



MINUTES
CITY OF NORCO
CITY COUNCIL

June 18, 2014

City Council Chambers
2820 Clark Avenue, Norco, CA 92860



CALL TO ORDER: Mayor Hanna called the meeting to order at 5:24 p.m.

ROLL CALL: Berwin Hanna, Mayor, **Present**
Herb Higgins, Mayor Pro Tem, **Present**
Kathy Azevedo, Council Member, **Present**
Kevin Bash, Council Member, **Present**
Greg Newton, Council Member, **Present**

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

§54957 Public Employee Performance Evaluation:

Title: City Manager

RECONVENE PUBLIC SESSION: Mayor Hanna reconvened the meeting at 7:05 p.m.

REPORT OF ACTION(S) TAKEN IN CLOSED SESSION (§54957.1)

City Attorney John Harper stated there was no reportable action.

PLEDGE OF ALLEGIANCE: Council Member Kathy Azevedo

INVOCATION: Pastor Louie Monteith, Norco Calvary Chapel

PRESENTATION: Lt. Eric Briddick, Riverside County Sheriff's Department

Captain Horton recognized Lt. Hedge for his service and leadership and introduced Lt. Eric Briddick. Lt. Briddick stated that he has been with the Riverside Sheriff's Department since 1990. Lt. Briddick noted that he grew up in Norco, is a Norco High School graduate, and has been of resident of the City for over 24 years.

RECOGNITIONS: Amy Toliver, *2014 Western U.S. District 7 Miniature Horse Driving Champion*

Mayor Hanna presented Amy Toliver with a certificate recognizing her for her accomplishments.

Tony Baretto of Norco Horseweek presented a check to Norco Animal Control.

CITY COUNCIL BUSINESS ITEMS AS FOLLOWS:

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

Council Member Bash:

- Nothing to report.

Mayor Pro Tem Higgins:

- Nothing to report.

Council Member Newton:

- Attended the Chino Basin Desalter Authority meeting. The board adopted the 2014-2015 operations maintenance and capital budgets of \$15.5 million.

Council Member Azevedo:

- Attended the Western Riverside Council of Governments (WRCOG) meeting, which discussed the Beaumont litigation. The WRCOG General Assembly meeting will be on June 26, 2014.
- Met with Economic Development Specialist Roger Grody and the Economic Development Advisory Committee (EDAC) about developing an equestrian guide for the City.
- Met with the Birthday Committee to discuss the Fourth of July celebrations. The Committee received a \$500 donation from Norco Horseweek.

Mayor Hanna:

- Attended the Riverside Transit Agency (RTA) meeting. Mayor Hanna noted that ridership is up 3% and that RTA will be making a presentation regarding the 91 Freeway expansion on Thursday, June 19th at 6:00 p.m. at the Corona Public Library.
- Met with Sheriff Stan Sniff on June 10th to discuss the City's contract with the County Sheriff's Department. Mayor Hanna stated that the City Council will be conducting a workshop with Sheriff Sniff's staff late summer.
- Attended the League of California Cities meeting in Banning on Friday, June 6th.
- Commented on Day of the Cowboy and urged residents to join.

2. CITY COUNCIL CONSENT ITEMS:

Mayor Hanna and Council Member Azevedo pulled Consent Calendar Item 2.C., Council Member Newton pulled Items 2.F. and 2.H., and Council Member Azevedo pulled Item 2.I.

M/S HIGGINS/AZEVEDO to adopt the remaining items as recommended on the Consent Calendar. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, NEWTON

