

MINUTES  
CITY COUNCIL  
BANNING, CALIFORNIA

05/22/18  
SPECIAL MEETING

A special joint meeting of the Banning City Council, Banning Utility Authority, and the City Council sitting in its capacity of the Successor Agency Board was called to order by Mayor Moyer on May 22, 2018 at 3:00 p.m. at the Banning Civic Council Chambers, 99 E. Ramsey Street, Banning, California.

COUNCIL/BOARD MEMBERS PRESENT: Council Member Andrade  
Council Member Franklin  
Council Member Peterson  
Council Member Welch  
Mayor Moyer

COUNCIL MEMBERS ABSENT: None

OTHERS PRESENT: Rochelle Clayton, Interim City Manager  
Kevin Ennis, City Attorney  
John McQuown, City Treasurer  
Patty Nevins, Community Development Director  
Heidi Meraz, Community Services Director  
Tom Miller, Electric Utility Director  
Art Vela, Public Works Director  
Suzanne Cook, Deputy Finance Director  
Robert Meteil, Deputy Human Resources Director  
Michelle Devoux, Fire Marshal  
Sonja De La Fuente, Deputy City Clerk

The Mayor called for Public Comment on items on the Agenda.

Jerry Westholder noticed challenges to the budget. He questioned Measure J tax on mining operations, and why it the City was not collecting 80 cents per ton.

Mayor Moyer advised the City has not received money from Robertson's this year.

Don Smith expressed his concern with the \$3 million shortfall and questioned how the budget would be balanced. He looks forward to hearing Council's suggestions then would like to provide comments.

Seeing no further comments, the Mayor closed Public Comment.

## WORKSHOP

### 1. Fiscal Year 2018-19 and 2019-20 Two Year Budget (Draft)

Interim City Manager Clayton presented the Staff Report as contained in the Agenda packet along with a slide presentation regarding the Budget (see Exhibit "A").

Council Member Franklin asked if any positions could be contracted out. Interim City Manager Clayton indicated the Public Information Officer position would be the only position that could be contracted out at this point.

Council Member Peterson inquired as to where the City would be if the personnel wish list was pulled out of the equation. Interim City Manager Clayton explained there would be an approximate \$100,000 savings to the General Fund if the positions were pulled.

Council Member Peterson asked for clarification on the Engineering Manager position in the Electric Department. Interim City Manager Clayton explained that currently the Operations Manager is overseeing the Engineering Division. Electric Utility Director Miller provided clarification as to why it was important to have an Operations Manager and an Engineering Manager. This would also greatly reduce and possibly eliminate the contract with an outside engineering firm. He explained that it would also depend on how much work the Council directs the Electric Utility Department to do at one time.

Council Member Peterson recommended updating personnel policies with an online company with a "salad bar" selection approach. Council Member Andrade clarified that the Workers Comp firm should be able to provide the policy since we already work with them. Interim City Manager Clayton would like the current HR policies brought up to date through a firm like LCW as well.

Council Member Peterson expressed concern with the number of employees the City has, as he prefers smaller government.

Council Member Franklin asked about the increase in Worker's Comp claims and if there is something the City can address. Interim City Manager Clayton advised the Human Resources division is working on getting a process in place to reduce Workers Comp claims and any possible abuse.

Council Member Franklin asked about job descriptions being updated. Interim City Manager Clayton advised that job descriptions are being updated as they are brought to Council for approval.

Council Member Franklin asked about the jail expansion and if it would provide additional funding. Interim City Manager Clayton advised she will reach out to the County to investigate if any funding is available.

Council Member Franklin asked about utilizing technology to improve efficiency. Interim City Manager Clayton advised there are online trainings available and staff is always looking into ways processes can be automated.

Council Member Franklin asked how the property tax and sales tax from the new homes the City is expecting from Pardee would help the budget. Interim City Manager Clayton advised it would greatly help improve the budget.

Council Member Welch provided some background regarding the jail expansion. He advised the staff should look into the MOU with the County, as he feels it should be updated. He also recommended a one year agreement with CalFire instead of a three year agreement. Interim City Manager Clayton indicated a proposal for a one year contract was just received.

Council Member Andrade asked about the MOU with the County. Interim City Manager Clayton believes the MOU sunset this last Fiscal Year with an opportunity to renew Fiscal Year 2018 and 2019 if expanded, but will reach out to the County to clarify.

Mayor Moyer mentioned he had asked about revenue for SB1 based on the outcome of a vote this November and if the City could rely on it. Interim City Manager Clayton explained that if it is repealed the City would only lose future money, not what has been received.

Mayor Moyer asked about the \$771 outstanding for the Sunset grade separation. Public Works Director explained that the Western Riverside Council of Governments is auditing the invoices the City has submitted and requested reimbursement. Interim City Manager Clayton explained that the City has been reimbursed for what was agreed on, but has submitted for reimbursement for additional costs. Council Member Franklin advised she would follow up on this.

Mayor Moyer expressed concern with the costs to run the airport. Interim City Manager Clayton explained that the cost to run the airport does not remain static.

Mayor Moyer would like to review all of the position requests as well.

Council Member Peterson recommended selling some of the City's assets.

The Mayor opened Public Comment.

Don Smith noticed a structural deficit of \$3 million and assumes the City will borrow money from the Reserves to pay operational expenses. He recommended a study session to discuss solutions. He feels selling property would not address long term budget issues and would only solve immediate needs. Additionally, he doesn't believe allowing cannabis will solve the problem. He recommended a study session to discuss and develop solutions.

Jerry Westholder advised he is aware of an HR program called Knowledge Pro that provides policies and job descriptions. He asked how hiring someone in the Electric Department would reduce rates. He recommended reviewing the budget line item by line item.

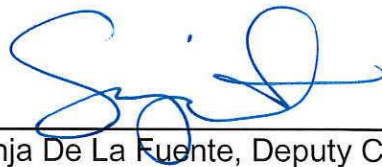
Seeing no further comments, Mayor Moyer closed Public Comment.

Interim City Manager Clayton advised she will meet with the Directors then she would like to schedule a special Budget and Finance Committee meeting on June 4<sup>th</sup> at 8:30 a.m. in the Large Conference Room. Committee Members Peterson, Mayor Moyer and City Treasurer McQuown confirmed they would be available to meet.

#### ADJOURNMENT

By common consent the meeting adjourned at 4:12 p.m.

Minutes Prepared by:

A handwritten signature in blue ink, appearing to read 'Sonja De La Fuente', is written over a horizontal line.

Sonja De La Fuente, Deputy City Clerk


These Action Minutes reflect actions taken by the City Council. The entire discussion of this meeting can be found by visiting the following website: <https://banninglive.viebit.com/player.php?hash=oGg3U57P9W2A> or by requesting a CD or DVD at Banning City Hall located at 99 E. Ramsey Street.



**Exhibit “A”**

**to the May 22, 2018**

**3:00 P.M. Special Joint Meeting of the Banning City Council, the City Council sitting in its capacity of the Successor Agency Board, and the Banning Utility Authority**


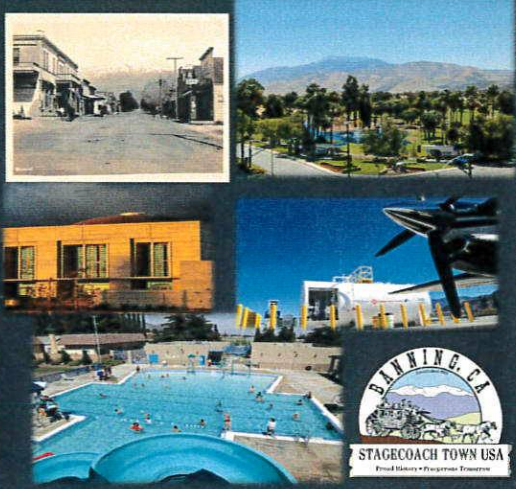


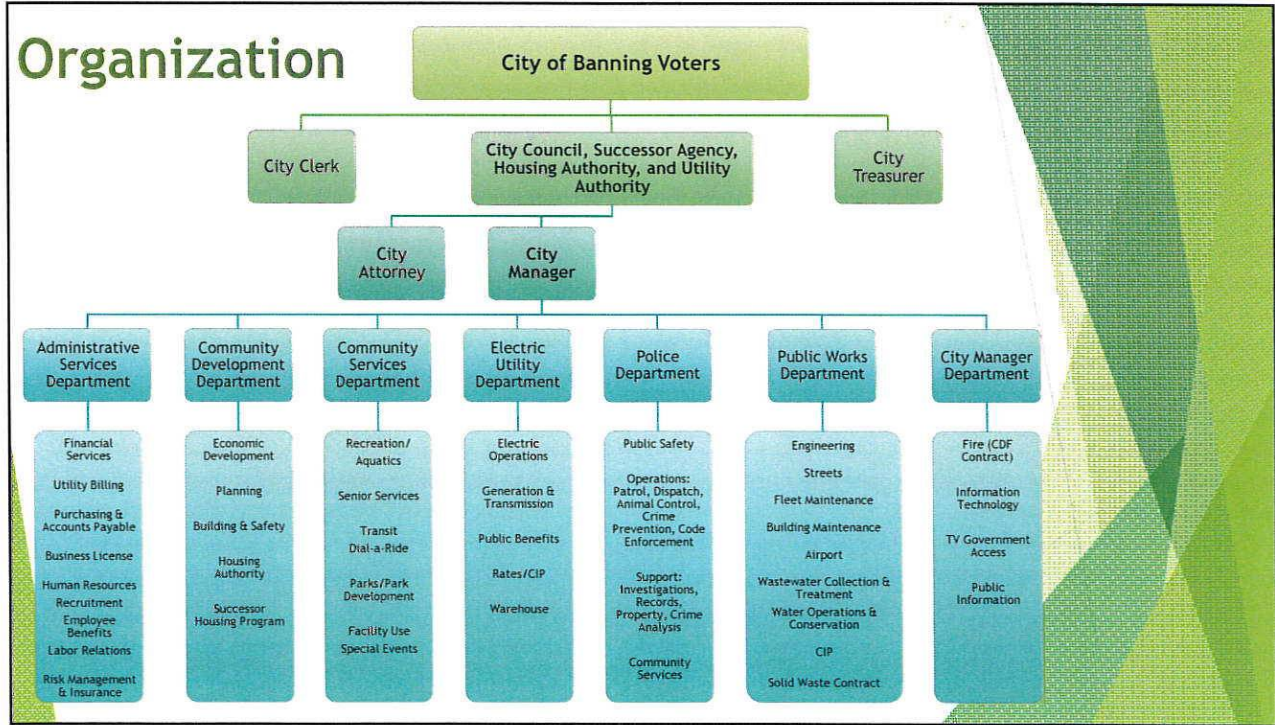
**FY18-19 & FY19-20  
BUDGET WORKSHOP**  
May 22, 2018

# City of Banning

FISCAL YEAR 2018-2019 & 2019-2020

## TWO YEAR BUDGET







# BUDGET REQUESTS & CONSIDERATIONS

## PUBLIC WORKS

### ➤ Position Requests

## Building Maintenance Specialist

**FUNDING:** 47 % General Fund (\$35k for FY18-19); Balance allocated to multiple other funds.

**Justification:** Additional employee needed for repairs, service and maintenance of all City buildings, including Police, Community & Senior Center, Water, Electric, City Hall and Parks. Currently one employee covers all buildings.

## Building Maintenance Specialist<sub>(cont.)</sub>

**TASKS:**

- Performs general repairs on City buildings related to electrical, plumbing and other general maintenance.
- Arranges for major repairs needed by vendors.
- Supervises contractors on various new construction projects, remodels and major repairs.



Fiscal Year 2018-2019 & 2019-2020 Building Maintenance Specialist Salary and Benefits Calculation			
Building Maintenance Specialist		FY19	FY20
SALARY RANGE - G-49			
FY 19 (\$18.4138 - 24.9116) Step 1	Hourly	18.41	20.98
FY 20 (\$18.9662 - \$25.6589) Step 5	Annual	\$ 38,300.70	\$ 43,631.12
Uniform Allowance/POST Cert		250.00	250.00
Benefit Allowance		16,200.00	16,800.00
Cash Out:			
Sick Payoff		736.55	839.06
Personal Payoff		736.55	839.06
Vacation Payoff		736.55	839.06
Total Salary Cost		56,960.36	63,198.30
Life Insurance		432.00	432.00
PERSEmployer Cost		9,575.18	10,907.78
Medicare		825.93	916.38
Social Security		3,531.54	3,918.29
SUI		428.97	488.67
WC		3,063.67	1,960.35
Total Benefit Cost		17,857.28	18,623.46
Total Salary & Benefits		\$ 74,817.64	\$ 81,821.76
General Fund	47%	\$ 35,164.29	\$ 38,456.23
Balance allocated to Transit, Electric Water, Wastewater, Refuse, Streets, Fleet			

# Senior Building Maintenance Specialist

**FUNDING:** 47% General Fund (\$660 for FY18-19).

**Justification:** Reclassification of one Building Maintenance Specialist to a Senior Building Maintenance Specialist (pending approval of the additional Building Maintenance Specialist in FY18-19).



