



MINUTES
CITY OF NORCO
CITY COUNCIL

August 7, 2013

City Council Chambers
2820 Clark Avenue, Norco, CA 92860

Kathy Azevedo, Mayor
Berwin Hanna, Mayor Pro Tem
Kevin Bash, Council Member
Herb Higgins, Council Member
Harvey C. Sullivan, Council Member

CALL TO ORDER: Mayor Azevedo called the meeting to order at 7:00 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**

PLEDGE OF ALLEGIANCE: Council Member Sullivan

INVOCATION: Grace Fellowship Church
Pastor Vernie Fletcher

INTRODUCTION: Melvin Sparks III, Sr. Animal Control Officer

Animal Control Superintendent Frank Scagnamiglio introduced Mr. Sparks.

ANNOUNCEMENT: Proclamation of August 10, 2013 as
"Fast Jack" Beckman Day

Mayor Azevedo provided information regarding "Fast Jack" Beckman Day to be held at Browning Dodge on August 10th from 11 a.m. to 1 p.m.

INTRODUCTIONS: 2013 Miss Norco Contestants

Mayor Azevedo introduced the seven 2013 Miss Norco Horsetown USA contestants.

REGULAR CITY COUNCIL AGENDA AS FOLLOWS:

1. CITY COUNCIL CONSENT CALENDAR ITEMS:

M/S Sullivan/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 July 17, 2013
Recommended Action: **Approve the City Council Minutes** (City Clerk)
- B. Procedural Step to Approve Ordinance after Reading of Title Only.
Recommended Action: Approval (City Clerk)
- C. Approval of a Contract to Purchase a ShorTel Telephone System Using the State of California Department of General Services California Multiple Award Schedule (CMAS). **Recommended Action: Award a contract to purchase a ShorTel telephone system from IntelesysOne, using the State of California DGS CMAS in the amount of \$86,569.64; and, authorize the City Manager to sign the contract.** (IT Manager)
- D. Acceptance of the Traffic Signal at Hamner Avenue and Detroit Street project as Complete. **Recommended Action: Accept the Traffic Signal at Hamner Avenue and Detroit Street Project as complete and authorize the City Clerk to file the Notice of completion with the County Recorder's Office.** (Public Works Director)
- E. Execution of a Cooperative Agreement with the City of Corona for Traffic Signal Improvements at the Intersection of Parkridge Avenue and Lincoln Avenue/First Street. **Recommended Actions: Approve the Agreement, subject to non-substantive changes, and authorize the City Manager to execute the Agreement.** (Public Works Director)
- F. Acceptance of the Dedication of a Public Utility Easement over a Portion of Cota Street (Gilani). **Recommended Action: Accept the Dedication of Easement for Public Utility Purposes.** (Public Works Director)
- G. Acceptance of the Dedication of a Public Utility Easement over a Portion of Cota Street (OMNI Norco, LLC). **Recommended Action: Accept the Dedication of Easement for Public Utility Purposes.** (Public Works Director)

- H. Acceptance of the Dedication of a Public Utility Easement over a Portion of Cota Street (ASTA Properties, LLC and STRATA Realty, LLC). **Recommended Action: Accept the Dedication of Easement for Public Utility Purposes.** (Public Works Director)
2. ITEM(S) PULLED FROM CITY COUNCIL CONSENT CALENDAR:
3. CITY COUNCIL DISCUSSION / ACTION ITEM:
- A. Consideration of Appointments to the Historic Preservation Commission. **Recommended Actions: Staff recommends that the City Council appoint two individuals to serve on the Historic Preservation Commission effective August 8, 2013.** (City Clerk)

Linda Dixon. Ms. Dixon, as a member of the Commission, spoke in support of the City Council appointing Su Bacon and Pat Overstreet.

Pat Overstreet. Ms. Overstreet spoke in support of the Commission and noted her desire and honor to serve on it.

Mayor Kathy Azevedo voted for Susan Bacon and Patricia Overstreet
Mayor Pro Tem Berwin Hanna voted for Susan Bacon and Patricia Overstreet
Council Member Kevin Bash voted for Susan Bacon and Patricia Overstreet
Council Member Herb Higgins voted for Susan Bacon and Patricia Overstreet
Council Member Harvey C. Sullivan voted for Susan Bacon and Terri Jacquemain

Therefore, Susan Bacon and Patricia Overstreet are hereby appointed to serve on the Historic Preservation Commission effective August 8, 2013.

- B. Approval of a City of Norco Towing Company Rotation Administrative Policy. **Recommended Action: Approve the Sheriff's Department/City of Norco Towing Company Rotation Administrative Policy.** (Lt. Hedge)

Lt. Hedge presented information regarding the proposed Administrative Policy.

