rotary organization to complete installation of the donated ice machine at the Paradise Community Park.

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

**Agenda Item 9(a):** Town Manager Rough informed Council that he needed direction regarding reservation of rooms for the League of California Annual Conference that is to be held in San Diego on September 15<sup>th</sup>-17<sup>th</sup>. Council concurred to direct staff to submit the

TC (ADM) [CONCU] Staff to submit early reservations for League Annual conference.

requested early reservation for two hotel rooms for this conference.

Town Manager Rough reminded Council of the special meeting to be held on April 21, 2010 at 6:00 p.m. to hold a public hearing regarding Council consideration to adopt an ordinance relating to a special public safety protection parcel tax that would be submitted to the voters at the November 2, 2010 general election.

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

At 7:25 p.m., Mayor Lotter announced that pursuant to Government Code Section 54957.6, the Town Council will hold a closed session to meet with Charles L. Rough, Jr., Dennis Ivey, and Gina Will, its designated representatives, regarding labor relations between the Town and the Police Mid-Management Association; the Paradise Firefighters' Association; the Confidential/Mid-Management Association; the General Employees Unit; and the Management Unit.

Mayor Lotter reconvened the meeting at 8:05 p.m. and announced that direction was given to staff and no action was taken in closed session.

#### **11. ADJOURNMENT**

The Town Council meeting was adjourned at 8:05 p.m.

**APPROVED:** May 11, 2010

  
\_\_\_\_\_  
SCOTT LOTTER, Mayor  
\_\_\_\_\_  
JOANNA GUTIERREZ, CMC Town Clerk

