

**AGENDA  
ADJOURNED REGULAR MEETING  
CITY OF BANNING  
BANNING, CALIFORNIA**

October 23, 2018  
**5:00 p.m.**

Banning Civic Center  
Council Chamber  
99 E. Ramsey Street

*The following information comprises the agenda for the regular meeting of the City Council.*

*Per City Council Resolution No. 2016-44 matters taken up by the Council before 10:00 p.m. may be concluded, but no new matters shall be taken up after 10:00 p.m. except upon a unanimous vote of the council members present and voting, but such extension shall only be valid for one hour and each hour thereafter shall require a renewed action for the meeting to continue.*

**I. CALL TO ORDER**

- Invocation – Reverend Bill Dunn, St. Stephens Episcopal Church
- Pledge of Allegiance
- Roll Call – Council Members Andrade, Franklin, Peterson, Welch, Mayor Moyer

**II. REPORT ON CLOSED SESSION**

**III. PUBLIC COMMENTS, CORRESPONDENCE, PRESENTATIONS, AND APPOINTMENTS**

PUBLIC COMMENTS – *On Items Not on the Agenda*

*A five-minute limitation shall apply to each member of the public who wishes to address the Mayor and Council on a matter not on the agenda. No member of the public shall be permitted to “share” his/her five minutes with any other member of the public. (Usually, any items received under this heading are referred to staff for future study, research, completion and/or future Council Action. See last page.) PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD.*

**CORRESPONDENCE**

Items received under this category may be received and filed or referred to staff for future research or a future agenda.

**PRESENTATIONS**

None

## APPOINTMENTS

1. Planning Commissioner Appointment..... **1**  
(Staff Report – Maryann Marks, Interim Community Development Director)  
Recommendation: **Appoint a candidate to fill a vacated position on the Planning Commission**

## **IV. CONSENT ITEMS**

*(The following items have been recommended for approval and will be acted upon simultaneously, unless a member of the City Council wishes to remove an item for separate consideration.)*

**Motion: Approve Consent items 1 through 10: Items \_\_\_\_, \_\_\_\_, \_\_\_\_, to be pulled for discussion.** *(Resolutions require a recorded majority vote of the total membership of the City Council)*

1. Approval of Special Meeting – 10/9/2018 (Closed Session) Minutes ..... **21**
2. Approval of Regular Meeting – 10/9/2018 Minutes ..... **23**
3. Approval and Ratification of Accounts Payable and Payroll Warrants for the Month of August 2018..... **51**
4. Approval and Ratification of Accounts Payable and Payroll Warrants Issued in the Month of September 2018 ..... **87**
5. Receive and File Cash, Investments and Reserve Report for the Month of August 2018 ..... **119**
6. Receive and File Cash, Investments and Reserve Report for the Month of September 2018 ..... **125**
7. Public Works Capital Improvement Projects Update ..... **131**
8. Notice of Completion for Project No. 2016-04, Roosevelt Williams Park Improvements..... **135**
9. Notice of Completion for Emergency Mold Remediation at the Banning Police Station..... **147**
10. 2<sup>nd</sup> Reading of Ordinance 1534, an Ordinance of the City of Banning Regarding the Operation, Maintenance and Rate Setting Standards of the Banning Electric Utility, Amending the Banning Municipal Code, and Making a Finding of Exemption Under the California Environmental Quality Act ..... **167**

- **Open Consent Items for Public Comments**
- **Make Motion**



## V. PUBLIC HEARINGS

1. Ordinance 1535, Zoning Text Amendment 18-97504 Amending Sections of the Zoning Ordinance (Title 17 of the Banning Municipal Code) Related to Tattoo and Body Piercing Establishments ..... 173  
(Staff Report – Maryann Marks, Interim Community Development Director)

Recommendation: **Adopt a Categorical Exemption for Zone Text Amendment 97504. Ordinance 1535 pass its first reading.**

### **Mayor asks the City Clerk to read the title of Ordinance 1535**

*“Ordinance 1535, an Ordinance of the City of Banning, California, Making Findings Pursuant to CEQA and Adopting Zoning Text Amendment 18-97504, Amending Various Sections of the City’s Zoning Ordinance (Title 17 of the Banning Municipal Code) Relating to Tattoo Establishments”*

**Motion:**        **I move to waive further reading of Ordinance 1535**  
(Requires a majority vote of the Council)

**Motion:**        **I move that Ordinance No. 1535 pass its first reading.**

2. Adoption of Zoning Code Amendments to Allow, Regulate and Zone to Allow Retail Cannabis Uses in the Highway Serving Commercial Zone, and Municipal Code Amendments to Establish Procedures for the Issuance of Cannabis Retailer Regulatory Permits, Both Amendments Contingent Upon the Adoption of a Tax Measure on Such Uses. .... 211  
(Staff Report – Kevin G. Ennis, City Attorney)

Recommendation: **Hold a public hearing to introduce Ordinance 1531, approving Zoning Text Amendment 18-97503 to amend Title 17 of the Banning Municipal Code to add Chapter 17.54 “Cannabis Retailer Conditional Use Permit” to allow retail cannabis uses in the Highway Serving Commercial Zoning District with approval of a Cannabis Retailer Conditional Use Permit, which Chapter would only become effective if the voters approve Measure O on the November ballot. 2) Make a determination under CEQA Guidelines Section 15060(c)(3) that the Zoning and Municipal Code Amendments are not subject to CEQA and further that under CEQA Guidelines Section 15061(b)(1) the project is exempt from CEQA as it is exempt by statute (Business and Professions Code section 26055(h)). 3) Introduce Ordinance 1527, approving Municipal Code Amendment No. 18-9503 to amend Title 5 of the Banning Municipal Code to add Chapter 5.33 “Cannabis Retailer Regulatory Permit” establishing procedures for the issuance of a cannabis regulatory permits for cannabis retailers, which Chapter would only be effective if the voters approve Measure O on the November ballot.**

*“Ordinance 1531, an Ordinance of the City of Banning, California, an Ordinance of the City of Banning, California, Approving a Categorical Exemption from CEQA and Approving Zoning Ordinance Amendment 18-97503 to Amend Title 17 “Zoning” of the Banning Municipal Code to Add a New Chapter 17.54, “Cannabis Retailer Conditional Use Permits” to Allow Cannabis Retailers in the Highway Serving Commercial Zone with Approval of a Cannabis Conditional Use Permit, and Making the Allowance for and Regulation of, These Businesses Contingent Upon the Voter’s Approval of a Tax Measure (Measure O) on the November 6, 2018 General Municipal Election Ballot”*

**Motion:** I move that Ordinance No. 1531 pass its first reading.

*“Ordinance 1527, an Ordinance of the City of Banning, California, Adding Chapter 5.33 to the Banning Municipal Code Related to the Issuance of Cannabis Retailer Regulatory Permits, and Making Required Findings Under CEQA”*

**Motion:** I move that Ordinance No. 1527 pass its first reading.

- 4

4. Resolution 2018-130, Amending the Residential Rate Structure ..... 347  
(Staff Report – Tom Miller, Electric Utility Director)

Recommendation: **Adopt Resolution 2018-130, approving the following actions: 1) Transitions from a tiered rate structure to a flat rate structure. 2) Transitions the qualified low-income rate to a discount rate rider. 3) Retains the qualified medical discount as a discount rate rider. 4) Suspends the qualified senior low-income discount indefinitely. 5) Suspends the unmetered street light charge indefinitely. 6) Adjusts the net metered energy true-up procedures by adding up to \$156 annually for the increased service charge to \$18/meter/month. Direct the City Manager and his staff to take the necessary actions to implement the revised utility charges.**

## VI. ANNOUNCEMENTS AND REPORTS

### CITY COUNCIL COMMITTEE REPORTS

#### REPORT BY CITY ATTORNEY

#### REPORT BY CITY MANAGER

### REPORTS OF OFFICERS

1. Resolution 2018-128, Approving Fiscal Year (FY) 2019-2020  
Community Development Block Grant (CDBG) Program Project ..... 399  
(Staff Report – Ted Shove, Economic Development Manager)

Recommendation: **Adopt Resolution 2018-128, approving FY 2019-2020 CDBG Program Project and authorize staff to submit application to the Riverside County Economic Development Agency**

2. Resolution 2018-134, Approving Community Development Block  
Grant (CDBG) 2019-2024 Consolidated Plan Needs Assessment ..... 413  
(Staff Report – Ted Shove, Economic Development Manager)

Recommendation: **Adopt Resolution 2018-134, approving CDBG Program 2019-2024 Consolidated Plan Needs Assessment, and authorize staff to submit application to the Riverside County Economic Development Agency.**

3. Consider Setting a Public Hearing to Address a Request for Waiver of Fees in Accordance with Section 15.72.050 of the Banning Municipal Code, submitted by Ronnell Gallon and John Weeks, for Properties Identified as Assessor's Parcel Numbers 532-160-007, 532-160-008, and 532-160-009 ..... 497  
(Staff Report Ted Shove, Economic Development Manager)

Recommendation: **Set a date for a public hearing and provide direction to staff regarding the requested waiver of fees for one of the following options:**

- a. **Should the City Council desire to further consider the fee waiver request as presented, provide guidance to staff regarding supporting language for the necessary findings and continue the public hearing so that staff may prepare the appropriate approving resolution;**
- b. **Should the City Council desire to further consider the fee waiver request but find it necessary to obtain more information regarding proposed development plans for the parcels, provide guidance regarding additional development information (e.g. written development descriptions, site plans, etc.) needed sufficient to support consideration; or**
- c. **Should the City Council desire to deny the fee waiver request, the City Council may find and determine that the request does not contain sufficient facts as presented to approve the waiver, and therefore direct staff to bring back a resolution of denial with appropriate findings.**

4. Resolution 2018-126, Approving a Professional Services Agreement Between the City of Banning and Innovative Federal Strategies, LLC for Federal Advocacy and Governmental Affairs Services..... 511  
(Staff Report Rochelle Clayton, Deputy City Manager)

Recommendation: **Adopt Resolution 2018-126, approving the Professional Services Agreement with Innovative Federal Strategies, LLC for Federal Legislative Advocacy and Government Affairs Services for a term of three (3) years, ending June 30, 2021; authorize the City Manager to execute the Agreement in the form that is approved by the City Attorney; and authorize the Administrative Services Director to make, if necessary, appropriations and budget adjustments for Fiscal Year 2019.**

5. Resolution 2018-135, Approving the Third Amendment to the Professional Services Agreement with HR Green Pacific, Inc. of Orange, California, Increasing the Fiscal Year 2018-2019 Agreement Budget Amount to \$75,000..... **545**  
(Staff Report – Art Vela, Public Works Director)

Recommendation: **Adopt Resolution 2018-135: 1) Approving the Third Amendment to the Professional Services Agreement with HR Green Pacific, Inc. increasing the contract compensation for Fiscal Year 2018-2019 to \$75,000. 2) Authorizing the City Manager or his designee to make necessary budget adjustments, appropriations and transfers related to the Professional Services Agreement (PSA) with HR Green Pacific, Inc. 3) Authorizing the City Manager or his designee to execute the Amendment to the Professional Services Agreement with HR Green Pacific, Inc. of Corona, CA.**

6. Resolution 2018-136, Approving the Sixth Amendment to the Professional Services Agreement with Charles Abbott Associates, Inc to Increase the Compensation for the Public Works Department Scope of Services in the Amount of \$75,000. .... **557**  
(Staff Report – Art Vela, Public Works Director)

Recommendation: **Adopt Resolution 2018-136: 1) Approving the Sixth Amendment to the Professional Services Agreement with Charles Abbott Associates, Inc. of Mission Viejo, California in the amount of \$75,000 for the Public Works Department, Engineering Division scope of services. 2) Authorizing the City Manager or his designee to make necessary budget adjustments, appropriations and transfers related to the agreement. 3) Authorizing the City Manager or his designee to execute the Sixth Amendment to the Professional Services Agreement with Charles Abbott Associates, Inc.**

**BANNING UTILITY AUTHORITY (BUA) – Next Meeting, November 13, 2018, 5:00 p.m.**

**BANNING FINANCING AUTHORITY (BFA) – no meeting.**

**VII. DISCUSSION ITEMS**

None

## VIII. ITEMS FOR FUTURE AGENDAS

New items –

Pending Items – City Council

1. Mills Act Update
2. Fee Suspension Update
3. Website Redesign
4. Street Naming Policy to Honor Land Owners
5. Contingency Plan for Residents During Emergencies
6. Appraisals Update

## IX. ADJOURNMENT

**NOTICE:** Any member of the public may address this meeting of the Mayor and City Council on any item appearing on the agenda by approaching the microphone in the Council Chambers and asking to be recognized, either before the item about which the member desires to speak is called, or at any time during consideration of the item. A five-minute limitation shall apply to each member of the public, unless such time is extended by the Mayor. No member of the public shall be permitted to “share” his/her five minutes with any other member of the public.

Any member of the public may address this meeting of the Mayor and Council on any item which does not appear on the agenda, but is of interest to the general public and is an item upon which the Mayor and Council may act. A five-minute limitation shall apply to each member of the public, unless such time is extended by the Mayor. No member of the public shall be permitted to “share” his/her five minutes with any other member of the public. The Mayor and Council will in most instances refer items of discussion which do not appear on the agenda to staff for appropriate action or direct that the item be placed on a future agenda of the Mayor and Council. However, no other action shall be taken, nor discussion held by the Mayor and Council on any item which does not appear on the agenda, unless the action is otherwise authorized in accordance with the provisions of subdivision (b) of Section 54954.2 of the Government Code.

**In compliance with the Americans with Disabilities Act**, if you need special assistance to participate in this meeting, please contact the City Clerk’s Office (951)-922-3102. **Notification 48 hours prior to the meeting** will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.02-35.104 ADA Title II]

*Pursuant to amended Government Code Section 54957.5(b) staff reports and other public records related to open session agenda items are available at City Hall, 99 E. Ramsey St., at the office of the City Clerk during regular business hours, Monday through Friday, 8 a.m. to 5 p.m.*



## **CITY OF BANNING CITY COUNCIL REPORT**

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** MaryAnn Marks, Interim Community Development Director  
Sonja De La Fuente, Deputy City Clerk

**MEETING DATE:** October 23, 2018

**SUBJECT:** Planning Commission Appointment

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### **RECOMMENDATION:**

Discuss and consider selecting a candidate to fill a vacated position on the Planning Commission.

### **BACKGROUND:**

The Planning Commission ("Commission") consists of five (5) members appointed by the City Council. The Commissioners each serve a four year term, which is intended to stagger every two (2) years concurrent with the City's elections. Due to the recent resignation of Commissioner Aldredge, an unfilled position exists; this position will expire in February of 2019, along with one other position.

Government Code 54974 requires that the vacancy be posted for a minimum of ten days. The vacancy notice was discussed at the City Council's September 10, 2018 meeting, at which time it was requested that the vacancy be advertised for thirty days. The vacancy was advertised on the City's website starting September 12, 2018, and application forms were made available at the City Hall counter and in the City Council Chamber. Additionally, a press release was sent to the Record Gazette, the Patch, and the Press Enterprise on September 12<sup>th</sup> and again on October 3<sup>rd</sup>. Information posted on the City's social media as well. The final date to submit an application was Friday, October 12, 2018 at 5:00 P.M.

The Deputy City Clerk received four applications (Attachment 1) from the following candidates: Cynthia Barrington, Scott Brosious Alberto Chavez, and Frank Diaz.

The Commission's rules and responsibilities are governed by Chapter 2.28 of the Municipal Code (Attachment 2). The Commission's two main functions are to review land development applications for compliance with the Zoning Code and to make recommendations to the City Council regarding large projects and changes to the General Plan or Zoning Ordinance.

**OPTIONS:**

The City received two applications to fill the vacant Planning Commissioner positions. The City Council may:

1. Appoint one of the two applicants in accordance with section 2.28.020 of the Banning Municipal Code; or,
2. The City Council may reject both applications and direct the City Clerk to re-advertise the vacancy.

**ATTACHMENTS:**

1. Planning Commission Applications
2. Chapter 2.28 of the Banning Municipal Code

Approved by:

  
\_\_\_\_\_  
Douglas Schulze  
City Manager



# **ATTACHMENT 1**

## Planning Commission Applications



## COMMITTEE/BOARD APPLICATION FORM

Name of Committee or Board you are applying for:

PLANNING COMMISSION

Name: Cynthia L. Barrington

Email Address: CBarrington51@gmail.com

Address: 1081 Wesley Street, Banning CA 92220

Telephone Numbers: Home 951-849-4725

Cell 909-228-7829

If employed, where do you work and what is your position?

EPIC Management, Director of Laboratory Services

Length of residence in Banning 18 years

Are you a registered voter in Banning? Yes ☒ No ☐

Requested below is information that will be used by the City Council as a screen process to determine which applicants will be interviewed for membership on City committees and boards. Ample space is provided; please do not submit supplemental materials.

Provide a Biographical sketch, including education, work experience, civic involvement and other background relevant to duties of the position you seek:

BS Biology, San Jose State University; 40 years experience working in clinical laboratories,  
the last 30 at Beaver Medical Group/EPIC Management. For the past 25 years I have been  
the Director of Laboratory services which requires knowledge and interpretation of regulatory  
publications such as the CA Business and Professions Code, the Federal Register, and  
OSHPD. My duties also include negotiating and administering contracts and interacting  
with multiple vendors. I feel that my my professional experience, although laboratory-related,  
provides me with familiarization and interpretation of government regulations such as CEQA,  
city and county ordinances and zoning laws, the city municipal code, environmental  
impact reports, etc.

What types of major issues should this committee or board deal with?

I feel that the purpose of this committee is to research the plans submitted and provide an unbiased report to the City Council so that the Council has a clear understanding of what they are voting for. The committee must be mindful of the city's Strategic Plan as well as the General Plan and Amendments. It's critical for Planning Commissioners to carefully review all plans so that accurate recommendations are made and all laws are adhered to.

Please identify specific problems facing the committee or board on which you would like to serve and explain how you feel they might be resolved:

I think the most important issue facing the city is finding a compromise between growth and infrastructure. The rapid growth in Beaumont has affected Banning residents as well as Beaumont, so cooperation between the two cities is critical. The current streets and railroad underpasses do not support the already approved growth on the south side of the city, so any future plans must be carefully evaluated unless there are already improvements planned. The Rancho San Geronio project will be ongoing for the next 20 years, so it will be important to ensure that infrastructure needs are assessed and met, and that the city's financial interests are protected. Projects must benefit the city and residents as much as the developer.

Your name will be considered by the City Council upon receipt of your application.

***This is a volunteer position. You must be a registered voter and reside in the City of Banning. You will also need to be fingerprinted, pass a background investigation and attend a brief orientation session at City Hall to explain the role of commissioners on Wednesday, October 10, 2018 from 4:00 p.m. to 4:30 p.m.***

Please return to: City Clerk's Office  
City of Banning  
99 E. Ramsey Street  
P. O. Box 998  
Banning, CA 92220

**RETURN BY:**

**October 12, 2018  
5:00 p.m.**

Thank you for your willingness to serve your local government.

Date: OCTOBER 1, 2018

Signed: \_\_\_\_\_

*Cynthia L. Barrington*





## COMMITTEE/BOARD APPLICATION FORM

Name of Committee or Board you are applying for:

PLANNING COMMISSION

Name: Scott Brosious

Email Address: ScottB4Banning@gmail.com

Address: 328 E Repplier Rd Banning CA 92220

Telephone Numbers: Home \_\_\_\_\_ Cell 951-313-0508

If employed, where do you work and what is your position?  
City of Riverside, City Manager's Office, Communications Supervisor.

Length of residence in Banning 10 years

Are you a registered voter in Banning? Yes ☒ No ☐

Requested below is information that will be used by the City Council as a screen process to determine which applicants will be interviewed for membership on City committees and boards. Ample space is provided; please do not submit supplemental materials.

Provide a Biographical sketch, including education, work experience, civic involvement and other background relevant to duties of the position you seek:

Growing up in the Riverside area I worked most weekends with my father, a general contractor, who taught me how structures are built and why things like building codes exist.

In my 15 years of working at the City of Riverside I have broadcast over 500 City Council meetings, 300+ Planning Commission meetings, and countless other Boards & Commission meetings. From these I learned of the role volunteer commissioners play in local government.

In my work experience I have completed training in CEQA, Brown Act, conflict of interest, and many more. I was one of the original members of the Community Advisory Committee in the City of Banning, which worked to better the community.

What types of major issues should this committee or board deal with?

In my view the Planning Commission should mainly deal with land use issues. Reviewing applications for future development. Everything from small scale re-models of existing facilities to large scale development of large housing tracts and retail centers. Decisions should be made without bias, and based solely on facts.

Please identify specific problems facing the committee or board on which you would like to serve and explain how you feel they might be resolved:

One of the challenges facing Banning is the fear some residents have of future development destroying their lifestyle. As a communications professional I feel increased communication on such projects in the future could help alleviate such fears if done well in advance of projects coming forward for approval. In an effort to increase public involvement, I would also propose the Planning Commission agenda is published one week earlier in excess of Brown Act requirements. This would allow both the public and planning commission members to have added time to review all the documents.

Your name will be considered by the City Council upon receipt of your application.

***This is a volunteer position. You must be a registered voter and reside in the City of Banning. You will also need to be fingerprinted, pass a background investigation and attend a brief orientation session at City Hall to explain the role of commissioners on Wednesday, October 10, 2018 from 4:00 p.m. to 4:30 p.m.***

Please return to: City Clerk's Office  
City of Banning  
99 E. Ramsey Street  
P. O. Box 998  
Banning, CA 92220

**RETURN BY:**

**October 12, 2018  
5:00 p.m.**

Thank you for your willingness to serve your local government.

Date: 10-5-18

Signed: Scott Brosious





## COMMITTEE/BOARD APPLICATION FORM

Name of Committee or Board you are applying for:

PLANNING COMMISSION

Name: Alberto M. Chavez

Email Address: alchavezjr@gmail.com

Address: 2157 W. Lincoln St Banning Ca. 92220

Telephone Numbers: Home \_\_\_\_\_ Cell 951-961-1156

If employed, where do you work and what is your position?

Torres Martinez Tribal TANF/ Site Security

Stronghold Executive Protection & Security Consultant/ Owner

Length of residence in Banning 33 years

Are you a registered voter in Banning? Yes Yes No \_\_\_\_\_

Requested below is information that will be used by the City Council as a screen process to determine which applicants will be interviewed for membership on City committees and boards. Ample space is provided; please do not submit supplemental materials.

Provide a Biographical sketch, including education, work experience, civic involvement and other background relevant to duties of the position you seek:

I attended Banning High School and I am a 1989 graduate of Banning. I also attend Mt. San Jacinto College in 1992 and again in 2016 with Studies in Sociology and Psychology, I do have plans to return to school and finish but my Hollywood / Security Consultant business has keep me quite busy, and at the same time keep a healthy home for my family.  
My community involvement has been as a Coach for the girls softball teams for Seven years, also four year coaching boys baseball and three yrs coaching kids T-Ball.

I was also involved with our Cities Stagecoach Committee for two years (2016-2017).

What types of major issues should this committee or board deal with?

The committee should be looking into the further expansion and growth of our City and make sure it done with the plans that our 911 systems and police services are adequate along with our water and sewers . Own City needs to be grown with the further of progress in mind and insuring our people that Banning will strive to secede.

Please identify specific problems facing the committee or board on which you would like to serve and explain how you feel they might be resolved:

The great challenges that is facing our committee is the encouragement on affordable housing. Before that can be realized, however is the a committee like ours should focusing and encouraging on businesses. Attracting businesses that will provide sustainable jobs in order to limit extensive commutes that increase the already existing traffic problems. Utilities need to be affordable to the residents . New retail businesses in the down town area with plans to beautify our down town, keeping with The Stagecoach thyme that out town is known for. With a healthy taxable business income that our City could potentially grow, is what drives me to make this City safe and prosperous for my children and grandchildren to continue to live in.

Your name will be considered by the City Council upon receipt of your application.

***This is a volunteer position. You must be a registered voter and reside in the City of Banning. You will also need to be fingerprinted, pass a background investigation and attend a brief orientation session at City Hall to explain the role of commissioners on Wednesday, October 10, 2018 from 4:00 p.m. to 4:30 p.m.***

Please return to: City Clerk's Office  
City of Banning  
99 E. Ramsey Street  
P. O. Box 998  
Banning, CA 92220

**RETURN BY:**

**October 12, 2018  
5:00 p.m.**

Thank you for your willingness to serve your local government.