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

- A. City Council Minutes:
Special Meeting of May 21, 2014
Special Meeting of June 4, 2014
Regular Meeting of June 4, 2014
Action: Approved the City Council Minutes
- B. Procedural Step to Approve Ordinance after Reading of Title Only. **Action: Approved**
- C. Recap of Actions Taken by the Planning Commission at its Meeting held on June 11, 2014. **Pulled for discussion.**
- D. Designation of Voting Delegate and Alternate for the 2014 League of California Cities Annual Conference. **Action: Appointed Mayor Berwin Hanna as the Voting Delegate and Council Member Kathy Azevedo as the Alternate Voting Delegate to represent the City of Norco at the 2014 League of California Cities Annual Conference to be held in Los Angeles.**
- E. Proposed Cancellation of the September 3, 2014 City Council Regular Meeting. **Action: Cancelled the September 3, 2014 City Council regular meeting.**
- F. Fourth Amendment to the Annual On-Call Street Maintenance Program Service Agreement. **Pulled for Discussion.**
- G. Fourth Amendment to the Traffic Signal Maintenance Services Agreement. **Action: Approved the requested extension of the Traffic Signal Maintenance Service Agreement with Siemens Industry, Inc. for one (1) year, through June 30, 2015.**
- H. Order of Procedure and Resolutions Necessary for the Annual Assessment Levy Continuing Landscape Maintenance Districts No. 1 – Beazer, Tract 28765; No. 2 – Western Pacific, Tract 25779; No. 3 – Centex, Tract 28826; No. 4 – Norco Ridge Ranch, Tracts 29588 and 29589; and No. 5 – Hawk’s Crest, Tract 30230:

- a. Resolution No. 2014-27 (Beazer); Resolution No. 2014-28 (Western Pacific); Resolution No. 2014-29 (Centex); Resolution No. 2014-30 (Norco Ridge Ranch); Resolution No. 2014-31 (Hawk's Crest), approving the Engineer's Preliminary Report for the Annual Levy of Assessments for the Fiscal Year 2014-2015 in said District; and
 - b. Resolution No. 2014-32 (Beazer); Resolution No. 2014-33 (Western Pacific); Resolution No. 2014-34 (Centex); Resolution No. 2014-35 (Norco Ridge Ranch); Resolution No. 2014-36 (Hawk's Crest), declaring the City's intention to provide for an Annual Levy and Collection of Assessments for certain maintenance in an existing District, and setting a time and place for the Public Hearing. **Pulled for Discussion.**
- I. Ratification of Fiscal Year 2014-2015 Western Riverside County Regional Wastewater Authority Budget. **Pulled for Discussion.**
 - J. Approval of a Cooperation Agreement between the County of Riverside and the City of Norco for Participation in the County of Riverside's Urban County Program for Fiscal Years 2015-2016, 2016-2017, and 2017-2018. **Action: Adopted Resolution No. 2014-38, approving the Cooperation Agreement for the City of Norco to participate in the County of Riverside's Urban County Program for Fiscal Years 2015-2018.** (Director of Park, Recreation and Community Services)

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

- 2.C. Recap of Actions Taken by the Planning Commission at its Meeting held on June 11, 2014.** (Planning Director)

Mayor Hanna pulled this item specifically relating to Item 5.B. on the Planning Commission Agenda to inquire what the Zone Code Amendment was amending as there was no description noted.

There was some discussion between Director King and Council Member Azevedo as to why Item 5.A. on the Planning Commission agenda was denied.

M/S AZEVEDO/HIGGINS to appeal Planning Commission Item 5.A., CUP 2013-02, Modification 1 (Pandemic Fitness). The motion was carried by the following roll call vote:

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

M/S HANNA/HIGGINS to receive and file the recap of actions taken by the Planning Commission at its meeting held on June 11, 2014. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, NEWTON

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

2.F. Fourth Amendment to the Annual On-Call Street Maintenance Program Service Agreement. (Director of Public Works)

Council Member Newton pulled the item to inquire about how to get Caliber on more projects sooner. Director Askew stated that Caliber is on-call and do much of the smaller projects. The City goes out to bid for larger projects. Ms. Askew also stated that she tries to get several projects of several thousand feet together before calling on Caliber in order to save on costs.

