



MINUTES  
CITY OF NORCO  
CITY COUNCIL

October 2, 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

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

**Section 54956.9(d)(4) – Conference with Legal Counsel – To determine whether to initiate litigation (two matters)**

RECONVENE PUBLIC SESSION: Mayor Azevedo reconvened the meeting at 7:00 p.m.

REPORT OF ACTION(S) TAKEN IN CLOSED SESSION (§54957.1): **City Attorney Harper stated that there were no reportable actions resulting from the item discussed in Closed Session.**

PLEDGE OF ALLEGIANCE: Council Member Sullivan

INVOCATION: Calvary Chapel – Norco  
*Pastor Louie Monteith*

PRESENTATIONS: Ron Snow  
*Honored for Designation as “Norco Historian Emeritus”*

**Ron Snow was honored for his service as City Historian since January of 1988 and was awarded a plaque designating him as Norco Historian Emeritus.**

Polly's Pies  
*Recognized for its Support and Contributions to Norco*

**Representatives from Polly's Pies were recognized for all of the contributions made in support of the City of Norco.**

**CITY COUNCIL BUSINESS ITEMS AS FOLLOWS:**

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

**Mayor Pro Tem Hanna:**

- Reported on the RCTC meeting he attended at which time an update regarding the Perris Valley Line was provided.
- Reported on the League of California Cities Annual Convention he attended, noting a class he attended on disaster preparedness for cities. He requested that Fire Chief Pemberton present information at some time in regards to emergency preparedness in the City of Norco.
- Reported on the NART fundraiser held, noting purchases made to support the NART rescues.

**Council Member Sullivan:**

- Reported on the RTA meeting attended, noting that the new busses have arrived.

**Mayor Azevedo:**

- Reported that on October 8<sup>th</sup> there will be a Norco 50<sup>th</sup> Birthday brainstorming meeting at City Hall regarding activities throughout the celebratory year.
- Noted that there is a need for persons to pull wagons for dignitaries at the upcoming Parade of Lights.
- Reported that she attended the League of California Cities Annual Convention, noting classes she attended regarding economic development in the future, specifically with online shopping. She added that she also attended a class on CEQA requirements and the benefits of fast-tracking.

**2. CITY COUNCIL CONSENT ITEMS:**

**Council Member Higgins, Council Member Bash and a member of the public pulled Item 2.C.**

**M/S Higgins/Hanna to adopt the remaining 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 September 4, 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. Recap of the Planning Commission Meeting of September 11, 2013.  
**Recommended Action: Receive and File** (Planning Director)
- D. Acceptance of Street Dedication at 3304 Hamner Avenue. **Recommended Action: the City Council accept for street purposes a 25 foot wide strip of frontage along Hamner Avenue, located at 3304 Hamner Avenue; and, authorize the City Clerk to file the Certificate of Acceptance with the County of Riverside Recorder.** (Public Works Director)

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

**Item 2.C. -- Recap of the Planning Commission Meeting of September 11, 2013.**

**Council Member Higgins** commented on Item 7.C. on the September 11, 2013 Recap of the Planning Commission meeting, noting the 3-2- vote and his concern that the Planning Commission did not have all of the available information provided to them prior to the meeting.

**City Attorney Harper** stated the 10-day time period to appeal this item has run out. He stated that he believes that this same item was proposed to the Council and rejected, adding that it seemed to him that the Planning Commission did not have the jurisdiction to consider it again. He further stated that the only difference in this proposal, from what he understands, is the potential of a lien placed on the property and based upon this; the appropriate action would be to send this back to the Planning Commission for reconsideration or other actions.

**Council Member Bash** noted that he believes that the Council was very clear regarding its decision.

**Karen Leonard.** Ms. Leonard commented on her opposition to this item.

**Mayor Azevedo** noted that the Chairman of the Planning Commission was not aware that the idea of the lien was already discussed by the Council and denied.

**Council Member Sullivan** commented on his concerns regarding this item going back to the Planning Commission.

**Council Member Hanna** stated that when the Council makes a determination pertaining to a Planning Commission item, the Planning Commission needs to become aware of what the determination was.

**M/S Higgins/Hanna to request a legal opinion from the City Attorney regarding the Planning Commission's decision on Site Plan 2013-07. The motion was carried by the following roll call vote:**

**AYES: AZEVEDO, BASH, HANNA, HIGGINS, SULLIVAN**

**NOES: NONE**

**ABSENT: NONE**

**ABSTAIN: NONE**

**Mayor Azevedo** commented on Item 5.A. of the recap of the Planning Commission meeting of September 11, 2013, noting the size of the building and size of the lot.