Date: 10-9-2018

Signed: \_\_\_\_\_

## Alberto Chavez

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**From:** David <david@stagecoachtown.com>  
**Sent:** Sunday, October 07, 2018 7:07 PM  
**To:** Alberto Chavez  
**Subject:** Planning Commission application info

Please check my suggestions for the three divisions on the application form for accuracy and content.

### Part I

As a long time resident of Banning, I have become familiar with many of the issues confronting our community, through contacts with other residents and by following the many changes that have occurred here.

*At this point of the short summary, you should briefly list your educational background: high school location and graduation, your Junior College attendance with dates, field of study, and degree is any.*

My work experience is mainly in law enforcement and fire fighting. A two years' tenure as a projects manager at at Morongo during the construction of the high rise building included working with the contractors during all phases of construction. As a business owner, I have learned the importance of self discipline and the need to pay attention to detail.

My community involvement has been as a coach for the girls' softball team for seven years, four years of coaching baseball, and three years of coaching T-ball.

### Part II

The major issues that come before the Planning Commission are projects that proponents present for individual residences, businesses, and major developments that may or may not enhance the city's character. The Planning Commission evaluates these projects on their merits conforming with the General Plan, applicable Zoning ordinances and also evaluating the design/s for the projects. Planning Commissioners are expected to be familiar with CEQA and other regulations that may affect various projects. Input from residents must also be considered.

### Part III

The great challenge that is facing this and all communities is the encouragement of affordable housing. Before that can be realized, however, communities like Banning should primarily encourage attraction of businesses that provide sustainable jobs in order to limit extensive commutes that increase the already existing traffic problems. Also providing challenges to the Planning Commission are the water and energy issues. Utilities must be affordable to the residents. New retail businesses that improve the downtown area as well as other businesses should add with their sales taxes to the fiscal health of the city; that then allows for the provision and maintenance of public services like safety.

You may want to edit this any way you like before filling out the actual application.

Inge



## Alberto Chavez

**Objective** To apply the best of my knowledge to everything I do, while striving to accomplish the most for my family and employer.

**Experience** 04/03/2015 to Present. Torres Martinez Tribal TANF 641 N. State St, San Jacinto Ca 92583.

Security Officer.

- To provide a safe and secure work environment for our employees, while maintaining a comfortable atmosphere for the Tribes clients.
- I've been employed with the Tribe since 2015, till this present date.

05/06/1992 to 2012 Casino Morongo

497500 Seminole Dr, Cabazon Ca 92530.

Security Supervisor.

- Protecting Tribal assets
- I worked for the Morongo Band of Mission Indians for 20 years. While with the Tribe; within the Casino, I worked 5 years as the Director of the Video Gaming Department, 2 years as the Special Projects Manger (During Construction), then finishing the remainder of my 13 years in the Security Dept., Managing the Man force on the Casino Floor as well as in there Night Club areas .
- In 2010 , I got Certified For the Casino as their N.R.A Law Enforcement Handgun and Shotgun Instructor and Range Master.

02/01/2015 to Present.

Stronghold Protection & Entertainment Services.

2157 W. Lincoln St Banning Ca 92220.

Owner

- Owner/ Operator of my Executive Protection Security Company.
- My Staff and Myself provide to best in executive protection to our clients. Its a Hollywood based company and our clients consisted of Hollywood's "A- List" Stars.
- We provide private escorts to and from all event, including Movie Screenings, Movies Releases, Premiers, all Award Shows and Private Parties.

2157 W. Lincoln St, Banning Ca 92220.

## **Alberto Chavez**

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### **Education**

2016-2017

Mt.San Jacinto College.

1499 N. State St  
San Jacinto Ca  
92583.

### **Other Experiences:**

1993- 1996 , I was with the Morongo Volunteer Fired Department ,as an Engineer and Relief Capt. At the Morongo Fire Station.

1992- 1997, I also Volunteered as a Fire Fighter and Volunteer Squid Driver with C.D.F ( California Dept of Forestry ),Cabazon Station # 24.

To: Al Chavez

Subj: Summery of: Safety, Fire Operations, and Security Training – 2004-2009

Mr Chavez,

During my tenure with Morongo Gaming Agency from 2004 through to your leaving , I was employed in the position of Safety Risk Management Manager I have found records indicating you received the following training during the months indicated:

2004 – November – Joint Departmental Training – Morongo Fire Dept., Riverside County Fire Dept., Cal Fire, Morongo Tribal police, Morongo Tribal Security (casino)

- High rise Access by responding emergency personnel
- Major Accident Response Operations

2006 – March – Morongo Fire Dept., Morongo Tribal Police, Morongo Tribal Security

- Evacuation of a large building(s)
- Establishing Triage and Post incident Operations

2006 – July – HAZMAT response operations

2007 – 1<sup>st</sup> responder training Major Accident Response – Joint Riverside County/FEMA training

2008 – Joint HAZMAT operation training – Cal Fire/Riverside County Fire/Morongo Fire/Morongo Tribal Security

If you need anything further, please reach out and contact me.

Kenneth Meredith

1678 Heather Hill Drive, San Jacinto, CA 92582

Ph# 951-282-6200

# **ATTACHMENT 2**

## **Chapter 2.28 of the Banning Municipal Code**

2.28.010 - Planning commission—Membership requirements.

- A. Members of the planning commission shall be residents of the City of Banning who hold no other municipal office in the city. Members may not be employees of the city.
- B. Proof of residency shall be submitted at time of application to the commission through voter registration, utility bill at a physical address within the city boundaries. Residency shall be confirmed prior to appointment and maintained throughout the term served.

(Code 1965, § 2-5.)

2.28.020 - Term and vacancies.

- A. The planning commission shall consist of five members.
- B. Planning commissioners shall serve four-year terms, which shall be staggered every two years concurrent with the city elections. Appointments shall be made by the city council. Applications shall be made available and the closing date announced at least two months prior to the expiration of the commissioner's term to be filled.
- C. Members shall serve at the pleasure of the council and may be removed at any time by a majority vote of the entire council.
- D. Any member who is unexcused for two consecutive regular meetings of the commission or six meetings within a twelve-month period, whether the six meetings are excused or not, will be deemed to have resigned their office and the city council may appoint a new member to serve in the resigned commissioner's place for the remainder of their term.
- E. To be excused from any such meeting, a member shall notify the planning department, at least forty-eight hours prior to any such meeting. If a member is unable to attend due to illness, injury or family matters, a statement by the member at the next regular meeting of the commission shall constitute an excused absence.

(Code 1965, § 2-6.)

2.28.030 - Compensation.

- A. Members of the planning commission shall not receive compensation; reasonable traveling expenses to and from conferences and/or special field trips and training sessions shall be reimbursed.
- B. Upon authorization by the city manager, the planning commission and members of its staff, may attend city planning conferences or meetings, or hearings on city planning legislation, or matters affecting the planning of the city. The reasonable expenses of such attendance shall be charged upon the funds allocated to the commission.

- C. All fundings shall be established through the City of Banning budget, which shall be approved by the city council.

(Code 1965, § 2-7.)

#### 2.28.040 - Rules of procedure.

- A. A quorum of the planning commission shall consist of a majority of the members (including any vacancies). A quorum must be present in order for the planning commission to hold a meeting.
- B. In the event that only three commissioners are present, any actions recommending amendment to the Municipal Code or general plan must be unanimous; all other actions would require a majority vote of the commission in attendance. A tie vote shall constitute a denial of the matter or request brought before the planning commission.
- C. The commission shall adopt rules for the transaction of business and shall keep a record of its transactions, findings, and determinations. The Brown Act and "Robert's Rules in Plain English" by Doris P. Zimmerman (Harper Perennial) shall be incorporated into such rules.
- D. The commission shall follow all applicable city fiscal and administrative policies and procedures.

(Code 1965, § 2-8.)

#### 2.28.050 - Duties and responsibilities.

- A. The planning commission shall exercise those functions of the planning agency of the city delegated to it in the Banning Municipal Code.
- B. At the regular February meeting, the planning commission shall choose a chairperson and a vice-chairperson from among the planning commission members. The chairman and vice-chairman shall serve for one term. Both positions shall rotate every year. All members must be present to conduct this business.
  - 1. The chairperson shall preside at all regular and special meetings and rule on all points of order and procedure during the meetings.
  - 2. The vice-chairperson shall assume all duties of the chairperson in his or her absence.
  - 3. In the event the chairperson and vice-chairperson are both absent, an acting chairperson shall be appointed from the commission for the meeting from those present.
- C. The planning commission's scope of responsibility is to:
  - 1. Prepare, review, adopt, and recommend to the city council for its adoption, a long range, comprehensive general plan to guide the future physical



development and conservation of the city and its adjoining environs based on geographic, social, economic and political characteristics of the community;

2. Prepare, review, adopt and recommend to the city council for its adoption of special area specific plans for identifiable areas, wherein more detailed guidelines are needed to supplement the objectives of the general plan;
  3. Review development applications submitted to the city for consistency with adopted plans and ordinances. Approve or deny applications when final authority is granted to the planning commission by the Municipal Code. Make a recommendation on those actions for which the city council is the final reviewing approval body;
  4. Act as the appeal body on decisions made by the community development director;
  5. Perform such other functions and duties as the city council may from time to time direct and/or provide within the Banning Municipal Code.
- D. The commission may form ad-hoc subcommittees in accordance with the Brown Act, and make appointments to that subcommittee, as it deems necessary. A quorum of commission members may not be appointed to serve in a single subcommittee. Before forming a subcommittee, the commission shall establish a specific mission and term for the subcommittee.
- E. The planning commission is an important function within the City of Banning, and as such, certain expectations are held by the city council in making the appointment of individuals to the commission. These expectations include the following:
1. Commissioners will attend all regular meetings and special meetings as they arise;
  2. Commissioners will communicate expected and unexpected absences to the planning department, prior to the meeting;
  3. Commissioners will communicate any potential conflicts of interest on agenda items to the planning department in advance of the hearing to allow confirmation of a quorum;
  4. Commissioners will arrive on time to each meeting, fully participate, and remain in attendance until the end of each meeting;
  5. Commissioners will prepare themselves for each meeting by reading the agenda, reports and other materials, and visiting the site, as necessary, and communicate any questions to the secretary in advance of the hearing.

Pursuant to Resolution 2000-41, if a commissioner visits the site prior to a hearing on the matter, the commissioner shall disclose at the hearing such evidence and observation gathered during the site visit;

6. Commissioners are encouraged to attend the annual planner's institute (Monterey and Southern California) or an equivalent planning training program given by a University of California campus (or approved equivalent) and may

attend other planning conferences and or training classes as the need and opportunities arise. The city will also provide regular in-service training and make-up training where attendance is required;

7. New commissioners are expected to become familiar with the city's general plan, the "Planning Commission Handbook" (prepared by the State of California), and relevant Municipal Code sections particularly those relevant to zoning to become familiar with these documents. The "Guide for New Members" distributed by the Planning Commissioners Journal and [www.plannersweb.com](http://www.plannersweb.com) are other valuable resources for new commissioners;
  8. Applicants to the planning commission will be expected to attend a brief orientation session explaining the role of commissioners, the planning process, and the expectations of commissioners that are appointed; and
  9. New commission members will attend an expanded orientation session with the liaison to the commission and other staff, as deemed necessary, to provide new appointees with a solid understanding immediately upon appointment. The orientation will include an overview of the planning process, a review of the commission's structure, policies and bylaws, a summary of available documents and resources, and a review of the commission's relationship with citizens, staff, developers, and the governing body.
- F. The planning commission may serve on regional boards or commissions as directed by the city council.
- G. The planning commission shall participate in annual meetings with the city council to discuss development activity, development doctrine, policies, etc.

(Code 1965, § 2-8.1.)

#### 2.28.060 - Conflict of interest requirements.

- A. The State of California Political Reform Act requires planning commission members to disclose interests in investments, real property, and income derived within the City of Banning or from sources doing business within the City of Banning. Filings are required within ten days of assuming office and on an annual basis.
- B. Members shall not work for the "pass" cities, which include Beaumont, Calimesa, and Riverside County in roles, such as economic development, planning, or redevelopment.
- C. If an apparent conflict of interest arises, the member shall inquire of the city attorney or staff prior to the meeting.

(Code 1965, § 2-8.2.)

#### 2.28.070 - Staff liaison.



- A. The staff liaison to the planning commission shall be the community development director.
- B. The planning commission liaison, supported by the secretary to the planning commission (a staff position), shall be responsible for:
  - 1. Confirming that a quorum will be present prior to each meeting;
  - 2. Receiving and recording all exhibits, petitions, documents, or other material presented to the planning commission in support of, or in opposition to, any issue before the planning commission;
  - 3. Signing all meeting minutes and resolutions upon approval;
  - 4. Preparing and distributing agendas and agenda packets;
  - 5. Facilitating the tape recording of meetings and preparation of minutes; and
  - 6. Responding to all questions from planning commission members regarding agenda items in advance of meetings.

(Code 1965, § 2-8.3.)

2.28.080 - Meeting times and places.

- A. The planning commission shall meet on the first Wednesday of each month at 6:30 p.m. at the city council chambers located at 99 E. Ramsey Street, or at such time and place as the commission may designate by resolution.
- B. Commissioners will attend special meetings as they arise.

(Code 1965, § 2-8.4.)

(Ord. No. 1427, § 1, 9-14-10)

2.28.090 - Adoption.

- A. This document, as adopted and amended by council resolution, shall serve as the bylaws for the commission.

(Code 1965, § 2-9.)

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MINUTES  
CITY COUNCIL  
BANNING, CALIFORNIA

10/09/2018  
SPECIAL MEETING

A special meeting of the Banning City Council was called to order by Mayor Moyer on October 9, 2018, at 4:00 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: Doug Schulze, City Manager  
Rochelle Clayton, Deputy 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 LABOR NEGOTIATORS Pursuant to Government Code Section 54957.6 – City Designated Representative: Rochelle Clayton, Interim City Manager; Unrepresented employee: Candidate for Interim Community Development Director
2. PUBLIC EMPLOYEE APPOINTMENT: Community Development Director – Pursuant to Government Code Section 54957.
3. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: Turner v. City of Banning, Case No. RIC 1607623
4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Potential initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9. One case
5. 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

The Meeting convened to closed session at 4:01 p.m. and reconvened to open session at 4:52 p.m.

ADJOURNMENT

By common consent the meeting adjourned at 4:52 p.m.

Minutes Prepared by:

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Sonja De La Fuente, Deputy City Clerk

MINUTES  
CITY COUNCIL  
BANNING, CALIFORNIA

10/09/18  
REGULAR MEETING

A regular meeting of the Banning City Council was called to order by Mayor Moyer on October 9, 2018, at 5:00 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 Doug Schulze, City Manager  
Kevin Ennis, City Attorney  
Rochelle Clayton, Deputy City Manager  
Robert Fisher, Interim Police Chief  
Heidi Meraz, Community Services Director  
Tom Miller, Electric Utility Director  
Patty Nevins, Community Development Director  
Art Vela, Public Works Director/City Engineer  
Tim Chavez, Fire Battalion Chief  
Robert Mateau, Deputy Human Resources Director  
Sonja De La Fuente, Deputy City Clerk  
Laurie Sampson, Executive Assistant  
Leila Lopez, Office Specialist

The Invocation was given by Council Member Franklin. Council Member Peterson led the audience in the Pledge of Allegiance to the Flag.

REPORT ON CLOSED SESSION

The City Attorney indicated five items were discussed in Closed Session. 1) CONFERENCE WITH LABOR NEGOTIATORS Pursuant to Government Code Section 54957.6 – City Designated Representative: Rochelle Clayton, Interim City Manager; Unrepresented employee: Candidate for Interim Community Development Director. Action will be taken in open session. 2) PUBLIC EMPLOYEE APPOINTMENT: Community Development Director – Pursuant to Government Code Section 54957. Action will be taken in open session. 3) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION: Turner v. City of Banning, Case No. RIC 1607623. A status report was provided regarding the case and its settlement. 4) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION Potential initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9. One case. A status report was

provided. There is no reportable action. 5) 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 report was given regarding the City's attempt to recover legal fees.

The City Attorney noted the City's Rules and Procedures regarding decorum. Under Section 10.1 it instructs legislative body members to provide the utmost courtesy to each other, employees, and members of the public, refraining from rude and derogatory remarks, inflections as to integrity, abusive comments and statements as to motives and personalities, disrupt, disturb, or otherwise impede orderly conduct of the meeting. This same requirement applies to employees and members of the public under section 10.3.

#### PUBLIC COMMENTS / CORRESPONDENCE / PRESENTATIONS / APPOINTMENTS

##### PUBLIC COMMENTS

The Mayor opened Public Comment for items not on the Agenda.

Inge Schuler expressed her concern with the speed limit heading north on Highland Springs Road is 45. South on Sunset is 35, but if you turn left on Westward it increases to 40. Wilson's speed limit is also too fast and she would like these speed limits reexamined. She also recommended posting weight limit signs on surface streets. Finally, she requested the Business Spotlight of a Council Candidate be removed from the City's website.

Laura Leindecker advised the State of the City Address will be held on October 18<sup>th</sup> at Sun Lakes Country Club. Tickets may be purchased through the Chamber of Commerce for \$15. Doors open at 10:30 a.m. with the program beginning at 11:00 a.m.

Ellen Carr with Tender Loving Critters advised the Animal Action League will be at the Community Center with their low cost spay and neuter clinic. Low cost shots and microchipping is also available. Now that the City is under the County for animal control, microchipping is mandatory. Citizens may call Animal Action League at 760-366-1100 to be put on a list for spay and neuter. There is no appointment required for shots or microchipping.

David Castellanos, resident and hopeful business owner, requested the Council reinstate the Zone Text Amendment, but strike out DC Zone for tattoo establishments. The Mayor advised this will be on the next agenda.

Lanny Swerdlow, Registered Nurse, advised the Hospital has had some serious challenges. He is a candidate for San Geronio Memorial Health Care District Board Member and would like the public's consideration in electing him to one of the three available positions.



John Hagan asked why the City is airing a City Council Candidate's business on their website. He doesn't feel it should be aired at this time. Deputy City Manager Clayton advised it was requested the video take the video down.

Diego Rose suggested the Council beautify the City and suggested the City hire an Arborist, as the tree trimmers that are trimming the trees to keep them away from the Utility lines are butchering the trees.

David Ellis informed the Council that per the Supreme Court citizens can stand at the podium and say anything he wants as long as they are not violent, rude, or threatening. He would also like to know why the candidate forums were not re-aired on the public access channel.

Jerry Westholder indicated he taught history and advised that the 1<sup>st</sup> amendment should not be infringed upon. He encouraged the public to vote "No" on Measure P, as he feels it will cost more in the long run.

The City Attorney explained a written memorandum will be distributed to the Council. But, briefly explained to the public why the City will not be airing or rebroadcasting the candidate forums.

Council Member Peterson asked the City Attorney some questions pertaining to why the City can't air candidate statements. City Attorney Ennis explained why the statements should not be aired on the City's website and channel. Council Member Peterson would like the new City Manager to view the candidate forums and advise if they can be aired.

Seeing no further comments, the Mayor closed Public Comment.

### CORRESPONDENCE

There was no correspondence.

### PRESENTATIONS

The Mayor presented a proclamation to Interim Chief Fisher proclaiming the second week of October Code Enforcement Officer Appreciation Week.

### CONSENT ITEMS

Items 3, 8, and 12 were pulled for discussion.

1. Minutes – Special Meeting – 9/25/2018 (Workshop)

Recommendation: Approve the Minutes from September 25, 2018, Special Meeting of the Banning City Council.

2. Minutes – Special Meeting – 9/25/2018 (Closed Session)

Recommendation: Approve the Minutes from the September 25, 2018, Special Meeting of the Banning City Council.

4. List of Contracts Approved Under the City Manager's Approval Authority (September 2018)

Recommendation: Receive and file

5. Police Stats (August 2018)

Recommendation: Receive and file

6. Police Stats for April through July 2018

Recommendation: Receive and file the Police Stats for April through July 2018.

7. Resolution 2018-121, Establishing a Pre-Approved Grant Writing Services Vendor List for the Remainder of Fiscal Year 2019 through Fiscal Year 2021

Recommendation: Adopt Resolution 2018-121

9. Resolution 2018-133, Approving an Amendment to the 2017-2019 Memorandum of Understanding ("MOU") Between the City of Banning and the Banning Police Management Association ("BPMA") for the Remainder of the MOU Term

Recommendation: Adopt Resolution 2018-133

10. Resolution 2018-125, Establishing a Pre-Approved Surveyor Services Vendor List for the Remainder of Fiscal Year 2019 through Fiscal Year 2021

Recommendation: Adopt Resolution 2018-125

11. Proposed Street Striping at the Intersections of Ramsey Street and Martin Street; and Wilson Street and Florida Street

Recommendation: Receive and file

The Mayor opened Consent Items 1, 2 through 7, and 9 through 11 for public comment. Seeing none, closed public comment.

**Motion Peterson/Welch to approve Consent Items 1, 2 through 7, and 9 through 11. Motion carried, 5-0.**

3. Minutes – Regular Meeting – 9/25/2018



Council Member Franklin noted that on page 37 of the Agenda packet the motion was seconded by Council Member Welch.

Recommendation: Approve the Minutes from the September 25, 2018, Regular Meeting of the Banning City Council.

The Mayor opened Consent Item 3 for public comment. Seeing none, closed public comment.

**Motion Franklin/Peterson to approve Consent Item 3 with the noted correction. Motion carried, 5-0.**

8. Resolution 2018-132, Approving the Second Amendment to the 2016-2019 Memorandum of Understanding ("MOU") Between the City of Banning and the Banning Police Officer's Association ("BPOA") for the Remainder of the MOU Term

Recommendation: Adopt Resolution 2018-132

Council Member Franklin stated that she wished the Dispatchers were included with the increase to Public Safety and there are issues with them as well. She apologized for not being present at the last meeting.

The Mayor opened Consent Item 8 for public comment. Seeing none, closed public comment.

**Motion Franklin/Andrade to approve Consent Item 8. Motion carried, 5-0.**

12. Re-Acquire Rights-of-Way Previously Deeded to Vanir Property

Recommendation: Receive and file

Council Member Peterson recused himself due to potential conflict of interest, as he owns property within 500 feet.

The Mayor opened Consent Item 12 for public comment.

Inge Schuler indicated she is pleased to see this item and would like to see it pass.

David Ellis suggested revisiting the freeway sign as well.

Seeing no further comments, the Mayor closed public comment.

**Motion Andrade/Franklin to approve Consent Item 12. Motion carried, 4-0, with Council Member Peterson not voting.**

## **PUBLIC HEARINGS**

1. Ordinance 1534, Amending Chapter 13 of the Banning Municipal Code to add Chapter 13.05

Electric Utility Director Tom Miller presented the staff report as contained in the Agenda packet. He advised the Ordinance included in the Agenda packet was a draft version and provided an updated version (see Exhibit "A").

The Mayor opened the Public Hearing. Seeing no comments from the public, the Mayor closed the Public Hearing.

The Mayor asked the Deputy City Clerk to read the title of Ordinance 1534.

The Deputy City Clerk read the title of Ordinance 1534.

**Motion Franklin/Peterson to waive further reading of Ordinance 1534. Motion carried, 5-0.**

**Motion Franklin/Peterson Ordinance 1534 pass its first reading. Motion carried, 5-0.**

2. Resolution No. 2018-127, Approving a 12 Month Extension of Time for Tentative Parcel Map 34335, Property Generally Located South of Railroad Right of Way, North of Banning Airport, Immediately West of the Eastern City Limit, APN's 532-110-006, 532-130-001, and 532-130-002

Community Development Director Patty Nevins presented the staff report as contained in the Agenda packet.

Council Member Peterson pointed out for the public that this is the Messenger project and asked the developer to provide an update.

Bill Patton with Pacific Newport Properties provided some background regarding the project and indicated they now own the property, but Mr. Messenger is still a partner. He advised they are hoping to begin construction in late 2019.

Council Member Andrade indicated that nothing has been done in eleven years, therefore she is not inclined to approve another extension.

Mr. Patton advised they have spent a lot of time over the last year preparing the Environmental Impact Report and getting approvals and intend to move forward.

Council Member Franklin asked for a description of the project for the benefit of the public.

Mr. Patton indicated it is a single building (just under one million square feet) distribution center.