M/S NEWTON/HIGGINS to approve the requested extension of the Annual On-Call Street Maintenance Service Agreement with Caliber Paving, Inc. for one year through June 30, 2015. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, NEWTON

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

2.H. Order of Procedure and Resolutions Necessary for the Annual Assessment Levy Continuing Landscape Maintenance Districts No. 1 – Beazer, Tract 28765; No. 2 – Western Pacific, Tract 25779; No. 3 – Centex, Tract 28826; No. 4 – Norco Ridge Ranch, Tracts 29588 and 29589; and No. 5 – Hawk’s Crest, Tract 30230. Recommended Actions: Adopt the following Resolutions:

- a. **Resolution No. 2014-27 (Beazer); Resolution No. 2014-28 (Western Pacific); Resolution No. 2014-29 (Centex); Resolution No. 2014-30 (Norco Ridge Ranch); Resolution No. 2014-31 (Hawk’s Crest), approving the Engineer’s Preliminary Report for the Annual Levy of Assessments for the Fiscal Year 2014-2015 in said District; and**
- b. **Resolution No. 2014-32 (Beazer); Resolution No. 2014-33 (Western Pacific); Resolution No. 2014-34 (Centex); Resolution No. 2014-35 (Norco Ridge Ranch); Resolution No. 2014-36 (Hawk’s Crest), declaring the City’s intention to provide for an Annual Levy and Collection of Assessments for certain maintenance in an existing District, and setting a time and place for the Public Hearing. (City Engineer)**

Jodie Webber addressed the Engineer’s Report and expressed her concerns about the \$75,000 set aside for trail fence replacement. Ms. Webber claimed that the report has been approved for the past four years with inaccurate numbers. Ms. Webber questioned where

the \$2,500 increase in administrative costs was coming from. She also commented on the 25 lots in LMD 4 that were not included but now being assessed.

Ted Hoffman commented on a series of increases of \$90 over a two year period. Mr. Hoffman expressed his concerns with the difference in lineal feet of trail fencing noted from previous years. He commented on the importance of proper understanding of how LMDs work.

Lance Gregory expressed opposition to increases and concurred with other speakers. Mr. Gregory stated that contractors are not fulfilling their obligations.

Council Member Newton stated that he drove around Norco Ridge Ranch for trail fencing conditions and it appears that trail replacement is not needed. Council Member Newton commented on his concerns with the assessment. Council Member Newton indicated that when LMDs were discussed last year, the Council decided to conduct a workshop the following year for the public to have a better understanding of LMDs.

City Manager Okoro stated that any revenue collected for each LMD is deposited in that specific LMD and those revenues are used directly. Mr. Okoro noted that the \$75,000 is being combined in the Fiscal Year 2014/2015 budget so that better values for larger fencing repairs can be obtained.

City Engineer Milano responded to the 84,000 lineal feet calculation, which came from developer plans since 2002. In December 2013, staff counted fencing from post to post and came up with 64,000 lineal feet. Mr. Milano also commented on the 25 lots on Mt. Shasta. He stated that in 2004, it was determined that since those lots did not have landscaping as the rest of the district had, those lots were not getting a benefit.

Council Member Newton requested a workshop prior to the public hearing for the LMDs on July 16th.

M/S AZEVEDO/HIGGINS to schedule a City Council meeting on Wednesday, July 2, 2014 at 6:00 p.m. to present an educational workshop regarding the five Landscape Maintenance Districts. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, NEWTON

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

M/S AZEVEDO/HIGGINS to adopt Resolution No. 2014-27 (Beazer); Resolution No. 2014-28 (Western Pacific); Resolution No. 2014-29 (Centex); Resolution No. 2014-30 (Norco Ridge Ranch); Resolution No. 2014-31 (Hawk's Crest), approving the Engineer's Preliminary Report for the Annual Levy of Assessments for the Fiscal Year 2014-2015 in said District. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, NEWTON

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

M/S AZEVEDO/HIGGINS to adopt Resolution No. 2014-32 (Beazer); Resolution No. 2014-33 (Western Pacific); Resolution No. 2014-34 (Centex); Resolution No. 2014-35 (Norco Ridge Ranch); Resolution No. 2014-36 (Hawk's Crest), declaring the City's intention to provide for an Annual Levy and Collection of Assessments for certain maintenance in an existing District, and setting a time and place for the Public Hearing. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, NEWTON

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

2.I. Ratification of Fiscal Year 2014-2015 Western Riverside County Regional Wastewater Authority Budget. (Director of Public Works)

In response to Council Member Azevedo, City Manager Okoro stated that the \$199,000 is a one-time increase in the operations budget.