City Manager Okoro stated that the formal policy is being adopted so that what has taken place in the past with no policy will not happen again. He noted that the towing companies need to be in compliance with all CUP requirements in order to remain on the rotation list.

Council Member Sullivan received confirmation from Lt. Hedge that the towing company needs to be located in Norco, as stated in the Administrative Policy.

Joe Fernandes. Mr. Fernandes commented on the three legal tow services located in the City, noting his support of the Administrative Policy. He further spoke against the grandfathering in of any companies.

Karen Leonard. Ms. Leonard commented on the companies without a facility located in the Norco, asking if they need a City business license. In response, City Manager Okoro noted that they do require a business license.

Council Member Higgins commented on the heated discussions that took place in 2003, noting his concerns regarding the enforcements of the conditional use permits issued. He further commented on his support of only using City-located towing companies on the rotation.

Council Member Sullivan asked staff to review the CUPs issued to the City towing companies and what they are towing. He further commented on Advanced Towing, asking if they had a CUP, and noting that they were issued a business license without having a CUP.

Mayor Pro Tem Hanna asked if Advance Towing has a CUP. In response, Director King stated that they did not, as they moved to that location for office purposes. Mayor Pro Tem Hanna stated that if they operate in town they need to get a CUP and be legal. He noted his support for only using towing companies located in the City on the rotation list, and asked who will monitor the requirement of the Policy.

Ramin Arabshaw. Mr. Arabshaw, from Advanced Towing, stated that in 2005-2006 he was given a conditional use permit that was grandfathered in. He noted that he made sure they were legal before moving the business to Norco. Council Member Higgins stated that the CUP was not in their name, the CUP was in the past owners name and was grandfathered in and requested the paper work from Mr. Arabshaw.

Mayor Azevedo commented on the CUP letters going to the appropriate persons for enforcement purposes. She further commented on the diesels being towed into the City, noting other locations on Hamner that may not be in compliance with the City. She further commented on why we would want any more towing yards in the City.

Council Member Bash commented on his concerns to protect the businesses located in Norco.

M/S Bash/Higgins to approve the Administrative Policy; give 90 days to the towing companies to have an office and storage facility in the City of Norco and comply with the City's CUP requirements; and direct staff to prepare a discussion regarding a moratorium on towing companies in the City and future Cup requirements.

Under discussion:

Mayor Azevedo asked how towing companies are assigned on the rotation list. In response, Lt. Hedge stated that they need to meet the 20 minute response requirement or they move to the next business on the list. Lt. Hedge clarified that the requirements that are followed are through the Jurupa Station.

The motion was carried by the following roll call vote:

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

- C. Execution of an Interagency Agreement between the City of Norco, the Chino Desalter Authority, and Western Municipal Water District Regarding the Construction of Potable Water and Wastewater System Facilities Located Within or Connected to Facilities in the Detroit Street Bridge. **Recommended Actions: Approve the Agreement, subject to non-substantive changes, and authorize the City Manager to execute the Agreement.** (Water/Sewer Manager)

Bill Thompson, City of Norco Water/Sewer Manager, presented information regarding the Agreement.

The City Council Members complimented Mr. Thompson on his efforts on maintaining the City's water system.

M/S Bash/Higgins to approve the Agreement, subject to non-substantive changes, and authorize the City Manager to execute the Agreement. The motion was carried by the following roll call vote:

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

4. CITY COUNCIL PUBLIC HEARINGS:

- A. **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: That the Public Hearing be canceled due to the publishing of the aforementioned title, which was incorrect.** (Planning Director) **NO ACTION REQUIRED**

- B. **Code Change 2013-03 (City of Norco):** An ordinance of the City Council of the City of Norco Establishing Prima Facie Speed Limits on Certain Streets in the City of Norco, and Amending Chapter 10.12.010 through 10.12.030 of the Norco Municipal Code.

As required by State law, a "Engineering and Traffic Survey" report dated July 2013, was prepared by Albert Grover and Associates of the City's primary arterial, collector and local street network for the purpose of establishing prima facie speed limits. Based on the survey report, all existing speed limits throughout the City previously surveyed will remain unchanged. Five additional new street segments were surveyed and speed limits established.

Recommended Action: Adopt Ordinance No. 963 for first reading.
(City Engineer)

City Engineer Milano presented the public hearing item for City Council consideration.

Mayor Azevedo OPENED the public hearing, indicating that proper notification had been made and asked for the appearance of those wishing to speak. With no one wishing to speak, Mayor Azevedo CLOSED the public hearing.

Council Member Higgins noted that when Assemblyman Pacheco was serving, he requested the consideration for the 25 mph in Norco, which was a landmark for the City.

