

**MINUTES  
PARADISE TOWN COUNCIL  
REGULAR MEETING - 6:00 P.M. – November 9, 2010**

The Regular Meeting of the Town Council of the Town of Paradise was called to order by Mayor Lotter at 6:05 p.m. in the Council Chambers, Town Hall, 5555 Skyway, Paradise, California. Following the pledge of allegiance, the invocation was offered by Council Member White.

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

**COUNCIL MEMBERS ABSENT:** None.

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

**2. ITEMS DEFERRED FROM PREVIOUS MEETING**

None.

**3. CONSENT CALENDAR**

1. Ward Habriel pointed out a misspelled name in the Minutes of October 12, 2010; that the name should be spelled "Jon" and not "John".

**Agenda Item 3(a):** MOTION by White, seconded by Culleton, approved the Minutes of the October 12, 2010 Regular Meeting and the October 28, 2010 Special Meeting. Roll call vote was unanimous.

**TC (MIN) [APPR]**  
Minutes of the  
October 12, 2010  
Regular Meeting

**Agenda Item 3(b):** MOTION by White, seconded by Culleton, approved the Check Register in the amount of \$1,595,573.65. Roll call vote was unanimous.

**TC (FIN) [APPR]**  
Check Register in  
amount of  
\$1,595,573.65 (310-  
10-26)

**4. PUBLIC HEARING PROCEDURE**

Mayor Lotter announced that no public hearings were scheduled.

**5. PUBLIC HEARINGS**

None.

## **6. PUBLIC COMMUNICATION**

1. Paul Derr, Assistant Public Works Director, informed the Council that Kyle Webster's memorial to the Korean War veterans is scheduled to be unveiled at the Paradise Community Park on November 11, 2010 at noon with Mayor Scott Lotter presiding over the event.

2. Loretta Griffin thanked the Town Manager for discussing with her the situation with the Senior Center, wherein the Senior Center was in jeopardy of losing its non-profit status for renting to unqualified users, that they are waiting for a hard copy of the confirmation from the tax assessor that the status has been restored, and stated that they will appreciate any and all help from anyone as the Senior Center dues do not cover their bills and if they cannot rent out the facility to other service groups she does know where they will go.

Town Manager Rough suggested that the Senior Center consider amending its by-laws and sharing information with the tax assessor to provide to the State Board of Equalization.

3. Dan Wentland, stated that he is concerned not only for the Senior Center but for other non-profits, that he thinks this is a back door method for the counties to raise revenue, that the Senior Center is not doing anything wrong, and is a facility that is used by the community.

## **7. COUNCIL CONSIDERATION**

Town Manager Rough reported to Council that the Town would like to hold the Christmas Tree Lighting Ceremony in coordination with the Truckers Parade/Food Drive at the Community Park without any impact to the Town's budget and that citizens have already come forward to donate services and resources for this event, and that he recommends the Council go forward with the event. Mayor Lotter opened the matter to public input.

1. Ward Habriel stated that he thinks it is great that the Town calls this a Christmas Tree, that he thinks this event should be done and can be done for less than \$5,000, that it is for the people of the Town and asked the Council to vote "yes".

2. Loren Harvey discussed the permit required for the Truckers Parade and asked if the Council was aware that there is a fee charged for the Volunteers in Police Services (VIPS).

3. Dan Wentland stated that he will donate \$100 to the Christmas Tree Lighting event.

4. Thea Max stated that she attended the event last year, reminded Council of the car vs. pedestrian accident that happened last year and that she thinks the Town needs to provide more people to keep the event safe.

**Agenda Item 7(a):** MOTION by White, seconded by DiDuca, approved Saturday, December 4, 2010 as the date and time for the Town of Paradise's fourth annual Christmas Tree Lighting Ceremony/Food Drive at the Paradise Community Park with the starting time to be set to coordinate with the Truckers Parade. Council vote was unanimous.

TC (REC) [APPR] 4th  
Annual Christmas  
Tree Lighting at  
Paradise Community  
Park. (1050-30-02)

Following a report from Town Manager Rough regarding the proposed measures to reduce the general fund budget deficit, Mayor Lotter opened the matter for public input.

1. Jon Remalia asked if the discussion about replacing the fire engine was about the ladder truck, and that when layoffs occur there is an impact on the state budget due to unemployment benefits, and asked if the Town would be better off to ask for more concessions across the board than to lay people off.

2. Loren Harvey asked as a point of clarity what the difference was between the total budget for last year and the budget for this year.

Town Manager Rough invited Mr. Harvey to come into Town Hall and meet with the staff to review the budget and answer the questions he has regarding the budgets.

**Agenda Item 7(b):** MOTION by White, seconded by Rutledge, (1) approved the proposed additional general fund budget deficit reduction measures as identified in the staff report that will reduce the projected budget deficit to \$226,965. Roll call vote was unanimous.

TC (FIN) (APPR)  
Approved budget  
deficit reduction  
measures (340-10-31)

**Agenda Item 7(c):** MOTION by Culleton, seconded by DiDuca, adopted Resolution No. 10-42, A Resolution of the Town Council of the Town of Paradise Concerning Layoffs Due to a Reduction in Town Revenues. Roll call vote was unanimous.