M/S AZEVEDO/HANNA to adopt Resolution No. 2014-37, adopting and approving the Fiscal Year 2014-2015 Western Riverside County Regional Wastewater Authority Budget, establishing rates to be charged for conveyance, treatment and disposal of wastewater. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, NEWTON

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

4. CITY COUNCIL DISCUSSION / ACTION ITEM:

- A. Approval of a Resolution Authorizing the Sale and Assignment of Certain Delinquent Special Taxes to the California Statewide Community Development Authority (CSCDA). **Recommended Action: Adopt Resolution No. 2014-39, authorizing the sale and assignment of certain delinquent special taxes to the California Statewide Community Development Authority (CSCDA).** (City Manager)

City Manager Okoro gave a brief report about delinquent special taxes as presented in the staff report. City Attorney Harper indicated that statute requires the City institute foreclosure action. The City did not want to be in the position to be involved in foreclosure proceedings. Mr. Harper noted this program as a benefit to the City.

M/S HIGGINS/HANNA to adopt Resolution No. 2014-39, authorizing the sale and assignment of certain delinquent special taxes to the California Statewide Community Development Authority. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, NEWTON

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

- B. Formation of a Public Land Improvement “Art in Public Places Ad-Hoc Advisory Committee” for the George Ingalls Equestrian Event Center. **Recommended Action: Approve the formation of the Art in Public Places Ad-Hoc Advisory Committee** (Director of Parks, Recreation and Community Services)

Director of Parks, Recreation and Community Services Brian Petree reported on the formation of the Art in Public Places Ad-Hoc Advisory Committee.

Mayor Hanna recommended the appointment of Sharon Hall to the Committee.

Council Member Azevedo noted that the report recommends appointing Mayor Hanna to the Committee but that Mayor Hanna’s rotation as Mayor will end in December. Council Member suggested to reword the guidelines of membership to “two Council Members.”

Pat Overstreet stated that she is delighted that Council and staff included the Beautification Committee and indicated that she is looking forward to working on the Committee.

M/S AZEVEDO/NEWTON to approve the formation of the Art in Public Places Ad-Hoc Advisory Committee. The motion was carried by the following roll call vote:

AYES: AZEVEDO, BASH, HANNA, HIGGINS, NEWTON

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

- C. Consideration of Increasing the Membership of the Economic Development Advisory Council (EDAC) by One (1) Voting Member and Granting Voting Status to the Norco Area Chamber of Commerce & Visitors Center Representative. **Recommended Action: Adopt Resolution No. 2014-40, increasing the size of the Economic Development Advisory Council (EDAC) to eleven (11) members, granting voting status to the current seat reserved for a representative from the Norco Area Chamber of Commerce & Visitors Center, and appoint Victoria Leonard to serve on EDAC.** (Economic Development Consultant)

Economic Development Consultant Roger Grody gave a brief presentation on the Economic Development Advisory Council.

Diane Collins thanked the Council for recognizing the value and partnership with the Chamber. Ms. Collins also thanked the Council for considering granting the Chamber voting status. Ms. Collins suggested that the Chamber member be a member at large rather than from the Board of Directors.

M/S HIGGINS/BASH to adopt Resolution No. 2014-40, increasing the size of the Economic Development Advisory Council (EDAC) to eleven (11) members, appointing Victoria Leonard to EDAC, and granting voting status to the current seat reserved for a representative from the Norco Area Chamber of Commerce & Visitors Center. The motion was carried by the following roll call vote:

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

- D. Installation of “No Stopping Any Time” Signs on a Portion of Sixth Street East of Pikes Peak Drive. **Recommended Action: Adopt Resolution No. 2014-41, for the installation of “No Stopping Any Time” signs on portion of Sixth Street east of Pikes Peak Drive.** (Director of Public Works)

Director of Public Works Lori Askew reported on the potential parking safety issues and commented on the discussion that took place with the Streets, Trails and Utilities Commission.

Council Member Bash commented on the blind curve and the concern for pedestrians walking to Animal Control. Director Askew suggested that Ingalls Park parking lots could be opened when adoption events take place. Director Petree suggested issuing admission tickets that would eliminate overnight parking.

