



**MINUTES
CITY OF NORCO**

**CITY COUNCIL
REGULAR MEETING**

CITY COUNCIL CHAMBERS – 2820 CLARK AVENUE

JUNE 5, 2013

CALL TO ORDER: Mayor Azevedo called the meeting to order at 6:00 p.m.

ROLL CALL: Mayor Kathy Azevedo, **Present**
Mayor Pro Tem Berwin Hanna, **Present**
Council Member Kevin Bash, **Present**
Council Member Herb Higgins, **Present**
Council Member Harvey C. Sullivan, **Present**

City Attorney Harper recommended that the following items be added to the Closed Session portion of the Agenda:

Conference with Legal Counsel – Existing Litigation:

Case Name: Robbin Koziel vs City of Norco
Case Number: RIC 522773

Case Name: CACERF Norco, LLC vs. City of Norco
Case Number: RIC 10010637.

Personnel Matters:

City Manager

M/S Bash/Hanna to add the recommended items to the Closed Session portion of the Agenda. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, SULLIVAN

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

THE CITY COUNCIL RECESSED TO CLOSED SESSION (SECTION 54954) TO CONSIDER MATTERS:

§54956.9 – Conference with Legal Counsel – Anticipated Litigation

§54956.9(d)(2) 2 Potential Cases

§54956.9(d)(4) 1 Potential Case

RECONVENE PUBLIC SESSION: 7:00 p.m.

REPORT OF ACTION(S) TAKEN IN CLOSED SESSION (§54957.1) REPORT OF ACTION(S) TAKEN IN CLOSED SESSION (§54957.1): City Attorney Harper stated that three items were added to closed session, noting the court ruled in favor of the City in the Case of CACERF Norco, LLC versus the City of Norco. He further stated that there were no reportable actions resulting from the remaining items discussed in Closed Session.

PLEDGE OF ALLEGIANCE: Council Member Bash

INVOCATION: Calvary Chapel – Norco
Pastor Louie Monteith

PRESENTATIONS: Tony Baretto, representing the Horseweek Committee, presented the City with a check in the amount of \$4,766 for the City's Animal Shelter.

Recognition of Norco College Student and Staff for Designing the Logo for Norco's 50th Birthday Celebration

Artist - Luis Caudillo

*Faculty - Cathy Brotherton
Beth Steffel*

Department Chair - Judy Perry

Mayor Azevedo recognized Mr. Caudillo and staff from Norco College for their efforts in designing the logo for Norco's 50th Birthday.

REGULAR CITY COUNCIL AGENDA AS FOLLOWS:

1. CITY COUNCIL CONSENT CALENDAR ITEMS:

M/S Bash/Hanna to adopt the items as recommended on the City Council Consent Calendar. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, SULLIVAN

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

- A. City Council Minutes:
Regular Meeting of May 15, 2013
Special Meeting of May 15, 2013
Recommended Action: **Approve the City Council Minutes** (City Clerk)
- B. Recap of Actions Taken of the Planning Commission Special Meeting of May 21, 2013. **Recommended Action: Receive and File** (Planning Director)
- C. Procedural Step to Approve Ordinance after Reading of Title Only.
Recommended Action: Approval (City Clerk)

- D. Resolutions Calling the 2013 General Municipal Election. **Recommended Action: Adopt the following Resolutions: a) Resolution No. 2013-22, requesting the Board of Supervisors of the County of Riverside consent to the conduction of the November 5, 2013 General Municipal Election in the City of Norco by the County of Riverside Registrar of Voters; b) Resolution No. 2013-23, calling and giving notice of the General Municipal Election to be held on November 5, 2013; and c) Resolution No. 2013-24, adopting regulations for the candidates for elective office.** (City Clerk)
 - E. Approval of Salary and Benefits Resolutions for Management; and Middle Management, professional and Confidential Employees for Fiscal year 2013-2014. **Recommended Action: 1.) Adopt Resolution No. 2013-25, approving the annual salary and benefits for Management personnel; and 2.) Adopt Resolution No. 2013-26, approving the annual salary and benefits for Middle Management, Professional and Confidential service personnel.** (Deputy City Manager/Director of Finance)
 - F. Adoption of the Norco Local Hazard Mitigation Plan Annex from the Riverside County Operational Area Multi-Jurisdictional Local Hazard Mitigation Plan as Required by the Federal Disaster Mitigation and Cost Reduction Act of 2000.. **Recommended Action: Adopt Resolution No. 2013-27, adopting the Norco Local Hazard Mitigation Plan Annex.** (Fire Chief)
 - G. Approval to Declare Various City Assets as Surplus Property. **Recommended Action: Declare Various City Assets as Surplus and authorize the Deputy City Manager/Director of Finance to dispose of surplus assets through auction, donation to charitable organizations or electronic recycling (e-cycle).** (Deputy City Manager/Director of Finance)
2. ITEM(S) PULLED FROM CITY COUNCIL CONSENT CALENDAR:
3. LEGISLATIVE MATTERS: **(No new evidence will be heard from the public as the public hearing has been closed regarding all items listed.)**
- A. **Ordinance No. 960 Second Reading – Continued from April 3, 2013:** Zone Code Amendment 2013-02; Specific Plan 85-1, Amendment 8; Specific Plan 90-01, Amendment 12; and, Specific Plan 91-02, Amendment 6 regarding the Allowance of Massage Businesses as Ancillary Uses in Commercial Zones. **Recommended Action: Adopt Ordinance No. 960.** (City Clerk)