Fiscal Year 2019-2020 Senior Building Maintenance Specialist Salary and Benefits Calculation		
Senior Building Maintenance Specialist		FY 2020
SALARY RANGE - GS3 (\$20,936.0 - \$28,322.6) Step 1	Hourly Annual	20.94 \$ 43,544.80
Uniform Allowance/POST Cert		250.00
Benefit Allowance		16,800.00
Cash Out		
Sick Payoff		837.40
Comp Payoff		837.40
Vacation Payoff		837.40
Total Salary Cost		63,107.00
Life Insurance		432.00
PE RS Employer Cost		10,886.20
Medicare		915.08
Social Security		3,912.63
SUI		487.70
WC		3,483.15
Total Benefit Cost		20,116.74
Total Salary & Benefits		\$ 83,223.74
Building Maintenance Specialist		81,821.76
General Fund Allocation:	47%	658.93
Balance allocated to Other funds same as Building Maintenance Specialist		
New Position in Fiscal Year 2020 - Re-classification of one Building Maintenance Specialist		

## Assistant Civil Engineer

**FUNDING:** 25% to General Fund (\$24,861 for FY18-19) and 75% allocated to Streets, Water, Wastewater and Refuse.

**Justification:** Previous existing position to help the Engineering Dept.

Fiscal Year 2018-2019 & 2019-2020				
Assistant Civil Engineer				
Salary and Benefits Calculation				
Assistant Civil Engineer		FY 2019		FY 2020
SALARY RANGE - T64				
FY 19 (\$27,1965 - \$36,7936) Step 1	Hourly	27.20		30.98
FY 20 (\$28,0124 - \$37,8974) Step 5	Annual	\$ 66,568.72	\$	64,441.73
Uniform Allowance/POST Cert		0.00		0.00
Benefit Allowance		16,200.00		16,800.00
Cash Out:				
Sick Payoff		1,087.86		1,239.26
Comp Payoff		1,087.86		1,239.26
Vacation Payoff		1,087.86		1,239.26
Total Salary Cost		76,032.30		84,959.52
Life Insurance		432.00		432.00
PERS Employer Cost		14,142.18		16,110.43
Medicare		1,102.47		1,231.91
Social Security		4,714.00		5,267.49
SUI		633.57		721.75
WC		2,388.61		2,721.05
Total Benefit Cost		23,412.83		26,484.63
Total Salary & Benefits		\$ 99,445.13	\$	111,444.15
General Fund Allocation:	25%	24,861.28		27,861.04
20% to Engineering 5% to Parks (Capital)				

# Assistant Public Utilities Director

**FUNDING:** 50% to Water and 50% to Wastewater (\$77,440 to each fund in FY18-19).

**Justification:** Previously existing position to oversee the Water and Wastewater operations.



Fiscal Year 2018-2019 & 2019-2020				
Assistant Public Utilities Director				
Salary and Benefits Calculation				
Assistant Public Utilities Director		FY 2019	FY 2020	
SALARY RANGE - T85				
FY 19 (\$45,678.4 - \$61,797.3) Step 1	Hourly	45.68	52.04	
FY 20 (\$47,048.7 - \$63,651.2) Step 5	Annual	\$ 95,011.07	\$ 108,234.05	
Uniform Allowance POST Cert		0.00	0.00	
Benefit Allowance		16,200.00	16,800.00	
Cash Out:				
Sick Payoff		1,827.14	2,081.42	
Comp Payoff		1,827.14	2,081.42	
Vacation Payoff		1,827.14	2,081.42	
Total Salary Cost		116,692.48	131,278.32	
Life Insurance		432.00	432.00	
PERSEmployer Cost		23,752.77	27,068.51	
Medicare		1,692.04	1,903.54	
Social Security		7,234.93	8,139.26	
SUI		1,064.12	1,212.22	
WC		4,011.84	4,570.18	
Total Benefit Cost		38,187.71	43,315.71	
Total Salary & Benefits		\$ 154,880.19	\$ 174,594.03	
General Fund Allocation:				
50% Water 50% Wastewater	0%	-	-	

# UTILITY BILLING

➤ Position Update

## Lead Customer Service Representative

**FUNDING:** 100% to Water, Wastewater, Electric, and Refuse Funds (\$5,965 for FY18-19).

**Justification:** Reclassification of a Utility Billing Representative to Lead Customer Service Representative to provide support to the Manager to improve customer service to Banning Utility Customers.

## Lead Customer Service Representative<sub>(cont.)</sub>

**Justification:**

Frees up time for Customer Service and Billing manager to:

- Improve on-line services to help with setting-up service connections.
- Provide Customer outreach for low-income programs.
- Improve the information provided on and appearance of the utility bill.



Fiscal Year 2018-2019 & 2019-2020			
Lead Customer Service Representative			
Salary and Benefits Calculation			
Lead Customer Service Representative		FY 2019	FY 2020
SALARY RANGE - G46			
FY 19 (\$17,0986 - \$23,1323) Step 9	Hourly	20.41	23.83
FY 20 (\$17,6116 - \$23,8263) Step 13	Annual	\$ 42,443.68	\$ 49,558.70
Uniform Allowance/POST Cert		0.00	0.00
Benefit Allowance		16,200.00	16,800.00
Cash Out:			
Sick Payoff		816.22	953.05
Comp Payoff		816.22	953.05
Vacation Payoff		816.22	953.05
Total Salary Cost		61,092.32	69,217.86
Life Insurance		432.00	432.00
FERS Employer Cost		10,610.91	12,389.68
Medicare		885.84	1,003.66
Social Security		3,787.72	4,291.51
SUI		475.37	555.06
WC		1,792.18	2,092.62
Total Benefit Cost		17,984.03	20,764.52
Total Salary & Benefits		\$ 79,076.35	\$ 89,982.38
Utility Billing Representative		\$ 73,111.06	\$ 79,808.82
Increase in Budget		\$ 5,965.29	\$ 10,173.56
Fund 761 Utility Billing Funded by			
660, 670, 680 & 690			
23.34% 46.73% 14.79% & 15.14%			

# COMMUNITY SERVICES

## ➤ Position Requests



# Senior Recreation Leader

**FUNDING:** 40% to General Fund (\$41,734 for FY18-19) and 60% to Transit.

**Justification:** Two Positions replacing Receptionist and Sports Specialist Positions.

Fiscal Year 2018-2019 & 2019-2020			
Senior Recreation Leader			
Salary and Benefits Calculation			
Senior Recreation Leader		FY19	FY20
SALARY RANGE - G31			
FY 19 (\$11,4620 - \$15,4667) Step 1	Hourly	11.46	13.11
FY 20 (\$12,1601 - 16,4611) Step 5	Annual	\$ 23,849.96	\$ 27,278.16
Uniform Allowance/POST Cert		0.00	0.00
Benefit Allowance		16,200.00	16,800.00
Maximum Cash Out:			
Sick Payoff		1,100.35	1,258.99
Comp Payoff		687.72	786.87
Vacation Payoff			
Total Salary Cost		41,829.03	46,124.02
Life Insurance		432.00	432.00
PERS Employer Cost		5,960.24	6,819.54
Medicare		606.62	668.50
Social Security		2,593.40	2,859.69
SUI		267.02	306.62
WC		478.87	547.91
Total Benefit Cost		10,338.05	11,633.46
Total Salary & Benefits		\$ 52,167.08	\$ 57,757.47
Two Positions Replacing Receptionist and Sports Specialist Positions			
Sports Specialist is a budgeted 16-17 Position, but not a filled position that is included in the current budget projections. Amount hitting the General fund would be additional funds required for the two positions.			
Two Positions:		\$ 104,334.16	\$ 115,514.95
General Fund - 2 Positions	40%	\$ 41,733.66	\$ 46,205.98
60%Transit			
General Fund - 1 Position		\$ 20,866.83	\$ 23,102.99

# ELECTRIC

## ➤ Position Request

### Engineer Manager

**FUNDING:** 100% to Electric Fund  
(\$154,880 for FY18-19).

**Justification:** Position needed to help  
manage the Electric Engineering  
Department, currently the Operations  
Manager oversees Engineering.



Fiscal Year 2018-2019 & 2019-2020				
Engineering Manager				
Salary and Benefits Calculation				
Engineering Manager		FY 2019		FY 2020
SALARY RANGE - T85				
FY 19 (\$45,6784 - \$61,7973) Step 1	Hourly	45.68		52.04
FY 20 (\$47,0487 - \$63,6512) Step 5	Annual \$	95,011.07	\$	108,234.05
Uniform Allowance POST Cert		0.00		0.00
Benefit Allowance		16,200.00		16,800.00
Cash Out:				
Sick Payoff		1,827.14		2,081.42
Comp Payoff		1,827.14		2,081.42
Vacation Payoff		1,827.14		2,081.42
Total Salary Cost		116,692.48		131,278.32
Life Insurance		432.00		432.00
PERS Employer Cost		23,752.77		27,058.51
Medicare		1,692.04		1,903.54
Social Security		7,234.93		8,139.26
SUI		1,064.12		1,212.22
WC		4,011.84		4,570.18
Total Benefit Cost		38,187.71		43,315.71
Total Salary & Benefits		\$ 154,880.19		\$ 174,594.03
General Fund Allocation:	0%	-		-
100% Electric Department				

NEW POSITIONS IMPACT ON  
GENERAL FUND

POSITION	DEPARTMENT	FY 2019 General Fund Impact	FY 2020 General Fund Impact
Senior Recreation Leader	Community Services	\$ 20,866.83	\$ 23,102.99
Building Maintenance Specialist	Building Maintenance	\$ 35,164.29	\$ 38,456.23
Senior Building Maintenance Specialist	Building Maintenance		\$ 658.93
Lead Customer Service Representative	Utility Billing	\$ -	\$ -
Assistant Civil Engineer	Public Works	\$ 24,861.28	\$ 27,861.04
Assistant Public Utilities Director	Public Works - Water/Wastewater	\$ -	\$ -
Engineering Manager	Electric	\$ -	\$ -
General Fund Impact:		\$ 80,892.40	\$ 90,079.19

# POLICE & CODE ENFORCEMENT

## Significant Fiscal Impacts

- ▶ Increase in Salaries and Benefits to absorb the 4 officers funded by the Riverside County MOU. The FY18-19 increase is \$472,772 and 2019-2020 increase is \$513,418
- ▶ \$81,803 in FY18-19 for the Final Vehicle Lease Purchase, which is funded by the Fleet Replacement Fund
- ▶ Eliminate the 2 unfilled Code Enforcement Officers approved at FY 2018 Mid-Year until funding has been established for the positions through successful ballot measure. Reduces budget by \$180,740 for 2018-2019.



# COMMUNITY DEVELOPMENT & PLANNING

## Significant Fiscal Impacts

- ▶ An increase in Professional Services for Charles Abbot at 91% building permit and PC Fees, Increase in budget of \$154,570
- ▶ Begin work on the General Plan Update and Downtown Master Plan. FY18-19 \$200,000 to \$400,000 expected for General Plan Update and \$175,000 for Downtown Master Plan. Same for 2019-2020; staff previously earmarked funds for projects.
- ▶ Increase in Training of \$12,838 for Planning Commissioners Academy



# ADMINISTRATIVE SERVICES

## ➤ Position Updates

## FISCAL SERVICES & PURCHASING

- ▶ Reclassification of Accountant I position to an Accountant II position due to high level responsibilities performed equivalent to the Accountant II. Included in current budget projection. Approximately 5% total increase of \$4,032 - 33% allocated to General Fund (\$1,330) in FY18-19.
- ▶ Moved one Financial Services Specialist from Purchasing department to Fiscal Services as employee performs Accounts Payable tasks. No impact to the General Fund. Included in current budget projection.
- ▶ Moved Utility Services Assistant to Purchasing department, with 28% allocated to General Fund for an increase of \$23,923. Accounted for in budget projection.

# HUMAN RESOURCES & RISK MANAGEMENT

## ➤ Position Updates

## HUMAN RESOURCES & RISK MANAGEMENT

- ▶ Reclassification of Human Resources Technician to a Senior Human Resources Technician due to additional responsibilities and tasks related to personnel and risk management. Increase of 5%, \$3,805 with 25% impacting the General Fund \$951. Included in budget projections.
- ▶ Reclassification of PT Human Resources Technician to Full-time to accommodate additional tasks in human resources and risk management department. Overall Increase of \$26,715 with 25% impacting the General Fund \$6,679. Included in the Budget projections.
- ▶ Increase in Worker's Compensation Insurance premium of \$6,000 over FY 2018 budget and Increase of \$50,000 for Worker's Comp claims due to increase in the number of claims.
- ▶ Increase of \$5,000 for Employee Safety program to help reduce the amount of Worker's comp claims.