M/S BASH/HIGGINS to adopt Resolution No. 2014-41, for the installation of “No Stopping Any Time” signs on portion of Sixth Street east of Pikes Peak Drive. The motion was carried by the following roll call vote:

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

5. CONTINUED CITY COUNCIL PUBLIC HEARING:

- A. Amendments to Comprehensive Fee Resolution to Update and Adjust Fees for General City Services. (City Manager)

The proposed resolution recommends an adjustment of 1.6% to some fees based on changes to the Consumer Price Index (CPI) from April 2013 to April 2014.

Recommended Action: Adopt Resolution No. 2014-42, updating and adjusting fees for General City Services.

City Manager Andy Okoro reported on the amendments to adjust fees for general City services.

Mayor Hanna opened the public hearing at 9:42 p.m., indicating that proper notification had been made and asked for the appearance of those wishing to speak.

Ted Hoffman commented that clubs used to help pay the cost of rentals. He also commented on Planning Commission Conditional Use Permit not having fee allowances for follow up inspections. Mr. Hoffman stated that Ingalls Park user fees appear to nickel and dime people and might scare people away from renting.

Mayor Hanna closed the public hearing at 9:45 p.m., bringing the discussion back to the Council.

In response to Council Member Newton, Director Petree stated that he did not present these fees with the Parks and Recreation Commission and City Manager Okoro stated that fees are for user charges and not designed to cover contract costs.

M/S AZEVEDO/BASH to adopt Resolution No. 2014-42, updating and adjusting fees for General City Services. The motion was carried by the following roll call vote:

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

6. CITY COUNCIL PUBLIC HEARINGS:

- A. **Zone Code Amendment 2014-02 (City of Norco); Ordinance 976, First Reading:** An amendment to the Norco Municipal Code, Chapter 18.57 "Wireless Telecommunication Facility Regulations", to change the height requirement for freestanding antenna poles. (Planning Director)

Planning Director Steve King reported information as presented in the staff report.

Mayor Hanna opened the public hearing at 9:50 p.m., indicating that proper notification had been made and asked for the appearance of those wishing to speak. With no one wishing to speak, Mayor Hanna closed the public hearing, bringing the discussion to the Council.

M/S AZEVEDO/BASH to adopt Ordinance No. 976 for first reading approving Zone Code Amendment 2014-02. The motion was carried by the following roll call vote:

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

7. PUBLIC COMMENTS OR QUESTIONS:

Geoff Kahan invited the community to attend the Rock Around Norco Car Show and Sock Hop on Saturday, August 9, 2014 at Bob's Big Boy on Hamner Avenue as part of the City's 50th Birthday celebrations.

Jodie Webber thanked the Council for drafting a noise ordinance. Ms. Webber asked Council to consider expanding the noise ordinance to include low frequency noise and to research the impact that continuous repeated exposure to low frequency noise would have, if any, to animals.

8. CITY COUNCIL / CITY MANAGER / STAFF COMMUNICATIONS:

Council Member Azevedo commented that she has been riding up to Ingalls Park for the flag practices and requested that Gate 1, the pedestrian gate, be opened out of concern for the horses so that they can avoid the large rocks in the parking lot.

City Manager Okoro indicated that on Wednesday, June 11th, the Mayor and staff toured the new Fairfield Inn and Suites by Marriott on Hamner Avenue.

City Manager Okoro gave a brief summary of a meeting between City Council Members Azevedo and Bash, City staff, and personnel from the Navy on Monday, June 16th. The meeting included topics such as the Navy's proposed photovoltaic project, status of other projects, and community outreach. In regards to the photovoltaic project, Mr. Okoro stated that the Navy acknowledged their error in not notifying the City of the Section 106 process related to the project. The Navy also noted that a final decision on that project has not been made. Council Member Bash commented that he learned that if the Navy receives approval from the National Environmental Policy Act (NEPA), then the navy has clearance to begin the photovoltaic project.

9. ADJOURNMENT: Mayor Hanna adjourned the meeting at 10:03 p.m.

CHERYL L. LINK, CITY CLERK