



MINUTES
CITY OF NORCO
CITY COUNCIL
SUCCESSOR AGENCY TO THE NORCO COMMUNITY REDEVELOPMENT AGENCY

August 21, 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 6:05 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**

The City Attorney stated the need to add a late arriving potential litigation item to Closed Session, adding that this action requires a 4/5 vote of the City Council.

M/S Higgins/Sullivan to add one item to the Closed Session agenda as the matter is urgent and arose after the agenda was prepared. 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/SUCCESSOR AGENCY RECESSED TO CLOSED SESSION
(SECTION 54954) TO CONSIDER MATTERS:

Section 54956.9 – Anticipated Litigation (Added by Urgency)

Number of Potential Cases: 1

Section 54956.9 – Conference with Legal Counsel – Existing Litigation

Case Name: Successor Agency vs. Jeffrey D. Wilhelm and Jeffrey D. Wilhelm, LLC
Case Number: RIC 10008244

RECONVENE PUBLIC SESSION: Mayor Azevedo reconvened the meeting at 7:10 p.m.

REPORT OF ACTION(S) TAKEN IN CLOSED SESSION (§54957.1): **City Attorney Harper stated that a potential litigation item was added to the closed session portion of the agenda as an urgency matter. He further stated that there are no reportable actions to report following the discussions held in closed session.**

PLEDGE OF ALLEGIANCE: Council Member Bash

INVOCATION: Beacon Hill Assembly of God
Pastor Rene Parish

RECOGNITIONS: Retirement of Norco UPS Driver -- Kathy Bamber

Mayor Azevedo presented a Certificate of Recognition to Kathy Bamber honoring her for her years of service to the community delivering for UPS. Many of her family, friends and City residents were in attendance to recognize her.

Individuals that Completed the Community
Emergency Response Team (CERT) Program

The individuals that completed the Community Emergency Response Team (CERT) Program were recognized. Gina McGough, Riverside County OES Coordinator, was present to provide additional information regarding the CERT Program.

SILVERLAKES EQUESTRIAN & SPORTS PARK UPDATE:

R.J. Brandes, representing Balboa Management Group, LLC, provided an update regarding the Silverlakes Equestrian & Sports Park. He stated that he brought representatives from a bank to Norco last week and that bank has provided a letter, with the intent to move forward. He noted that he believes that they have everything required from that bank, which is contingent on very few things. He further noted that the bank is talking about getting it done in very short time; weeks, not months. He stated that he thinks that they will be moving forward with the project, noting that his personal problems have been resolved. He stated that ‘we are going to get this project built’.

Rebecca Wan. Ms. Wan asked for clarification regarding the Silverlakes schedule. Mr. Brandes responded that the intention is to run 6 hunter jumper shows at Silverlakes, with the intention of expansion in the future. He further noted that there will be approximately 20 horse shows held each year, adding that the facility will be large enough to have enough stalls for 200-400 horses at any time.

Nick Ferrari. Mr. Ferrari noted that there is a lot of negative comments and news about Silverlakes, adding that he would like to see a City forum regarding Silverlakes held at Nellie Weaver, potentially on a Saturday, so many can attend.

CITY COUNCIL COMMUNICATIONS / REPORTS ON REGIONAL BOARDS AND COMMISSIONS:

Council Member Bash:

- Commented and asked for the Council's support regarding a 100 Mile Club Mayor's walk at Pikes Peak Park on September 9 or 16 that he wants to organize. Mayor Azevedo responded that she would be willing to do the warm up!

Mayor Pro Tem Hanna:

- Commented on the mosquito that carries Yellow Fever that has been located in the City of Clovis.
- Reported on the Riverside County Transportation Commission recent legal rulings regarding the Perris Valley Line, noting that construction will begin again.

Mayor Azevedo:

- Commented on the Western Riverside Council of Governments HERO Program, noting that it has now expanded to other counties throughout the state.
- Commented on the 50th Birthday Party for Norco, adding that shirts will be designed with the logo on them. She also stated that the first fund raiser event will be held at the pavilion on the Navy Base, with all proceeds going to the Veteran's Memorial.
- Reminded everyone that the Norco Mounted Posse PRCA Rodeo begins this weekend.
- Encouraged everyone to attend the fair, noting the Miss Horsetown USA contest she is involved in.

CITY COUNCIL BUSINESS ITEMS AS FOLLOWS:

1. CITY COUNCIL CONSENT CALENDAR ITEMS:

Council Member Bash pulled Item 1.E. for discussion.

M/S Hanna/Sullivan to adopt the items as recommended on the City Council Consent Calendar.

Under discussion:

Council Member Higgins stated that he votes "no" on Item 1.A.

The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, SULLIVAN

NOES: HIGGINS ON ITEM 1.A.