## **FIRE CONTRACT SERVICES**

- ▶ The City has received the new contract for fire service with the County, increasing from the FY18 budget of \$3,027,389 by approximately 11.7% or \$353,387, to a total FY19 budget of \$3,380,776
- ▶ In FY20, the Fire Contract will continue to increase to \$3,561,029; an increase of \$180,253 or 5.3%

## **SUMMARY OF BUDGET CHALLENGES**

## Budget Challenges

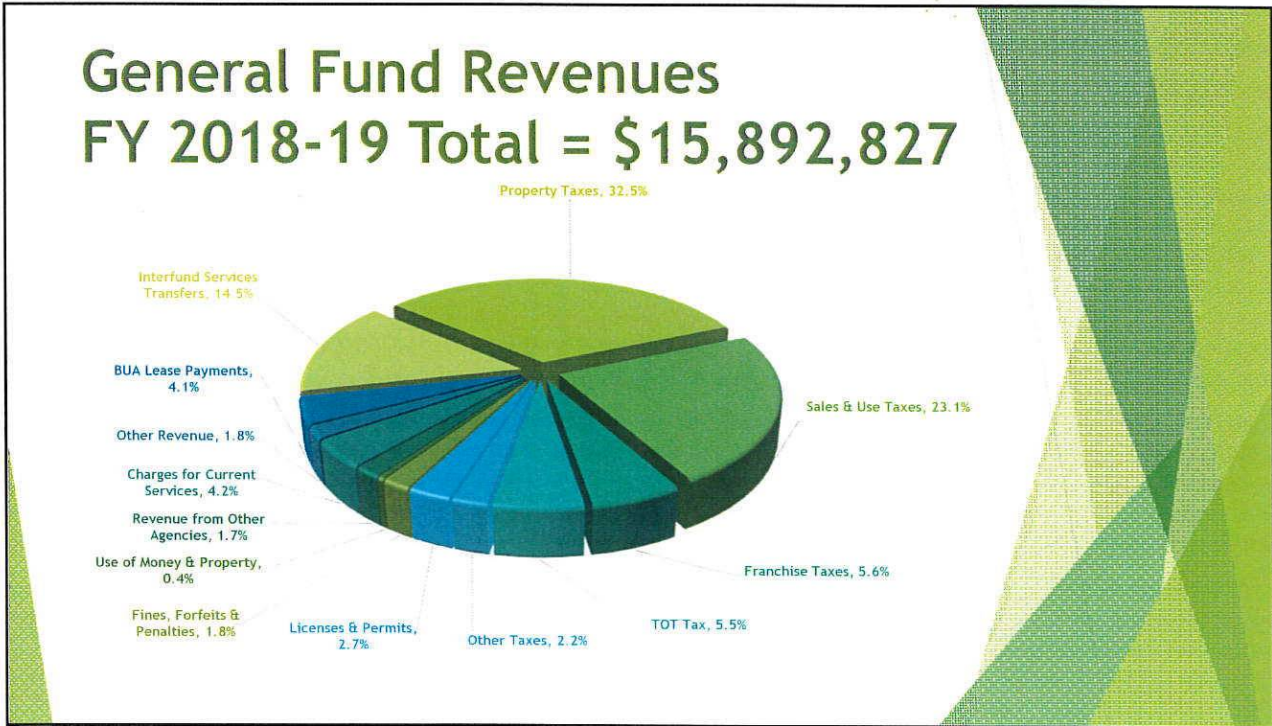
- Cancellation of City's Animal Control contract by the City of Beaumont will cost the City an additional \$50,000 with a new contract with County of Riverside.
- The increase in City's obligation to Pre-fund CalPERS unfunded accrued liability. The fiscal impact (increase) in 2018-2019 is \$459,515 and 2019-2020 is \$427,680.

## Budget Challenges (Cont.)

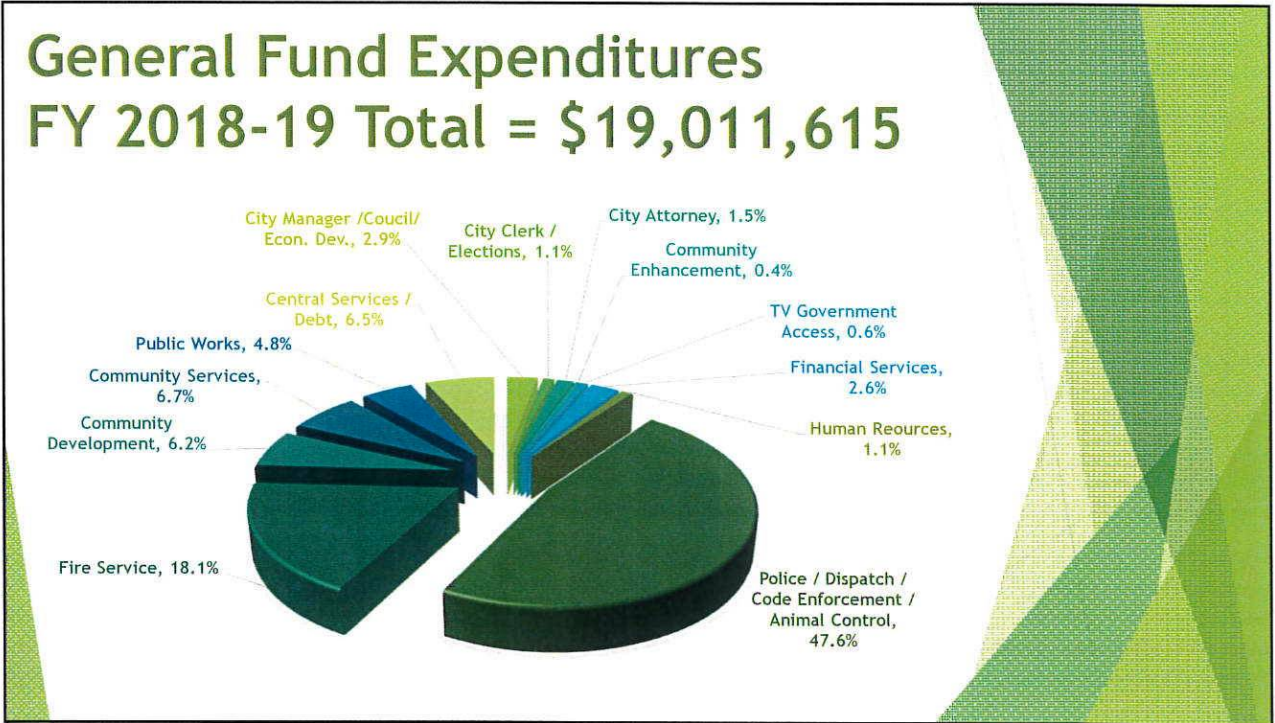
- Conclusion of MOU with Riverside County that provided approx. \$500,000 in revenue for Police Officers. The \$500,000 will need to be absorbed by the General Fund to maintain the same level of public safety.
- Increase in the Cal Fire Contract for fire services in the approximate amount of \$350,000 for 2018-2019. The increase for 2019-2020 is \$180,253 and for 2020-2021 is \$184,276.



# BUDGET PROJECTION SUMMARIES







Budget Fiscal Year 2018-2019

CITY OF BIRMINGHAM Fund Summary Status Fixed Year 2018 2019 Projections												
Fund	Fund Name	FY 2015-2016		FY 2016-2017		FY 2017-18		(1)	(2)	(3)	(4)	(5)
		Revenue Actuals	Expenditure Actuals	Revenue Actuals	Expenditure Actuals	Adopted Budget Revenues	Adopted Budget Expenditures	Available Resources	Adjusted Revenue	Adjusted Expenditures	Projected YTD Gain (Loss) (Column 3-5)	Projected Balance (Column 1-4)
Governmental Funds												
000	General	15,805,815	13,341,380	15,805,704	14,385,502	16,454,235	16,441,305	16,138,481	15,892,827	18,011,614	(3,118,787)	7,019,694
	<b>Governmental Funds Sub-total</b>	<b>15,805,815</b>	<b>13,341,380</b>	<b>15,805,704</b>	<b>14,385,502</b>	<b>16,454,235</b>	<b>16,441,305</b>	<b>16,138,481</b>	<b>15,892,827</b>	<b>18,011,614</b>	<b>(3,118,787)</b>	<b>7,019,694</b>
Special Revenue Funds												
002	Developer Depos.	381,258	381,258	556,182	583,342	35,000	35,000	68,142	81,125	81,125	0	62,142
009	Riverside County (NO)	500,515	477,947	0	403,863	510,617	531,086	(170,758)	0	472,772	(472,772)	(641,530)
005	Successor Agency Administration	250,658	12,777	163,902	152,809	250,000	20,835	539,283	250,000	16,000	233,990	793,773
100	Gas Tax Street	831,394	870,230	778,806	822,505	796,785	894,712	5,265	920,887	1,275,611	(354,744)	(148,478)
101	Mature & Street	536,148	0	558,909	0	554,200	0	1,594,248	593,500	0	530,000	2,566,748
102	ROMA (S&I) Gas Tax	0	0	0	0	0	0	99,042	515,917	0	515,917	614,959
103	SR350 Street Improvement	(236)	0	(289)	0	200	0	72,347	0	0	0	72,347
104	Article 3 - Sidewalk Construction	(56)	0	0	0	0	0	0	0	0	0	0
105	Community Development Black Start (CDBG)	120,515	141,909	74,830	3,477	0	0	1	179,476	179,476	0	1
111	Landscape Maintenance Assessment Dist #1	137,189	89,015	117,756	90,689	138,721	112,700	344,898	139,343	159,050	(20,357)	124,641
132	Air Quality Improvement	39,208	0	69,417	3,000	37,300	1,000	98,385	39,250	3,000	36,250	134,435
140	Asset Forfeiture	9	0	41,616	0	0	0	(22,148)	0	0	0	(22,148)
148	Supplemental Law Enforcement	16,901	9,370	123,861	54,130	0	0	236,157	100,000	100,000	0	238,557
150	State Park Band Act	0	0	0	0	0	0	0	951	0	0	951
190	Housing Authority	0	0	0	0	0	0	0	0	0	0	0
200	Special Donations	10,200	9,239	8,930	5,464	8,000	8,000	25,568	8,000	8,000	0	25,568
201	Senior Center Activities	6,307	12,658	6,854	7,167	7,900	11,000	40,265	4,150	9,300	(5,150)	39,115
202	Animal Control Reserve	17	0	0	0	0	0	4,989	0	0	0	4,989
203	Police Volunteers	4	742	3	480	1,500	1,500	364	0	1,500	(1,500)	(1,136)
300	City Hall CDF Debt Service	437,013	435,690	435,966	435,943	437,000	437,000	5,436	437,000	437,000	0	5,436
340	Sun Lakes CDF Bt - 1 Debt	124	0	142	0	100	0	35,441	125	0	125	35,566
365	Wilson Street Assessment Bt - 1 Debt	218	0	298	0	120	0	13,673	255	0	255	13,928
370	New Police Computer	54,318	34,092	75,782	45,387	51,545	51,495	62,131	51,642	51,642	0	62,131
375	Fair Oaks 2004 - 1 Debt Service	200,161	202,203	202,941	199,149	201,600	201,600	271,464	197,083	197,083	0	271,464
376	General Motors	162	0	186	0	130	0	8,257	120	0	120	6,727
	<b>Special Revenue Funds Sub-total</b>	<b>3,520,180</b>	<b>2,766,519</b>	<b>2,725,502</b>	<b>2,491,162</b>	<b>3,031,228</b>	<b>2,395,528</b>	<b>3,794,530</b>	<b>3,531,448</b>	<b>2,862,764</b>	<b>528,684</b>	<b>4,313,204</b>
Capital Improvement Funds												
400	Police Facilities Development	0	0	7,058	0	25	0	20,551	0	0	0	20,551
410	Fire Facility Development	1,344	0	24,540	0	1,050	0	978,735	0	0	0	978,735
420	Traffic Control Facility	1,503	0	15,972	0	950	0	478,361	2,000	0	2,000	480,361
421	Ramsey/Higdon Home Traffic Signal	285	0	328	0	150	0	81,660	300	0	300	81,960
430	General Facilities	1,517	0	9,325	10,984	800	0	419,665	0	0	0	419,665
441	Senior Center Separation	0	0	1,531,546	253,239	0	0	(771,499)	0	0	0	(771,499)
444	Wilson Median	1,318	0	1,533	0	700	0	182,113	1,400	0	1,400	183,513
451	Park Development	475	0	44,652	0	2,105	0	129,863	0	0	0	129,863
470	Capital Improvement	0	0	0	0	0	0	641,662	0	0	0	641,662
480	BGA Capital Project Fund	8,004,308	0	0	10,740	0	0	7,750,256	0	0	0	7,750,256
491	BGA LHM Capital Project Fund	535,609	(43)	2,119	0	0	0	536,609	0	0	0	536,609
	<b>Capital Improvement Funds Sub-total</b>	<b>14,410,160</b>	<b>(43)</b>	<b>14,872,012</b>	<b>274,940</b>	<b>6,430</b>	<b>0</b>	<b>10,627,830</b>	<b>2,750</b>	<b>0</b>	<b>2,750</b>	<b>10,631,680</b>



Budget Fiscal Year 2018-2019 (Cont.)