M/S Bash/Higgins to adopt Ordinance No. 960 for second reading. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, SULLIVAN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

- B. **Ordinance No. 961 Second Reading.** Zone Code Amendment 2013-01 and Code Amendment 2013-01 (City of Norco): Chapters 18.32 and 10.16 of the Norco Municipal Code regarding the Travel, Use, and Parking of Commercial Vehicles and Trailers in Residential Zones, and Along City Streets. **Recommended Action: Adopt Ordinance No. 961.** (City Clerk)

M/S Hanna/Higgins to adopt Ordinance No. 961 for second reading. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, SULLIVAN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

- C. **Ordinance No. 962 Second Reading.** Code Change 2013-02: An Ordinance of the City Council of the City of Norco Declaring Code Violations of the Municipal Code to be a Public Nuisance and Authorizing the Recovery of Attorney's Fees. **Recommended Acton: Adopt ordinance No. 962.** (City Clerk)

M/S Bash/Higgins to adopt Ordinance No. 962 for second reading. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS
NOES: SULLIVAN
ABSENT: NONE
ABSTAIN: NONE

4. CITY COUNCIL PUBLIC HEARINGS:

- A. Amendments to the City's Comprehensive Fee Resolution to Update and Adjust Fees for General City Services

Most of the existing fees are being recommended for adjustment by changes in the Consumer Price Index of 2.2% between March 2012 and March 2013 for Los Angeles, which reflects changes in the cost of providing the services. Some fees are not recommended to be adjusted to ensure that the fees are competitive with other jurisdictions, while other fees are recommended to be adjusted by amounts exceeding the CPI to adequately reflect the true cost of providing services. New fees are being recommended to be added to the Master Fee Schedule based on new services being performed as a result of changes in City Ordinances and/or for services not previously charged.

Recommended Action: Adopt Resolution No. 2013-28, updating and adjusting fees for General City Services. (Deputy City Manager/Director of Finance)

Deputy City Manager/Director of Finance Okoro presented the public hearing item.

Mayor Azevedo OPENED the public hearing, indicating that proper notification had been made and asked for the appearance of those wishing to speak.

Ted Hoffman. Mr. Hoffman commented, as a member of the Streets, Trails & Utilities Commission, noting that he objected to the fact that the Commission did not have the opportunity to review the proposed fees.

Mayor Azevedo CLOSED the public hearing.

M/S Sullivan/Bash to adopt Resolution No. 2013-28, updating and adjusting fees for General City Services. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, SULLIVAN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

- B. Approval and Adoption of the City of Norco Operating Budget for Fiscal Year 2013-2014 and Authorizing Appropriations Therefrom

The FY 2013-2014 Proposed Budget for the General Fund includes total estimated operating revenues of \$14,470,778 and total estimated operating expenditures of \$15,156,057. This reflects estimated structural budget gap of \$685,279 which will be made up by one-time revenue of \$304,132 and estimated FY 2012-2013 budget savings of \$381,147. The proposed budget estimates that General Fund's fund balance as of June 30, 2014 to be \$3,545,146. Water Fund total revenues are estimated to be \$9,644,257 while total expenditures are estimated to be \$9,185,011. Sewer Fund total revenues are estimated to be \$5,538,058 and total expenditures are estimated to be \$4,810,089. For the rest of the City Operating Funds, including Gas Tax, NPDES, AQMD and Miscellaneous Grant Funds, total estimated revenues along with available fund balance are sufficient to cover FY 2013-2014 total requested expenditure appropriations. For the Successor Agency of the former Norco Community Redevelopment Agency, total estimated expenditures of \$8,569,388 are presented for information purposes only. The Oversight Board is responsible for approving the Recognized Obligations Payment Schedule (ROPS).

Recommended Action: Receive public comments on the proposed Annual Operating Budgets for the City of Norco and adopt Resolution No. 2013-29, approving and adopting the City Operating Budget and for Fiscal Year 2013-2014 and authorizing appropriations therefrom. (City Manager/Executive Director and Deputy City Manager/Director of Finance)

City Manager Groves and Deputy City Manager/Director of Finance Okoro presented the public hearing item and provided an overview of the City's proposed Operating Budget and the changes made to that Operating Budget since the May 1, 2013 Budget Workshop.

Council Member Bash noted that he is pleased with direction the Budget is going, but is concerned that money is not put aside for infrastructure. He further thanked staff and the citizens of Norco.