The Mayor opened the Public Hearing.

Inge Schuler asked if this project would fall under the provisions of AB 333.

Council Member Franklin referred to Page 202 of the Agenda packet under Background Information where it talks about extensions. Director Nevins explained the legislative extensions (six years). Council Member Welch indicated AB 333 was a 24 month extension to 2014, which is now expired. The life of all legislative extensions are almost finished.

David Ellis asked how the Council could not consider approving an extension. Council Member Welch pointed out that it is a process the City Council must go through to approve any extension.

John Hagan asked if the grade separation on Hargrave would be included in this plan. The Mayor indicated the CEQA documents would indicate traffic impacts and mitigations.

Council Member Andrade asked about street improvements would be done. Director Nevins indicated the mitigation measures would be addressed in the Environmental Impact Report.

Seeing no further comments, the Mayor closed the Public Hearing.

**Motion Welch/Peterson to adopt Resolution 2018-127, approving the time extension for Tentative Parcel Map 34335. Motion carried, 4-1, with Council Member Andrade voting against.**

#### ANNOUNCEMENTS & REPORTS

The Mayor welcomed Mr. Doug Schulze as the new City Manager for the City of Banning. Mr. Schulze thanked the Mayor and Council and encouraged members of the public to contact him if they wished.

#### REPORT BY CITY MANAGER

City Manager Doug Schulze reported there will be a Town Hall Meeting at the Senior Center tomorrow, October 10<sup>th</sup> at 6:00 P.M.

#### CITY COUNCIL COMMITTEE REPORTS

Council Member Andrade thanked Patty Nevins for her service during her tenure with the City of Banning.



Council Member Welch announced RTA will be donating a renovated Trolley to the City of Banning. It will be at the State of the City Address for everyone to see.

Council Member Franklin advised she has welcomed her second granddaughter last Wednesday.

Council Member Peterson welcomed Doug and thanked Patty and wished her well.

The Mayor thanked Patty for her service.

#### REPORT BY CITY ATTORNEY

City Attorney Kevin Ennis reported their firm will be evaluating new laws and supplying information to the City as to how they may affect it.

#### REPORTS OF OFFICERS

1. Resolution 2018-131, Approving an Amendment to the Contract with Romo Planning Group to Expand the Scope of Services

Deputy City Manager Clayton presented the Staff Report as contained in the Agenda packet. She provided a revised Resolution (see Exhibit "B) since the agenda was published.

Council Member asked if this would be only during the recruitment process. Deputy City Manager Clayton confirmed.

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

**Motion Franklin/Peterson to adopt Resolution 2018-131, 1) Approving an amendment to the contract with Romo Planning Group to expand the Scope of Services to include Interim Community Development Director services and an additional Planner for Project Manager services. 2) Authorize the Interim City Manager to execute the Amendment. Motion carried, 5-0.**

2. Resolution 2018-123, Authorizing an Appropriation of Funds for Emergency Mold Remediation at the Banning Police Station in the Amount of \$55,403.21

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

Council Member Franklin asked about a warranty, since the building is not very old.

The Mayor suggested the City Attorney to see if there was a construction defect.

Council Member Welch asked if rodents could have been the cause. Director Vela indicated it was a copper pipe and does not believe rodents would have been the cause.

Deputy City Manager Clayton explained updates made to Resolution 2018-123 since the Agenda published (see Exhibit "C").

The Mayor opened the item for public comment.

Ellen Carr recommended getting a cat to catch any rodents.

Seeing no further comments, the Mayor closed public comment.

**Motion Andrade/Franklin to adopt Resolution 2018-123, authorizing an appropriation of funds for emergency mold remediation at the Banning Police Station and designating the Interim City Manager to make necessary budget adjustments, appropriations and transfers related to the project. Motion carried, 5-0.**

3. Resolution 2018-124, Awarding a Construction Agreement to Allison Mechanical, Inc. for Project No. 2018-05, "City Hall Heating, Ventilation and Air Conditioning (HVAC) Improvements" in the amount of \$162,000 and Approving a 10% Contingency for a Total Project Budget of \$178,200 and Rejecting All Other Bids

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

Council Member Peterson asked about the Police Department. Director Vela explained that an assessment has been done and their recommendations have been done at the Police Department and this is their recommendation for City Hall. Council Member Peterson asked if this work would be completed before summer. Director Vela confirmed it would if approved.

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

**Motion Welch/Franklin to adopt Resolution 2018-124: 1) Approving an award of a Construction Agreement to Allison Mechanical, Inc. of Redlands, CA for Project No. 2018-05, "City Hall HVAC Improvements" in an amount of \$162,000 and a 10% contingency for a total project budget of \$178,200 and rejecting all other bids. 2) Authorizing the Interim City Manager or her designee to make necessary budget adjustments, appropriations and transfers related to the Construction Agreement for Project No. 2018-05, City Hall HVAC Improvements within the 10% contingency. 3) Authorizing the Interim City Manager or her designee to execute the Construction Agreement with Allison Mechanical, Inc. for Project No. 2018-05, "City Hall HVAC Improvements". Motion carried, 5-0.**

4. Resolution 2018-129, Phase 2 – Automated Meter Reading (AMR) and Advanced Metering Infrastructure (AMI)

Electric Utility Director Tom Miller presented the Staff Report as contained in the Agenda packet.

Council Member Franklin asked if money is available through Prop. 1 for water. Director Vela indicated they have requested \$1 million, but were recently notified the funding was not awarded to the City of Banning, but would continue seeking grant opportunities. \$650,000 has been budgeted for this, which would amount to about three years' worth of work. She also asked about down-time and how that would be addressed. Director Miller indicated the meters have memory, therefore the meters can re-send the information after any outage.

Mayor Moyer asked about meter readers. Director Miller indicated people will still be needed to do field work. Mayor Moyer asked if it would take about three to four years to get everything online (water and electric). Director Miller

Council Member Peterson asked how the new developments would affect this. Director Miller indicated there would probably only need to be three routers installed to handle both Rancho San Geronio and Pardee, as most of the cost is in the set-up and would be paid for by the customer.

There was discussion regarding how the project came about and how it was implemented.

Mayor Moyer asked about the software going out of date and not being able to update without purchasing. Director Miller indicated that is the nature of the software business.

Council Member Franklin asked if staff could provide a quarterly update, especially related to how the system will mesh with the water side.

The Mayor opened the item for public comment.

Ellen Carr asked if this would help with the billing period. Mayor Moyer explained that the billing period issue would not be addressed until the water meters are online. Director Miller indicated the rate structure adjustments will be addressed at the next Council Meeting where the tiers will be done away with.

Jerry Westholder expressed his appreciation for Director Miller and asked if staff would be able to double check meter reading manually. Director Miller indicated they would be able to double check manually.

Seeing no further comment, the Mayor closed public comment



**Motion Peterson/Andrade to adopt Resolution 2018-129: 1) Approving the expenditure of funds from the Electric Improvement Fund in the amount not to exceed \$450,000 for network infrastructure equipment, Itron Professional Services, Cloud Services provided by Itron, and annual maintenance support as detailed by Itron BMR#15360-18. 2) Authorizing the City Attorney and the Electric Utility Director to execute the Master Sales Agreement and all related documents between the Banning Electric Utility and Itron, Inc. Motion carried, 5-0.**

The Mayor recessed the regular meeting and called to order a meeting of the Banning Utility Authority.

Board Members Present: Andrade, Franklin, Peterson, Welch, and Chairman Moyer

Board Members Absent: None

### CONSENT ITEMS

1. Resolution 2018-17 UA, Approving the Award of a Contract for Survey and Right-of-Way Services to Cozad & Fox, Inc. of Hemet, CA in the Amount of \$39,771

The Chairman opened the Item for public comment. Seeing none, closed public comment.

**Motion Franklin/Peterson to approve Consent Item 1. Motion carried, 5-0.**

### REPORTS OF OFFICERS

1. Resolution 2018-19 UA, Approving an Amendment to the Professional Services Agreement with Aspen Environmental Group in the Amount of \$50,000 for Environmental Services Related to the San Gorgonio Flume

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

The Chairman opened the Item for public comment.

Ellen Carr asked what the Flume is. Director Vela provided a brief explanation. Council Member Franklin advised there is also a DVD on the Flume available.

Seeing no further comments, the Chairman closed public comment.

**Motion Franklin/Peterson to adopt Resolution 2018-19 UA: 1) Approving an Amendment to the Professional Services Agreement with Aspen Environmental Group of Agoura Hills, CA in the amount of \$50,000 for environmental services related to the transfer of the San Gorgonio Flume. 2) Authorizing the City Manager or his designee to make necessary budget adjustments, appropriations and transfers related to the Amendment to the Professional Services Agreement. 3)**

**Authorizing the City Manager to execute the Amendment to the Professional Services Agreement with Aspen Environmental Group of Agoura Hills, CA. Motion carried, 5-0.**

The Chairman adjourned the Banning Utility Authority Meeting and the Mayor reconvened the regular meeting.

DISCUSSION ITEMS

None

ITEMS FOR FUTURE AGENDAS

None

ADJOURNMENT

By common consent the meeting was adjourned at 7:20 P.M.

Minutes Prepared by:

\_\_\_\_\_  
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=WWcMvElKnift>, or by requesting a CD or DVD at Banning City Hall located at 99 E. Ramsey Street.**



**Exhibit “A”**  
**to the October 9, 2018, Regular Meeting Minutes**

ORDINANCE NO. 1534

**AN ORDINANCE OF THE CITY OF BANNING REGARDING THE OPERATION, MAINTENANCE, AND RATE SETTING STANDARDS OF THE BANNING ELECTRIC UTILITY, AMENDING THE BANNING MUNICIPAL CODE, AND MAKING A FINDING OF EXEMPTION UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT**

THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA DOES HEREBY ORDAIN AS FOLLOWS:

**SECTION 1. CEQA Finding.** The adoption of this Ordinance is not a "project" under the California Environmental Quality Act ("CEQA") because the Ordinance does not involve any commitment to a specific project which may result in a potentially significant physical impact on the environment, as contemplated by Title 14, California Code of Regulations, Section 15378(b)(4). This Ordinance is exempt from the requirements of CEQA pursuant to CEQA Guidelines Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the adoption of authority in the Municipal Code for the operation and maintenance of the Banning Electric Utility or the City Council's rate setting for the Banning Electric Utility will result in a permanent alteration of property or the construction of any new or expanded structures, or have any other direct or indirect physical changes in the environment, and therefore will not have any potential to significantly affect the environment.

**SECTION 2.** A new Chapter 13.05 entitled "Banning Electric Utility" of Title 13 ("Public Services") of the Banning Municipal Code is hereby established to read as follow:

**"Chapter 13.05. Banning Electric Utility.**

**13.05.010. Purpose.**

The City of Banning owns and operates an electric utility known as the Banning Electric Utility to provide electric power generation and electrical energy procurement, transmission and delivery of electrical energy, retail electrical energy distribution, metering, customer billing and energy efficiency services to its end-use customers.

**13.05.020. Authority.**

With the city council's concurrence, as provided by subsection (c) of section 2.08.080, the city manager is authorized to appoint the Banning Electric Utility director as the primary authorized representative for the Banning Electric Utility. The primary responsibility for enforcement of this chapter and the policies, rates, rules, and regulations adopted pursuant to this chapter shall be vested in the Banning Electric Utility director.



It will be the primary objective of the city in all decisions under these policies to make electrical energy services available to the end-use consumer at the lowest possible rates consistent with sound business principles and in conformance with state and federal law.

**13.05.030. Adoption of Rules and Regulations by Resolution.**

The city council may, by resolution, from time to time as it deems necessary for the administration or implementation of the intent of this chapter, review, revise, adopt and/or promulgate new or amended rules and regulations concerning the operation or administration of the Banning Electric Utility. A copy of the current rules and regulations adopted by the city council shall be kept open for inspection at the office of the Banning Electric Utility and shall also be posted online on the city's website.

**13.05.040. Adoption of Rate Schedule (Tariffs) by Resolution.**

The city council may, by resolution, from time to time as it deems necessary for the administration or implementation of the intent of this chapter, review, revise, adopt and/or promulgate new or amended electric utility rate schedules and tariffs in accordance with applicable state law. A copy of the current schedule of rates and charges adopted by the city council shall be kept open for inspection at the office of the electric utility and shall also be posted online on the city's website.

**13.05.050. Establishing Electricity Rates**

In the establishment of rates pursuant to this chapter, the city may provide different rates for various categories of use, quantities of power used, and types of service furnished, to the extent permitted by applicable state law.

Electric utility rates shall be sufficient to discharge and pay all the costs of operation and maintenance of the Banning Electric Utility and its electric utility system, including (i) general administrative services; (ii) services rendered by other city departments in support of the Banning Electric Utility; (iii) additions and betterments to the electric utility system; (iv) the amortization or depreciation of obsolete facilities within the electric utility system; (v) any and all bonded indebtedness incurred in the construction or extension of the electrical utility system, including principal and interest thereof; (vi) a reasonable reserve fund to provide for unforeseen contingencies; (vii) and the acquisition of facilities in newly annexed areas. Electrical utility rates shall not be charged in excess of the amounts necessary to account for the cost, expenses, appropriate reserves, and other expenses reasonably necessary to operate the electric utility.

The city council may authorize a transfer of certain revenues from the electric utility to the city's general fund for general revenue purposes, provided that city voters authorize such transfers in accordance with state law.

#### **13.05.060. Responsible Parties.**

By receiving and accepting electric utility services, customers of the electric utility shall be considered to have given express consent to, and be bound by, the provisions of this chapter, and the policies, procedures, rules and regulations, or rate schedules and tariffs adopted or amended from time to time.

It shall be unlawful for any person to violate the adopted provisions of this chapter, and such policies, procedures, rules and regulations, or rate schedules and tariffs."

**SECTION 3.** Section 13.08.010 ("Electricity rates—Customer Charge") of Article I ("Electricity Rates") of Chapter 13.08 ("Water, Sewer and Electricity Rates") of Title 13 ("Public Services") is hereby amended to read as follows, unless and until the voters adopt an ordinance via a ballot measure on the November 6, 2018 general municipal election to amend Section 13.08.010, in which case the language of the voter approved ordinance shall prevail:

#### **13.08.010. Electricity Rates—Customer Charge.**

"The rates and tariffs, including rate schedules, for the operation of the Banning Electric Utility shall be established by resolution of the city council. Additional requirements and authority for Banning Electric Utility rate setting is found in Chapter 13.05."

**SECTION 4. Severability.** If any section, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this ordinance. The People of the City of Banning hereby declare that they would have adopted this ordinance and each section, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

**SECTION 5. Publication; Effective Date.** The City Clerk shall certify to the passage and adoption of this Ordinance, and shall make a minute of the passage and adoption thereof in the records of and the proceedings of the City Council at which the same is passed and adopted. This Ordinance shall be in full force and effect thirty (30) days after its final passage and adoption, and within fifteen (15) days after its final passage, the City Clerk shall cause it to be published in a newspaper of general circulation and shall post the same at City Hall, 99 E. Ramsey Street, Banning, California.

PASSED, APPROVED, AND ADOPTED this \_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
George Moyer, Mayor  
City of Banning

**APPROVED AS TO FORM AND  
LEGAL CONTENT:**

\_\_\_\_\_  
Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon, APC

**ATTEST:**

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning, California



**CERTIFICATION:**

I, Sonja De La Fuente, Deputy City Clerk of the City of Banning, California, do hereby certify that Ordinance \_\_\_\_\_ was duly introduced at a regular meeting of the City Council of the City of Banning, held on the \_\_\_\_\_ day of \_\_\_\_\_, 2018, and was duly adopted at a regular meeting of said City Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2018, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning, California

## **Exhibit “B”**

**to the October 9, 2018, 2018, Regular Meeting Minutes**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA, AUTHORIZING APPROVING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT FOR PLANNING SERVICES BETWEEN THE CITY OF BANNING AND ROMO PLANNING GROUP FOR THE SCOPE OF SERVICES TO INCLUDE INTERIM COMMUNITY DEVELOPMENT DIRECTOR SERVICES AND ADDITIONAL PLANNING SERVICES, AND CONCURRING IN THE APPOINTMENT OF MARYANN MARKS AS INTERIM COMMUNITY DEVELOPMENT DIRECTOR**

**WHEREAS**, on October 9, 2013 the Council approved a Professional Services Agreement for Planning Services with Romo Planning Group in connection with the providing general planning services for the City; and

**WHEREAS**, the Council approved an amendment with Romo Planning Group to provide general planning services for the City in the sum of \$199,680 for fiscal year 2018-2019; and

**WHEREAS**, it is necessary to amend the Professional Services Agreement with Romo Planning Group to include additional services due to the Community Development Director tendering resignation; and

**WHEREAS**, MaryAnn Marks of Romo Planning Group has sufficient experience and has detailed knowledge of the current City projects to serve as Interim Community Development Director; and

**WHEREAS**, Mark DeManicor of Romo Planning Group has sufficient experience and has detailed knowledge of the large City projects to serve as Project Manager; and

**WHEREAS**, there will be no increase to the contract amount.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Banning as follows:

**SECTION 1.** The City of Banning approves Resolution 2018-131 approving Amendment No. 9 to the Professional Services Agreement with Romo Planning Group to include an additional scope of services for Interim Community Development Director services and additional Planning services with no increase to the contract amount.

**SECTION 2.** The City Council concurs in the appointment of MaryAnn Marks as Community Development Director effective October 10, 2018.

**SECTION 3.** The City Manager is authorized to execute the amendment to the Professional Services Agreement with Romo Planning Group for an additional scope of services.

**PASSED, APPROVED AND ADOPTED** this 9<sup>th</sup> day of October 2019

\_\_\_\_\_  
George Moyer, Mayor  
City of Banning

**ATTEST:**

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk

**APPROVED AS TO FORM AND  
LEGAL CONTENT:**

\_\_\_\_\_  
Kevin Ennis, City Attorney  
Richards, Watson & Gershon

CERTIFICATION:

I, Sonja De La Fuente, Deputy City Clerk of the City of Banning, California, do hereby certify that the foregoing Resolution 2018-131 was duly adopted by the City Council of the City of Banning, California, at a regular meeting thereof held on the 9<sup>th</sup> day of October, 2018, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Sonja De La Fuente, Deputy City Clerk  
City of Banning, California



## **Exhibit “C”**

**to the October 9, 2018, 2018, Regular Meeting Minutes**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA,  
AUTHORIZING AN APPROPRIATION OF FUNDS FOR EMERGENCY MOLD  
REMEDICATION AT THE BANNING POLICE STATION IN THE AMOUNT OF \$55,403.21**

**WHEREAS**, per the Purchasing Policy, emergencies are defined as those situations where the safety and/or welfare of City residents or employees is at stake and/or immediate purchasing action is required to prevent serious economic hardship to the City; and

**WHEREAS**, when due to the nature of the emergency, it is not possible or it is impractical to follow competitive bidding requirements, these requirements may be waived by the City Manager or his designee; and

**WHEREAS**, on June 20, 2018, the Public Works Department (PWD) was notified of a possible leak originating from an overhead water line in the utility room located adjacent to the gym room at the Banning Police Station; and

**WHEREAS**, the PWD responded by having the City's on-call plumbing contractor address the leak in addition to obtaining a contractor with expertise in mold remediation, Belfor Property Restoration, to assess the damage, perform an environmental assessment and provide applicable recommendations; and

**WHEREAS**, on June 29, 2018 an environmental report ("Report") was presented to the PWD identifying the presence of fungal spores in the utility and gym rooms and remediation measures; and

**WHEREAS**, due to health and safety concerns of those employees of the Banning Police Station, the Interim City Manager classified the situation as an emergency, waiving the requirements to follow the competitive bidding process and PWD staff directed Belfor to begin work as specified in the Report and the abatement and remediation process began July 2, 2018 and was completed July 19, 2018; and

**WHEREAS**, funds in the amount of \$55,403.21 will be appropriated from the General Fund to Account No. 001-3200-412.90-15 (Capital Expenditures/Building Improvements) to cover the costs of the testing and remediation work; and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Banning as follows:

**SECTION 1.** The Banning City Council adopts Resolution 2018-123, authorizing an appropriation for emergency mold remediation at the Banning Police Station.

SECTION 2. Pursuant to Public Contract Code Sections 20168 and 22050, the City Council hereby confirms, based on the circumstances described above and in the staff report for this resolution, that an emergency existed in the City's Police Department building and that the public interest and necessity demanded immediate expenditure of public funds to safeguard the employees and public using that building from exposure to mold that precluded the City for competitively bidding the work. Pursuant to Public Contract Code Section 22050, the City Council has reviewed the action taken and the condition of the building, and determined that with the repair work completed, the emergency condition has been abated and terminated and that further review of the emergency condition at future meetings is not warranted at this time.

SECTION 3. The Interim City Manager or her designee is authorized to make necessary budget adjustments, appropriations and transfers related to the project.

**PASSED, APPROVED AND ADOPTED** this 9th day of October, 2018.

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George Moyer, Mayor  
City of Banning

**ATTEST:**

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Sonja De La Fuente, Deputy City Clerk  
City of Banning

**APPROVED AS TO FORM  
AND LEGAL CONTENT:**

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Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon

**CERTIFICATION:**

I, Sonja De La Fuente, Deputy City Clerk of the City of Banning, California, do hereby certify that the foregoing Resolution 2018-123, was duly adopted by the City Council of the City of Banning, California, at a regular meeting thereof held on the 9<sup>th</sup> day of October, 2018, by the following vote, to wit:

AYES:

NOES:

ABSTAIN:

ABSENT:

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning, California

## **Exhibit “D”**

**to the October 9, 2018, 2018, Regular Meeting Minutes**



Rec'd 10/9/18 (SD)



Electric / Gas / Water  
Information collection, analysis and application

2111 N. Moller Rd.  
Liberty Lake, WA 99019  
fax: 866-787-6910

[www.itron.com](http://www.itron.com)

EXHIBIT <sup>AA</sup> D<sup>AA</sup>  
TO October 9, 2018  
Regular Meeting Minutes

Pricing Summary for  
**City of Banning**

BMRB 15.000-18 Ver 3.0 Oct  
October 5, 2018

Item	Category	Description	Qty	Unit Price	Extended Price	Notes
<b>Network Infrastructure</b>						
1	Network	HW3.1 RFLAN Range Extender - 120V External Antenna	1	\$528.00	\$528.00	(1)
<b>Third-Party</b>						
2	Network	Connected Grid Router - CGR 1240 4G, w/ 4 module slots, 2 GE, 2 serial, 4 FE LAN, Wi-Fi, GPS	11	\$6,120.00	\$67,320.00	
<b>Network Infrastructure Total</b>					<b>\$67,848.00</b>	
<b>Professional Services</b>						
3	Services	Project Implementation Services			\$213,480.00	(2-3)
4	Expenses	Project Implementation Expenses (estimated)			\$15,570.00	
<b>Professional Services Total</b>					<b>\$229,050.00</b>	
<b>Itron Cloud Services</b>						
5	One-time	One-Time Set-up, OpenWay			\$26,750.00	(4)
				<b>Monthly Fee</b>	<b>Annual</b>	
6	Operations	Software as a Service - Up to 13,860 Endpoints Collection Engine, ISM and Cisco IoT FND		\$3,595.50	\$43,146.00	
<b>Itron Cloud Services Total</b>					<b>\$69,896.00</b>	
<b>OpenWay System Total</b>					<b>\$366,794.00</b>	
<b>Annual Maintenance</b>						
7	Maintenance	Connected Grid Router Support	11	\$694.00	\$7,634.00	
<b>Annual Maintenance Total</b>					<b>\$7,634.00</b>	
<b>Optional</b>						
<b>Itron Cloud Services</b>						
8	Analytics	CSR Portal (E)			\$12,806.64	(5,7)
9	Analytics	Transformer Load Management			\$5,847.24	(5-7)
10	Analytics	Theft Detection	7	7,634.00 +	\$5,847.24	(5-7)
11	Analytics	Voltage Analysis		12,806.64 +	\$5,847.24	(5-7)
12	Analytics	Reliability Analysis		5,847.24 +	\$5,847.24	(5-7)
13	Analytics	Outage Detection		5,847.24 +	\$6,496.88	(5-7)
				5,847.24 +		
				5,847.24 +		
				5,847.24 +		
				6,496.88 +		
				<b>Total</b>	<b>50,326.48 *</b>	

\$417,120.48



## CITY OF BANNING CITY COUNCIL REPORT

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Suzanne Cook, Deputy Finance Director

**MEETING DATE:** October 23, 2018

**SUBJECT:** Approval and Ratification of Accounts Payable and Payroll Warrants Issued in the Month of August 2018

### RECOMMENDATION:

That City Council review and ratify the warrants for period ending **August 31, 2018**, per California Government Code Section 37208.