TC (RES) [ADOPT]  
Res. No. 10-42,  
Layoffs Due to  
Reduction in Town  
Revenues. (340-10-31  
& 640-20-01)

**Agenda Item 7(d):** MOTION by White, seconded by Culleton, (1) Approved the annual fall burn period for residential yard clean-up from November 16<sup>th</sup>, 2010 to December 19<sup>th</sup>, 2010; and, (2) Authorized the Fire Chief for future years to designate the fall burn period for a one-month length of time without Town Council action and at the discretion of the Fire Chief. Council vote was unanimous.

TC (HS&W) [APPR]  
Annual fall burn period  
from Nov. 16, 2010 to  
Dec. 19, 2010. (440-  
05-14)

Date: November 9, 2010

Council concurred to direct staff to bring back for future discussion that a burn permit be valid for a fiscal year, rather than for a calendar year, to cover both the spring and the fall burn periods.

Following a report from Town Clerk Gutierrez regarding the vacancies on the Tree Advisory Committee and the application received from Richard Eliot, Mr. Eliot was introduced to the Town Council. Mr. Eliot thanked the Council for the opportunity to serve the community.

**Agenda Item 7(e):** MOTION by Culleton, seconded by White, (1) appointed Mr. Richard Eliot to the position on the Tree Advisory Committee requiring an individual skilled in care and maintenance of trees, a three-year term expiring August 12, 2013. Roll call vote was unanimous.

TC (P&CD) [APPT]  
Appointed Richard Eliot to three-year term on the Tree Advisory Comm. to expire 8-12-13 (740-60-12)

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

**Agenda Item 8a:** Council Member White reported that the Butte County Association of Governments (BCAG) met in Paradise for their October meeting and that there was discussion regarding the changes to the B-Line routes; and, that the Paradise Community Village Phase 1 Final Map has been approved, the affordable housing project property can become owned by CHIP and the project can move forward.

Council Member Rutledge reported that the Redevelopment Advisory Committee meeting was cancelled and the Memorial Service for Alice Smith was held on October 29<sup>th</sup> at the Paradise Alliance Church.

Council Member DiDuca congratulated Mayor Lotter and Council Member Elect Tim Titus relating to the election results; reported that he attended the Feather River Hospital Black Tie Gala and the Memorial Service for Alice Smith; discussed the positive HDL sales tax report and stated that it demonstrates the importance of the businesses in our community; and suggested using TOT monies for better promotion of local businesses.

Manager Rough stated that the Council only held back on TOT allocations for the last two years and that he thinks future Councils will make sure TOT monies result in enhancements to our local economy.

Council Member Culleton reported that he attended the local solid waste meeting, that the franchisee is in the fourth year and a "true up" is due and commended NRWS for the good job they are doing; that he will be attending the LCC Legislative Briefing in Sacramento on November 16<sup>th</sup>; discussed recruiting volunteers to maintain the

Paradise Community Park and asked for interested persons to contact him; and, reminded of the food donations set up all around Town.

Mayor Lotter reported that he attended the Paradise Volunteer Firefighter Spaghetti Feed; spoke at the Paradise Hospice; attended the local solid waste meeting and that Foothill Lumber received an award for waste reduction efforts; and, that he was appointed by the LCC Sacramento Valley Division to serve on an annual conference review program to provide a smaller town perspective and he will attend via teleconference.

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

**Agenda Item 9a:** Town Manager Rough reminded that the Feather River Hospital is the largest employer in Paradise and is now considered to be the premier hospital in the area, having received many awards and recognitions. Manager Rough asked Public Works Director Schmidt to come forward to report on the 2010 Snow Day training.

Town Engineer/Public Works Director Schmidt reported the 2010 Snow Day event will take place on December 14, 2010 at the Senior Center and that the purpose of the event is to unify area resources, which now includes the Paradise Irrigation District and the Paradise Recreation and Park District, in order to be able provide for a 24-hour response during an emergency event for the duration of such an event.

## **10. CLOSED SESSION**

**Agenda Item 10a:** Mayor Lotter announced that pursuant to Government Code Section 54957.6, the Town Council would hold a closed session to meet with Charles L. Rough, Jr., Lauren Gill, Dennis Ivey, Crystal Peters, and Gina Will, its designated representatives, regarding labor relations between the Town of Paradise and the Paradise Police Officers' Association.

Mayor Lotter reconvened the meeting at 7:55 p.m. and announced that the Town Council has come to agreement with the Police Officers Association.

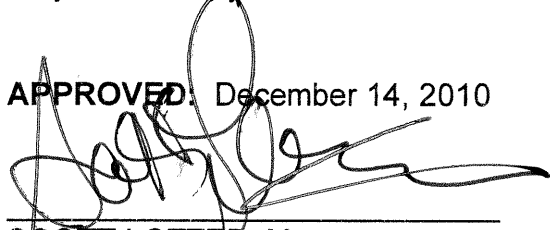
**MOTION by White, seconded by Culleton,** adopted Resolution No. 10-43, A Resolution Adopting an Amendment to the Memorandum of Understanding Between the Town of Paradise and the Paradise Police Officers Association covering the period from November 1, 2009 through October 31, 2012. Roll call vote was unanimous.

**TC (RES) [ADOPT]**  
Res No. 10-43  
Adopted MOU  
between TOP and  
PPOA.

**11. ADJOURNMENT**

Mayor Lotter adjourned the Council Meeting at 7:58 p.m.

**APPROVED:** December 14, 2010

A handwritten signature in black ink, appearing to read 'Scott Lotter', written over a horizontal line.

SCOTT LOTTER, Mayor

A handwritten signature in black ink, appearing to read 'Joanna Gutierrez', written over a horizontal line.

JOANNA GUTIERREZ, CMC Town Clerk