Mayor Pro Tem Hanna thanked staff for their efforts and thanked the citizens for shopping Norco.

Council Member Higgins noted the fact that there is \$3.5 million in reserves, adding that the City is actually paying some of the bills it was not able to pay in the past.

Mayor Azevedo thanked the residents, staff and Council for their efforts, noting that the right decisions have been made. She asked about the stipend increase in Economic Development and who it is for. In response, City Clerk Jacobs stated that this is for meetings added for the Historic Preservation Commission.

Mayor Azevedo OPENED the public hearing, indicating that proper notification had been made and asked for the appearance of those wishing to speak.

Vern Showalter. Mr. Showalter asked what the total deficit is for retirement medical. In response, Deputy City Manager/Director of Finance Okoro stated that the medical portion liability is about \$13 million, with about \$4 million accumulated, resulting in a \$9 million liability.

Mayor Azevedo CLOSED the public hearing.

M/S Bah/Higgins to adopt Resolution No. 2013-29, approving and adopting the City Operating Budget and for Fiscal Year 2013-2014 and authorizing appropriations therefrom.

Under discussion. Mayor Azevedo thanked the Fire Department for its efforts.

The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, SULLIVAN

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

- C. Approval of the Five Year Capital Improvement Program for Fiscal Years 2014-2018

A budget workshop was held to review the proposed FY 2014-2018 Capital Improvement Program (CIP) Budget for the City of Norco. Staff is now recommending that the City Council conduct a Public Hearing to receive input from the public and that at the conclusion of the hearing, that the City Council approve the CIP Budget for Fiscal Years 2014-2018.

Recommended Actions: Receive public comments on the proposed Capital Improvement Program Budget and adopt Resolution No. 2013-30, approving and adopting the City of Norco Capital Improvement Program Budget for fiscal Years 2014-2018. (Deputy City Manager/Director of Finance)

Mayor Azevedo and Deputy City Manager/Director of Finance Okoro presented the public hearing item and provided a summary of the CIP and its funding sources.

Mayor Azevedo OPENED the public hearing, indicating that proper notification had been made and asked for the appearance of those wishing to speak.

Pat Overstreet. Ms. Overstreet asked about the aquatic center and when it will it open again. Deputy City Manager/Director of Finance Okoro responded that this is clearly an example of one of the challenges faced, noting that there is not enough money in the CIP to fund and build the aquatic center facilities.

Mayor Azevedo CLOSED the public hearing.

M/S Bash/Higgins to adopt Resolution No. 2013-30, approving and adopting the City of Norco Capital Improvement Program Budget for fiscal Years 2014-2018. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, SULLIVAN
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

5. PUBLIC COMMENTS OR QUESTIONS:

Pat Overstreet. Ms. Overstreet commented on the recent Ranch Tour statistics and requested that the Mayor draw from the ticket stubs from the event to choose a winner for that event.

Ted Hoffman. Mr. Hoffman commented on the need for a three-year public safety fee to add four traffic officers in the City.

Jennifer Gable. Ms. Gable introduced herself and commented on her interest in serving on the Parks and Recreation Commission.

Vern Showalter. Mr. Showalter inquired about the Waste Management negotiations.

Katie West. Ms. West commented on her home situation with the requirement to connect to the Sewer upon its sale. She noted that she has received quotes from \$16,000 to \$35,000, adding that the connection is 305 feet from the street.

6. CITY COUNCIL COMMUNICATIONS / REPORTS ON REGIONAL BOARDS AND COMMISSIONS:

Mayor Pro Tem Hanna:

- Reported on the Riverside County Transportation Commission recent legal rulings regarding the Perris Valley Line.
- Reported that Vector Control has expanded the district into a small portion of Riverside.
- Commented on the Day of the Cowboy event for 2014, noting that there will be a surprise at the event in recognition of the City's 50th Birthday.

Council Member Sullivan:

- Reported on the Western Riverside County Regional Wastewater Authority meeting held, noting the reclaimed water plans.

Mayor Azevedo:

- Reported on the Western Riverside County Council of Governments meeting held, noting that everyone is gearing up for the General Assembly.
- Reported that she and Council Member Bash attended the American Diabetes Association Father of the Year Awards event, at which time Bob Hemborg was honored.
- Noted that this Friday is the kick-off for the City's Concerts in the Park, to begin at 6:30 p.m.
- Reported on the City's 50th Birthday Celebration Committee meetings held, noting many of the events and dates planned, and adding that she will bring back an item in the future to discuss the budget.

7. CITY MANAGER / STAFF COMMUNICATIONS:

City Manager Groves:

- Commented on her appreciation to City staff for working on the budget.
- Announced that she has presented her letter of resignation to the City Council and will be leaving the City of Norco as of August 1, 2013.

8. ADJOURNMENT: There being no further business to come before the City Council, Mayor Azevedo adjourned the meeting at 8:30 p.m.

BRENDA K. JACOBS, CMC
CITY CLERK