### WARRANT SUMMARY:

Description	Payment #	Amount	Total Amount
<b>Checks:</b>			
Checks Issued during Month	165568 - 165995	\$ 2,791,491.91	
Voided / Reissue Check		\$ 2,760.73	
<b>Check Total</b>			<b>\$ 2,788,731.18</b>
<b>Wires Total</b>	986 - 989		<b>\$ 5,253,281.18</b>
<b>ACH payments:</b>			
	9006288 - 9006307		
Payroll Direct Deposit 8/3/2018		\$ 349,066.37	
Payroll Direct Deposit 8/17/2018		\$ 353,626.36	
Payroll Direct Deposit 8/31/2018		\$ 341,860.29	
Other Payments		\$ 722,904.66	
<b>ACH Total</b>			<b>\$ 1,767,457.68</b>
<b>Payroll Checks:</b>			
	11526 - 11580		
Payroll - Regular 8/3/2018		\$ 6,753.27	
Payroll - Regular 8/17/2018		\$ 6,883.88	
Payroll - Regular 8/31/2018		\$ 2,702.83	
<b>Payroll Check Total</b>			<b>\$ 16,339.98</b>
<b>Total Warrants Issued for August 2018</b>			<b>\$ 9,825,810.02</b>

**ATTACHMENTS:**

- Fund List
- Warrant List August 2018
- Warrant List Detail August 2018
- Voided Check Log – August 2018
- Payroll Log
- Payroll Registers

If you have any questions, please contact the Finance Department so that additional detailed information can be provided to you.

Approved by:

  
\_\_\_\_\_  
Douglas Schulze  
City Manager



# CITY of BANNING

## Fund/Department Legend

*Fund/Department Legend*

### 0001 General Fund Departments

0001 – General  
 1000 – City Council  
 1200 – City Manager  
 1210 – Economic Development  
 1300 – Human Resources  
 1400 – City Clerk  
 1500 – Elections  
 1800 – City Attorney  
 1900 – Fiscal Services  
 1910 – Purchasing & A/P  
 2060 – TV Government Access  
 2200 – Police  
 2210 – Dispatch  
 2279 – TASIN – SB621 (Police)  
 2300 – Animal Control  
 2400 – Fire  
 2479 – TASIN – SB621 (Fire)  
 2700 – Building Safety  
 2740 – Code Enforcement  
 2800 – Planning  
 3000 – Engineering  
 3200 – Building Maintenance  
 3600 – Parks  
 4000 – Recreation  
 4010 – Aquatics  
 4050 – Senior Center  
 4060 – Sr. Center Advisory Board  
 4500 – Central Services  
 4800 – Debt Service  
 5400 – Community Enhancement

### Special Revenue Funds

002 – Developer Deposit Fund  
 003 – Riverside County MOU  
 005 – Successor Agency Admin Fund  
 100 – Gas Tax Street Fund  
 101 – Measure A Street Fund  
 102 – RMRA (SB1) Gas Tax Fund  
 103 – SB 300 Street Fund  
 104 – Article 3 Sidewalk Fund  
 110 – CDBG Fund  
 111 – Landscape Maintenance  
 132 – Air Quality Improvement Fund  
 140 – Asset Forfeiture/Police Fund  
 148 – Supplemental Law Enforcement  
 150 – State Park Bond Fund  
 190 – Housing Authority Fund  
 200 – Special Donation Fund  
 201 – Sr. Center Activities Fund  
     4050 - Senior Center  
     4060 - Senior Center Advisory Board  
 202 – Animal Control Reserve Fund  
 203 – Police Volunteer Fund  
 204 – D.A.R.E. Donation Fund  
 300 – City Administration COP Debt Service  
 360 – Sun Lakes CFD #86-1  
 365 – Wilson Street #91-1 Assessment Debt  
 370 – Area Police Computer Fund  
 375 – Fair Oaks #2004-01 Assessment Debt  
 376 – Cameo Homes

### Capital Improvement Funds

400 – Police Facilities Development  
 410 – Fire Facilities Development  
 420 – Traffic Control Facility Fund  
 421 – Ramsey/Highland Home Road Signal  
 430 – General Facilities Fund  
 441 – Sunset Grade Separation Fund  
 444 – Wilson Median Fund  
 451 – Park Development Fund  
 470 – Capital Improvement Fund  
 475 – Fair Oaks #2004-01 Assessment District

### Banning Utility Authority Funds

660 – Water Fund  
 661 – Water Capital Facilities  
 663 – BUA Water Capital Project Fund  
 669 – BUA Water Debt Service Fund  
 680 – Wastewater Fund  
 681 – Wastewater Capital Facility Fund  
 683 – BUA Wastewater Capital Project Fund  
 685 – State Revolving Loan Fund  
 689 – BUA Wastewater Debt Service Fund  
 662 – Irrigation Water Fund  
 682 – Wastewater Tertiary

### Enterprise Funds

600 – Airport Fund  
 610 – Transit Fund  
     5800 - Transit  
     5850 - Dial-A-Ride  
 690 – Refuse Fund  
 670 – Electric Fund  
     7000 - Electric  
     7010 - Generation & Transmission  
 672 – Rate Stability Fund  
 673 – Electric Improvement Fund  
 674 – '07 Electric Revenue Bond Project Fund  
 675 – Public Benefit Fund  
 678 – '07 Electric Revenue Bond Debt Service Fund

### Internal Service Funds

700 – Risk Management Fund  
     5020 - Workers Compensation  
     5030 - Unemployment Insurance  
     5040 - Liability Insurance  
     5300 - City Attorney  
 702 – Fleet Maintenance  
 703 – Information Systems Services  
 761 – Utility Billing Administration  
     3100 - Account & Collection Service  
     3110 - Meter Reading Service

### Successor Agency Funds

805 – Redevelopment Obligation Retirement Fund  
 810 – Successor Housing Agency  
 830 – Debt Service Fund  
 840 – Bond Expenditure Agreement (BEA) Project Fund  
 841 – Bond Expenditure Agreement (BEA) Low/Mod Fund  
 850 – Successor Agency  
 855 – 2007 TABS Bond Proceeds - Replaced by Fund 840  
 856 – 2003 TABS Bond Proceeds - Replaced by Fund 840  
 857 – 2003 TABS Bond Proceeds Low/Mod - Replaced by Fund 841



**City of Banning**  
**Warrant List August 2018**

Warrant Number	Vendor Name	Warrant Amount
986	RIVERSIDE PUBLIC UTILITIES	1,264,822.58
987	ALTA PACIFIC BANK - ESCROW ACCOUNT	5,397.61
988	RIVERSIDE PUBLIC UTILITIES	2,278,711.60
989	U.S. BANK	1,704,349.39
165568	AL'S KUBOTA TRACTOR	225.47
165569	ALL STAR GLASS, INC.	176.20
165570	AMESTOY, THOMAS	2,000.00
165571	ARROW STAFFING SERVICE	2,790.31
165572	BABCOCK LABORATORIES, INC	730.00
165573	BARSTOW, CINDY M	300.00
165574	BEAUMONT DO IT BEST HOME CENTER	286.88
165575	BEAUMONT SAFE & LOCK	28.77
165576	BOSCH AUTOMOTIVE SER SOL INC	230.00
165577	BT SUPPLIES WEST	965.31
165578	CELL BUSINESS EQUIPMENT (CBE)	272.61
165579	CHIPOTLE MEXICAN GRILL	1,450.00
165580	CITRIX SYSTEMS, INC	904.00
165581	COOK, SUZANNE	300.00
165582	CORE AND MAIN, LP	4,676.06
165583	CORELOGIC INFORMATION SOLUTIONS INC	150.00
165584	CREATIVE BUS SALES INC	2,395.91
165585	DANIELS TIRE SERVICE	1,506.21
165586	DEX MEDIA	40.51
165587	DIAMOND HILLS CHEVROLET BUICK GMC	67.50
165588	FLEET SERVICES INC	398.18
165589	FLYNN, SHERI	970.00
165590	FUN EXPRESS	124.39
165591	GARDA CL WEST INC	570.00
165592	GAS COMPANY, THE	2,125.55
165593	GRAINGER	1,930.27
165594	HOME DEPOT #8987	59.24
165595	IBEW LOCAL 47 RETIREE MEDICAL TRUST	2,162.09
165596	ICMA RETIREMENT TRUST 457	995.69
165597	INLAND WATER WORKS SUPPLY CO.	1,379.21
165598	LANDERS, LINN	900.00
165599	LEROUGE, JERRY D	28.00
165600	LEWIS, DAVID	750.00
165601	LITHOPASS PRINTING, FORMS,	164.40
165602	LUGENBEEL, JIM	1,500.00
165603	MEGATRONICS INTERNATIONAL CORP	215.00
165604	MERLIN JOHNSON CONSTRUCTION, INC	504.00
165605	MOBIL ZOO OF SOUTHERN CALIFORNIA	259.00
165606	MYERS POWER PRODUCTS, INC	41,526.21
165607	NATIONWIDE RETIREMENT SOLUTIONS	3,956.11
165608	PADGETT'S CLEANING & RESTORATION	9.50
165609	PARKHOUSE TIRE, INC.	2,229.52
165610	PARS	1,871.14
165611	PARTS AUTHORITY METRO, LLC	351.95
165612	POSITIVE PROMOTIONS, INC.	733.49
165613	QUINN COMPANY	2,841.28
165614	RECORD GAZETTE, THE	500.05
165615	REDD, THOMAS	1,500.00
165616	RUSSELL, SANDRA	1,500.00

**City of Banning**  
**Warrant List August 2018**

Warrant Number	Vendor Name	Warrant Amount
165617	SERVICE SCAPE	9,977.00
165618	SKILLS, INC	20,200.00
165619	SMART & FINAL	556.34
165620	SONSRAY MACHINERY LLC	1,557.37
165621	SOUTH COAST AIR QUALITY	406.79
165622	SOUTH COAST AIR QUALITY	4,134.29
165623	SOUTH COAST AIR QUALITY	131.79
165624	SOUTH COAST AIR QUALITY	131.79
165625	SOUTH COAST AIR QUALITY	887.83
165626	SOUTH COAST AIR QUALITY	131.79
165627	STAPLES BUSINESS ADVANTAGE	545.22
165628	STERLING TALENT SOLUTIONS	356.23
165629	SUN LIFE FINANCIAL	19,432.81
165630	TIME WARNER CABLE	947.45
165631	TK SERVICES, INC	411.38
165632	UTILITY TREE SERVICE	4,235.00
165633	VULCAN MATERIALS	627.38
165634	WESTRUX INTERNATIONAL INC	0.00
165635	WOLFSWINKEL, KEVIN	2,500.00
165636	YOUNGBLOOD, CHELSE	60.00
165637	ACOM SOLUTIONS, INC	3,494.00
165638	ALESHIRE & WYNDER, LLP	631.27
165639	ARANDA, ANTOINETE	20.71
165640	ARTISTIC MAINTENANCE, INC.	3,640.00
165641	ATKINSON, ANDELSON, LOYA, RUDD & RO	7,912.00
165642	AUER, WILLIAM	12.00
165643	AVILA, SOL	12.00
165644	BABCOCK LABORATORIES, INC	221.00
165645	BANNING HEIGHTS MUTUAL WATER	260.47
165646	BANNING UNIFIED SCHOOL DIST.	181.92
165647	BEAUMONT SAFE & LOCK	280.16
165648	BECHTEL, PETRA	67.56
165649	BENHAR, DIANA T	448.00
165650	BERRES, MARK	42.00
165651	BT SUPPLIES WEST	53.05
165652	CALIFORNIA LAW ENFORCEMENT ASSOC	20.00
165653	CALIFORNIA-NEVADA J.A.T.C.	2,100.00
165654	CASSADAS, ERICA	1,804.38
165655	CITRIX SYSTEMS, INC	904.00
165656	CIVICPLUS	200.00
165657	CLA-VAL	1,669.07
165658	CLAYTON, ROCHELLE	120.00
165659	CORE AND MAIN, LP	8,165.67
165660	COUTS HEATING & COOLING, INC	295.00
165661	COZAD & FOX, INC	3,978.40
165662	CULVER-NEWLIN	9,088.39
165663	DE JESUS &, EVELYN	13.66
165664	DPREP INC	223.00
165665	DPREP INC	223.00
165666	DPREP INC	223.00
165667	DPREP INC	223.00
165668	DPREP INC	223.00
165669	ERICKSON, DOROTHY & WILLIAM	73.08



**City of Banning**  
**Warrant List August 2018**

Warrant Number	Vendor Name	Warrant Amount
165670	FIORETTI &, JOSEPH	112.46
165671	FRANKLIN, DEBBIE	100.91
165672	FRONTIER COMMUNICATIONS	1,170.45
165673	GAS COMPANY, THE	66.36
165674	GENESIS CONSTRUCTION	678.13
165675	GRAINGER	203.82
165676	HALLOCK, DENNIS	100.21
165677	HEMET MANUFACTURING COMPANY, INC	102,554.59
165678	HOO, JILL G	7.00
165679	INFOSEND, INC	6,272.10
165680	INLAND WATER WORKS SUPPLY CO.	116.37
165681	INTERNATIONAL CODE COUNCIL, INC	135.00
165682	IRON MOUNTAIN INFORMATION MGMT, LLC	1,003.95
165683	JACOBY, ELAINE	42.03
165684	JASRT, LLC	76.42
165685	JIMENEZ, LINDA	12.00
165686	JLXT GROUP, INC	127.37
165687	KLAUSNER, EILEEN	83.60
165688	KOLLER, MARIE V.	14.70
165689	MACIEL, JOSE	86.32
165690	MANNING, PATRICIA	252.91
165691	MEDINA, MOSES	1,500.00
165692	MEZA &, SENaida	1.00
165693	MICHAEL BAKER INTERNATIONAL, INC	19,642.88
165694	MOYER, GEORGE	44.15
165695	NAPA AUTO PARTS	451.37
165696	NEVINS, PATTY	250.00
165697	NOLAN, MIKE	12.00
165698	NOTTINGHAM, MICHAEL	12.00
165699	O'REILLY AUTO PARTS	169.29
165700	OFFICE DEPOT	1,206.80
165701	PARKHOUSE TIRE, INC.	545.97
165702	PARTS AUTHORITY METRO, LLC	1,436.20
165703	PETTY CASH CUSTODIAN - POLICE	139.11
165704	PREMIER WORLD CLASS PROPERTIES	73.12
165705	PUBLIC AGENCY RETIREMENT SERVICES	300.00
165706	RECORD GAZETTE, THE	105.85
165707	RICHARDS WATSON GERSHON	150,830.47
165708	RIV. CO. DEPT OF ENVIRONMENTAL	91.50
165709	ROMO PLANNING GROUP, INC.	16,540.00
165710	RUEHLE, TARA SHAWN M	119.00
165711	SANTA ANA WATERSHED PROJ AUTHORITY	13,712.00
165712	SILVER & WRIGHT, LLP	12,666.43
165713	SMART & FINAL	304.63
165714	SMITH, BRANDON	12.00
165715	SMITH, LOIS E	28.00
165716	SONSRAY MACHINERY LLC	327.75
165717	SOUTH COAST AIR QUALITY	209.98
165718	STAPLES BUSINESS ADVANTAGE	1,898.28
165719	STATEWIDE TOWING & RECOVERY, INC	218.50
165720	SUPERION	244.64
165721	THESIER, DEREK	12.00
165722	TK SERVICES, INC	1,045.72

**City of Banning**  
**Warrant List August 2018**

Warrant Number	Vendor Name	Warrant Amount
165723	TMG UTILITY ADVISORY SERVICES, INC	1,520.00
165724	U.S. BANK	2,472.50
165725	US GEOLOGICAL SURVEY,	23,125.00
165726	USABUEBOOK	2,395.48
165727	UTILITY TREE SERVICE	4,400.00
165728	V2C GROUP, INC	1,120.00
165729	WALKER, BRIAN	12.00
165730	WELLS FARGO CARD SERVICES INC	611.89
165731	WELLS FARGO CARD SERVICES INC	6,603.66
165732	WEST COAST SAND & GRAVEL, INC.	806.55
165733	YUANGYAI &, JAKKRIT	8,313.95
165734	ZAVALA, MARIO F NAVARRO	337.07
165735	ADVANCE WORKPLACE STRATEGIES INC	1,182.00
165736	AIRWAVE COMMUNICATIONS ENTERPRISES	1,225.78
165737	AL'S KUBOTA TRACTOR	310.05
165738	ALBERT A. WEBB ASSOCIATES	8,959.00
165739	ALTEC INDUSTRIES, INC.	661.04
165740	AMAZON CAPITAL SERVICES	95.67
165741	AMERICAN FORENSIC NURSES	1,160.00
165742	AMERICAN NATIONAL RED CROSS	94.31
165743	ANIXTER, INC	1,726.16
165744	ARROYO BACKGROUND INVESTIGATIONS	1,350.00
165745	ASBURY ENVIRONMENTAL SERVICES DBA	1,378.66
165746	ASPEN ENVIRONMENTAL GROUP	1,209.60
165747	BABCOCK LABORATORIES, INC	1,398.00
165748	BANNING POLICE OFFICERS ASSOC	2,300.00
165749	BEAUMONT DO IT BEST HOME CENTER	81.70
165750	BIO-TOX LABORATORIES	1,044.50
165751	BOA ARCHITECTURE	3,290.00
165752	BT SUPPLIES WEST	1,066.60
165753	CALIFORNIA LAW ENFORCE ASSN	612.50
165754	CAMPA, ERIC	12.00
165755	CLA-VAL	12,050.94
165756	COMDIRECT, INC	7,225.00
165757	CUMMINS CAL PACIFIC LLC	1,607.79
165758	DANIELS TIRE SERVICE	635.44
165759	DEUSENBERRY, DANIEL	12.00
165760	DEX MEDIA	40.51
165761	FELIX, ALBERTO	12.00
165762	G & G ENVIRONMENTAL COMPLIANCE, INC	1,803.77
165763	GRAINGER	65.25
165764	HOME DEPOT #8987	605.55
165765	HR GREEN PACIFIC, INC	1,648.50
165766	HYDROTEX	2,114.44
165767	I.B.E.W. LOCAL 47	7,868.02
165768	I.B.E.W. LOCAL 47 (PAC)	60.00
165769	IBEW LOCAL 47 RETIREE MEDICAL TRUST	2,165.84
165770	ICMA RETIREMENT TRUST 457	995.69
165771	INTOXIMETERS, INC	2,746.72
165772	JAUREGUI, ROBERTO	36.00
165773	KH METALS AND SUPPLY	80.78
165774	LITHOPASS PRINTING, FORMS,	247.83
165775	LSA ASSOCIATES, INC	277.50



**City of Banning**  
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Warrant Number	Vendor Name	Warrant Amount
165776	MICHAEL BAKER INTERNATIONAL, INC	10,952.37
165777	MITSUBISHI ELECTRIC & ELECTRONICS	303.80
165778	MUNICIPAL CODE CORPORATION	802.30
165779	NATIONWIDE RETIREMENT SOLUTIONS	6,935.59
165780	O'REILLY AUTO PARTS	119.23
165781	OFFICE DEPOT	1,173.72
165782	P&P UNIFORMS	528.51
165783	PARS	1,519.18
165784	PRE-PAID LEGAL SERVICES, INC	291.98
165785	QT POD	1,095.00
165786	RELIABLE WORKPLACE SOLUTIONS	114.78
165787	RIO HONDO COLLEGE	38.00
165788	RIV. CO. SHERIFF'S DEPARTMENT	31,068.00
165789	RON'S BEE SERVICE	400.00
165790	ROW TRAFFIC SAFETY, INC	210.11
165791	SAN BERNARDINO PUBLIC EMPLOYEES	893.97
165792	SAN GORGONIO PASS DESIGN AND PRINT	86.21
165793	SAYESKI, CHRISTOPHER	12.00
165794	SCE	438.15
165795	SERVICE SCAPE	19,800.00
165796	SHRED-IT USA, LLC	97.20
165797	SITEONE LANDSCAPE SUPPLY	329.20
165798	STAPLES BUSINESS ADVANTAGE	319.55
165799	ULINE	993.73
165800	USABLUBOOK	1,691.51
165801	UTILITY TREE SERVICE	4,400.00
165802	WHENEVER COMMUNICATIONS, LLC	557.70
165803	WILLDAN FINANCIAL SERVICES	7,611.75
165804	YOUNGBLOOD & ASSOCIATES	225.00
165805	A-Z BUS SALES, INC. (COLTON)	1,817.53
165806	ACOSTA, ANGELA	50.00
165807	AIR RESOURCES BOARD	31,893.00
165808	AMBONG, HEIDE & ALLAN GREG	27.48
165809	ANIXTER, INC	36,913.14
165810	ARROW STAFFING SERVICE	5,038.58
165811	AT&T CALNET 2	654.90
165812	AT&T MOBILITY	1,099.52
165813	AVILA, VINCENT	12.00
165814	BABCOCK LABORATORIES, INC	20.00
165815	BEAUMONT CHAMBER OF COMMERCE	40.00
165816	BEAUMONT CHERRY VALLEY WATER	3,423.84
165817	BEAUMONT SAFE & LOCK	6.47
165818	BEAUMONT, CITY OF	37,408.94
165819	BECERRA, MARIA D	31.18
165820	CALLAHAN, BRIAN	12.00
165821	CAMPA, ERIC	200.00
165822	CARRERA PROPERTY MNGMT, LLC	80.67
165823	CAYO, BENJAMIN	25.60
165824	CDW GOVERNMENT, INC	866.31
165825	CHAVEZ, ANNA	116.03
165826	CIVICPLUS	6,000.00
165827	CLEARY, KATHLYN L	71.88
165828	CLYMENS, RONNA	88.61

**City of Banning**  
**Warrant List August 2018**

Warrant Number	Vendor Name	Warrant Amount
165829	CONNETT &, ANALISE A	23.20
165830	CORE AND MAIN, LP	364.34
165831	COUTS HEATING & COOLING, INC	3,260.00
165832	CREATIVE BUS SALES INC	341.13
165833	DEGUZMAN, EMMANUEL & MILDRED	47.51
165834	DEPT. OF INDUSTRIAL RELATIONS	225.00
165835	DOTY BROS	494.44
165836	FIRST AMERICAN TITLE INSURANCE CO	1,600.00
165837	FISCHER, JUTTA	107.94
165838	FISHER, ROBERT	5,398.42
165839	FOX OCCUPATIONAL MEDICAL CENTER	230.00
165840	FRANKLIN, DEBBIE	250.00
165841	FRONTIER COMMUNICATIONS	1,493.60
165842	GARDA CL WEST INC	570.00
165843	GAS COMPANY, THE	102.40
165844	GERDES, PERRY	80.00
165845	GOVERNMENT STAFFING SERVICES, INC	7,440.00
165846	GUERRERO, CRISTOVAL	1,500.00
165847	GUTIERREZ, HUMBERTO	82.90
165848	HAMPTON, PATRICIA	157.99
165849	HYDRO TEK SYSTEMS, INC.	231.00
165850	INFOSEND, INC	7,161.32
165851	INNOVATIVE FEDERAL STRATEGIES	3,500.00
165852	IRON MOUNTAIN INFORMATION MGMT, LLC	407.78
165853	JACKSON LEWIS PC	484.50
165854	JAUREGUI, ROBERTO	1,975.11
165855	KAHLA, NAJIA	45.00
165856	KENNY STRICKLAND INC	420.64
165857	KONA ICE RIVERSIDE	250.00
165858	LARA, TORIBIO	167.90
165859	LEAGUE OF CALIFORNIA CITIES	40.00
165860	LIEBERT CASSIDY WHITMORE	1,744.00
165861	LITHOPASS PRINTING, FORMS,	32.33
165862	LOADER, MICHAEL	12.00
165863	MARTINEZ, JOSE	296.28
165864	MC AVOY & MARKHAM	180.66
165865	MC CALL'S METER SALES	535.93
165866	MENDOZA, SALVADOR	256.41
165867	MERCHANTS BUILDING MAINTENANCE, LLC	10,212.70
165868	METEAU, ROBERT	25.00
165869	MORENO, JOSE	106.47
165870	NAN, LIAN FANG	66.24
165871	NEVINS, PATTY	250.00
165872	NEWSDATA CORPORATION	650.00
165873	P&P UNIFORMS	1,540.80
165874	PACKHAM & TOOMEY, INC	522.31
165875	PARDUS, CATHY	160.21
165876	PAYPRO ADMINISTRATORS	174.00
165877	PEREZ, RAUL	87.90
165878	PRISTINE BUILDERS INC	84.43
165879	PUBLIC AGENCY RETIREMENT SERVICES	300.00
165880	QUINN COMPANY	32,150.01
165881	RAILROAD MANAGEMENT CO, LLC	1,090.63