CITY OF BANNING Fund Summary Status Fiscal Year 2018-2019 Projections											
Fund	Fund Name	FY 2015-2016		FY 2016-2017		FY 2017-18		(1)	(2)	(3)	(4)
		Revenue Actuals	Expenditure Actuals	Revenue Actuals	Expenditure Actuals	Adopted Budget Revenues	Adopted Budget Expenditures	Available Resources	Adjusted Revenue	Adjusted Expenditures	Projected YTD Gain (Loss) Column 2-3 Column 1-4
Banning Utility & Authority Funds											
600	Water Operations	8,912,484	8,334,639	10,024,044	7,918,034	8,044,850	8,432,475	14,047,330	10,688,730	9,549,549	539,181
641	Water Capital Facility Fee	36,197	1,811	54,561	0	41,000	0	3,896,549	44,000	0	44,000
643	BWA Water Capital Projects	(850)	0	1,548	0	2,900	0	2,350,453	3,500	0	3,500
649	BWA Water Debt Service	2,777,614	1,719,511	764,636	1,471,389	1,857,596	1,803,696	0	1,850,917	1,850,913	0
Water Sub-total		11,713,445	8,946,061	10,844,250	8,389,424	10,496,346	10,236,171	30,304,341	12,037,147	11,400,462	586,685
680	Wastewater Operations	1,156,366	1,284,631	1,254,836	1,255,650	1,172,104	1,174,914	1,172,049	1,386,900	1,386,325	(1,423)
681	Wastewater Capital Facility Fee	38,943	0	72,426	0	38,000	0	16,528,136	86,000	0	86,000
683	BWA Wastewater Capital Projects	1,719	0	4,497	0	1,100	0	1,277,233	4,000	0	4,000
685	State Revolving Loan	302,567	299,107	322,963	299,600	302,000	292,189	770,582	304,269	304,269	0
689	BWA Wastewater Debt Service	199,160	368,114	197,584	398,305	263,108	393,098	0	366,484	366,484	0
Wastewater Sub-total		3,898,754	3,941,852	2,638,065	2,943,605	2,837,302	2,859,401	16,348,669	4,177,651	4,089,358	88,725
682	Virginian Water	4,566	0	5,189	0	2,500	0	1,171,293	5,000	200,000	(1,95,000)
Wastewater Total		340,153	0	27,710	0	72,500	0	5,431,856	228,074	0	228,074
Banning Utility Authority Sub-total		15,968,918	13,468,583	15,035,213	13,279,788	14,816,348	14,106,572	43,256,644	16,439,900	15,729,770	708,130
Enterprise Funds											
690	Airport	258,290	107,460	162,785	345,371	178,950	186,430	199,312	167,620	195,003	(10,403)
640	Transit Operations	1,998,776	1,668,149	1,993,216	1,738,426	1,775,438	1,792,736	478,126	2,402,189	2,071,177	331,012
690	Refuse	3,416,383	2,113,910	2,532,719	2,399,720	2,394,000	2,358,940	1,177,024	3,621,018	3,473,673	147,345
Refuse, Transit & Refuse Sub-total		5,673,450	4,890,529	5,688,720	5,483,116	5,248,388	5,151,006	1,674,462	6,103,827	5,749,750	354,077
670	Electric Operations	30,106,000	28,491,642	33,833,335	32,308,906	30,773,000	30,391,030	14,028,364	31,180,264	28,598,636	2,589,628
672	Rate Subsidy	22,367	0	25,260	0	10,000	0	6,127,636	0	0	6,127,636
673	Electric Improvement	46,776	112,641	25,767	21,568	15,150	68,000	4,192,541	0	0	4,192,541
674	Electric Revenue Bond Project	665	397,038	4,916	33,435	3,000	300,000	11,209,693	0	0	11,209,693
675	Public Benefits Fund	736,587	984,682	749,479	660,642	784,250	799,779	877,119	787,750	787,143	87
678	Electric Revenue Bond Debt Service	2,531,940	2,556,498	2,111,076	2,349,903	2,421,180	2,453,790	0	2,426,369	2,426,369	0
Electric Sub-total		33,462,310	32,567,908	35,703,922	33,734,527	34,088,440	34,109,620	36,623,312	34,405,823	31,309,549	2,599,725
Enterprise Funds Sub-total		39,115,755	36,564,830	41,638,862	40,005,939	39,737,629	39,729,205	39,464,814	40,495,336	37,547,914	3,047,385
Internal Service Funds											
700	Risk Management Fund	2,706,204	1,917,176	1,543,477	2,136,303	1,843,363	2,362,713	813,631	2,468,741	2,430,363	38,378
702	Pest Maintenance	1,135,923	1,112,411	1,032,134	1,178,386	1,208,847	1,368,797	146,794	1,255,136	1,472,502	(177,366)
703	Information Systems Services	454,211	432,408	489,897	508,305	790,088	772,498	240,368	571,667	606,466	(34,799)
701	Utility Billing Administration	4,920,635	3,922,716	2,856,120	2,121,294	2,348,389	2,374,513	255,421	2,309,506	2,216,052	88,454
Internal Service Funds Sub-total		9,216,973	5,484,711	5,921,628	5,944,288	6,146,687	6,518,513	1,465,214	6,546,112	6,609,338	(123,271)
Successor Agency Funds											
805	Redevelopment Obligation Retirements Fund	3,542,234	1,713,801	3,718,944	1,975,322	4,086,472	4,086,412	815	2,915,619	2,448,248	526,371
810	Successor Housing Agency	365,520	3,600	4,321	3,805	360,715	3,713	1,332,110	1,825	2,198,248	(1,352,110)
830	Debt Service Fund	3,031,084	3,118,332	3,891,451	2,491,446	3,867,557	3,785,722	1,039,027	2,198,248	2,198,248	0
850	Successor Agency	(1,013)	1,523,131	202	11,842	0	0	57,652	0	0	57,652
815	2007 TABS Bond Proceeds	977	8,507,761	3,661	1,493,432	4,313	0	12,197,500	0	0	12,197,500
835	2007 TABS Bond Proceeds	30,866	283,373	12,866	81,380	33,774	0	(161,307)	0	0	(161,307)
857	2007 TABS Bond Proceeds Low/Mid	21,695	134,570	487	0	900	0	102,367	0	0	102,367
Successor Agency Funds Sub-total		6,933,889	15,859,267	7,812,341	8,057,136	8,949,231	7,886,207	13,584	5,118,642	4,652,321	526,321
GRAND TOTAL ALL FUNDS		64,111,474	67,469,281	69,176,411	65,114,539	68,710,263	67,544,297	107,543,947	88,174,065	86,409,402	1,572,363

Budget Fiscal Year 2019-2020

CITY OF BANNING						
Fund Summary Status						
Fiscal Year 2019-2020 Projections						
		(1)	(2)	(3)	(4)	(5)
		July 1, 2019	FY 2019-20	FY 2019-20	FY 2019-20	July 1, 2020
Fund	Fund Name	Available Resources	Adjusted Revenue	Adjusted Expenditures	Projected YTD Gain (Loss) (Column 2-3)	Projected Balance (Column 1-4)
Governmental Funds						
001	General	7,019,694	16,033,603	19,777,737	(3,744,134)	3,275,560
Governmental Funds Sub-total		7,019,694	16,033,603	19,777,737	(3,744,134)	3,275,560
Special Revenue Funds						
002	Developer Deposit	68,142	0	0	0	68,142
003	Riverside County MOU	(643,530)	0	513,418	(513,418)	(1,156,948)
005	Successor Agency Administration	793,773	250,000	16,190	233,810	1,027,583
100	Gas Tax Street	(349,479)	928,432	1,335,616	(407,184)	(756,663)
101	Measure A Street	2,586,748	604,750	0	604,750	3,191,498
102	RMRA (581) Gas Tax	614,959	521,076	0	521,076	1,136,035
103	S8300 Street improvement	72,347	0	0	0	72,347
104	Article 3 - Sidewalk Construction	0	0	0	0	0
110	Community Development Block Grant (CDBG)	1	0	0	0	1
111	Landscape Maintenance Assessment Dist #1	324,641	141,382	162,450	(21,068)	303,573
132	Air Quality Improvement	134,435	39,800	3,000	36,800	171,235
140	Asset Forfeiture	(22,348)	0	0	0	(22,348)
148	Supplemental Law Enforcement	238,557	100,000	100,000	0	238,557
150	State Park Bond Act	951	0	0	0	951
190	Housing Authority	20	0	0	0	20
200	Special Donations	25,568	8,000	8,000	0	25,568
201	Senior Center Activities	39,115	8,150	9,380	(1,230)	37,885
202	Animal Control Reserve	4,989	0	0	0	4,989
203	Police Volunteer	(1,136)	0	1,500	(1,500)	(2,636)
300	City Hal COP Debt Service	5,636	437,000	437,000	0	5,636
360	Sun Lakes CFD 86-1	35,566	125	0	125	35,691
365	Wilson Street Assessment 91-1 Debt	53,928	255	0	255	54,183
370	Area Police Computer	62,131	51,642	51,642	0	62,131
375	Fair Oaks 2004-1 Debt Service	271,464	199,000	199,000	0	271,464
376	Cameo Homes	6,727	170	0	170	6,897
Special Revenue Funds Sub-total		4,323,204	3,289,783	2,837,196	452,587	4,775,791



Budget Fiscal Year 2019-2020 (Cont.)

CITY OF BANNING						
Fund Summary Status						
Fiscal Year 2019-2020 Projections						
		(1)	(2)	(3)	(4)	(5)
		July 1, 2019	FY 2019-20	FY 2019-20	FY 2019-20	July 1, 2020
Fund	Fund Name	Available Resources	Adjusted Revenue	Adjusted Expenditures	Projected YTD Gain (Loss) (Column 2-3)	Projected Balance (Column 1-4)
Capital Improvement Funds						
400	Police Facilities Development	20,551	0	0	0	20,551
410	Fire Facility Development	978,735	0	0	0	978,735
420	Traffic Control Facility	460,263	1,750	0	1,750	462,013
421	Ramsey/Highland Home Traffic Signal	81,960	310	0	310	82,270
430	General Facilities	418,665	0	0	0	418,665
441	Sunset Grade Separation	(771,497)	0	0	0	(771,497)
444	Wilson Median	383,563	1,450	0	1,450	385,013
451	Park Development	128,863	0	0	0	128,863
470	Capital Improvement	641,662	0	0	0	641,662
480	BEA Capital Project Fund	7,750,256	0	0	0	7,750,256
481	BEA L/M Capital project Fund	536,659	0	0	0	536,659
Capital Improvement Funds Sub-total		10,631,680	3,510	0	3,510	10,635,190
Banning Utility Authority Funds						
660	Water Operations	14,586,511	10,570,147	9,865,143	705,005	15,291,515
661	Water Capital Facility Fee	3,940,569	45,000	0	45,000	3,985,569
663	BUA Water Capital Project	2,363,945	3,750	0	3,750	2,367,695
669	BUA Water Debt Service	0	1,989,318	1,989,318	0	0
Water Sub-total		20,891,025	12,608,215	11,854,461	753,755	21,644,780
680	Wastewater Operations	1,770,424	3,567,979	3,444,992	122,987	1,893,411
681	Wastewater Capital Facility Fee	10,614,736	86,860	0	86,860	10,701,596
683	BUA Wastewater Capital Project	3,281,233	4,000	0	4,000	3,285,233
685	State Revolving Loan	770,582	304,289	304,289	0	770,582
689	BUA Wastewater Debt Service	0	393,966	393,966	0	0
Wastewater Sub-total		16,436,976	4,357,094	4,143,247	213,847	16,650,823
662	Irrigation Water	976,893	5,100	0	5,100	981,993
682	Wastewater Tertiary	5,659,880	234,486	0	234,486	5,894,376
Reclaimed Water Sub-total		6,636,773	239,586	0	239,586	6,876,359
Banning Utility Authority Sub-total		43,964,774	17,204,906	15,997,708	1,207,198	45,171,972

Budget Fiscal Year 2019-2020 (Cont.)

CITY OF BANNING						
Fund Summary Status						
Fiscal Year 2019-2020 Projections						
		(1)	(2)	(3)	(4)	(5)
		July 1, 2019	FY 2019-20	FY 2019-20	FY 2019-20	July 1, 2020
Fund	Fund Name	Available Resources	Adjusted Revenue	Adjusted Expenditures	Projected YTD Gain (Loss) (Column 2-3)	Projected Balance (Column 1-4)
Enterprise Funds						
600	Airport	169,329	174,150	191,751	(17,601)	151,728
610	Transit Operations	805,138	2,014,057	2,062,148	(48,091)	757,047
680	Refuse	1,324,645	3,711,539	3,572,607	138,932	1,463,577
Airport, Transit & Refuse Sub-total		2,299,111	5,899,746	5,826,506	73,240	2,372,351
670	Electric Operations	16,607,992	30,796,761	29,339,852	1,456,909	18,064,901
672	Rate Stability	6,327,636	0	0	0	6,327,636
673	Electric Improvement	4,192,541	0	25,000	(25,000)	4,167,541
674	Electric Revenue Bond Project	11,209,693	0	0	0	11,209,693
675	Public Benefit Fund	877,226	773,000	773,027	(27)	877,199
678	Electric Revenue Bond Debt Service	0	2,427,219	2,427,219	0	0
Electric Sub-total		39,215,088	33,996,980	32,565,098	1,431,882	40,646,970
Enterprise Funds Sub-total		41,514,199	39,896,726	38,391,604	1,505,122	43,019,321
Internal Service Funds						
700	Risk Management Fund	852,010	2,596,189	2,538,348	57,841	909,851
702	Fleet Maintenance	219,428	1,333,151	1,463,186	(130,035)	89,393
703	Information Systems Services	208,409	549,747	585,303	(35,556)	172,853
761	Utility Billing Administration	254,937	2,309,906	2,310,552	(646)	254,291
Internal Service Funds Sub-total		1,534,784	6,788,993	6,897,389	(108,396)	1,426,389
Successor Agency Funds						
805	Redevelopment Obligation Retirement Fund	527,196	2,975,619	2,445,629	529,990	1,057,186
810	Successor Housing Agency	1,352,110	3,939	3,939	0	1,352,110
830	Debt Service Fund	1,059,057	2,195,629	2,195,629	0	1,059,057
850	Successor Agency	57,652	0	0	0	57,652
855	2007 TABS Bond Proceeds	(2,397,500)	0	0	0	(2,397,500)
856	2003 TABS Bond Proceeds	(161,307)	0	0	0	(161,307)
857	2003 TABS Bond Proceeds Low/Mod	102,667	0	0	0	102,667
Successor Agency Funds Sub-total		539,875	5,175,187	4,645,197	529,990	1,069,865
GRAND TOTAL ALL FUNDS		109,528,210	88,392,707	88,546,830	(154,123)	109,374,087





MINUTES  
CITY COUNCIL  
BANNING, CALIFORNIA

05/22/18  
REGULAR MEETING

A regular meeting of the Banning City Council was called to order by Mayor Moyer on May 22, 2018, at 5:01 p.m. at the Banning Civic Center Council Chamber, 99 E. Ramsey Street, Banning, California.

COUNCIL MEMBERS PRESENT: Council Member Andrade  
Council Member Franklin  
Council Member Peterson  
Council Member Welch  
Mayor Moyer

COUNCIL MEMBERS ABSENT: None

OTHERS PRESENT Rochelle Clayton, Interim City Manager  
Kevin Ennis, City Attorney  
Tim Chavez, Fire Battalion Chief  
Robert Fisher, Interim Police Chief  
Heidi Meraz, Community Services Director  
Patty Nevins, Community Development Director  
Art Vela, Public Works Director/City Engineer  
Suzanne Cook, Deputy Finance Director  
Robert Meteau, Deputy Human Resources Director  
Michelle Devoux, Fire Marshal  
Sonja De La Fuente, Deputy City Clerk  
Laurie Sampson, Executive Assistant  
Leila Lopez, Office Specialist

The Invocation was given by Banning Police Chaplain Merle Malland. Council Member Welch led the audience in the Pledge of Allegiance to the Flag.