ABSENT: NONE

ABSTAIN: NONE

- A. City Council Minutes:
Regular Meeting of August 7, 2013
Recommended Action: **Approve the City Council Minutes** (City Clerk)

- B. Recap of Actions Taken of the Planning Commission Meeting of August 14, 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. Resolution Confirming the Mayor's Appointment of One Member to Replace Andy Okoro on the Oversight Board of the Successor Agency to the Norco Community Redevelopment Agency. **Recommended Action: Adopt Resolution No. 2013-55, confirming the Mayor's appointment of Brian Petree, representing the employees of the Agency, to serve on the Oversight Board.** (City Clerk)
- E. Acceptance of a Donation from the American Youth Soccer Organization (AYSO) Region 37 in the Amount of \$5,860 and Approval of a Resolution to Amend the FY 2014 General Fund Budget. **Recommended Action: Accept the donation from the AYSO Region 37 in the amount of \$5,860 and adopt Resolution No. 2013-56, amending the FY 2014 General Fund Budget.** (Director of Parks, Recreation & Community Services) **PULLED FOR DISCUSSION**
- F. Approval of the Vacation of Cota Street between Parkridge Avenue and Hamner Avenue. **Recommended Action: Adopt Resolution No. 2013-57, approving the vacation of Cota Street; and, direct the City Clerk to send the executed resolution to be recorded.** (Public Works Director)

2. ITEM(S) PULLED FROM CITY COUNCIL CONSENT CALENDAR:

Item 1.E. Acceptance of a Donation from the American Youth Soccer Organization (AYSO) Region 37 in the Amount of \$5,860 and Approval of a Resolution to Amend the FY 2014 General Fund Budget.

Council Member Bash commented on this item, noting that AYSO has been a good partner to the City, adding that this particular cause is to help with horse trail fencing.

M/S Bash/Higgins to accept the donation from the AYSO Region 37 in the amount of \$5,860 and adopt Resolution No. 2013-56, amending the FY 2014 General Fund Budget.. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, SULLIVAN

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

- 3. **LEGISLATIVE MATTER: (No new evidence will be heard from the public as the public hearing has been closed regarding the item listed.)**

- A. **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. **Recommended Action: Adopt Ordinance No. 963.** (City Clerk)

M/S Higgins/Sullivan to adopt Ordinance No. 963. 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 ACTION ITEM:

- A. Approval of Wild Animal Permit NWAP 2013-01, Trevor Santochi, 3925 Mt. Shasta, Norco, California. **Recommended Action: Approve Wild Animal Permit NWAP 2013-01 for an Artic Gyrfalcon.** (Director of Parks, Recreation & Community Services)

Parks, Recreation & Community Development Director Petree provided information regarding the item as stated on the staff report.

M/S Bash/Higgins to adopt Wild Animal Permit NWAP 2013-01 for an Artic Gyrfalcon. The motion was carried by the following roll call vote:

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

5. CITY COUNCIL PUBLIC HEARINGS:

- A. Public Hearing Confirming Costs for Spring Weed Abatement

The 2013 Spring Weed Abatement Report of Costs lists property owners whose vacant parcels were abated by the Fire Department's weed abatement contractor for the 2013 Spring Weed Abatement Program. After Council adopts the Resolution, property owners will be invoiced for payment of the abatement.

Recommended Action: Adopt Resolution No. 2013-58, confirming the report of costs for abatement of weeds and hazardous vegetation as a public nuisance and imposing special assessment liens on vacant parcels within the City. (Fire Chief)

Chief Pemberton 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.

Vern Showalter. Mr. Showalter asked for clarification regarding which properties were included in this process. In response, Chief Pemberton stated that these are all unimproved parcels within the City limits.

Mayor Azevedo CLOSED the public hearing.

M/S Bash/Higgins to adopt Resolution No. 2013-58. The motion was carried by the following roll call vote:

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

- B. **Zone Code Amendment 2013-03 (City of Norco):** A City Initiated Proposal to Amend Title 18 "Zoning" of the Norco Municipal Code, Chapter 18.02 – Definitions", Section 18.31.08 - "Yard Requirements – Walls, Fences and Structures in Setback Areas" and Section 18.38.22 -"On-site Location of Parking Facilities", to Address/Revise the Definitions of Vehicles and Trailers, and to Address Vehicle and Trailer Parking in Residential Zones.

Zone Code Amendment 2013-03 is a City-initiated proposal to amend Title 18 (Zoning) of the Norco Municipal Code to address/revise the definitions of vehicles and trailers, and to address vehicle and trailer on-site parking in residential zones.