**City of Banning**  
**Warrant List August 2018**

Warrant Number	Vendor Name	Warrant Amount
165882	RCS INVESTIGATIONS & CONSULTING LLC	4,981.00
165883	RECORD GAZETTE, THE	288.35
165884	RICHARDS, LORENA	111.95
165885	RILEY, CHARLES	106.80
165886	RIV. CO. FIRE DEPARTMENT	1,464,729.18
165887	RIVERSIDE, COUNTY OF	691.00
165888	RON'S BEE SERVICE	300.00
165889	SHARP, CYNTHIA MAE	1.01
165890	SILVER & WRIGHT, LLP	10,881.53
165891	SOUTH COAST AIR QUALITY	406.79
165892	SOUTH COAST AIR QUALITY	406.79
165893	SOUTH COAST AIR QUALITY	131.79
165894	SOUTH COAST AIR QUALITY	131.79
165895	SOUTHERN CALIFORNIA EDISON	58.87
165896	SOUTHERN CALIFORNIA JOINT POLE	683.46
165897	SPRINT	40.00
165898	STAPLES BUSINESS ADVANTAGE	547.66
165899	STERLING TALENT SOLUTIONS	106.65
165900	SUPERION	89,884.18
165901	SWAIN, BRIANNE	76.65
165902	T-MOBILE	51.00
165903	TANGENT COMPUTER	1,000.00
165904	TERMINIX COMMERCIAL	698.40
165905	THE SOCO GROUP, INC.	24,657.32
165906	TIME WARNER CABLE	89.57
165907	TRI STATE SEMINAR LLC	297.00
165908	TURBO DATA SYSTEMS INC	229.64
165909	UNDERGROUND SERVICE ALERT	115.60
165910	URBAN FUTURES INCORPORATED	1,575.00
165911	VERIZON WIRELESS	651.67
165912	WALTER STANLEY COS, LLC	395.07
165913	WESTERN RIVERSIDE COUNCIL	6,000.00
165914	WHITE, BEVERLY	123.19
165915	WILLDAN FINANCIAL SERVICES	4,558.50
165916	WINTERS, CONCEPCION	62.69
165917	YANG, CHE	49.82
165918	ARROW STAFFING SERVICE	617.47
165919	ASBURY ENVIRONMENTAL SERVICES DBA	621.00
165920	ASPEN ENVIRONMENTAL GROUP	8,906.74
165921	BABCOCK LABORATORIES, INC	634.00
165922	BATTERY SYSTEMS, INC	541.46
165923	BEAUMONT DO IT BEST HOME CENTER	1,178.81
165924	BEAUMONT SAFE & LOCK	5.93
165925	BECERRA, ELADIO	135.30
165926	BERMUDEZ MFG WELDING	300.00
165927	CALDERON, SANDRA B	10.90
165928	CALIFORNIA CLETS USERS GROUP	425.00
165929	CALIFORNIA CLETS USERS GROUP	425.00
165930	CALIFORNIA WATER ENVIRONMENT	102.00
165931	CANON FINANCIAL SERVICES, INC	1,184.35
165932	CAPITAL REALTY ANALYSTS, INC	29,500.00
165933	CARPER, CATHY	251.72
165934	CDW GOVERNMENT, INC	386.13

**City of Banning**  
**Warrant List August 2018**

Warrant Number	Vendor Name	Warrant Amount
165935	CLA-VAL	287.91
165936	COLONIAL INSURANCE	20,030.12
165937	COMCATE SOFTWARE, INC	5,791.44
165938	COSTAR REALTY INFORMATION, INC	87.95
165939	COUNSELING TEAM INTERNATIONAL, THE	700.00
165940	COUTS HEATING & COOLING, INC	1,614.65
165941	CYBERTIME NETWORK COMMUNICATIONS	7,797.00
165942	DANIELS TIRE SERVICE	79.50
165943	DIMITRIJEVICH, JAMES	403.73
165944	FRONTIER COMMUNICATIONS	75.70
165945	FUN EXPRESS	81.09
165946	GAS COMPANY, THE	2,358.06
165947	GIBSON, JOHN	86.39
165948	HAAKER EQUIPMENT COMPANY	340.25
165949	HOMAN, LOUIS	80.00
165950	HOME DEPOT #8987	164.85
165951	IBEW LOCAL 47 RETIREE MEDICAL TRUST	2,100.49
165952	ICMA RETIREMENT TRUST 457	425.00
165953	INFOSEND, INC	6,690.02
165954	INTERNATIONAL ECONOMIC DEV COUNCIL	490.00
165955	LEAF	677.78
165956	LEE'S AUTO BODY	600.10
165957	LESLIE'S POOL SUPPLIES INC.	620.64
165958	LEVEL II, INC	26,635.70
165959	MARTIN, MADALIN	180.12
165960	MCFARLAND, DARLENE	235.43
165961	MERCHANTS BUILDING MAINTENANCE, LLC	8,683.55
165962	METEAU, ROBERT	100.00
165963	NAPA AUTO PARTS	468.47
165964	NATIONWIDE RETIREMENT SOLUTIONS	5,111.71
165965	O'REILLY AUTO PARTS	35.83
165966	OFFICE DEPOT	140.06
165967	ORONA, DIANE	145.92
165968	PACKHAM & TOOMEY, INC	597.31
165969	PARKHOUSE TIRE, INC.	5,327.96
165970	PARS	638.84
165971	PARTS AUTHORITY METRO, LLC	584.70
165972	PROFORCE LAW ENFORCEMENT	466.12
165973	PRUDENTIAL OVERALL SUPPLY	1,961.36
165974	QUINN COMPANY	1,527.88
165975	RAUM, WILLIAM	215.92
165976	RECORD GAZETTE, THE	722.70
165977	RIOS, BERTA	71.00
165978	SAN GORGONIO PASS WATER AGENCY	17,752.00
165979	SHOVE, TED	3,967.41
165980	SHRED-IT USA, LLC	111.80
165981	SITEONE LANDSCAPE SUPPLY	615.94
165982	SONSRAY MACHINERY LLC	1,609.59
165983	SOUTHERN CALIFORNIA EDISON	1,669.21
165984	SOUTHERN CALIFORNIA GAS CO	1,857.26
165985	SOUTHWEST POWER POOL, INC	493.07
165986	STAPLES BUSINESS ADVANTAGE	128.76
165987	STEVEN ENTERPRISES INC	111.85



**City of Banning**  
**Warrant List August 2018**

Warrant Number	Vendor Name	Warrant Amount
165988	THE SOCO GROUP, INC.	380.04
165989	TIME WARNER CABLE	91.85
165990	UNDERHILL, WILLIAM	108.80
165991	UTILITY TREE SERVICE	4,400.00
165992	VELA, ARTURO	190.00
165993	VULCAN MATERIALS	2,693.48
165994	WOODARD & CURRAN, INC	15,112.85
165995	YOUNGBLOOD & ASSOCIATES	225.00
9006288	WELLS FARGO BANK	349,066.37
9006289	CA. ST. EMPLOYMENT DEV. DEPT.	19,018.76
9006290	INTERNAL REVENUE SERVICE	131,550.28
9006291	TASC	5,182.96
9006292	WELLS FARGO BANK	400.00
9006293	CALPERS 457 PLAN - 450260	40,228.99
9006294	CA. ST. PUBLIC EMPLOYEES	84,138.51
9006295	CALIFORNIA, STATE OF	14,453.00
9006296	WELLS FARGO BANK	353,626.36
9006297	CA. ST. EMPLOYMENT DEV. DEPT.	20,847.70
9006298	INTERNAL REVENUE SERVICE	136,500.21
9006299	TASC	4,450.23
9006300	WELLS FARGO BANK	400.00
9006301	CA. ST. PUBLIC EMPLOYEES	1,050.00
9006302	CALPERS 457 PLAN - 450260	35,818.48
9006303	CA. ST. PUBLIC EMPLOYEES	84,037.24
9006304	WELLS FARGO CARD SERVICES INC	6,741.90
9006305	WELLS FARGO BANK	341,860.29
9006306	CA. ST. EMPLOYMENT DEV. DEPT.	17,744.48
9006307	INTERNAL REVENUE SERVICE	120,341.92
<b>Grand Total</b>		<b>9,812,019.24</b>
<b>Less Voided / Reissued Checks from Prior Period</b>		<b>(2,156.16)</b>
<b>Less Voided Checks Prior Period</b>		<b>(393.04)</b>
<b>Add Payroll Checks</b>		<b>16,339.98</b>
<b>Total Remittance for Month</b>		<b>9,825,810.02</b>

## City of Banning

Warrant Number	Warrant Date	Vendor Name	Invoice Number	P.O. Number	Account Number	Payment Description	Warrant Amount
986	8/9/2018	RIVERSIDE PUBLIC UTILITIES	206		670-7000-331.20-01 670-7000-356.38-10 670-7000-356.38-17 670-7000-356.38-20 670-7010-473.27-09 670-7010-473.27-50 670-7010-473.27-60 670-7010-473.27-70 670-7010-473.33-02 675-7020-473.42-58 663-0000-101.19-11 663-0000-233.00-00 670-0000-151.40-00 830-9200-490.61-03 830-9200-490.62-03 100-4900-431.36-00 100-4900-431.36-00 702-3800-480.30-05 702-3800-480.30-05 675-7020-473.42-35 001-2200-421.23-27 001-2200-421.23-27 761-3100-480.33-11 660-6300-471.23-32 680-8000-454.23-32 680-8000-454.23-32 660-6300-471.25-10 001-3200-412.30-02 001-3200-412.30-02 001-3200-412.30-02 001-3200-412.30-02 001-3200-412.30-02 100-4900-431.36-00 702-3800-480.30-02 001-4000-461.36-00 001-3200-412.30-02 702-3800-480.30-05 001-3200-412.36-03 001-3200-412.36-03 761-3100-480.90-56 675-7020-473.42-38 703-3700-480.30-17 001-1900-412.25-10 660-6300-471.25-10 670-7000-473.25-10 761-3100-480.25-10 660-6300-471.45-08 660-0000-131.00-00	INTEREST REVENUE REV RCVD IN JULY 2018 ENERGY REVENUE REV RCVD IN JULY 2018 CRR REVENUE REV RCVD IN JULY 2018 TRANS REVENUE REV RCVD IN JULY 2018 S & D EXPENSE PAID EXPENSES JULY 2018 CAPACITY EXPENSE PAID EXPENSES JULY 2018 ENERGY EXPENSE PAID EXPENSES JULY 2018 TRANS EXPENSE PAID EXPENSES JULY 2018 LEGAL EXPENSE ENERGY EFFICIENCY PAID EXPENSES JULY 2018 HEMET MFG (GENESIS CONST) RETAINAGE ACCT#01-0090 HEMET MFG (GENESIS CONST) RETAINAGE ACCT#01-0090 EXPENSE PD & REVENUE RCV AUG 1,2018 - AUG 21,2018 PRINCIPAL PAYMENT FUNDS DUE 9/01/2018 INTEREST DUE FUNDS DUE 9/01/2018 EDGER BLADES RETURNED ITEMS CHAIN LOOP & SAFETY PRO JOHN DEER TRACTOR GLASS PO 28857 INSUFFICIENT FND JOHN DEER TRACTOR GLASS REBATE FOR RESIDENTIAL AC SPLIT SYSTEM AVILA, SOL W/E 6/30/2018 AVILA, SOL W/E 7/07/2018 WEBSTER, A W/E 7/14/2018 COLIFORMS P/A BY NMO/MUG TOTAL DISSOLVED SOLIDS SMITH FACILITY - SAMPLES EYEWEAR REIMBURSEMENT PER GENERAL UNIT MOU PW WAREHOUSE - BLANK COVE PD TOWELS & PAINT PAIL CITY HALL- TAPE & SEALANT PO- FITTING, TUBE & CLAMP PD- FENCE & GATE STOP ADAPTER BRASS FLOAT VALVE & DURAC KEYS FOR CCTR COMMERCIAL LOCK OIL INJECT REPAIRS JANITORIAL SUPPLIES JANITORIAL SUPPLIES FOLDING MACHINE AUG LEASE REBATE FOR COMMERCIAL AC PACKAGE UNITS CSS XENSERWER EYEWEAR REIMBURSEMENT PER TEAMSTERS MOU EYEWEAR REIMBURSEMENT PER TEAMSTERS MOU EYEWEAR REIMBURSEMENT PER TEAMSTERS MOU EYEWEAR REIMBURSEMENT PER TEAMSTERS MOU BLIND FLG BORED OUT 24 MIXFLG 45 C110 IMP PO NUM 028788	(1,759.08) (37,464.33) (37,361.06) (84,916.76)  51,024.00 544,080.98 600,153.34 205,456.21 339.71 25,269.57 5,397.61 0.00 2,278,711.60 1,205,000.00 499,349.39 (93.66) 319.13 705.63 105.63 2,000.00 1,165.20 1,165.20 459.91 15.00 20.00 695.00 300.00 2.78 49.00 24.76 19.42 117.22 3.21 70.49 12.66 16.11 230.00 603.60 361.71 272.61 1,450.00 904.00 120.00 15.00 90.00 75.00 2,509.98 2,166.08
987	8/17/2018	ALTA PACIFIC BANK - ESCROW ACCOUNT	18-597-102-7RET		001-2700-442.23-33 001-2740-442.23-33 702-3800-480.38-52 702-3800-480.38-49 702-3800-480.38-52 001-2200-421.23-01 702-3800-480.30-05 675-7020-473.42-66	JUNE 2018 METROSCAN JUNE 2018 METROSCAN #223 CONTROLLER BOX CALIFORNIA STATE TIRE FEE STOCK TIRES PD WEB ADVERTISING 5/23/18 - 6/22/18 #622 REPLACE BROKEN LEAF SPRING FRICTION PRODUCTS & DRUM REBATE FOR REPL OF ENERGY STAR WINDOWS (21)	100.00 50.00 2,395.91 10.50 1,495.71 40.51 67.50 388.18 970.00
988	8/21/2018	RIVERSIDE PUBLIC UTILITIES	207				
989	8/31/2018	U.S. BANK	1153758				
165568	8/2/2018	AL'S KUBOTA TRACTOR	126489	029082			
165569	8/2/2018	ALL STAR GLASS, INC.	126493	028857			
165570	8/2/2018	AMESTOV, THOMAS	REBATE 071618				
165571	8/2/2018	ARROW STAFFING SERVICE	104194 104241 104318 BF82143-0030 BG80995-0030 BG80997-0030 EYEWEAR REIMB 459046 459120 459243 459354 459383 459441 459583 70595 70605 19504 B15168 B15169 68598477 REBATE 071818 91908147 EYEWEAR REIMB				
165572	8/2/2018	BABCOCK LABORATORIES, INC					
165573	8/2/2018	BARSTOW, CINDY M					
165574	8/2/2018	BEAUMONT DO IT BEST HOME CENTER					
165575	8/2/2018	BEAUMONT SAFE & LOCK					
165576	8/2/2018	BOSCH AUTOMOTIVE SER SOL INC					
165577	8/2/2018	BT SUPPLIES WEST					
165578	8/2/2018	CELL BUSINESS EQUIPMENT (CBE)					
165579	8/2/2018	CHIPOTLE MEXICAN GRILL					
165580	8/2/2018	CITRIX SYSTEMS, INC					
165581	8/2/2018	COOK, SUZANNE					
165582	8/2/2018	CORE AND MAIN, LP	(947641 J048624	029029			
165583	8/2/2018	CORELOGIC INFORMATION SOLUTIONS INC	81903005	028597			
165584	8/2/2018	CREATIVE BUS SALES INC	5144098				
165585	8/2/2018	DANIELS TIRE SERVICE	230111712				
165586	8/2/2018	DEX MEDIA	610037687195				
165587	8/2/2018	DIAMOND HILLS CHEVROLET BUICK GMC	31412				
165588	8/2/2018	FLEET SERVICES INC	OSP13221				
165589	8/2/2018	FLYNN, SHERI	REBATE 071718				



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165590	8/2/2018	FUN EXPRESS	690790448-01		001-0000-201.10-00	SALE TAXES	(9.64)
165591	8/2/2018	GARDA CL WEST INC	10403447	028837	001-4000-461.36-00	4TH OF JULY SUN CATCHERS ACRYLIC PAINT	134.03
165592	8/2/2018	GAS COMPANY, THE	03292684002JL18		761-3100-480.23-43	JULY 2018 ARMORED SRVCE	570.00
			0519271000JL18		001-4000-461.26-06	789 N SAN GORGONIO AVE JUN 14, 2018 - JUL 16, 2018	20.46
			161083344439JL18		001-4050-461.26-06	201 W GEORGE ST JUN 14, 2018 - JUL 16, 2018	17.66
165593	8/2/2018	GRAINGER	9819262438		001-4010-461.26-06	749 N SAN GORGONIO AVE JUN 14, 2018 - JUL 16, 2018	2,087.43
			9836881071		660-6300-471.45-16	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	(213.73)
			9831753554		580-8000-454.45-16	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	(213.73)
			9831834346		660-6300-471.45-16	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	(213.73)
			9842169626		001-3200-412.30-02	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	(213.73)
			9843350704		001-3200-412.30-02	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	(213.73)
			9845240374		001-3200-412.30-02	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	(213.73)
			9847533727		001-3200-412.30-02	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	(213.73)
165594	8/2/2018	HOME DEPOT #8987	8061851	029057	660-6300-471.45-16	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	124.63
165595	8/2/2018	IBEW LOCAL 47 RETIREE MEDICAL TRUST	20180803	029057	670-7000-473.45-16	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	154.00
165596	8/2/2018	ICMA RETIREMENT TRUST 457	20180803	029057	660-6300-471.45-16	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	17.84
165597	8/2/2018	INLAND WATER WORKS SUPPLY CO.	51009790.001	029057	670-7000-473.45-16	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	265.68
			51010232.001		660-6300-471.45-16	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	37.70
			51010529.001		670-7000-473.45-16	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	15.25
165598	8/2/2018	LANDERS, LINN	REBATE 071718	029104	001-4000-461.89-46	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	239.92
165599	8/2/2018	LEROUGE, JERRY D	JUNE 2018	029093	001-3200-412.30-02	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	1,502.71
165600	8/2/2018	LEWIS, DAVID	REBATE 071718		001-0000-204.80-10	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	59.24
165601	8/2/2018	LITHOPASS PRINTING, FORMS,	117		001-0000-204.80-10	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	2,162.09
165602	8/2/2018	LUENBEEL, JIM	REBATE 071718	028785	001-0000-131.00-00	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	995.69
165603	8/2/2018	MEGATRONICS INTERNATIONAL CORP	17152		660-6300-471.45-16	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	808.13
165604	8/2/2018	MERLIN JOHNSON CONSTRUCTION, INC	060906		675-7020-473.42-35	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	196.11
165605	8/2/2018	MOBIL ZOO OF SOUTHERN CALIFORNIA	2018-1860	029077	001-4000-461.23-15	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	374.97
165606	8/2/2018	MYERS POWER PRODUCTS, INC	W-85866		675-7020-473.42-35	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	900.00
165607	8/2/2018	NATIONWIDE RETIREMENT SOLUTIONS	20180803		001-0000-461.23-15	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	28.00
165608	8/2/2018	PADGETT'S CLEANING & RESTORATION	BLO16583 REFUND		675-7020-473.42-35	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	750.00
165609	8/2/2018	PARKHOUSE TIRE, INC.	2010572222		001-2800-441.23-02	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	164.40
			2030166790		675-7020-473.42-35	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	1,500.00
			2030167480		001-0000-201.10-00	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	(15.50)
165610	8/2/2018	PARS	2030166790	028910	702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	230.50
165611	8/2/2018	PARTS AUTHORITY METRO, LLC	062-477609	029131	660-6300-471.45-06	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	504.00
			062-493960	028185	001-4000-461.36-09	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	259.00
			091-019266		674-7000-473.96-33	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	41,526.21
			091-107966		001-0000-204.16-00	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	3,956.11
			091-108044		001-0001-306.12-07	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	9.50
			091-108228		702-3800-480.23-49	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	14.00
			091-108235		702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	657.02
			091-108272		702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	3.50
			091-108280		702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	495.65
			091-108336		702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	14.00
			091-108730		702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	1,045.35
			091-108751		702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	1,871.14
			091-108867		702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	72.32
			091-109083		702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	3.61
			091-109202		702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	(29.97)
			091-109407		702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	6.76
			096-181799		702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	8.54
					702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	8.51
					702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	22.32
					702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	8.58
					702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	5.60
					702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	29.03
					702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	71.12
					702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	29.00
					702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	6.18
					702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	4.63
					702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	39.53
					702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	20.91
					702-3800-480.38-52	CR- ASPHALT CUTTER CHISEL CREDIT MEMO	45.28