The Mayor recessed the Regular Meeting of the Banning City Council and called to order a scheduled meeting of the Banning Utility Authority.

BOARD MEMBERS PRESENT: Board Member Andrade  
Board Member Franklin  
Board Member Peterson  
Board Member Welch  
Chairman Moyer

BOARD MEMBERS ABSENT: None

## PUBLIC HEARING

### 1. Proposed Water and Wastewater Rate Increases in Accordance with Proposition 218

Interim City Manager Clayton presented the Staff Report as contained in the Agenda.

Chairman Moyer opened the Public Hearing.

Jeremiah Price spoke against a rate increase, and asked the Council to keep in mind that people live here because they can't afford anywhere else.

Gary Hironimus spoke against a rate increase, as he believes the City would be in a different situation if \$14 million of water bond money wasn't used to help build the Police station in 2005. He asked the Council to work on a plan to start paying the money back.

John Hagan spoke against a rate increase and suggested the Prop. 2108 mailer was faulty and believes that is why only 300 oppositions were submitted.

Jerry Westholder spoke against a rate increase and suggested the Prop. 2108 mailer was faulty and sent irresponsibly, as it was not mailed in Spanish.

Inge Schuler spoke against a rate increase and does not believe the Prop. 218 mailing was handled well or that the public was properly informed.

Richard Rutherford spoke against a rate increase, as most people in Banning are poor. He indicated that he did not receive a notice and believes it should be nullified and resent in English and Spanish. He also recommended considering that most of Banning's constituents are poor.

Bernadine Edmondson spoke against a rate increase. She suggested that most people don't pay attention to their bills, but noticed there has been a daily charge recently and it added a little more than \$4 to her bill, which may not seem like a lot, but it adds up.

Ellen Carr spoke against a rate increase, as there are a lot of people on strictly Social Security and does not believe they can afford this increase. She indicated that most residents don't make as much money as the City's employees and she asked for someone to explain what "other pay" is on the report she saw.

Glen Stull sympathized with the predicament the Council is in. With the recent squeeze on local governments because of the State passing things like the recent gas tax, everything is going up. He believes increased energy prices are a reflection of what is going on in Sacramento.



Tim Smith spoke against a rate increase and would like the City to repay the \$14 million used to build the Police station. He believes if the water rates are raised, citizens will use less water.

Board Member Peterson expressed his discontent with the proposed increases. He reminded everyone that in 2010 rates were increased 51%. He read from an October 2010 article in the Record Gazette related to the increase then and provided some history in regard to how money was previously spent. He explained that he does not support the rate increase, as he doesn't think the 3% will make a difference. He suggested selling some assets and maybe selling the Police station building and leasing it back.

Board Member Welch indicated the City is currently in an unfortunate situation. He advised that the City of Banning currently has the fourth lowest water rates in this area of California. He does not believe the one action in the past caused the state the City is in today. He believes if the City is going to move forward, the increase is probably necessary.

Board Member Andrade explained that she understands how people feel, as she is in the same predicament. She does believe that allocating the money to build a police station may have set the City back, but questions why nothing has been done to rectify the situation since then. She recommended everyone pull together and move forward.

Board Member Franklin indicated the cost of operations and maintenance of systems is covered by the rate payers. She reminded everyone the population has not increased yet and 200 additional houses would have helped the situation. She understands residents do not want large increases and that is why the incremental increases were recommended. She recommended being more open to allowing more people into the City as a part of moving forward.

Chairman Moyer does not want a rate increase, but supports the increase because it is the bare minimum agreed on by the Finance Committee. He outlined how the number was settled on by the Committee.

**Motion Peterson to reject the Prop. 218 Notice based on it not being mailed out properly. Motion died due to the lack of a second.**

Council Member Franklin asked the City Attorney if the Prop. 218 Notice was sent out properly. City Attorney Ennis indicated the Notice went out at least 45 days in advance, transmitted to every property owner listed on the last Assessor roll and every customer of the Utility. The law does not require the notices be sent out in multiple languages. It is considered best practice to not include it in the utility bill, as it is thought to be more identifiable as a separate item, rather than a utility bill insert. At this point he has not heard sufficient reason why the protest or the notice itself was in violation of Prop. 218.

The Deputy City Clerk announced the final count of received and verified oppositions to the proposed water and wastewater rate increase is 312 and the final count of the received and verified oppositions to only the proposed water rate increase is 13.

Seeing no further comments, Chairman Moyer closed the Public Hearing.

The Mayor recessed the scheduled meeting of the Banning Utility Authority and reconvened the Regular Meeting of the Banning City Council..

#### REPORT ON CLOSED SESSION

The City Attorney indicated four items were discussed in Closed Session. 1) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Paragraph (1) of Subdivision (d) of Section 54956.9) Name of Case: City of Banning v. Go Green Calming Solutions, et al., Case No. RIC 1806731. A status report was provided with no final or reportable action. 2) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Paragraph (1) of subdivision (d) of Section 54956.9) Fields v. City of Banning, Riverside County Superior Court Case No. RIC 1102234 and Court of Appeal Case No. E057277. The City Council, by a vote of 4-1, with Council Member Andrade voting against, approved a Settlement Agreement. 3) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: (one case). A status report was provided with no final or reportable action. 4) PUBLIC EMPLOYEE APPOINTMENT: City Manager – Pursuant to Government Code Section 54957. A report was provided and a special meeting was set for further discussion of the item.

#### PUBLIC COMMENTS / CORRESPONDENCE / ANNOUNCEMENTS & REPORTS

##### PUBLIC COMMENTS

Ellen Carr with Tender Loving Critters advised the public that when they have a pet microchipped to keep the registration up to date because if they don't there is no way to reunite a lost pet with their owner.

Val Westholder indicated she has lost trust in Council Members Welch and Franklin. She still is not sure the Prop. 218 notices were sent properly, as she received two for her home and two for her church. She feels more police officers are needed. For example, she needed a copy of a police report due to a recent theft at her church and was told there are only three police officers and they are behind on reporting. She believes the moving

John Hagan urged the public to attend the June 6<sup>th</sup> Planning Commission Meeting at 6:30 p.m. regarding the proposed cannabis growing ordinance. He feels the Council is wasting the City's time considering this.



Jeremiah Price believes in the medical benefits of cannabis and suggested the Council look at Palm Springs Safe Access for a good example of a clean and reputable dispensary.

Jeanne Rossiter asked the Council to consider adopting a Resolution or file an amicus brief to opt out of Senate Bill (SB) 54. She advised 41 cities and 10 counties have opted out of SB 54. She indicated the City risks losing any federal funding if they don't opt out.

Mike Rossiter, US Navy and Vietnam Veteran, urged the City Council to opt out of SB 54. He reminded everyone that the public servants have taken an oath to support and defend the Constitution against all enemies, foreign and domestic.

Arvid Anderson urged the City to opt out of SB 54.

Colleen Wallace advised that she doesn't agree with everyone talking about people and urged everyone to instead focus on the future of Banning for the children.

Russell Roof expressed his opposition of SB 54 and requested the Council to do the same at the next meeting.

Glenn Stall urged the Council to opt out of SB 54, as he feels it endangers the citizens.

Jerry Westholder believes there is an indigent problem because of the passage of AB 109. He advised these indigents are living under a bridge on Wilson and causing problems at his church.

Teri Smith urged the City to opt out of SB 54. Her fiancé was a police officer and murdered by an illegal immigrant and a member of MS13. He has been on death row since 1992. She would like it placed on a future agenda to discuss opting out.

Don Smith expressed his concern with the homeless. He does not believe Council is responsible for the issue, but feels there should be a study session to brainstorm possible solutions.

Seeing no further comments, the Mayor closed Public Comment.

The Mayor recessed the meeting at 6:52 p.m. and reconvened at 7:01 p.m.

#### CORRESPONDENCE

There was no correspondence received.

## ANNOUNCEMENTS & REPORTS

Council Member Andrade reported on the following:

- The 5K Run/Walk on May 19<sup>th</sup> had a good turnout with 89 registered participants and approximately 200 attendees. She thanked Council Member Franklin, Community Services Director Meraz and staff for a successful event.

Council Member Franklin reported on the following:

- She also attended the 5K Run/Walk on May 19<sup>th</sup> and felt it was a successful event. She thanked the Community Services Director, staff, and all that participated.
- The Water Alliance will meet at City Hall on May 23<sup>rd</sup> at 5:00 p.m.
- There will be a free Community Emergency Response Team (CERT) class offered to students on June 5, 6, and 7 at Banning High School from 9:00 a.m. until 3:00 p.m.

Mayor Moyer reported on the following:

- He congratulated Banning High School on their achievement on outranking Beaumont High School in the National Rankings according to US News and World Report and thanked Banning High School Principal Matt Valdivia.
- He thanked the Economic Development Committee for recommending a program, which was reviewed and approved by the Finance Committee as well, to provide Housing Authority funds to residents for home rehabilitation and down payment assistance.

Council Member Welch had nothing to report.

Council Member Peterson had nothing to report.

## REPORT BY CITY ATTORNEY

City Attorney Ennis did not have anything to report.

## REPORT BY CITY MANAGER

Interim City Manager Clayton congratulated the City of Banning Wastewater Division for receiving the statewide 1<sup>st</sup> Place Award for Small Collections System from the California Water Environmental Association. They were recognized for excelling in areas of regulatory compliance, maintenance programs, safety program and records, training program, emergency program and procedures, and administrative procedures.



## CONSENT ITEMS

1. Minutes – Regular Meeting – 5/8/2018 (Workshop)

Recommendation: Approve the Minutes from May 8, 2018 Special Meeting of the Banning City Council (Workshop).

2. Minutes – Special Meeting – 5/8/2018 (Closed Session)

Recommendation: Approve the Minutes from the May 8, 2018 Special Meeting of the Banning City Council (Closed Session).

3. Minutes – Special Meeting – 5/8/2018

Recommendation: Approve the Minutes from the May 8, 2018 Regular Meeting of the Banning City Council.

4. Approval and Ratification of Accounts Payable and Payroll Warrants for April 2018

Recommendation: Approve and Ratify the Accounts Payable and Payroll Warrants for April 2018.

5. Public Works Capital Improvement Project Status List

Recommendation: Receive and file list of Public Works Capital Improvement Project Status.

6. Ordinance 1520, Amending Existing Sections of Chapter 12.52 of the Banning Municipal Code that Established a Local Development Mitigation Fee for the Funding and Preservation of Natural Ecosystems in Accordance with the Western County Multiple Species Habitat Conservation Plan to Bring those Sections into Conformance with the Updated Standards and Provisions

Recommendation: Ordinance 1520 pass its 2<sup>nd</sup> reading.

7. Ordinance 1521, Amending Section 8.020.070 of the Banning Municipal Code to Establish Additional Penalties for Violating the Citywide Prohibition of Fireworks

Recommendation: Ordinance 1521 pass its 2<sup>nd</sup> reading.

8. Resolution 2018-60, Accepting the Grant of Right of Way from the Bureau of Indian Affairs on Behalf of the Morongo Band of Mission Indians for the Alignment and Widening of the Intersection of Hathaway Street and Wilson Street

Recommendation: Adopt Resolution 2018-60.

9. Bulky Item Community Clean-Up Event Update

Recommendation: Receive and file update.

10. Resolution 2018-66, Opposing SB 1302 Removing the Ability for Local Jurisdiction to Decide if Cannabis Deliveries Should be Allowed

Recommendation: Adopt Resolution 2018-66.

The Mayor opened Consent Items 1 through 10 for public comment. Seeing none, closed public comment.

**Motion Peterson/Andrade to approve Consent Items 1 through 10. Motion carried, 5-0.**

REPORTS OF OFFICERS

1. Resolution 2018-58, Approving a Three (3) Year Agreement with Riverside County Fire Department

Tim Chavez, Battalion Chief for the City of Banning through Riverside County Fire Department and CalFire, presented the Staff Report as contained in the Agenda packet along with a PowerPoint presentation (see Exhibit "A").

There was discussion amongst the Council regarding a three-year vs. a one-year contract. Mayor Moyer advised that the Finance Committee has discussed this item at length. Chief Chavez reminded the Council the cost is an estimate and the billing almost always comes in lower. Interim City Manager clarified the termination timeline requirements.

Council Member Andrade is concerned with the amount of the increase and feels the City needs to look into alternatives. Interim City Manager Clayton advised she will bring forward options to the Finance Committee.

**Motion Peterson/Welch to table for now and refer back to the Finance Committee.**

Steve Beach, Division Chief for Riverside County Fire Department advised Council that if the contract renewal is not completed and ratified by July 1<sup>st</sup> SB 239 kicks in and that will require any expired fire contracts to be reviewed by LAFCO.

The Mayor opened the item for public comment.

Don Smith provided some history regarding the transition about 20 years ago from the City having its own fire department to the County providing fire services and how smoothly it went. He recommended comparing apples to apples when researching and to make sure the service level is the same.



Seeing no further comments, the Mayor closed public comment.

**Motion carried 5-0.**

**2. Report from Grand Jury**

Interim City Manager Clayton presented the Staff Report as contained in the Agenda packet.

Council Member Peterson explained the definition and duties of a Grand Jury and provided some history regarding Grand Jury investigations related to the City of Banning. He asked for Council Member Welch's resignation and advised that if he didn't resign he will ask that a censure be placed on the next agenda as outlined in section 10.5 of the Manual of Procedural Guidelines for the Conduct of City Council and requested he provide his intent and answer to the Mayor.

Council Member Welch disputed accusations advised that he will not resign from the City Council.

Council Member Franklin disputed accusations made by Council Member Peterson and recommended Council focus on the agenda focusing on the Grand Jury Report.