**M/S Bash/Higgins to approve the remaining items of the recap of the Planning Commission meeting of September 11, 2013. The motion was carried by the following roll call vote:**

**AYES: AZEVEDO, BASH, HANNA, HIGGINS, SULLIVAN**

**NOES: NONE**

**ABSENT: NONE**

**ABSTAIN: NONE**

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

A. **Zone Code Amendment 2013-14 (City):** Ordinance Amending Section 18.64.10 (Density Bonus) regarding Incentives towards the Production of Affordable Housing within the "Housing Development Overlay (HDO) Zone as an Implementation Measure of the General Plan Housing Element (2008-2014 Housing cycle). **Recommended Action: Adopt Ordinance No. 965.** (City Clerk)

**M/S Bash/Higgins to adopt Ordinance No. 965. The motion was carried by the following roll call vote:**

**AYES: AZEVEDO, BASH, HANNA, HIGGINS**

**NOES: SULLIVAN**

**ABSENT: NONE**

**ABSTAIN: NONE**

5. **CITY COUNCIL CONTINUED PUBLIC HEARING:**

A. Tentative Parcel Map (TPM) 36552 (Mehta): A request for approval of a subdivision of land that is 1.14 acres into two parcels for residential uses located at 4520 Center Street within the A-1-20 Zone.

*TPM 36552 is a request for approval of a subdivision of land that is approximately 1.14 acres into two parcels for residential uses. The property is located at 4520 Center Avenue within the A-1-20 Zone. The City's Historic Preservation Consultant completed an on-site analysis of the structure and concluded that there is no historical value in it.*

**Recommended Action: Adopt Resolution No. 2013-60, approving TPM 36552, subject to the conditions outlined in the resolution. (Planning Director)**

**Planning Director King** presented the public hearing item as presented in the staff report, noting the review completed by the City's Historic Preservation Consultant which concluded that there is no historical value in it

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

**Greg Newton.** Mr. Newton commented on street improvements and if they will be required or if they are cash in lieu of improvements. He noted that the cash in lieu option never gets done and would like to see street improvements completed on this project.

**Mayor Azevedo CLOSED the continued public hearing.**

**Council Member Sullivan** asked if this is in the area on Center Street where the storm drain project is. In response, staff noted that this area is not included in this year's project.

**Planning Director King** noted the required conditions, which include the option for cash in lieu.

**Public Works Director Askew** stated that cash in lieu is still accepted, based on an engineer's cost estimate. She noted the issues involved in approving the public improvements.

**M/S Bash/Higgins to adopt Resolution No. 2013-60, approving TPM 36552, subject to the conditions outlined in the resolution. 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:**

**Casey Horvath.** Mr. Horvath commented on the Administrative Policy adopted for towing companies, noting that he represents Hamner Towing and addressed the fact that they will not be allowed to remain on the towing rotation list because they are located out of the City of Norco. He further commented on what Hamner Towing has to offer and contribute to the City.

**Karen Leonard.** Ms. Leonard commented on her opposition to a Council Member endorsing a City Council candidate.

**Tony Mauro.** Mr. Mauro commented on an injury he sustained, noting his concerns regarding major antibiotics he is now taking. He further commented on his concerns about Norco.

**Ken Farris.** Mr. Farris commented on his opposition to a new sign that was painted on the Navy Base in Norco.

**Marlene Counts.** Ms. Counts commented on her opposition to a new sign that was painted on the Navy Base in Norco.

**Melissa Burwell.** Ms. Burwell commented on her concerns regarding a walkway located at the end of Valley View next to the Starbucks at the end of the horse trail, noting a pole in the middle of the trail. She stated that she cannot get her stroller through the walkway, noting some possible ADA issues and asked if it can be removed.

**Ted Hoffman.** Mr. Hoffman commented on a matter of principal regarding the City's adopted Code of Ethics, noting why it was passed, adding that these are standards that are expected to be followed. He added that citizens want elected officials to follow the rules, noting recent actions by one elected official, adding that this is a clear violation.

**Robin Grundmeyer.** Ms. Grundmeyer commented on behalf of the CNUSD Foundation inviting the City Council to attend the 125-year celebration of the Corona-Norco Unified School District.

7. CITY COUNCIL / CITY MANAGER / STAFF COMMUNICATIONS:

**Council Member Higgins:**

**M/S Higgins/Azevedo to agendize the Sheriff's Department / City Towing Company Tow Rotation Administrative Policy No. 609 for discussion. 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:**

- Asked Public Works Director Askew about the timeline in regards to a discussion on speed humps. In response, Director Askew noted that this will be discussed at the upcoming Streets, Trails and Utilities Commission meeting.

**Council Member Bash:**

- Commented on his concerns regarding the Navy sign recently painted.

**M/S Higgins/Azevedo to direct the City Manager to communicate with the Navy Base and report back on its response to the City's concerns regarding the newly painted Navy sign. The motion was carried by the following roll call vote:**

**AYES: AZEVEDO, BASH, HANNA, HIGGINS, SULLIVAN**

**NOES: NONE**

**ABSENT: NONE**

**ABSTAIN: NONE**

- Commented on the 125-year history of the Corona Norco Unified School District, noting the book he helped write which will be coming out in mid-November.
8. ADJOURNMENT: There being no further business to come before the City Council, Mayor Azevedo adjourned the meeting at 8:30 p.m.

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BRENDA K. JACOBS, CMC  
CITY CLERK