Mayor Azevedo commented on her concerns with the 50 mph speed limit on Norco Hills Road, Hidden Valley Pkwy to Valley Drive; and the 35 mph speed limit on Valley Drive, Country Club Drive to Fresian Street. In response, Mark Miller, representing Albert Grover & Associates, stated that the 50 mph is consistent with the City of Corona, and is a continuity of the speed. He added that he believes that the 50 mph is appropriate, as there is no blatant accident history. Mr. Miller stated that in regards to Valley Drive, 35 mph is the appropriate speed, adding that the segment of road does not have homes on both sides of the street.

In response to **Council Member comments**, Mr. Milano stated that additional speed limit signs will be posted and placed in the correct and/or additional places throughout the City.

M/S Sullivan/Bash to adopt Ordinance No. 963 for first reading. 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:

Julie Waltz. Ms. Waltz commented on her concerns regarding a tree located on Broken Arrow Street.

Ted Hoffman. Mr. Hoffman complimented City staff for the clean-up completed in LMD No. 4. He also stated that he appreciated the utility bill insert regarding the cost breakdown information.

6. CITY COUNCIL ANNOUNCEMENTS / REPORTS ON REGIONAL BOARDS AND COMMISSIONS / FUTURE AGENDA ITEM(S) RECOMMENDATIONS:

Mayor Pro Tem Hanna:

- Noted that Riverside County has a case of West Nile Virus.
- Asked who is responsible to get rid of weeds in the flood control channel. In response, Public Works Director Askew stated that it is Riverside Flood Control's responsibility.
- Reported on a Riverside Transit Authority meeting he attended and the new free ride pass regulations for veterans, active military, and police and fire personnel.
- Reported on a Western Riverside Council of Governments meeting he attended, at which time they approved the TUMF reimbursement to the County for the Santa Ana Bridge project in the amount of \$250,000.
- Recommended, and received consensus from all of the City Council Members, to move this section of the Agenda to the beginning of the Agenda, just before the consent calendar.

Council Member Higgins:

- Commented on the list provided regarding parking citations issued, noting that he does not like it, adding his concerns and stating that ultimately the City will need to have Norco Citizens on Patrol issue citations.

M/S Higgins/Bash to agendize a future discussion regarding the City creating a program to assist seniors. The motion was carried by the following roll call vote:

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

Council Member Sullivan:

- Commented on Riverside Transit Authority (RTA) veterans, active military, and police and fire personnel discounts that have been approved. He noted that the RTA busses that are no longer needed are donated to charitable organizations, adding that one just donated to the American Legion for trips to Loma Linda.

Mayor Azevedo:

- Thanked the Day of the Cowboy committee for its efforts.
- Commented on attending and speaking at the Draft EIR comment meeting held in regards to the Norco CRC at which time concerns were noted by City Council Members and residents. She received consensus from the City Council Members to prepare a letter to the legislators in regards to the surplussing of the Norco CRC property.

7. CITY MANAGER / STAFF COMMUNICATIONS AND ANNOUNCEMENTS:

- A. Report on the Group Home Located at the Residence on Broken Arrow Street. (City Manager)

City Manager Okoro presented information as stated in the staff report regarding the group home on Broken Arrow Street.

City Attorney Harper stated that cities are precluded by statute to have jurisdiction to oppose group home regulations.

Julie Waltz. Ms. Waltz questioned the stated number of employees that work in the group home. She noted that all she is asking is that they abide by the law, noting that they are disturbing the peace. She also questioned the five (5) calls for service responded by the Fire Department and noted that she has a copy of the 2010 Coroner's Report following a death at the group home. She further commented on her concerns regarding the abuse going on at the group home.

Council Member Sullivan asked if the City was aware of this. In response, Lt. Hedge noted that he is not in liberty to discuss the report or the situation.

City Attorney Harper further commented on the State's legal authority and responsibilities, as well as the City's responsibilities and enforcement rights.

Garret Cozart. Mr. Cozart asked about the calls received regarding disturbing the peace and if the City has done anything about them.

Su Gilliam. Ms. Gilliam commented on the calls received and made to the Sheriff's Department through the Neighborhood Watch Program on Broken Arrow Street. She noted that rocks are thrown at her granddaughter and she is told that the Sheriff's Department cannot do anything about it, adding that her granddaughter is scared.

M/S Higgins/Bash to direct staff to send a letter to the regulatory agencies regarding the issues at the group home, including the enclosure of a CD of tonight's minutes, and direct Lt. Hedge to bring back a report regarding the actual calls for service to this location.

Lt. Hedge noted that the Sheriff's Department staff would be available to meet with any state officials regarding any necessary investigations or discussions regarding calls responded to.

The motion was carried by the following roll call vote:

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

8. **ADJOURNMENT:** There being no further business to come before the City Council, Mayor Azevedo adjourned the meeting at 9:26 p.m.

BRENDA K. JACOBS, CMC
CITY CLERK