Council Member Welch provided some history related to the City of Banning and the Banning Pass Area Chamber of Commerce.

Council Member Andrade would like to see the accusations stopped, recommended implementing a policy regarding agreements as suggested by the previous Grand Jury report, and she would like to see it on the next agenda. She would like the District Attorney to look into all of the sitting Council Members as Mr. Ellis recommended, but until then she recommended stopping allegations based on hearsay.

Mayor Moyer clarified that the current sales tax sharing agreement is for 15 years. He pointed out that the Grand Jury talked to three of the five Council Members and would have liked them to interview all of them. Another item he would like added to the response is the fact that they talked to two City Managers regarding sales tax sharing, the Council reviewed 11 cities and would like the data the City used included in the City's response, as he felt it should have been considered when the Grand Jury conducted their investigation.

Council Member Welch apologized to the residents for having to go through situations such as this and that it can't be handled in a respectful manner.

Council Member Peterson referred the public to view the tape from the April 17, 2017 City Council Meeting.

The Mayor opened the item for public comment.

Don Smith apologized to Council Member Welch on behalf of all of the Citizens of Banning that questioned his service to the Country and thanked him for his service. He agreed with Council Member Andrade that the Council should receive and file the Grand Jury Report and direct staff to prepare a response rather than pass blame. He believes the Chamber of Commerce is an integral part of the City and the City and Chamber should work together going forward and help local businesses. He pointed out a mistake in the Grand Jury Report that the original tax sharing agreement with Diamond Hills was done in 1994. He also explained that the Grand Jury serves an important function in determining if the Government is doing a good job and where they may not be succeeding. They are not experts and will make mistakes, but are trying to give ideas on what problems are and how to fix them.

David Ellis shared some instances where he believes Council Member Welch and Council Member Franklin have requested certain things from staff and not through the City Manager. He reminded the Council they are to go through the City Manager. He then told Council Member Welch and Council Member Franklin he would like them to resign, as he does not trust them.

Nick Partland, new resident of Banning attended the 5K and is proud of the event, as it brought the community together. He would like the people to come together to work on solutions. He would like people to put the past behind us and work together on the future.

Seeing no further comments, the Mayor closed public comment.

**Motion Andrade/Franklin to receive and file the Grand Jury Report, direct staff to prepare a response to the report, and the Council to follow the policy to only provide direction to the City Manager. Motion carried, 5-0.**

3. Resolution 2018-52, Approving an Agreement with the County of Riverside Department of Animal Services to Provide Basic Animal Shelter Services, Field Operations, and Licensing Services for Fiscal Year 2018-2019 in an Amount Not to Exceed \$204,372

Interim Police Chief Fisher presented the Staff Report as contained in the Agenda packet along with a PowerPoint presentation (see Exhibit "B").

Council Member Peterson asked if people get license renewals

Council Member Andrade asked if it would be cheaper to have our own Animal Control Officer and delivers them to the holding facility. Also, she would like to know how much it would cost to update the City's old facility.

Council Member Franklin indicated there was a Committee formed to review all of these questions and it was determined the best option would be to go with the County.



Mayor Moyer opened the item for public comment.

Ellen Carr with Tender Loving Critters feels the County facility and staff are a good option. She agrees that it would be nice to have a local facility. Her only concern is the cats being held in the truck all day.

David Ellis advised that he is willing to talk to an individual he knows about possibly leasing the existing facility with certain conditions if the City is interested in exploring the option.

Don Smith attended several of the community meetings regarding animal control and explained that when the committee ran calculations to if the City could provide the services the County is able to provide and it was determined the City could not provide all of the services at that low of a price because it is too small of an operation.

Seeing no further comments, the Mayor closed public comment.

Council Member Andrade asked if there would be an Animal Control Officer assigned to the City of Banning and if an animal is picked up in the morning would it be held all day or delivered to the shelter.

Council Member Franklin asked if an Animal Control Officer would be hired specifically for Banning and if the hours and work days would be negotiable, as she would like an officer to be available some weekends.

Frank Corvino, Deputy Director with the Riverside County Department of Animal Services, addressed the Council to advise that the contract cost is an all-inclusive cost, which includes the Animal Control Officer, the truck, the gas, the facilities, as well as special licenses held by the County. He advised that the Department would be willing to discuss the hours of the Animal Control Officer.

**Motion Peterson/Franklin to adopt Resolution 2018-52; approving an agreement with the County of Riverside Department of Animal Services to provide basic animal shelter services, field operations, and licensing services from July 1, 2018 through June 30, 2019, and authorizing the Interim City Manager to execute the agreement Motion carried, 5-0.**

4. Ordinance 1522, Amending Title 6 of the Banning Municipal Code to Regulate and Control the Keeping of Animals

Interim City Manager Clayton presented the Staff Report as contained in the Agenda packet.

Council Member Peterson asked if this would remove the City of Beaumont's Animal Control code and replace with the County's. Interim City Manager Clayton confirmed that it would.

The Mayor opened the item for public comment. Seeing none, closed public comment.

The Mayor asked the Deputy City Clerk to read the title of Ordinance 1522.

The Deputy City Clerk read the title of Ordinance 1522.

**Motion Welch/Franklin to waive further reading of Ordinance 1522. Motion carried, 5-0.**

**Motion Welch/Franklin that Ordinance 1522 pass its first reading. Motion carried, 5-0.**

5. Resolution 2018-48, Awarding a Professional Services Agreement to Albert A. Webb Associates for Active Transportation Plan Cycle 2 Design Services

Public Works Director Art Vela presented the Staff Report as contained in the Agenda packet.

Mayor Moyer asked why the price was not considered.

Director Vela explained that the Local Transportation Assistance has very stringent guidelines. The fees are submitted in a sealed envelope and staff has not even seen them yet. The proposals were ranked then staff negotiated the cost with the highest ranking firm based on qualifications.

Mayor Moyer opened the item for public comment.

Marvin Norman, Executive Director of the Inland Empire Biking Alliance, expressed his support of this project and encouraged the City to apply again as the next cycle has opened and the ATP is going to a two-year cycle. He shared that

Seeing no further comments, the Mayor closed public comment.

**Motion Andrade/Welch to adopt Resolution 2018-48, 1) awarding a Professional Services Agreement for Active Transportation Plan (ATP) Cycle 2 Design Services to Albert A. Webb Associates in the amount of \$127,696 and approving a 10% contingency for a total project budget of \$140,466, 2) authorizing the Interim City Manager or her designee to make necessary budget adjustments, appropriations and transfers related to the Professional Services Agreement and to approve change orders within the 10% contingency, and 3) authorizing the Interim City Manager or her designee to execute the Professional Services Agreement with Albert A. Webb Associates in the amount of \$127,696. Motion carried, 5-0.**



6. Resolution 2018-54, Approving Amendment No. 3 to the Contract Services Agreement with Merchants Building Maintenance, LLC for Custodial Services

Public Works Director Art Vela presented the Staff Report as contained in the Agenda packet.

Council Member Peterson asked if the custodians could check and clean under the desks

The Mayor opened the item for public comment. Seeing none, closed public comment.

**Motion Welch/Peterson to adopt Resolution 2018-54; approving Amendment No. 3 to the Contract Services Agreement with Merchants Building Maintenance, LLC, for the not to exceed total of \$70,693 for Fiscal Year 2018/2019, adding quarterly carpet and window cleaning at the Community and Senior Center to the scope of work, and extending the term of the agreement to June 30, 2019. Motion carried, 5-0.**

7. Resolution 2018-49, Approving Amendment No. 8 to the Agreement for Contractual Services with Romo Planning Group

Community Development Director Patty Nevins presented the Staff Report as contained in the Agenda packet.

The Mayor opened the item for public comment. Seeing none, closed public comment.

**Motion Welch/Peterson to adopt Resolution 2018-49; approving a one year extension to an existing Agreement for Contractual Services between the City of Banning and Romo Planning Group to provide temporary planning services through June 30, 2019, and amending the agreement to include additional compensation for additional services in an amount not to exceed \$199,680. Motion carried, 5-0.**

8. Planning Commissioner Resignation & Recruitment

Community Development Director Patty Nevins presented the Staff Report as contained in the Agenda packet.

The Mayor opened the item for public comment. Seeing none, closed public comment.

The Deputy City Clerk to read the resignation letter received from Mr. Ellis (see Exhibit "C").

Council Member Andrade expressed her disappointment in Mr. Ellis not completing his term on the Planning Commission.

**There was a consensus of the Council to post a special notice to fill the vacancy until January 2019.**

The Mayor recessed the Regular Meeting of the Banning City Council and reconvened a joint meeting of the Banning City Council and the Banning Utility Authority.

#### REPORTS OF OFFICERS

1. Resolution 2018-39 and Resolution 2018-06 UA, Authorizing the Submittal of an Application for Grant Funds from the Bureau of Reclamation WaterSMART. Water and Energy Efficiency Grants Program for Fiscal Year 2018, Funding Opportunity No. BOR-DO-18-F006

Public Works Director Art Vela presented the Staff Report as contained in the Agenda packet.

Mayor Moyer asked about the AMI portion and if that is included.

Director Vela explained that this does not include the AMI portion. He explained the Electric Department has completed the AMR portion and their next phase is to complete the AMI portion. The Water Utility will be able to use that infrastructure once complete.

Mayor Moyer asked how much more the AMI portion would cost. Electric Utility Director Tom Miller believes it will be about \$250,000.

Council Member Peterson asked if Bond money could be used for this. Interim City Manager Clayton explained that it was not identified as a project when the Bond was issued. Electric Utility Director Miller explained that the money for the AMI portion is in the Electric Reserve Fund.

Mayor Moyer opened the item for public comment.

Don Smith congratulated staff on locating this grant opportunity and wished them success in having it approved. He asked about the status of the third component of the implementation of this program, which would be the computer program. He doesn't want to see the meters installed, the towers put in, and no computer system for them to communicate with.

Interim City Manager Clayton explained the Customer Information System (CIS) is a critical component and it will need to be implemented and is being looked at by the consultant now.

Seeing no further comments, the Mayor closed public comment.



**Motion Andrade/Welch to adopt Resolution 2018-39, and Resolution 2018-06 UA; 1) authorizing the City to apply for grant funds from the Bureau of Reclamation WaterSMART. Water and Energy Efficiency Grants Program for FY 2018, and provide the required local match, if awarded, and 2) authorize the Interim City Manager or her designee to accept and receive grant funding and make necessary budget adjustments and appropriations. Motion carried, 5-0.**

The Mayor recessed the joint meeting of the Banning City Council and the Banning Utility Authority and called to order a joint meeting of the Banning City Council, the City Council sitting in its capacity as the Successor Agency Board, and the Banning Utility Authority.

#### REPORTS OF OFFICERS

1. Resolution 2018-65 , 2018-02 SA, and 2018-07 UA, Approving Amendment No. 2 to the Professional Services Agreement with Lance, Soll, and Lunghard, LLP CPAs for Financial Auditing Services

Deputy Finance Director Suzanne Cook presented the Staff Report as contained in the Agenda packet. She noted a correction to the City Council Resolution number listed in the Agenda packet. The Utility Authority Resolution number for this item is not 2018-06 UA, it is 2018—07 UA.

Council Member Franklin asked if this audit is different than the Electric Utility audit the Council recently approved. Deputy Director Cook confirmed that it is different. The other audit only covers the Electric Utility. This audit covers the financials citywide.

The Mayor opened the item for public comment. Seeing none, closed public comment.

**Motion Welch/Peterson to adopt Resolutions 2018-65, 2018-02 SA, and 2018-07 UA, approving Amendment No. 2 to the Professional Services Agreement with Lance, Soll, and Lunghard, LLP CPAs to exercise the options for the audit periods covering Fiscal Years ended June 30, 2018 and June 30, 2019 and authorize the Interim City Manager to execute the amendment to the contract. Motion carried, 5-0.**

The Mayor adjourned the joint meeting and reconvened the Regular City Council Meeting.

#### ITEMS FOR FUTURE AGENDAS

Council Member Peterson would like to have a discussion about initiating censure proceedings on the next agenda. City Attorney Ennis explained there are specific procedures to follow regarding advanced notice if censure proceedings are ultimately initiated. Mayor Moyer asked for the procedures to be included with the Agenda item.

Council Member Andrade would like policies regarding handshake agreements. Interim City Manager Clayton clarified the item would be discussion on the policy to be developed. Council Member Andrade confirmed.

Council Member Andrade announced there will be a Crisis Leadership meeting on May 24<sup>th</sup> from 11:30 a.m. – 1:30 p.m. in Yorba Linda.

#### ADJOURNMENT

By common consent the meeting was adjourned at 9:20 P.M.

Minutes Prepared by:

A handwritten signature in blue ink, appearing to read 'Sonja', is written over a horizontal line.

Sonja De La Fuente, Deputy City Clerk


These Minutes reflect actions taken by the City Council. The entire discussion of this meeting can be found by visiting the following website: <https://banninglive.viebit.com/player.php?hash=J41nB6MZd49J> or by requesting a CD or DVD at Banning City Hall located at 99 E. Ramsey Street.