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165612	8/2/2018	POSITIVE PROMOTIONS, INC.	06046068	028961	001-2400-422.42-67	OFFICE SUPPLIES	733.49
165613	8/2/2018	QUINN COMPANY	PCA00065591	029091	702-3800-480.38-52	#805 EGDES, BOLTS, NUT, F	1,711.53
			WO100001293	029091	702-3800-480.38-52	#336 CHECK ENGINE	1,129.75
165614	8/2/2018	RECORD GAZETTE, THE	00156856	029044	001-2800-441.23-01	PHN-ZTA 18-97502	204.40
			00156858	029044	001-2800-441.23-01	PHN DR-18-7005	156.95
			00156859	029044	001-2800-441.23-01	PHN DR 18-7009	138.70
165615	8/2/2018	REDD, THOMAS	REBATE 071713		675-7020-473.42-35	REBATE FOR RESIDENTIAL AC SPLIT SYSTEM	1,500.00
165616	8/2/2018	RUSSELL, SANDRA	REBATE 071718		675-7020-473.42-35	REBATE FOR RESIDENTIAL AC SPLIT SYSTEM	1,500.00
165617	8/2/2018	SERVICE SCAPE	BAH-IR-718	028955	001-3600-461.30-01	IRRIGATION REPAIRS	9,977.00
165618	8/2/2018	SKILLS, INC	2084		670-7000-473.23-06	INSULATE RUBBER GLOVE TRAINING (4-DAY CLASS)	20,200.00
165619	8/2/2018	SMART & FINAL	Q23384	029045	001-4010-461.36-22	OFFICE SUPPLIES	526.28
			22734	029045	001-1000-411.36-00	WATER,SNACKS	30.06
165620	8/2/2018	SONSRAY MACHINERY LLC	P25124-02		702-3800-480.38-52	#170 SIGN, WARNING	64.65
			P25414-02	029067	702-3800-480.38-52	#619 EDGE CENTER, END & P	1,492.72
165621	8/2/2018	SOUTH COAST AIR QUALITY	3304465		600-5100-435.41-04	AVGAS STORAGE & DISPENSE 200 S HATHAWAY ST	406.79
165622	8/2/2018	SOUTH COAST AIR QUALITY	3304430		680-8000-454.41-04	2242 E CHARLES ST/BOILER I C E EM ELEC GEN-DIESEL	4,134.29
165623	8/2/2018	SOUTH COAST AIR QUALITY	3300671		680-8000-454.41-04	FLAT FEE - LAST FISCAL YR 2242 E CHARLES ST	131.79
165624	8/2/2018	SOUTH COAST AIR QUALITY	3300747		702-3800-480.41-04	FLAT FEE - LAST FISCAL YR 176 E LINCOLN ST	131.79
165625	8/2/2018	SOUTH COAST AIR QUALITY	3304463		702-3800-480.41-04	RULE 461 LIQUID FUEL/ICE 176 E LINCOLN ST	887.83
165626	8/2/2018	SOUTH COAST AIR QUALITY	3300751	029099	600-5100-435.41-04	FLAT FEE - LAST FISCAL YR 200 S HATHAWAY ST	131.79
165627	8/2/2018	STAPLES BUSINESS ADVANTAGE	3383719222		001-1200-412.36-00	CLIPS,FLAGS,COFFEE,FILTER	61.30
					001-1400-412.36-00	CLIPS,FLAGS,COFFEE,FILTER	97.92
				029099	001-4500-412.36-00	CLIPS,FLAGS,COFFEE,FILTER	313.15
					001-1200-412.36-00	BADGES,CLIPS,WHITE OUT	13.77
					703-3700-480.36-00	BADGES,CLIPS,WHITE OUT	59.08
165628	8/2/2018	STERLING TALENT SOLUTIONS	7491674		001-1300-412.33-11	JUNE 2018 BACKGROUND SCRN PO 28630 INSUFFICIENT	22.55
165629	8/2/2018	SUN LIFE FINANCIAL	AUGUST 2018	028630	001-1300-412.33-11	JUNE 2018 BACKGROUND SCRN	333.68
					001-0000-204.30-00	LTD-STD INSURANCE	6,399.64
					001-0000-204.30-00	LIFE INSURANCE	4,093.50
165630	8/2/2018	TIME WARNER CABLE	CITYHALL 8/2018		001-0000-204.32-00	DENTAL INSURANCE	8,939.67
			COMM CTR 8/2018		001-2060-446.26-09	99 E RAMSEY ST JUL 25,2018 - AUG 24,2018	91.85
			CORPYARD 8/18		001-2060-446.26-09	789 N SAN GORGONIO AVE AUG 1,2018 - AUG 31,2018	14.73
			SR CTR 8/2018		670-7000-473.26-07	176 E LINCOLN ST JUL 25,2018 - AUG 24,2018	826.14
			W21893-20		001-2060-446.26-09	769 N SAN GORGONIO AVE AUG 1,2018 - AUG 31,2018	14.73
165631	8/2/2018	TK SERVICES, INC	71516918	028387	702-3800-480.30-05	#222 LEAK REPAIR PO 28604 EXPIRED	411.38
165632	8/2/2018	UTILITY TREE SERVICE	71862873		670-7000-473.23-17	TREE TRIMMING W/E 7/14/18	4,235.00
165633	8/2/2018	VULCAN MATERIALS	K192560		100-4900-431.36-00	SHEET MIX PG70-10 PO 28869 EXPIRED	627.38
165634	8/2/2018	WESTRUX INTERNATIONAL INC	REBATE 071618		702-3800-480.38-52	#339 A/C AIR HOSE PO 28719 EXPIRED	0.00
165635	8/2/2018	WOLFSWINKEL, KEVIN	MEALS 8/6-8/10		675-7020-473.42-35	REBATE FOR RESIDENTIAL AC SPLIT SYSTEM	2,500.00
165636	8/2/2018	YOUNGBLOOD, CHELSE	0198545-IN		001-2210-421.23-06	PC 832 ARREST/SEARCH/SZRE PER DIEMS	60.00
165637	8/9/2018	ACOM SOLUTIONS, INC	47084		001-1900-412.30-17	SOFTWARE RENEWAL 09/01/2018 - 08/31/2019	3,494.00
165638	8/9/2018	ALESHIRE & WYNDER, LLP	47085		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	102.00
			47086		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	22.20
			47369		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	97.50
			47370		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	273.07
			47371		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	39.00
165639	8/9/2018	ARANDA, ANTOINETTE	000096471		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	97.50
165640	8/9/2018	ARTISTIC MAINTENANCE, INC.	0163161-IN	029118	001-0000-218.22-22	UB CR REFUND-FINALS 000015320	20.71
					001-2200-421.23-29	CITY LANDSCAPE MAIN	590.00
					001-3200-412.23-29	CITY LANDSCAPE MAIN	700.00
					001-4000-461.23-29	CITY LANDSCAPE MAIN	213.90
					001-4010-461.23-29	CITY LANDSCAPE MAIN	208.32
					001-4050-461.23-29	CITY LANDSCAPE MAIN	213.94
					100-4900-431.23-29	CITY LANDSCAPE MAIN	1,500.00
					610-5800-434.23-29	CITY LANDSCAPE MAIN	213.84
165641	8/9/2018	ATKINSON, ANDELSON, LOYA, RUDD & RO	547642	029033	663-6300-471.96-35	FLUME & SMGA	7,912.00
165642	8/9/2018	AUER, WILLIAM	MEAL 8/16/18		001-2200-421.23-06	PSP TRAINING MEAL 8/16/18	12.00
165643	8/9/2018	AVILA, SOL	MEAL 8/16/18		001-2200-421.23-06	PSP TRAINING MEAL 8/16/18	12.00



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165644	8/9/2018	BABCOCK LABORATORIES, INC	BGS1573-0030	028636	660-6300-471.23-32	COLIFORMS P/A BY MIMO/MUG	165.00
			BGS1598-0030	028636	660-6300-471.23-32	GENERAL PHYSICAL ANALYSIS	36.00
			BGS1614-0030	028636	680-8000-454.23-32	TOTAL DISSOLVED SOLIDS	20.00
			000048937		001-0000-218.22-22	UB CR REFUND-FINALS 000050136	260.47
			2019/1		001-5400-446.41-58	USE OF DISTRICT EMPLOYEE 4TH OF JULY - 8 HOURS	181.92
165645	8/9/2018	BANNING HEIGHTS MUTUAL WATER	70383	029066	670-7000-473.45-16	NEW LOCKS & KEYS	280.16
165646	8/9/2018	BANNING UNIFIED SCHOOL DIST.	OCT 17 - MAR 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE OCT 2017 - MAR 2018	67.56
165647	8/9/2018	BEAUMONT SAFE & LOCK	JULY 2018		001-4000-461.23-15	WATER EXERCISE CLASS JULY 2018	448.00
165648	8/9/2018	BECHTEL, PETRA	JULY 2018		001-4000-461.23-15	YOGA CLASS INSTRUCTOR JULY 2018	42.00
165649	8/9/2018	BENHAR, DIANA T	B14849	029126	001-3200-412.36-03	JANITORIAL SUPPLIES	53.05
165650	8/9/2018	BERRER, MARK	LAM, A 8/15/18		001-2200-421.23-06	JUS 8715/8715A ANGIE LAM 8/15/2018	20.00
165651	8/9/2018	BT SUPPLIES WEST	2102		670-7000-473.23-06	JULY 2018 TUITION	2,100.00
165652	8/9/2018	CALIFORNIA LAW ENFORCEMENT ASSOC	PC LOAN 8/2019	029110	001-0000-116.21-02	EMPLOYEE GENERAL UNIT COMPUTER LOAN	1,804.38
165653	8/9/2018	CALIFORNIA-NEVADA I.A.T.C.	91908148		001-2200-421.30-17	ANNUAL CSS XENSERVR RNWL	904.00
165654	8/9/2018	CASSADAS, ERICA	173202		703-3700-480.30-17	24/7 EMERGENCY SUPPORT IP ADDRESS CHANGE	200.00
165655	8/9/2018	CITRIX SYSTEMS, INC	750297	028914	661-6300-471.95-09	WATER VALVES	1,669.07
165656	8/9/2018	CIVICPLUS	8223940		001-1200-412.23-05	CM/MAYOR BREAKFAST 5/3/2018 MORONGO GOLF CLB	120.00
165657	8/9/2018	CLA-VAL	1859657		660-0000-131.00-00	COPPER TUBING PO NUM 028788	8,165.67
165658	8/9/2018	CLAYTON, ROCHELLE	SRVCE08757	029024	001-3200-412.30-21	A/C REPAIR @ PD 6/27/2018	295.00
165659	8/9/2018	CORE AND MAIN, LP	16968		001-3000-442.33-11	SIGNING & STRIPING DESIGN	3,978.40
165660	8/9/2018	COUTS HEATING & COOLING, INC	22925	029004	001-4500-412.89-46	CHAIRS/ERGONOMIC	9,088.39
165661	8/9/2018	COZAD & FOX, INC	000092193		001-0000-218.22-22	UB CR REFUND-FINALS 000009948	13.66
165662	8/9/2018	CULVER-NEWLIN	OIS20180817-18		001-2200-421.23-06	ROBERTO FISHER REGISTRATN 09/17-18/2018 ONTARIO, CA	223.00
165663	8/9/2018	DE JESUS & EVELYN	OIS20180817-18		001-2200-421.23-06	ROBERTO JAUREGUI REGISTRN 09/17-18/2018 ONTARIO, CA	223.00
165664	8/9/2018	DPREP INC	OIS20180817-18		001-2200-421.23-06	MICHAEL BENNET REGISTRTRN 09/17-18/2018 ONTARIO, CA	223.00
165665	8/9/2018	DPREP INC	OIS20180817-18		001-2200-421.23-06	DEREK THESIER REGISTRATN 09/17-18/2018 ONTARIO, CA	223.00
165666	8/9/2018	DPREP INC	OIS20180817-18		001-2200-421.23-06	LINDA JIMENEZ REGISTRTRN 09/17-18/2018 ONTARIO, CA	223.00
165667	8/9/2018	DPREP INC	OIS20180817-18		001-0000-218.22-22	UB CR REFUND 000019864	73.08
165668	8/9/2018	ERICKSON, DOROTHY & WILLIAM	000026607		001-0000-218.22-22	UB CR REFUND-FINALS 000006586	112.46
165669	8/9/2018	FIORRETTI & JOSEPH	000075139		001-1000-411.23-05	LEAGUE OF CA CITIES 7/23 LAKE ELSINORE	44.15
165670	8/9/2018	FRANKLIN, DEBBIE	MILEAGE 7/23/18		660-6300-471.36-07	FLUME MEETING	56.76
165671	8/9/2018	FRANKLIN, DEBBIE	REIMBURSEMENT 7/18		001-4500-412.26-05	209-056-0495 JUL 28, 2018 - AUG 27, 2018	923.26
165672	8/9/2018	FRONTIER COMMUNICATIONS	2090560455AUG18		001-4500-412.26-05	951-849-3260 JUL 28, 2018 - AUG 27, 2018	247.19
165673	8/9/2018	GAS COMPANY, THE	9518493260AUG18		001-4050-461.26-06	84 W WILSON ST JUN 14, 2018 - JUL 16, 2018	66.36
165674	8/9/2018	GENESIS CONSTRUCTION	09142474007JUL18		001-0000-218.22-22	UB CR REFUND-FINALS 000055588	678.13
165675	8/9/2018	GRAINGER	000096171	029057	660-6300-471.45-16	MEASURE WHEEL, GREASE GUN	203.82
165676	8/9/2018	HALLOCK, DENNIS	9847857299		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018 - JUL 2018	100.21
165677	8/9/2018	HEMET MANUFACTURING COMPANY, INC	FEB 18 - JUL 18	028830	663-0000-232.00-00	PROJECT 2016-02W - RETAINAGE	(5,397.61)
			18-597-102-7		663-6300-471.95-10	PROJECT 2016-02W	107,952.20
165678	8/9/2018	HOO, JILL G	JULY 2018		001-4000-461.23-15	TAI CHI CLASS INSTRUCTOR JULY 2018	7.00
165679	8/9/2018	INFOSEND, INC	139279	029174	761-3100-480.23-02	UB BILL SRVCE 7/02-7/06	179.49
					761-3100-480.23-02	UB BILL SRVCE 7/02-7/06	1,447.72
					761-3100-480.33-11	UB BILL SRVCE 7/02-7/06	340.28
			139463	029174	761-3100-480.23-02	UB BILL SRVCE 7/09-7/13	115.87
					761-3100-480.33-11	UB BILL SRVCE 7/09-7/13	1,030.91
			139683	029174	761-3100-480.23-02	UB BILL SRVCE 7/16-7/20	236.51
					761-3100-480.23-04	UB BILL SRVCE 7/16-7/20	136.00
			139869	029174	761-3100-480.33-11	UB BILL SRVCE 7/16-7/20	1,197.63
					761-3100-480.23-02	UB BILL SRVCE 7/16-7/20	269.16
					761-3100-480.23-04	UB BILL SRVCE 7/16-7/20	109.86
					761-3100-480.23-02	UB BILL SRVCE 7/24-7/27	972.78
					761-3100-480.33-11	UB BILL SRVCE 7/24-7/27	235.89
					660-0000-131.00-00	6" ROMAC END RING PO NUM 028785	116.37
					001-2700-442.23-03	GOVERNMENTAL MEMBER DUES MEMBER # 0047700	135.00
165680	8/9/2018	INLAND WATER WORKS SUPPLY CO.	51011917.001		001-4500-412.33-11	REG STORAGE MAY 2018	353.95
165681	8/9/2018	INTERNATIONAL CODE COUNCIL, INC	3180781	028695	001-4500-412.33-11	REGULAR STORAGE JUNE 2018 PARTIAL PAYMENT	13.55
		IRON MOUNTAIN INFORMATION MGMT,	AAMN025		001-4500-412.33-11	REGULAR STORAGE JUNE 2018	311.45
165682	8/9/2018	LLC	ABRD166				



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165682	8/9/2018	IRON MOUNTAIN INFORMATION MGMT,	ACS0741	029123	001-4500-412.33-11	REGULAR STORAGE JULY 2018	325.00
165683	8/9/2018	JACOBY, ELAINE	000072181		001-0000-218.22-22	UB CR REFUND 00002082	42.03
165684	8/9/2018	JASRT, LLC	000096723		001-0000-218.22-22	UB CR REFUND 00003778	76.42
165685	8/9/2018	JIMENEZ, LINDA	MEAL 8/16/18		001-2200-421.23-06	PSP TRAINING MEAL 8/16/18	12.00
165686	8/9/2018	JIAT GROUP, INC	000094619		001-0000-218.22-22	UB CR REFUND-FINALS 00002016	127.37
165687	8/9/2018	KLAUSNER, EILEEN	000094619		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE OCT 2017 -MAR 2018	83.60
165688	8/9/2018	KOLLER, MARIE V.	OCT 17 - MAR 18		001-4000-461.23-15	DRAMA CLASS INSTRUCTOR JULY 2018	14.70
165689	8/9/2018	MACIEL, JOSE	JULY 2018		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE JAN 2018 -JUN 2018	86.32
165690	8/9/2018	MANNING, PATRICIA	JAN 18 - JUN 18		001-0000-218.22-22	ENERGY ASSISTANCE PROGRAM REBATE OCT 2017 -MAR 2018	252.91
165691	8/9/2018	MEDINA, MOSES	000045481		001-0000-480.25-03	UB CR REFUND-FINALS 000020600	1,500.00
165692	8/9/2018	MEZA & SENAIDA	TOOLREIMB FY19		001-0000-218.22-22	FY 2019 TOOL REIMBURSEMENT	1.00
165693	8/9/2018	MICHAEL BAKER INTERNATIONAL, INC	000095205	028880	001-0000-218.22-22	UB CR REFUND-FINALS 000011604	19,642.88
165694	8/9/2018	MOYER, GEORGE	1013109		663-46300-471.95-10	CONTRACT ADMIN SERVICES	44.15
165695	8/9/2018	NAPA AUTO PARTS	MILEAGE 7/23/18		001-1000-411.23-05	LEAGUE OF CA CITIES 7/23 LAKE ELSINORE, CA	12.38
			058390	029135	702-3800-480.38-52	#231 DISC BRAKE	215.48
			058337	029135	702-3800-480.38-52	STOCK REFRIGERANT	115.82
			059209	029135	702-3800-480.38-52	DISC PAD	22.61
			060621	029135	702-3800-480.38-52	#808 BUSHING KIT	85.08
			060637	029135	702-3800-480.38-52	STOCK- DEXTRON	250.00
165696	8/9/2018	NEVINS, PATTY	REIMBURSEMENT		001-2800-441.23-06	SUBDIVISION MAP ACT CLASS SAN DIEGO, CA 7/12/2018	12.00
165697	8/9/2018	NOLAN, MIKE	MEAL 8/17/18		001-2200-421.23-06	PSP TRAINING MEAL 8/17/18	12.00
165698	8/9/2018	NOTTINGHAM, MICHAEL	MEAL 8/17/18		001-2200-421.23-06	PSP TRAINING MEAL 8/17/18	164.48
165699	8/9/2018	O'REILLY AUTO PARTS	2678-131345	029153	702-3800-480.38-52	#02 BATTERY	4.81
			2678-131866	029153	702-3800-480.38-52	#601 WHL SEAL	1,206.80
165700	8/9/2018	OFFICE DEPOT	163465414001	029065	001-4500-412.36-00	PAPER	7.00
165701	8/9/2018	PARKHOUSE TIRE, INC.	2010576293	029040	702-3800-480.38-52	#839 TIRES & RECYCLING	538.97
				029154	702-3800-480.38-52	#805 FILTERS & HYDRAULIC	220.81
				029154	702-3800-480.38-52	#805 CABIN FILTER	36.56
				029154	702-3800-480.38-52	#020 WINDOW REGULATD	64.87
				029154	702-3800-480.38-52	#505 SP432	20.26
				029154	702-3800-480.38-52	STOCK- BX-10	5.60
				029154	702-3800-480.38-52	MICRO-V	39.86
				029154	702-3800-480.38-52	#605 POWER WINDOW	61.63
				029154	702-3800-480.38-52	#08 OIL DRAIN PLUG	3.09
				029154	702-3800-480.38-52	#05 AIR FILTER	5.94
				029154	702-3800-480.38-52	#231 WEAR PAD	38.89
				029154	702-3800-480.38-52	BREAK CLEANER	28.58
				029154	702-3800-480.38-52	#29 12V PASS CAR LT	110.85
				029154	702-3800-480.38-52	#601 INDL HYDRAULIC	6.00
				029154	702-3800-480.38-52	#002 DEA ENG MOUNTS	85.81
				029154	702-3800-480.38-52	#505 HOSE & THERMOSTAT	29.83
				029154	702-3800-480.38-52	#505 IGNITION COIL	52.39
				029154	702-3800-480.38-52	#505 SP432	4.05
				029154	702-3800-480.38-52	#18 WINDOW REGULATOR & LJ	84.85
				029154	702-3800-480.38-52	#839 WEAR PAD & ROTOR	159.99
				029154	702-3800-480.38-52	ROTOR & CERAMIC PAD	64.84
				029154	702-3800-480.38-52	#24 12V PASS CAR	118.54
				029154	702-3800-480.38-52	#308 12V PASS	119.70
				029154	702-3800-480.38-52	CA BATTERY FEE	1.00
				029154	702-3800-480.38-52	#3 AIR & CABIN FILTER	12.21
				029154	702-3800-480.38-52	#004 OIL FILTER	11.41
				029154	702-3800-480.38-52	#308 O-RING/GASKET	0.58
				029154	702-3800-480.38-52	#231 HAL BULB	3.52
				029154	702-3800-480.38-52	ARGON GAS	44.54
				029154	702-3800-480.38-52	ALBERTSON'S - GTF MEETING DRINKS AND COOKIES	20.45
				029154	001-2200-421.36-00	ALBERTSON'S - 5GT MEETING DRINKS AND COOKIES	28.26
				029154	001-2200-421.36-00	STATER BROS & STARBUCKS CLEARS MEETING 7/26	45.68
				029154	001-2200-421.36-00	ALBERTSON'S - ARCCOPS MTG REFRESHMENTS	44.72
165703	8/9/2018	PETTY CASH CUSTODIAN - POLICE	3303		001-2200-421.36-00		
			3304		001-2200-421.36-00		
			3305		001-2200-421.36-00		
			3306		001-2200-421.36-00		

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165704	8/9/2018	PREMIER WORLD CLASS PROPERTIES	000096613		001-0000-218.22-22	UB CR REFUND-FINALS 000003128	73.12
165705	8/9/2018	PUBLIC AGENCY RETIREMENT SERVICES	40644		001-1900-412.33-11	PARS PLAN ID# ARS05A SVC PERIOD 20180531	300.00
165706	8/9/2018	RECORD GAZETTE, THE	00157004	029044	690-9600-453.23-01	WASTE RATE INCREASE	105.85
165707	8/9/2018	RICHARDS WATSON GERSHON	217555		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	6,071.31
			217556		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	7,987.57
			217557		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	13,304.30
			217558		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	5,077.57
			217559		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	5,798.97
			217560		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	56.24
			217561		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	496.00
			217562		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	3,759.00
			217563		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	1,008.00
			217564		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	3,697.50
			217565		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	2,540.00
			217566		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	2,035.00
			217567		002-0000-222.30-27	MAY 2018 LEGAL SERVICES	1,892.50
					002-2800-361.41-02	MAY 2018 LEGAL SERVICES	(1,892.50)
					002-2800-441.33-04	MAY 2018 LEGAL SERVICES	1,892.50
			217568		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	1,640.00
			217569		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	655.00
			217570		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	14,034.83
			217571		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	3,262.76
			217898		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	9,236.66
			217899		700-5300-480.33-04	JUNE 2018 GENERAL SRVCE	2,074.27
			217900		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	20,968.29
			217901		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	10,116.00
			217902		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	4,980.00
			217903		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	288.00
			217904		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	110.00
			217905		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	1,905.00
			217906		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	2,142.00
			217907		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	2,000.00
			217908		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	1,567.50
			217909		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	1,017.50
			217910		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	412.50
			217911		002-0000-222.30-27	JUNE 2018 LEGAL SERVICES	885.00
					002-2800-361.41-02	JUNE 2018 LEGAL SERVICES	(885.00)
					002-2800-441.33-04	JUNE 2018 LEGAL SERVICES	885.00
			217912		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	2,537.50
			217913		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	1,347.50
			217914		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	302.50
			217915		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	2,062.50
			217916		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	13,551.20
165708	8/9/2018	RIV. CO. DEPT OF ENVIRONMENTAL	6455-6/2018		100-4900-431.23-24	FAIR OAKS & HATHAWAY MOSQUITO CONTROL 5/29/18	45.75
						HILLSIDE DRIVE & MOUNTAIN MOSQUITO CONTROL 5/29/18	45.75
165709	8/9/2018	ROMO PLANNING GROUP, INC.	2018-06	028041	001-2500-441.33-11	6/3/18 THRU 6/30/18	16,540.00
165710	8/9/2018	RUEHLE, TARA SHAWN M	JULY 2018		001-4000-461.23-15	BALLET CLASS INSTRUCTOR JULY 2018	119.00
165711	8/9/2018	SANTA ANA WATERSHED PROJ AUTHORITY	9342		660-6300-471.41-04	FY 2018-19 BASIN MONITOR PROGRAM TASK FORCE CONTR	13,712.00
165712	8/9/2018	SILVER & WRIGHT, LLP	23831		700-5300-480.33-04	MAY 2018 LEGAL SERVICES	3,678.04
			24291		700-5300-480.33-04	JUNE 2018 LEGAL SERVICES	8,988.39
165713	8/9/2018	SMART & FINAL	024840	029045	610-5800-434.36-00	BUS WASHING SUPPLIES	159.78
			024853	029045	610-5800-434.36-00	BUS CLEANING SUPPLIES	12.37
			025161	029045	201-4060-446.36-65	SR CTR COFFEE & SNACK BAR	61.80
			025162	029045	001-4000-461.36-00	CAMP SNACKS	28.11
			025211	029045	001-4500-412.36-00	BREAKROOM SUPPLIES	42.57
165714	8/9/2018	SMITH, BRANDON	MEAL 8/13/18		001-2200-421.23-06	PSP TRAINING MEAL 8/13/18	12.00
165715	8/9/2018	SMITH, LOIS E	JULY 2018		001-4000-461.23-15	GUITAR CLASS INSTRUCTOR JULY 2018	28.00
165716	8/9/2018	SONSRAY MACHINERY LLC	P25820-02	029067	702-3800-480.38-52	#825 KIT & FREIGHT	327.75