Recommended Action: Adopt Ordinance No. 964 for first reading.
(Planning Director)

Planning Director King presented the public hearing item. He clarified the problems identified by the Planning Commission through its decision process. He stated that Mayor Azevedo met with him and expressed her concerns and recommended that the Planning Commission recommendation be considered, without including livestock trailers.

Mayor Azevedo noted her concerns regarding the older homes in the City with narrow lots where the livestock trailers are too large and cannot be hauled to the back of the properties. She further noted her concerns with limiting the livestock trailers on the side of properties and how this would be enforced.

Council Member Bash stated that he concurs with Mayor Azevedo, noting that the lots were designed to be long and narrow.

Mayor Pro Tem Hanna commented on the problems he sees getting the trailer to the back of properties and concurs with Mayor Azevedo.

Council Member Higgins stated that he has an issue with enforcement on items approved. He added that he wanted to make sure this section has nothing to do with car haulers, adding that there needs to be another ordinance dealing with that issue. He stated that he agrees with leaving out the livestock trailers.

Council Member Sullivan stated that he agrees with leaving out the livestock trailers.

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

Linda Dixon. Ms. Dixon commented on her concerns regarding the accommodation of RVs on some of the properties in her neighborhood with the lack of access to the back yards. She noted concerns regarding too many restrictions on the parking and if this would take care of the cars parked in front yards. Director King responded with the proposed and current requirements.

Council Member Higgins stated that he thought the intent of this was to clear up an issue with cars parked in the front yards. In response, Director King stated that it was broader than this, adding that there were other issues that were involved. Council Member Higgins asked if this is enforced, would the vehicles need to be placed in storage. Director King stated that this would be addressed through a permit or through another solution. Council Member Higgins noted that he will not store his vehicles.

Don Bowker. Mr. Bowker stated that he is in favor of doing something, noting the site plan requirements in the Norco hills and the problems in the R1 areas, where there are the most problems.

Vern Showalter. Mr. Showalter noted that the Council needs to be aware of the size of the motor homes and trailers at 102 inches wide, which would be hard to haul to the side or rear of a property.

Greg Newton. Mr. Newton noted that it is difficult for the Planning Commission to be objective with lots that are not cookie cutter. He commented on his concern that the Council is looking too much into this and recommended that if it is sent back to Planning, give them a clear direction.

Ed Dixon. Mr. Dixon noted that one thing that has not been addressed is multi-families that live in the same home and where they park vehicles. He commented on his concerns regarding how much a permit would cost to park his RV in the front yard. He stated that he would be opposed to anything that would jeopardize anything from allowing him to park his RV in the front yard.

Pat Overstreet. Ms. Overstreet commented on her property and the recreational vehicles parked in her back yard, as she has a lot of space. She stated that she would object to not being able to store other owner's vehicles in her back yard.

Mayor Azevedo CLOSED the public hearing.

Council Member Sullivan commented on a previous issue that came up regarding a front yard setback with a horse trail that was put in the area where they parked. He stated that he would like to see the ordinance clarified for homes with a circular driveway.

Mayor Pro Tem Hanna stated that parking of vehicles in the front yard needs to be addressed at a later date and RVs that are occupied should be addressed at this time.

Following further discussion, the City Council determined that this issue should be referred back to the Planning Commission.

M/S Sullivan/Bash to refer this item back to the Planning Commission. The motion was carried by the following roll call vote:

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

6. PUBLIC COMMENTS OR QUESTIONS:

Julie Waltz. Ms. Waltz commented on the August 7th meeting she attended, noting that the minutes state that the tree she referred to was located on Bluff Street, which should state located on Broken Arrow Street.

Lance Gregory. Mr. Gregory addressed the homeless and panhandlers located off of Hidden Valley, noting that it has become worse and out of control.

Vern Showalter. Mr. Showalter commented on the dangerous conditions caused by students walking on Second Street at the north bound off ramp of Interstate 15.

7. CITY MANAGER / STAFF COMMUNICATIONS:

City Manager Okoro:

- Provided information regarding the Exercise Citadel Rumble 2013 that the Norco Naval Surface Warfare Center is participating in from August 20-22, at which time there will be a very loud speaker heard.
- Noted that City staff is planning to hold a future study session regarding the closure of the Norco California Rehabilitation Center. He added that an email was received today that noted that the reason the property was removed from the State's surplus property disposal list is because of internal Department of Corrections and Rehabilitation issues which need to be resolved.

Council Member Sullivan:

- Commented on the agenda item from the August 7th meeting appointing two members to the Historic Preservation Commission, noting that the staff report did not clearly state the requirements for service on the Commission and did not identify those already serving on the Commission that had the full requirements.
8. ADJOURNMENT: There being no further business to come before the City Council/Successor Agency, Mayor Azevedo adjourned the meeting at 9:19 p.m.

BRENDA K. JACOBS, CMC
CITY CLERK