## **Exhibit “A”**

**to the May 22, 2018, Regular Meeting Minutes**

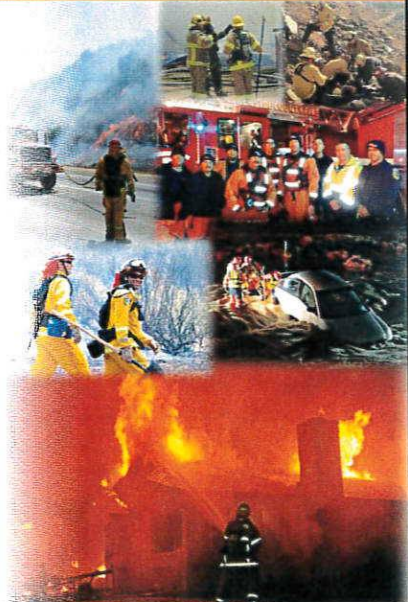






## Background

- CAL FIRE
  - Established in 1885
  - Largest Fire Agency in California
  - 7000 employees
  - Cal Fire serves as the County Fire Department for 26 of California's 58 Counties
  - Began as Banning Fire Services in 1998






## Background

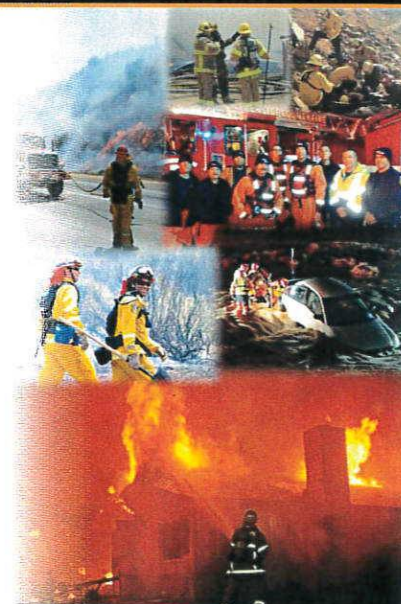
- CAL FIRE/Riverside County Fire Department
  - 1921 – Wildland Agreement
  - 1946 – Establishment of County Fire Department
  - 1978 – First Partner City Contract - City of Beaumont
  - Tasked with enforcing conditions contained within Riverside County Ordinance 787.



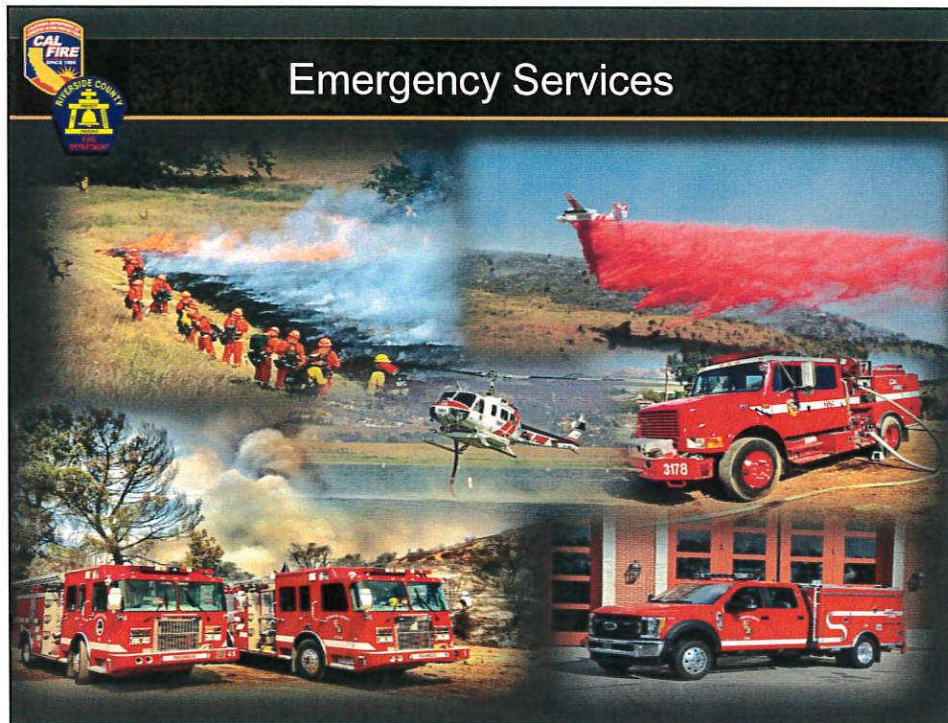


## Background

- CAL FIRE/Riverside County Fire Department
  - 20 Partner Cities
  - 1 Community Services District
  - 1500 Personnel
  - 325 Emergency Responders on duty daily






A collage of four images related to fire services. The top-left image shows firefighters battling a large fire in a field. The top-right image shows a group of firefighters in full gear. The bottom-left image shows two firefighters in full gear. The bottom-right image shows a large fire burning in a building. The CAL FIRE logo is in the top-left corner.

## Background

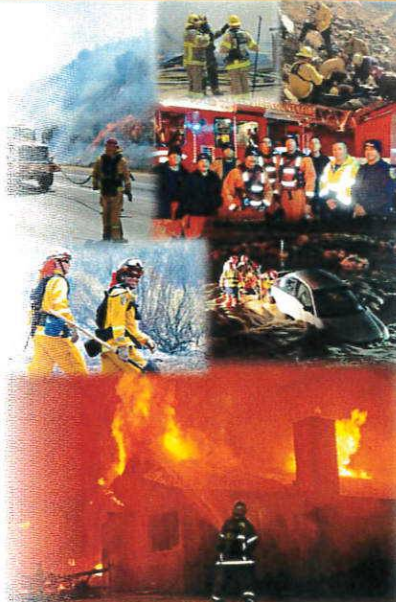
- 92 Staffed Fire Stations
- 99 Engine Companies
- 6 Paramedic Squads
- 10 Paramedic Ambulances
- 8 Truck Companies
- 3 Conservation Camps
- 3 Bull Dozers
- 1 Water Tender
- 1 Hazardous Materials Team
- 2 Breathing Supports
- 6 US&R Units
- Significant Surge Capacity in all Program Areas






## Background


- The CAL FIRE/Riverside County Fire Department seamlessly directs these many resources to any emergency, regardless of partner jurisdiction, utilizing a “boundary drop” concept. This ideology is the basis of the Regionalized, Integrated, Cooperative Fire Protection System recognized as a model across the State.






## State Funded Air Program

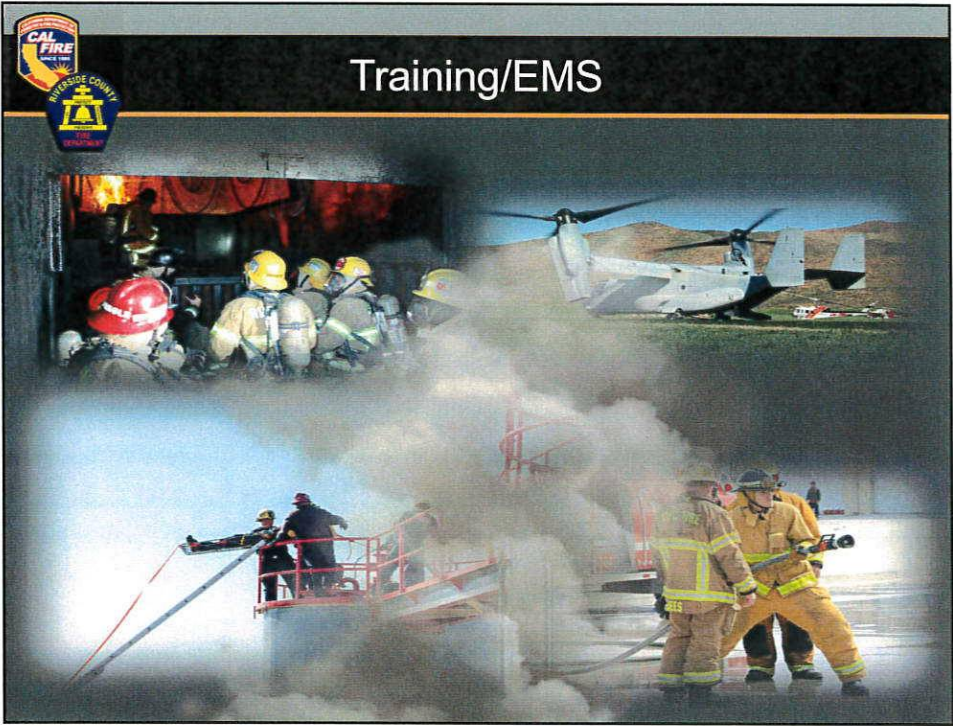
- 1 Air Attack
  - Provides tactical oversight for aerial firefighting operations.
- 2 Air Tankers






### 1 Helicopter

- Can deliver a 9-person firefighting crew
- Water/Retardant Drops
- Backfiring Operations
- Infra-Red Mapping
- Medical Evacuations
- Hoist Rescue

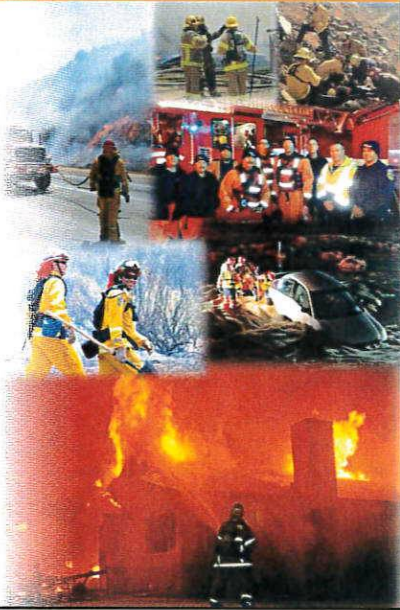





## Training/EMS

In 2017, the Training Bureau conducted:

- 2 Truck Academies
- 5 Tiller Academies
- 12 New Hire Academies
- 5 Engineer Orientation Academies
- 6 Engineer CPT Classes
- 23 Rescue Courses
- 28 CAL FIRE Regional Courses

A collage of four images illustrating various training activities. The top-left image shows firefighters working on a structure with smoke. The top-right image shows a group of firefighters standing in front of a fire engine. The bottom-left image shows two firefighters in yellow gear working with a hose. The bottom-right image shows a firefighter in front of a large fire burning in a structure.

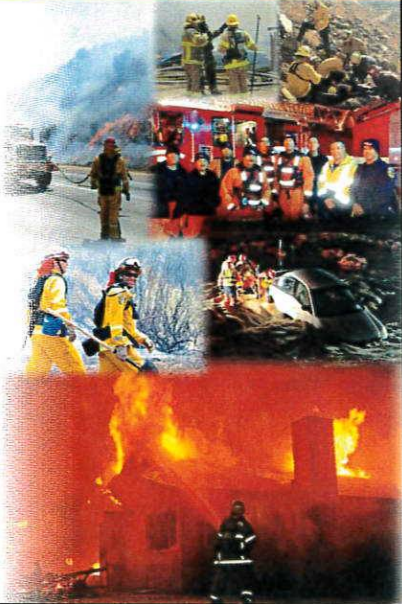





## Training/EMS


The EMS Bureau provides a critical link between the fire department, our area hospitals and the Riverside County EMS Agency. EMS-centric training and Continuous Quality Improvement (CQI) processes are developed based on trends recognized both locally and regionally.

- In 2017, the Training/EMS Bureau provided training to more than 7000 students





## Law Enforcement/Prevention



- Fire/Arson Investigations  
Cause and Origin Determination
- Sworn Peace Officers  
Assist Local PD When Requested
- Juvenile Fire Setter programs focus on children exhibiting unsafe behavior





## Law Enforcement/Prevention

In 2017, the Law Enforcement/Prevention Bureau:

- Handled 631 case files
- Devoted more than 3100 investigative hours
- Made 87 arrests, including 59 felony arrests
- Issued 176 citations



## Public Education



Public Education Programs are conducted throughout the County and include opportunities for both adults and children. Public Safety Fairs encourage emergency preparedness for families while classroom sessions and muster activities educate children on the importance of fire safety.



Fire Marshal's Office

- **Works Closely with Building and Safety**  
In 2017, the Fire Marshal's Office performed 13,120 Plan Reviews.
- **Business Inspections**  
In 2017, the Fire Marshal's Office performed 38,417 New License & Fire Safety Inspections








Service Center Warehouse








Fleet



- Inspections/Preventative Maintenance
- County Field Mechanics with State oversight
- Manages the Engine Replacement Program
  - Replacement based on vehicle age and response volume.




Resource Management

Registered Professional Foresters provide


- Consultation on Tree Health
- Fuels Management
- Consultation for CEQA needs when landowners or HOA's are considering fuels management options.

Registered Professional Foresters

- Work with our Conservation crews on projects to ensure plans are cut to expectation
- Belong to working groups in the County and across the State, and are constantly exposed to new issues and treatment options
- Oversee Resource Management Programs including : Archaeology, Climate and Energy, Environmental Protection, FRAP, Forest Practice, Forest Assistance, Urban Forestry and Vegetation Management.