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165717	8/9/2018	SOUTH COAST AIR QUALITY	3316135		001-1200-412.41-04	FAC ID 184335 VARIOUS LOC BOILER/HOT WATER HEATER	209.98
165718	8/9/2018	STAPLES BUSINESS ADVANTAGE	3383982477 3383982478	029099 029099	001-1200-412.36-00 001-4000-461.36-00	POST IT NOTES OFFICE SUPPLIES PENS/STAPLER/TAPE	4.89 80.54
					001-4010-461.36-09	HP BROCHURE GLOSS 8.5X11	177.75
					001-1900-412.36-00	OFFICE SUPPLIES	100.43
					001-1910-412.36-00	OFFICE SUPPLIES	1.23
					001-1200-412.36-00	CREDIT POST IT NOTES	(4.89)
					001-4000-461.36-00	CREDIT DAMAGED STAPLER	(12.38)
					660-6300-471.36-00	HEADSETS/FILE FOLDERS/PEN	27.92
					670-7000-473.36-00	HEADSETS/FILE FOLDERS/PEN	855.50
					670-7000-473.36-00	2019 ERASABLE CALENDAR	9.35
					001-1200-412.36-00	FLASHDRIVE ENV/BINDERS	52.81
					001-1400-412.36-00	FLASHDRIVE ENV/BINDERS	16.59
					670-7000-473.36-00	HOOKSWITCH FOR HEADSET	80.78
					001-2800-441.36-00	OFC SUPPLIES-PLANNING	507.76
					001-1200-412.36-00	CREDIT-STICKIES NOT RCVD	(4.89)
					001-1200-412.36-00	POST IT NOTES	4.89
165719	8/9/2018	STATEWIDE TOWING & RECOVERY, INC	3384267758	029099	702-3800-480.30-05	#505 TOWING	218.50
165720	8/9/2018	SUPERION	211573	029143	761-3100-480.23-52	JUNE 2018 TRANSACTION MGR PO 28552 EXPIRED	40.00
165721	8/9/2018	THESIER, DEREK	MEAL 8/16/18	028652	761-3100-480.23-52	JUNE 2018 TRANS MGR	204.64
165722	8/9/2018	TK SERVICES, INC	W22700-20	029055	001-2200-421.23-06	PSP TRAINING MEAL 8/16/18	12.00
165723	8/9/2018	TMG UTILITY ADVISORY SERVICES, INC	201807017	028808	702-3800-480.30-05	#223 A/C REPAIR	500.50
					702-3800-480.30-05	#223 A/C REPAIR	545.22
					001-1200-412.33-11	CONSULTING SRVC CIS/ERP	303.84
					660-6300-471.33-11	CONSULTING SRVC CIS/ERP	160.06
					670-7000-473.33-11	CONSULTING SRVC CIS/ERP	896.04
					690-9600-453.33-11	CONSULTING SRVC CIS/ERP	160.06
165724	8/9/2018	U.S. BANK	5069298		660-6300-471.35-08	WATER SYS IMP PROJ 89 CERT OF PARTC	1,265.00
			5069300		650-8000-454.65-08	WASTEWATER SYS IMP PROJ 89 CDP / ACCT 94627350	1,207.50
165725	8/9/2018	US GEOLOGICAL SURVEY,	90652368		663-6300-471.95-35	QTRLY BILL CO-OP WATER MAY 1, 2018 - JUL 31, 2018	23,125.00
165726	8/9/2018	USABUEBOOK	634151	029028	660-6300-471.45-08	CHLORINE ANALYZER	2,395.48
165727	8/9/2018	UTILITY TREE SERVICE	72N23718	028387	670-7000-473.23-17	TREE TRIMMING W/ET/21/18	4,400.00
165728	8/9/2018	V2C GROUP, INC	17005-04	028389	001-3600-461.90-37	2017-10 REPLEYER PARK	1,120.00
165729	8/9/2018	WALKER, BRIAN	MEAL 8/17/18		001-2200-421.23-06	PSP TRAINING MEAL 8/17/18	12.00
165730	8/9/2018	WELLS FARGO CARD SERVICES INC	JM 6093 JUL18		001-1300-412.23-05	CALPERS.CVENT 2018 ED FORUM T YANG	349.00
					670-7000-473.36-00	HILTON GARDEN INN BRIAN CALLAHAN-TASER, AZ	105.95
					001-1000-411.23-05	AMAZON.COM - BUSINESS PYLE PRO PORTABLE PA SPKE	156.94
165731	8/9/2018	WELLS FARGO CARD SERVICES INC	SD 9468 JUL18		001-1000-411.23-05	EXPEDIA.COM FRANKLIN HOTEL-LOCC CONF	492.44
						EXPEDIA.COM MOYER HOTEL-LOCC CONF	492.44
						EXPEDIA.COM WELCH HOTEL-LOCC CONF	492.44
						LOCC - FRANKLIN CONF REGISTRATION	525.00
						LOCC - MOYER CONF REGISTRATION	525.00
						LOCC - PETERSON CONF REGISTRATION	525.00
						LOCC - WELCH CONF REGISTRATION	525.00
						CONSUELO'S HOMESTYLE CITY COUNCIL MTG 6/26	88.36
						DOMINO'S PIZZA CITY COUNCIL MTG 7/10	48.84
165732	8/9/2018	WEST COAST SAND & GRAVEL, INC.	38147	028882	001-1300-412.23-01	CA PARK & REC SOCIETY COMM SRV MANAGER AD	100.00
165733	8/9/2018	YUANGAI & JAKKRIT	000095997		001-1300-412.23-06	HOTELS.COM METEAU HOTEL- CAHR18 CONF	1,291.20
165734	8/9/2018	ZAVALA, MARIO F NAVARRO	000077583		001-1300-412.41-16	HOTELS.COM METEAU HOTEL- CALPELRA	1,013.09
165735	8/16/2018	ADVANCE WORKPLACE STRATEGIES INC	383571	029108	660-6300-471.45-17	ALASKA AIRLINES FLIGHT FOR CM CANDIDATE	403.40
			383571	029108	001-0000-218.22-22	THE HAVEN FOOD FOR CM INTVW PANEL	81.45
			383685	029108	001-1300-412.33-32	RECYCLED CLASS 2 BASE	806.55
			383893	029108	001-0000-218.22-22	UB CR REFUND-FINALS 000012932	8,313.95
					001-0000-218.22-22	UB CR REFUND 000012642	337.07
					001-1300-412.33-32	ANNUAL DOT MEMBERSHIP	795.00
					001-1300-412.33-32	RANDOM TESTING FEES	273.00
					001-1300-412.33-32	RANDOM TESTING FEES	114.00



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165736	8/16/2018	AIRWAVE COMMUNICATIONS	5899	028397	001-2200-421.30-08	PD COMM MAINTENANCE	1,225.78
165737	8/16/2018	ENTERPRISES	127224	029082	670-7000-473.45-16	REPAIRS TO SAW MS170	36.00
		AL'S KUBOTA TRACTOR	127227	029082	100-4900-431.36-00	FUEL & AIR FILTER, SPARK	73.54
			127228	029082	100-4900-431.36-00	FUEL & AIR FILTER, SPARK	80.27
			127229	029082	100-4900-431.30-06	CHAIN SAW & DISPOSAL	84.24
			127231	029082	670-7000-473.45-16	REPAIRS TO SAW CS-301	36.00
165738	8/16/2018	ALBERT A. WEBB ASSOCIATES	183564	027967	663-6300-471.90-78	BANNING WATER CANYON	2,140.00
			183698	029025	100-4900-431.93-21	PROJECT #ST18G1	6,819.00
165739	8/16/2018	ALTEC INDUSTRIES, INC.	50275727	029056	702-3800-480.30-05	#340 TEFLON BEARING DRYNE	661.04
165740	8/16/2018	AMAZON CAPITAL SERVICES	1G3R-4DVD-1H4R		001-0000-201.10-00	SALES TAX	(1.61)
			1JN9-HL3W-KLMMX	029100	001-4010-461.36-09	CHEMICAL APRON POOL	22.28
					001-0000-201.10-00	SALES TAX	(5.81)
165741	8/16/2018	AMERICAN FORENSIC NURSES	71063	029100	001-4000-461.36-00	SYLVAN BBALL NETS	80.81
			71064	029036	001-2200-421.33-31	STAND BY FEE SEPT 2018	800.00
			71112	029036	001-2200-421.33-31	BLOOD DRAWS	120.00
			29001051	029036	001-2200-421.33-31	CHP BLOOD DRAWS	240.00
165742	8/16/2018	AMERICAN NATIONAL RED CROSS		029021	001-0000-201.10-00	SALES TX	(7.31)
			3928577-01		001-4000-461.36-09	FIRST AID KITS	101.62
165743	8/16/2018	ANIXTER, INC	1687	029113	670-0000-131.00-00	TOP CLAMP ADPTR PO NUM 028757	1,726.16
165744	8/16/2018	ARROYO BACKGROUND INVESTIGATIONS	1500-00352042	029054	001-1300-412.33-11	DISPATCHER BKGRND FEE	1,350.00
165745	8/16/2018	ASBURY ENVIRONMENTAL SERVICES DBA	3394.002-09	028753	690-9600-453.41-46	ALKALINE BATTERY RECYCLIN	1,378.66
165746	8/16/2018	ASPEN ENVIRONMENTAL GROUP	BG82260-0030	028636	663-6300-471.95-10	PROJECT 2016-02W	1,209.60
165747	8/16/2018	BABCOCK LABORATORIES, INC	BG82272-0030	028636	660-6300-471.23-32	COLIFORMS P/A BY MIMO/MUG	165.00
			BG82681-0030	028636	660-6300-471.23-32	GENERAL PHYSICAL ANALYSIS	54.00
			BH80162-0030	028636	660-6300-471.23-32	COPPER, LEAD BY ICPMS	640.00
			BH80242-0030	028636	660-6300-471.23-32	COLIFORMS P/A BY MIMO/MUG	210.00
			BH80243-0030	028636	660-6300-471.23-32	COLIFORMS P/A BY MIMO/MUG	165.00
			BH80254-0030	028636	660-6300-471.23-32	COLIFORMS P/A BY MIMO/MUG	90.00
			JULY 2018	028636	680-8000-454.23-32	TOTAL DISSOLVED SOLIDS	20.00
165748	8/16/2018	BANNING POLICE OFFICERS ASSOC	459552	029051	660-6300-471.23-32	GENERAL PHYSICAL ANALYSIS	54.00
165749	8/16/2018	BEAUMONT DO IT BEST HOME CENTER	459850	029051	001-0000-204.50-00	POLICE OFFICER ASSOC DUES JULY 2018	2,300.00
			459877	029051	100-4900-431.36-00	O-RING	0.74
			459878	029051	001-3200-412.30-02	VINYL TUBE	11.14
			460092	029051	100-4900-431.36-00	PVC COUPLING	8.60
			460187	029051	001-3200-412.36-00	WRENCH KIT	14.58
			36073	029051	100-4900-431.36-00	CDX PLYWOOD	35.88
165750	8/16/2018	BIO-TOX LABORATORIES	17-2756-4	028937	100-4900-431.36-00	MILL BASTARD FILE	10.76
165751	8/16/2018	BOA ARCHITECTURE	B15430	028353	001-2200-421.33-31	BLOOD ALCOHOL ANALYSIS	1,044.50
165752	8/16/2018	BT SUPPLIES WEST	B15695	029126	110-5516-461.90-82	PROJECT 2017-01	3,290.00
			AUGUST 2018		001-3200-412.36-03	JANITORIAL SUPPLIES	136.47
			MEAL 8/20/18		001-0000-204.80-13	JANITORIAL SUPPLIES	930.13
165753	8/16/2018	CALIFORNIA LAW ENFORCE ASSN	750294	028914	001-2200-421.23-06	POLICE LTD PREMIUMS AUGUST 2018	612.50
165754	8/16/2018	CAMPA, ERIC	750295	028914	001-2200-421.23-06	PSP TRAINING MEAL 8/20/18	12.00
165755	8/16/2018	CLA-VAL	750296	028914	661-6300-471.95-09	WATER VALVES	4,923.40
			750710	028914	661-6300-471.95-09	WATER VALVES	1,285.56
			31085	029156	661-6300-471.95-09	WATER VALVES	3,082.59
			005-83287	029075	001-2200-421.30-17	PROGRAM SOFTWARE	2,759.39
165756	8/16/2018	COMDIRECT, INC	005-83483	029075	702-3800-480.38-52	#223 KIT, SPARK PLUG	7,225.00
165757	8/16/2018	CUMMINS CAL PACIFIC LLC	230113562	029041	702-3800-480.30-05	#223 ACTUATOR REPAIR	432.64
					702-3800-480.23-49	STOCK TIRES	1,175.15
165758	8/16/2018	DANIELS TIRE SERVICE	MEAL 8/20/18		702-3800-480.38-52	STOCK TIRES	7.00
165759	8/16/2018	DEUSENBERRY, DANIEL	610038032892	029111	001-2200-421.23-06	PSP TRAINING MEAL 8/20/18	628.44
165760	8/16/2018	DEX MEDIA	MEAL 8/20/18		001-2200-421.23-01	PD ADVERTISING 6/23/2018 - 7/22/2018	12.00
165761	8/16/2018	FELIX, ALBERTO	BANNING-718	029182	660-6300-471.23-37	PSP TRAINING MEAL 8/20/18	360.75
165762	8/16/2018	G & G ENVIRONMENTAL COMPLIANCE, INC			680-8000-454.23-37	PROG MNGT PTP, COMPLIANCE	1,443.02

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165763	8/16/2018	GRAINGER	9868072928	029057	001-3200-412.30-02	URINAL CARTRIDGE	65.25
165764	8/16/2018	HOME DEPOT #8987	1010186	029053	660-6300-471.30-02	BIT SET, BAIT, SAW BLADE	360.25
			3021891	029093	001-3200-412.36-00	KWIKSPIN AUGER & GLOVES	38.75
			4021827	029093	001-3200-412.36-00	PLUNGERS & THERMOMETER	57.03
			5011021	029093	001-3200-412.30-02	OUTLET WALLPLATES	26.71
			6021509	029093	660-6300-471.30-02	MILWAUKEE TITANIUM SW	19.30
			7101035	029093	001-3200-412.30-02	GFCI & FITTING CONNECTOR	19.62
165765	8/16/2018	HR GREEN PACIFIC, INC	9011813	029093	001-3200-412.30-02	PD SHOWERHEAD & PTFE TAPE	83.89
165766	8/16/2018	HYDROTECH	120196	028919	001-3000-442.33-53	ENVIRONMENTAL ENGINEERING	1,648.50
165767	8/16/2018	I.B.E.W. LOCAL 47	366935	028645	660-6300-471.36-08	ULTRA-KLEEN DRIP OIL	2,114.44
165768	8/16/2018	I.B.E.W. LOCAL 47 (PAC)	JULY 2018		001-0000-204.53-00	GEN/UTILITY UNION DUES JULY 2018	7,868.02
165769	8/16/2018	IBEW LOCAL 47 RETIREE MEDICAL TRUST	20180817		001-0000-204.80-01	PAC DUES FOR JULY 2018	60.00
165770	8/16/2018	ICMA RETIREMENT TRUST 457	20180817		001-0000-204.80-10	PAYROLL SUMMARY	2,165.84
165771	8/16/2018	INTOXIMETERS, INC	601712	028943	001-0000-204.16-00	PAYROLL SUMMARY	995.69
165772	8/16/2018	JAUREGUI, ROBERTO	MEALS 8/21-23		001-2200-421.30-06	SPECIAL DEPT SUPPLIES	2,746.72
165773	8/16/2018	KH METALS AND SUPPLY	Q443577-IN	029090	001-2200-421.23-06	TRAINING MEALS 8/21-8/23 FTO UPDATE	36.00
165774	8/16/2018	LITHOPASS PRINTING, FORMS,	130	029077	100-4900-431.36-00	STEEL STRIP & WIRE	80.78
			184	029077	702-3800-480.36-00	BUSINESS CARDS	43.10
165775	8/16/2018	LSA ASSOCIATES, INC	160912	029077	100-4900-431.36-00	BUSINESS CARDS	161.63
165776	8/16/2018	MICHAEL BAKER INTERNATIONAL, INC	164059	028750	001-3000-442.33-11	TEMP NO PARKING SIGNS	277.50
165777	8/16/2018	MITSUBISHI ELECTRIC & ELECTRONICS	332689	028880	663-6300-471.95-10	PROJECT OCOB1701.0000	10,952.37
165778	8/16/2018	MUNICIPAL CODE CORPORATION	00314001	029109	001-3200-412.30-02	CONTRACT ADMIN SERVICES	303.80
165779	8/16/2018	NATIONWIDE RETIREMENT SOLUTIONS	20180817	029048	001-1400-412.33-72	PD ELEVATOR MAINTENANCE	802.30
165780	8/16/2018	O'REILLY AUTO PARTS	2678-135434	029153	001-0000-204.16-00	MUNI CODE UPDATE	6,935.59
			2678-135808	029153	702-3800-480.38-52	PAYROLL SUMMARY	36.27
			2678-135873	029153	702-3800-480.38-52	#303 AIR FILTER & KIT	14.00
			2678-136739	029153	702-3800-480.38-52	#241 STEERING WHEEL COVER	40.17
165781	8/16/2018	OFFICE DEPOT	167313853001	029064	001-2200-421.36-00	STOCK HI- POWER BELT	28.79
			174265729001	029065	001-1200-412.36-00	#812 TYPE 24	447.57
165782	8/16/2018	P&P UNIFORMS	41153/4	028875	001-1400-412.36-00	(14) BOXES OF PAPER	363.07
			414882/4	028875	001-2200-421.36-04	PRINTER TONER	363.08
			415102/4	028875	001-2740-442.36-04	EMBROIDERY FOR A LAM	7.54
			415104/4	028875	001-2740-442.36-04	(2) PANTS FOR A. LAM	100.84
			415162/4	028875	001-2200-421.36-04	BELT FOR D.SHUBIN	19.38
			415179/4	028875	001-2200-421.36-04	(1) POLO FOR A.LAM	54.94
			415182/4	028875	001-2740-442.36-04	(2) PANTS FOR D.SHUBIN	80.80
			415185/4	028875	203-2200-446.36-04	(2) PANTS FOR A. GIFFORD	107.73
165783	8/16/2018	PARS	20180817	028875	001-2210-421.36-04	(2) PANTS FOR A. GIFFORD	103.42
165784	8/16/2018	PRE-PAID LEGAL SERVICES, INC	JULY 2018		001-2740-442.36-04	(1) TAC PANTS FOR STONE	53.86
165785	8/16/2018	QT POD	71435	029136	001-0000-204.25-00	PAYROLL SUMMARY	1,519.18
165786	8/16/2018	RELIABLE WORKPLACE SOLUTIONS	AR69454	028519	001-0000-204.80-07	PRE PAID LEGAL JULY 2018	291.98
			AR69456	028519	600-5100-435.30-06	GOLD SERVICE AGREEMENT	1,095.00
165787	8/16/2018	RIO HONDO COLLEGE	FTO-082018	028519	001-2200-421.30-06	ADMIN AND CODE PRINTERS	54.11
165788	8/16/2018	RIV. CO. SHERIFF'S DEPARTMENT	1181		001-2200-421.23-06	DB PRINTER	60.67
165789	8/16/2018	RON'S BEE SERVICE	1182		001-2200-421.23-06	TUITION - ERIC CAMPA AUG 27,2018 - AUG 31,2018	38.00
			1183		001-2200-421.23-24	CAL-ID ASSESSMENT FY18-19	31,068.00
			1203		660-6300-471.23-24	BEE REMOVAL	100.00
			16041		660-6300-471.23-24	BEE REMOVAL	100.00
165790	8/16/2018	ROW TRAFFIC SAFETY, INC	JULY 2018	029084	100-4900-431.36-00	BEE REMOVAL	100.00
165791	8/16/2018	SAN BERNARDINO PUBLIC EMPLOYEES	10580		660-6300-471.23-24	W1-8 CHEVRON SIGN	210.11
165792	8/16/2018	SAN GORGONIO PASS DESIGN AND PRINT	10604		001-0000-204.51-00	SBPEA DUES FOR JULY 2018	893.97
			MEAL 8/20/18	029078	001-2200-421.23-02	(100) DETENTION FORMS	32.33
			PZ17-70100039	029078	001-2200-421.23-02	(500) REGULAR ENVELOPES	53.88
165793	8/16/2018	SAVESKI, CHRISTOPHER			001-2200-421.23-06	PSP TRAINING MEAL 8/20/18	12.00
165794	8/16/2018	SCC			001-3000-311.16-15	REFUND ENCROACHMENT PRMT ORGNL RPLCD W/17-70100064	352.00
					001-3000-311.16-16	ISSUANCE FEE REFUND ORGNL RPLCD W/17-70100064	23.00



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165794	8/16/2018	SCE	P217-70100039		001-3000-311.16-16	SIDEWALK < 400 SQ FT REFN ORGNL RPLCD W/17-70100064	60.00
165795	8/16/2018	SERVICE SCOPE	BAN-TR-718	029120	001-3000-351.35-60	PRINTING FEES - REFUND ORGNL RPLCD W/17-70100064	3.15
165796	8/16/2018	SHRED-IT USA, LLC	8125161647	028681	001-3600-461.23-17	WORK AT SYLVAN	19,800.00
165797	8/16/2018	SITONE LANDSCAPE SUPPLY	87484719	029049	001-2200-421.23-07	PD SHRED	97.20
165798	8/16/2018	STAPLES BUSINESS ADVANTAGE	3383368593	029099	100-4900-431.36-00	COUPLINGS, NOZZLES, PLIER	329.20
			3384267759	029099	001-2200-421.36-00	DEPT. SUPPLIES	41.99
			3384363654	029099	001-2200-421.36-00	DEPT. OFFICE SUPPLIES	42.01
				029099	001-4000-461.36-00	OFFICE SUPPLIES	41.14
				029099	001-4000-461.36-09	OFFICE SUPPLIES	17.52
			3384946611	029099	001-3000-442.36-00	TONER, WIPES, CD CASES, F	4.98
				029099	001-3200-412.36-00	TONER, WIPES, CD CASES, F	117.95
			3385243060	029099	001-4010-461.36-09	THERMAL RECEIPT PAPER	38.67
165799	8/16/2018	ULINE	3385243061	029099	001-3200-412.36-00	6 OUTLET STRIP	15.29
			99349092	029129	001-2200-421.36-62	SPECIAL DEPT SUPPLIES	383.24
			99701116	029129	001-2200-421.36-62	SPECIAL DEPT. SUPPLIES	610.49
165800	8/16/2018	USABLERBOOK	635464	029028	660-6300-471.45-08	E-H FREE CHLORINE SENSOR	1,691.51
165801	8/16/2018	UTILITY TREE SERVICE	72785418	028387	670-7000-473.23-17	TREE TRIMMING W/E 7/28/18	4,400.00
165802	8/16/2018	WHENEVER COMMUNICATIONS, LLC	9408-122439	028831	703-3700-480.30-19	SATELLITE PHONES	278.85
			9408-126427	028831	703-3700-480.30-19	SATELLITE PHONES	278.85
165803	8/16/2018	WILLDAN FINANCIAL SERVICES	010-38490	027623	001-1900-412.33-11	DEVELOPMENT IMP FEE STUDY	7,611.75
165804	8/16/2018	YOUNGBLOOD & ASSOCIATES	3337A	029107	001-1300-412.33-32	DISPATCHER POLYGRAPH FEE	225.00
165805	8/23/2018	A-Z BUS SALES, INC. (COLTON)	015510858		702-3800-480.30-05	#223 WHEEL CHAIR INSPECT P.O. CLOSED	1,125.00
					702-3800-480.38-52	#223 FITTING P.O. CLOSED	17.63
					702-3800-480.30-05	#222 NO START LABOR P.O. CLOSED	500.00
						#222 NO START PARTS P.O. CLOSED	174.90
165806	8/23/2018	ACOSTA, ANGELA	10346776 REFUND		001-4020-351.35-88	ACOSTA ANABELLA REFUND WEEK 9 OF CAMP	50.00
165807	8/23/2018	AIR RESOURCES BOARD	INVCI180-67		670-7010-473.27-55	AB32 COST OF IMPLMINTATION FY 2018-19 ARB ID#3025	31,893.00
165808	8/23/2018	AMBOING, HEIDE & ALLAN GREG	000093127		001-0000-218.22-22	UB CR REFUND-FINALS 000018548	27.48
165809	8/23/2018	ANIXTER, INC	3836263-00		670-0000-131.00-00	1/O AL 175 MIL CABLE PO 28757	36,800.22
			3916966-00		670-7000-473.45-16	SQUARE SCREWDRIVERS P.O.CLOSED IN ERROR	112.92
165810	8/23/2018	ARROW STAFFING SERVICE	104319		001-2200-421.23-27	AVILA, S W/E 7/14/2018	1,165.20
			104393		761-3100-480.33-11	WEBSTER, A W/E 7/21/2018	609.77
			104394		001-2200-421.23-27	AVILA, SOL W/E 7/21/18	1,165.20
			104464		761-3100-480.33-11	WEBSTER, A W/E 7/28/2018	444.41
			104465		001-2200-421.23-27	AVILA, S W/E 7/28/18	1,165.20
			104652		001-1900-412.23-27	CARROLL, GARY W/E 8/11/18	488.80
165811	8/23/2018	AT&T CALNET 2	000011694227		001-2200-421.26-05	BAN #9391063769 JULI, 2018 - JUL 31, 2018	654.90
165812	8/23/2018	AT&T MOBILITY	992351038XJUL18		001-2200-421.26-05	AH 992351038 FAN#02391479 JUN 12, 2018 - JUL 11, 2018	1,099.52
165813	8/23/2018	AVILA, VINCENT	MEAL 8/30/18		001-2200-421.23-06	PSP TRAINING MEAL 8/30/18	12.00
165814	8/23/2018	BARCOCK LABORATORIES, INC	BG82298-0030	028636	680-8000-454.23-32	TOTAL DISSOLVED SOLIDS	20.00
165815	8/23/2018	BEAUMONT CHAMBER OF COMMERCE	8402		001-1000-411.23-05	WELCH-STATE OF THE CITY	40.00
165816	8/23/2018	BEAUMONT CHERRY VALLEY WATER	0002057		660-6300-471.27-14	RECHARGE USE@NOBLE CREEK PHASE 1 JULY 2018	3,423.84
165817	8/23/2018	BEAUMONT SAFE & LOCK	70629	029066	001-4000-461.36-00	KEYS	6.47
165818	8/23/2018	BEAUMONT, CITY OF	2018-69		001-2300-424.33-90	ACCO SERV JUNE 2018	12,051.82
						ACCO SERV MAY 2018	14,164.04
						ACCO SERVICE APRIL 2018	11,193.08
165819	8/23/2018	BECERRA, MARIA D	000009791		001-0000-218.22-22	UB CR REFUND 000007252	31.18
165820	8/23/2018	CALLAHAN, BRIAN	MEAL 8/30/18		001-2200-421.23-06	PSP TRAINING MEAL 8/30/18	12.00
165821	8/23/2018	CAMPA, ERIC	MEALS 8/27-8/31		001-2200-421.23-06	FTO COURSE @ RIO HONDO	200.00
165822	8/23/2018	CARRERA PROPERTY MNGMT, LLC	000096307		001-0000-218.22-22	UB CR REFUND-FINALS 000005844	80.67
165823	8/23/2018	CAYO, BENJAMIN	FEB18-JUL18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018 -JUL 2018	25.60
165824	8/23/2018	CDW GOVERNMENT, INC	NRS0322	029175	001-2800-441.89-48	FRONT COUNTER COMPUTER	866.31
165825	8/23/2018	CHAVEZ, ANNA	FEB 18 - JUL 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018- JUL 2018	116.03
165826	8/23/2018	CIVICPLUS	173687		001-4000-461.89-49	REMAING BAL ANNUAL FEE	100.00
				028731	001-4000-461.89-49	IMPLMINTION FEE/ANNUAL FEE	5,900.00
165827	8/23/2018	CLEARY, KATHLYN L	000024865		001-0000-218.22-22	UB CR REFUND-FINALS 000011760	71.88
165828	8/23/2018	CLYMENS, RONNA	JAN18-JUN18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE JAN 2018 -JUN 2018	88.61
165829	8/23/2018	CONNETT &, ANALISE A	000085361		001-0000-218.22-22	UB CR REFUND 000053030	23.20