Communications / IT


- Technology devices and applications are supported 24x7
- Systems are standardized throughout the county for all users, streamlining repair procedures and ultimately reducing labor costs
- Bulk purchases reduce costs
- Single technology platforms reduce training requirements







Headquarters Staff

- State and County Administration Staff
  - Chief Officers
  - Payroll
    - 1500 employees
  - Personnel Services
- County Staff
  - Finance
  - PIO
  - Photographers
  - Chaplin's






Emergency Command Center




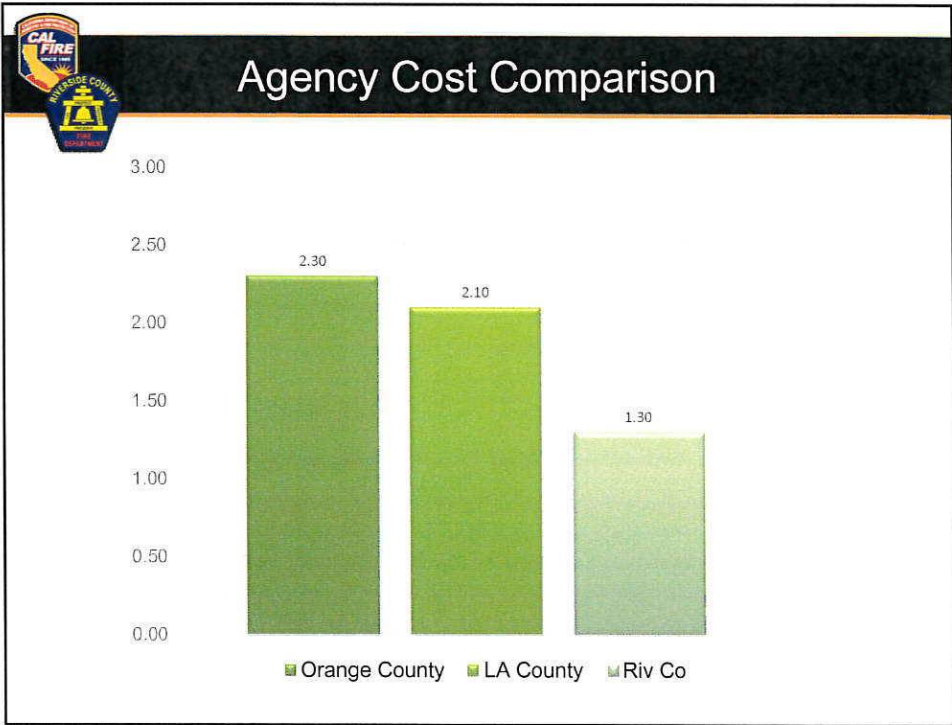
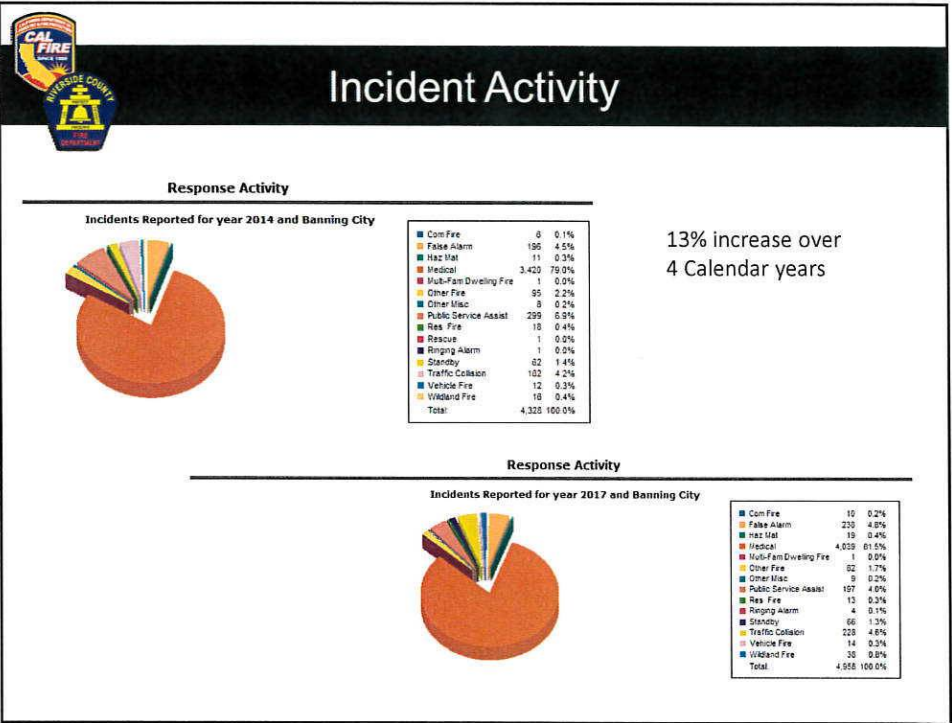
- Dispatched 164,977 calls for service in 2017
- Anticipate to dispatch more than 170,000 calls in 2018
- More than 450 calls for service daily
- Emergency Medical Dispatch (EMD)





Incident Activity

- Riverside County is the fourth most populous county in California and the 11<sup>th</sup> most populous in the United States.
- Between 2006 and 2017, both the yearly incident activity and the daily response average for Riverside County Fire Department increased by 46.9%.
- With the population of our county continuing to grow steadily, it is anticipated the Riverside County Fire Department's activity will also increase.

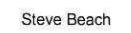










# Oak Glen Division




Steve Beach




**Battalion Chief Mike Smith**  
Battalion 3



**Battalion Chief Andrew Bennett**  
Oak Glen Conservation Camp



**Battalion Chief Tim Chavez**  
Battalion 3



## **Exhibit “B”**

**to the May 22, 2018, Regular Meeting Minutes**



# Animal Control

Presented by:  
Interim Chief of Police  
Robert Fisher



## Animal Control History

In 2010, the Banning Animal Shelter was closed due to extensive flood damage.



Since July 1, 2010, Banning has contracted with the city of Beaumont to provide Animal Control Field Services.







**Current Animal Control Status**

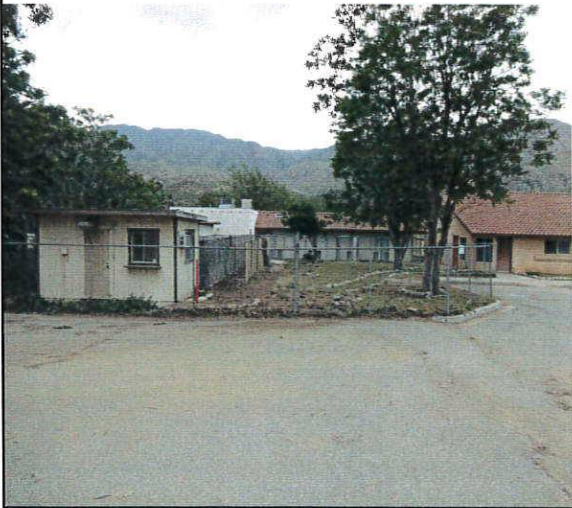


Recently, the City of Beaumont decided to discontinue Banning’s Animal Control Services contract.

The current contract expires on June 30, 2018.



**Option 1 - Renovate Banning Facility**



The City Council can choose to completely renovate the Banning Animal Shelter facility, which would potentially cost up to \$1,000,000 plus operating costs.



### Option 2 – Riverside County Shelter

The City can also choose to have the Banning Animal Shelter remain closed, and contract for Animal Control with Riverside County’s Department of Animal Services.





### Option 2 – Located in San Jacinto

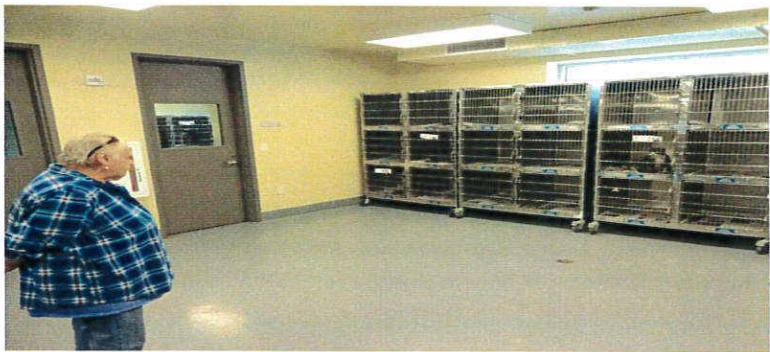


The Riverside County Shelter is located at 581 S. Grand Avenue, in the city of San Jacinto.





Option 2 – Services & Costs



Riverside County Shelter  
One full-time Officer: \$127,026



Option 2 – Services & Costs



Riverside County Shelter  
Animal Care/Shelter Services: \$68,202





**Option 2 – Services & Costs**



Riverside County Shelter  
Operation & Maintenance: \$9,144



**Option 2 – Total Services & Costs**



Riverside County Shelter - Option 2  
Total annual cost for all services: \$204,372



### License Processing




Riverside County Shelter  
License Processing: \$6/per license.



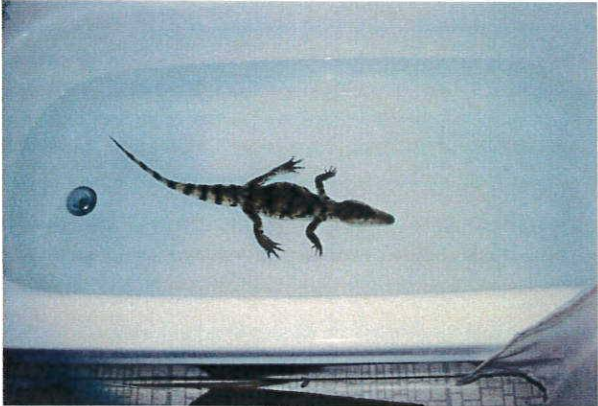
### Riverside County Animal Control Field Services







### Field Service Assistance



Riverside County Animal Control will provide Field Service Assistance. A Field Services officer will respond to all calls for field service assistance pursuant to the priority of calls as described.



### Impoundment

The Field Service officer will impound all animals found at large and collect such impound fees.







**Proper Care and Treatment**




Riverside County Animal Shelter and staff will provide proper care and treatment to any stray or abandoned animal.



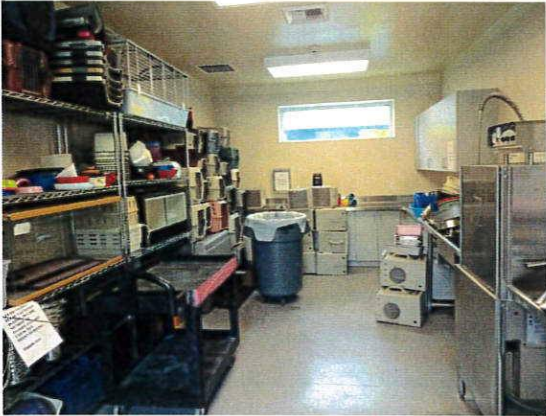
**Animal Bites**



Riverside County Animal Control will investigate reported bites by animals.



### Quarantine




Riverside County Animal Control will quarantine animals, as prescribed by State law.




### Stray and Barking Complaints



Riverside County Animal Control will respond to and process stray and barking animal complaints.





### Dead Animals



Riverside County Animal Control will attend to and remove dead animals from the public right-of-way.



### Return of Impounded Animals



Riverside County Animal Shelter encourages the return of any lost/stray impounded animals.






### Overtime Field Service Rate



Riverside County's Over-time Field Services Assistance rate: \$82 per hour






### Recommended Action

Recommended Action:


Staff recommends the City Council Adopt Resolution 2018-52, approving an agreement with Riverside County Animal Control.

Amendment to Title 6 of the Banning Municipal Code to Regulate and control the keeping of Animals.





Questions



Thank You!

## **Exhibit “C”**

**to the May 22, 2018, Regular Meeting Minutes**





To whom it may concern

As I had indicated in the most recent council meeting, I have submitted my resignation from the Planning Commission. You may ask: why?

I have made the decision to resign because I am going to be running for city council in November to replace Debbie Franklin. For those who have followed the course of events, it was Debbie Franklin who voted to remove me from the Planning Commission in 2016, along with Art Welch and George Moyer. They did so because I had publicly shamed Art Welch. My crime : I publicly cited an article by the Banning Informer which suggested that Welch is under the influence of alcohol during council meetings. So much for free speech in Banning.

Several months after my forced removal from the Commission, a council majority reconsidered their decision, and re-appointed me. The re-appointment was based on my qualifications and track record as a Commissioner, which always put the interests of Banning over those of special interests. The re-appointment was supported by council members Peterson and Andrade as well as Mayor George Moyer.

I feel that the position of Planning Commissioner is much too important for our city than to ever be used as a political tool - in an election or otherwise. But, as we have learned in the past, this is not to say that it won't. It goes without saying that during my campaign, I will be vocal about my disagreement with many decisions Debbie Franklin and others have made on the council.

Knowing first hand how Franklin and Welch operate, I cannot allow them to remove me as a Planning Commissioner yet again, in an attempt to make me look bad with the public and derail my candidacy. It is this circumstance, and this circumstance only, that is the reason for my

resignation.

If you are as tired as I am of the ruthless and draconian ways Franklin & Co. run this city, come November you will have an opportunity to send a clear message by electing me for the city council. I can assure you things will change.

Sincerely,

A handwritten signature in black ink, appearing to read "David Ellis", written over the printed name.

David Ellis

5/17/2018

MINUTES  
CITY COUNCIL  
BANNING, CALIFORNIA

05/22/18  
SPECIAL MEETING

A special meeting of the Banning City Council was called to order by Mayor Moyer on May 22, 2018, at 4:12 p.m. at the Banning Civic Center Council Chamber, 99 E. Ramsey Street, Banning, California.

COUNCIL MEMBERS PRESENT: Council Member Andrade  
Council Member Franklin  
Council Member Peterson  
Council Member Welch  
Mayor Moyer

COUNCIL MEMBERS ABSENT: None

OTHERS PRESENT: Rochelle Clayton, Interim City Manager  
Kevin Ennis, City Attorney  
Sonja De La Fuente, Deputy City Clerk

CLOSED SESSION

Mayor Moyer opened the closed session items for public comments. Seeing none, closed public comment.

City Attorney Kevin Ennis listed the items on the closed session agenda, which included:

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Paragraph (1) of Subdivision (d) of Section 54956.9) Name of Case: City of Banning v. Go Green Calming Solutions, et al., Case No. RIC 1806731.
2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Paragraph (1) of subdivision (d) of Section 54956.9) Fields v. City of Banning, Riverside County Superior Court Case No. RIC 1102234 and Court of Appeal Case No. E057277.
3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION, Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: (one case)
4. PUBLIC EMPLOYEE APPOINTMENT: City Manager – Pursuant to Government Code Section 54957.



The Meeting convened to closed session at 4:13 p.m. and reconvened to open session at 5:05 p.m.

ADJOURNMENT

By common consent the meeting adjourned at 5:05 p.m.

Minutes Prepared by:



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Sonja De La Fuente, Deputy City Clerk