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Warrant Number	Warrant Date	Vendor Name	Invoice Number	P.O. Number	Account Number	Payment Description	Warrant Amount
165830	8/23/2018	CORE AND MAIN, LP	JO56446		660-6300-471.45-08	JR3RTCONC CI LID SEWER	30.31
			JO58728		660-6300-471.45-08	313258014000 SADDLE EPOXY	334.03
165831	8/23/2018	COUTS HEATING & COOLING, INC	SRVCE06650		001-3200-412.30-21	A/C REP. AT FIRE STATION P.O.CLOSED	3,260.00
165832	8/23/2018	CREATIVE BUS SALES INC	1331949		702-3800-480.38-52	A/C REPAIRS 15ELDORADO PO 28771 EXPIRED	341.13
165833	8/23/2018	DEGUZMAN, EMMANUEL & MILDRED	FEB 18 - JUL 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018- JUL 2018	47.51
165834	8/23/2018	DEPT. OF INDUSTRIAL RELATIONS	E1568984SB		001-2200-421.30-06	POLICE DEPT ELEVATOR INSP	225.00
165835	8/23/2018	DOTY BROS	000097531		001-0000-218.22-22	UB CR REFUND-FINALS 000050460	494.44
165836	8/23/2018	FIRST AMERICAN TITLE INSURANCE CO	422-42255469		840-9500-490.93-15	PRELIMINARY TITLE REPORT RAMSEY & HATHAWAY PROJECT	1,600.00
165837	8/23/2018	FISCHER, JUTTA	JAN 18 - JUN 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE JAN 2018- JUN 2018	107.94
165838	8/23/2018	FISHER, ROBERT	MEAL 8/30/18		001-2200-421.23-06	PSP TRAINING MEAL 8/30/18	12.00
			PC LOAN 8/2018		001-0000-116.21-03	EMPLOYEE BPOA UNIT PC LN	5,386.42
			22683-96622		001-1300-412.33-32	JULY 2018 PRE-EMPLOYMENT DRUG SCREENING & EXAMS	70.00
			55361-96623		100-4900-431.33-32	DOT EXAM - CARLSZOYKA	40.00
165839	8/23/2018	FOX OCCUPATIONAL MEDICAL CENTER			660-6300-471.33-32	DOT EXAM - BAEZA/LOGAN	80.00
					670-7000-473.33-32	DOT EXAM - DAMON,STUART	40.00
165840	8/23/2018	FRANKLIN, DEBBIE	112-7549986-311		200-0000-223.00-00	2018 DISASTER SURVIVAL EX SCHOOL PARTICIPATION AWRD	250.00
165841	8/23/2018	FRONTIER COMMUNICATIONS	9518495175JUL18		001-2200-421.26-05	951-849-1575 JUL 13, 2018 - AUG 12, 2018	118.30
			9518495777AUG18		001-2200-421.26-05	951-849-6777 AUG 1, 2018- AUG 31, 2018	103.61
			9518497124AUG18		001-4500-412.26-05	951-849-7124 AUG 10, 2018-SEP 9, 2018	83.01
			9518497296AUG18		001-4500-412.26-05	951-849-7296 AUG 16, 2018- SEP 15, 2018	80.32
			9518498256JUL18		001-2200-421.26-05	951-849-8256 JUL 16, 2018 - AUG 16, 2018	944.06
			9518499205AUG18		001-4500-412.26-05	951-849-9205 AUG 13, 2018-SEP 12, 2018	80.32
			9519202062AUG18		001-4500-412.26-05	951-922-0262 AUG 4, 2018- SEP 3, 2018	83.98
165842	8/23/2018	GARDA CL WEST INC	10415628	028837	761-3100-480.23-04	AUG 2018 ARMORED SRVCE	570.00
165843	8/23/2018	GAS COMPANY, THE	0770268375JUL18		001-2200-421.26-06	125 E RAMSEY ST JUN 14, 2018 - JUL 16, 2018	41.00
			12662493001AG18		001-2400-422.26-06	3900 W WILSON ST JUL 9, 2018- AUG 7, 2018	19.41
			13342459007JUL18		600-5100-435.26-06	408 S HATHAWAY ST JUN 20, 2018 - JUL 20, 2018	14.79
			19499362409JUL18		001-3600-461.26-06	176 E. LINCOLN ST 6/21/18-7/23/18	3.40
					100-4900-431.26-06	176 E. LINCOLN ST 6/21/18-7/23/18	3.40
					660-6300-471.26-06	176 E. LINCOLN ST 6/21/18-7/23/18	6.80
					670-7000-473.26-06	176 E. LINCOLN ST 6/21/18-7/23/18	6.80
					702-3800-480.26-06	176 E. LINCOLN ST 6/21/18-7/23/18	6.80
165844	8/23/2018	GERDES, PERRY	REIMB-8/8/18		001-1300-412.41-15	REIMB-GIFT H.BAEZA	80.00
165845	8/23/2018	GOVERNMENT STAFFING SERVICES, INC	128612		001-1910-412.23-27	GALLEGOS, D W/E 8/19/2018 PURCHASING MANAGER	7,440.00
165846	8/23/2018	GUERRERO, CRISTOVAL	2019 TOOL REIMB		702-3800-480.25-03	TOOL REIMBURSEMENT FY19 GUERRERO, CRISTOVAL1500.0	1,500.00
165847	8/23/2018	GUTIERREZ, HUMBERTO	000096509		001-0000-218.22-22	UB CR REFUND-FINALS 000018782	82.90
165848	8/23/2018	HAMPTON, PATRICIA	JAN 18 - JUN 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE JAN 2018- JUN 2018	157.99
165849	8/23/2018	HYDRO TEK SYSTEMS, INC.	0215572-IN		702-3800-480.38-52	SANDBLAST MIX NOZZLE P.O. CLOSED	231.00
165850	8/23/2018	INFOSEND, INC	135539		761-3100-480.23-11	SET UP FEE NEW PROG CODE	750.00
			138589		761-3100-480.23-02	UB BILL SRVCE 6/25-6/29 PO # 28650 LINE 2 COMPLTD	77.84
				028650	761-3100-480.23-02	UB BILL SRVCE 6/25-6/29	103.99
					761-3100-480.23-04	UB BILL SRVCE 6/25-6/29	1,561.79
					761-3100-480.33-11	UB BILL SRVCE 6/25-6/29	410.73
				029174	761-3100-480.23-02	UB BILL SRVC 7/28-8/03	278.73
					761-3100-480.23-04	UB BILL SRVC 7/28-8/03	2,302.63
					761-3100-480.33-11	UB BILL SRVC 7/28-8/03	555.59
				029174	761-3100-480.23-02	UB BILL SRVC 8/04-8/10	93.58
					761-3100-480.23-04	UB BILL SRVC 8/04-8/10	837.55
					761-3100-480.33-11	UB BILL SRVC 8/04-8/10	188.89
				028729	001-1000-411.33-11	JULY 2018 FEDERAL LOBBYNG	3,500.00
165851	8/23/2018	INNOVATIVE FEDERAL STRATEGIES	072018		703-3700-480.33-11	OFFSITE MEDIA STORAGE	407.78
165852	8/23/2018	IRON MOUNTAIN INFORMATION MGMT,	201665087	029122	700-5040-480.33-11	SERVICES THRU 6/30/18	484.50
165853	8/23/2018	JACKSON LEWIS PC	7162315		001-0000-116.21-01	EMPLOYEE GUN LOAN	1,975.11
165854	8/23/2018	JAUREGUI, ROBERTO	WEAPON LOAN'19		001-4010-351.35-95	JABAEH SALAM REFUND SWIM LESSON 7/30-8/09	45.00
165855	8/23/2018	KAHLA, NAJIA	10476184 REFUND		001-0000-218.22-22	UB CR REFUND-FINALS 000008088	287.42
165856	8/23/2018	KENNY STRICKLAND INC	000079673		001-0000-218.22-22	UB CR REFUND-FINALS 000051862	133.22
165857	8/23/2018	KONA ICE RIVERSIDE	6/23/18		001-5400-446.41-86	ROOSEVELT WILLIAMS PARK GRAND RE-OPENING	250.00



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165858	8/23/2018	LARA, TORIBIO	FEB18-JUL18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018 -JUL 2018	167.90
165859	8/23/2018	LEAGUE OF CALIFORNIA CITIES	2210		001-1000-411.23-05	RIVERSIDE CITY DIV MTG FRANKLIN,D - 7/23 RIVERSIDE CITY DIV MTG MOYER,G - 7/23	20.00 20.00
165860	8/23/2018	LIEBERT CASSIDY WHITMORE	1461925		700-5300-480.33-04	LEGAL SERVICES	1,744.00
165861	8/23/2018	LITHOPASS PRINTING, FORMS,	48597		670-7000-473.23-02	BUSINESS CARDS M. ELIZONDO PO 28535 EXPIRED	32.33
165862	8/23/2018	LOADER, MICHAEL	MEAL 8/30/18		001-2200-421.23-06	PSP TRAINING MEAL 8/30/18	12.00
165863	8/23/2018	MARTINEZ, JOSE	SETTLEMENT		700-5040-480.40-02	J MARTINEZ STLTM OF CLAIM FULL & FINAL SETTLEMENT	296.28
165864	8/23/2018	MC AVOY & MARKHAM	15772		670-0000-131.00-00	ZIGBEE DONGLE PO NUM 028758	180.66
165865	8/23/2018	MC CALL'S METER SALES	30809	028950	560-6300-471.45-08	TOP PLATE/REGISTER REPAIR	535.93
165866	8/23/2018	MENDOZA, SALVADOR	JAN17-JUN17		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE JAN 2017 -JUN 2017	125.41
			JUL17-DEC17		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE JUL 2017 -DEC 2017	131.00
165867	8/23/2018	MERCHANTS BUILDING MAINTENANCE, LLC	481384	028754	001-3200-412.33-18	MARCH 2018 CITY HALL	1,716.99
			481385	028754	001-2200-421.33-18	CUSTODIAL SERVICES -MARCH	2,238.52
			481386	028754	001-3200-412.33-18	CUSTODIAL SERVICES -MARCH	401.87
			481387	028754	001-3200-412.33-18	CUSTODIAL SERVICES -MARCH	265.79
			481388	028754	001-3200-412.33-18	CUSTODIAL SERVICES -MARCH	128.54
			481389	028754	001-3200-412.33-18	CUSTODIAL SERVICES -MARCH	354.64
			484762	028754	001-3200-412.33-18	CUSTODIAL SERVICES -APRIL	1,716.99
			484763	028754	001-2200-421.33-18	CUSTODIAL SERVICES -APRIL	2,238.52
			484764	028754	001-3200-412.33-18	CUSTODIAL SERVICES -APRIL	401.87
			484765	028754	001-3200-412.33-18	CUSTODIAL SERVICES -APRIL	265.79
			484766	028754	001-3200-412.33-18	CUSTODIAL SERVICES -APRIL	128.54
			484767	028754	001-3200-412.33-18	CUSTODIAL SERVICES -APRIL	354.64
165868	8/23/2018	METEAU, ROBERT	8/2/18WEBINAR		001-1300-412.23-05	AUGUST 2, 2018 WEBINAR	25.00
165869	8/23/2018	MORENO, JOSE	NOV 17 - APR 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE NOV 2017- APR 2018	106.47
165870	8/23/2018	NAN, LIAN FANG	000095401		001-0000-218.22-22	UB CR REFUND-FINALS 000003538	66.24
165871	8/23/2018	NEVINS, PATTY	EYEWEAR 2019		001-2700-442.25-10	EYEWEAR REIMBURSEMENT PER DIRECTOR'S CONTRACT	250.00
165872	8/23/2018	NEWSDATA CORPORATION	27267	028875	670-7000-473.23-03	FY19 MEMBERSHIP EM1326 10/24/18-10/23/19	650.00
165873	8/23/2018	P&P UNIFORMS	415034/4	028875	001-2210-421.36-04	VEST FOR M.MACIAS	770.40
			415061/4	028875	001-2210-421.36-04	VEST FOR R.MUNO	770.40
165874	8/23/2018	PACKHAM & TOOMEY, INC	072518	028915	600-5100-435.30-06	MONTHLY VST INSPECTIONS	397.31
165875	8/23/2018	PAROUS, CATHY	SEP17-FEB18		702-3800-480.30-06	MONTHLY VST INSPECTIONS	125.00
165876	8/23/2018	PAYPRO ADMINISTRATORS	47758		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE SEP 2017 -FEB 2018	160.21
165877	8/23/2018	PEREZ, RAUL	FEB18-JUL18		001-1300-412.33-11	JULY COBRA ADMINISTRATION	174.00
165878	8/23/2018	PRISTINE BUILDERS INC	000087191		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB18-JUL18	87.90
165879	8/23/2018	PUBLIC AGENCY RETIREMENT SERVICES	40821		001-0000-218.22-22	UB CR REFUND-FINALS 000020568	84.43
165880	8/23/2018	QUINN COMPANY	W/OA00006264		001-1500-412.33-11	PARS PLN IDPH-ARSOSA SVC PERIOD 20180630	300.00
165881	8/23/2018	RAILROAD MANAGEMENT CO, LLC	375011		660-6300-471.30-06	UNIT #907 CAT D6 REPAIRS POW#28567 EXPIRED	32,150.01
165882	8/23/2018	RCS INVESTIGATIONS & CONSULTING LLC	3988	028813	660-6300-471.41-04	LH0244793-11/27-11/26/19	1,090.63
					001-2200-421.33-11	INVESTIGATION SERVICES SGT BENNETT/VALDIVIA COMP	1,461.00
					001-2200-421.33-11	INVESTIGATION SERVICES	3,520.00
165883	8/23/2018	RECORD GAZETTE, THE	00155896		670-7000-473.23-01	ENERGY METERING PROGRAM PO 28525 EXPIRED	164.25
			00155898		111-4900-432.23-01	LMD PUBLIC HEARING PO 28525 EXPIRED	124.10
165884	8/23/2018	RICHARDS, LORENA	FEB18-JUL18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018 -JUL 2018	111.95
165885	8/23/2018	RILEY, CHARLES	FEB18-JUL18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018 -JUL 2018	106.80
165886	8/23/2018	RIV. CO. FIRE DEPARTMENT	232722		001-0000-219.00-00	QTR 3- FIRE PROTECTION SV JAN 1,2018 - MAR 30, 2018	753,243.73
			232723		001-0000-219.00-00	QTR 4 FIRE PROTECTION SVC APR 1, 2018 - JUN 30,2018	711,485.45
165887	8/23/2018	RIVERSIDE, COUNTY OF	JUNE 2018		001-2200-321.18-06	JUNE 2018 PARKING CITATION ASSESSMENT	691.00
165888	8/23/2018	RON'S BEE SERVICE	1227	029052	660-6300-471.23-24	BEE REMOVAL	300.00
165889	8/23/2018	SHARP, CYNTHIA MAE	000085737		001-0000-218.22-22	UB CR REFUND-FINALS 000010292	1.01
165890	8/23/2018	SILVER & WRIGHT, LLP	24527		660-6300-480.33-04	JULY 2018 LEGAL SERVICES	10,881.53
165891	8/23/2018	SOUTH COAST AIR QUALITY	3322207		660-6300-471.41-04	4781 W RAMSEY ID#71614 ICE EM ELEC GEN-DIESEL	406.79
165892	8/23/2018	SOUTH COAST AIR QUALITY	3322899		680-8000-454.41-04	2850 W WESTWARD ID#173998 ICE EM ELEC GEN-DIESEL	406.79
165893	8/23/2018	SOUTH COAST AIR QUALITY	3326597		680-8000-454.41-04	FLAT FEE FOR FY18-19 EM 2850 W WESTWARDI # 173998	131.79
165894	8/23/2018	SOUTH COAST AIR QUALITY	3323962		660-6300-471.41-04	FLAT FEE FOR FY18-19 EM 4781 W RAMSEY ID#71614	131.79
165895	8/23/2018	SOUTHERN CALIFORNIA EDISON	2011958816AUG18		670-7000-473.26-04	HIGHLAND HOME RD/S/O JUL1,2018-AUG 1, 2018	58.87
165896	8/23/2018	SOUTHERN CALIFORNIA JOINT POLE	19953		670-7000-473.27-11	MONTHLY DUES JULY 2018	683.46
165897	8/23/2018	SPRINT	LCI-299856		001-2200-421.33-11	GPS LOCATE 6/12-7/12/18	40.00



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165898	8/23/2018	STAPLES BUSINESS ADVANTAGE	3385780894 3386432129 3386774449	029099 029099 029099	001-1300-412.36-00 702-3800-480.36-00 001-1200-412.36-00	TONER DRUM LETRATAG LABEL MACHINE COFFEE,CREAMER,FAN COFFEE,CREAMER,FAN	237.04 27.47 11.24 271.91
165899	8/23/2018	STERLING TALENT SOLUTIONS	7515094	029115	001-1300-412.33-11	JULY BACKGROUND FEES	106.65
165900	8/23/2018	SUPERION	210300		001-1900-412.30-17 700-5020-480.30-17 700-5030-480.30-17 700-5040-480.30-17 761-3100-480.30-17	QREP C7 ANNUAL MAINT QREP ADMIN & END USERS ANNUAL FEE DMS & TAXES ANNUAL MAINT SPLIT PORTIONALLY 3 ACCTS CLUCK 2 GOV CORE MODULE	3,688.92 662.74 165.69 828.43 3,172.72
165901	8/23/2018	SWAIN, BRIANNE	000059031		001-1300-412.30-17	NAVI-HUMAN RESOURCES APPLICANT TRACKING	5,358.92
165902	8/23/2018	T-MOBILE	9324615108		001-1900-412.30-17	NAVI-GMBA W/EXTNDED REPT PAYROLL/PERSONNEL	17,340.42
165903	8/23/2018	TANGENT COMPUTER	S0096215	029158	001-1910-412.30-17	NAVI-PURCHASING INV ASSEST MANAGEMENT	9,364.58
165904	8/23/2018	TERMINIX COMMERCIAL	375841542	028958	001-2700-442.30-17	NAVI-BUILDING PERMITS CODE ENFORCEMENT DMS	11,279.43
165905	8/23/2018	THE SOCO GROUP, INC.	0953721-IN 0554794-IN		001-2800-441.30-17 670-7000-473.30-17	NAVI-PLANNING/ENGINEERING DMS & TAXES NAVI- WORK ORDERS FAC MANAGEMENT DMS & TAX	5,453.64 6,299.42
165906	8/23/2018	TIME WARNER CABLE	PD 8/2018		761-3100-480.30-17	NAVI- CASH RECEIPTS CUST INFO/LOCK BOX/PARCL	26,269.27
165907	8/23/2018	TRI STATE SEMINAR LLC	WA SEM 2018		001-0000-218.22-22 001-2200-421.33-11	UB CR REFUND-FINALS 000003324 SERVICES TO LOCATE GPS	76.65 51.00
165908	8/23/2018	TURBO DATA SYSTEMS INC	9324615108		703-3700-480.30-17	SPAM FILTER	1,000.00
165909	8/23/2018	UNDERGROUND SERVICE ALERT	S0096215	029158	001-2200-421.23-24	PD PEST CONTROL	698.40
165910	8/23/2018	URBAN FUTURES INCORPORATED	375841542	028958	702-3800-480.36-11	REG UNLEADED-ULS DIESEL	21,777.89
165911	8/23/2018	VERIZON WIRELESS	0953721-IN 0554794-IN		702-3800-480.36-11 001-2200-421.23-05	CARB ULS DIESEL - CLEAR 125 E RAMSEY ST AUG 1,2018 - AUG 31,2018	2,879.43 89.57
165912	8/23/2018	WALTER STANLEY COS, LLC	PD 8/2018			C NAAZ REGISTRATION TRI STATE SEMINAR 2018	99.00
165913	8/23/2018	WESTERN RIVERSIDE COUNCIL	WA SEM 2018			P GERDES REGISTRATION TRI STATE SEMINAR 2018	99.00
165914	8/23/2018	WHITE, BEVERLY	28337			S MADRIGAL-CHAVES REGIST TRI STATE SEMINAR 2018	99.00
165915	8/23/2018	WILLDAN FINANCIAL SERVICES	720180038			JUNE 2018 CITATION PROC	229.64
165916	8/23/2018	WINTERS, CONCEPCION				64 NEW TICKETS	38.53
165917	8/23/2018	YANG, CHE				64 NEW TICKETS	38.53
165918	8/30/2018	ARROW STAFFING SERVICE	0218-008			670-7000-473.45-02	1,575.00
165919	8/30/2018	ASBURY ENVIRONMENTAL SERVICES DBA	9811587024			005-1210-412.33-11	14.04
165920	8/30/2018	ASPEN ENVIRONMENTAL GROUP	9811690737			670-7000-473.26-05	20.41
165921	8/30/2018	BABCOCK LABORATORIES, INC	9811699902			670-7000-473.26-05	19.95
165922	8/30/2018	BATTERY SYSTEMS, INC	9811715012			670-7000-473.26-05	152.04
165923	8/30/2018	BEAUMONT DO IT BEST HOME CENTER	9811731922			670-7000-473.26-05	424.92
			9811740115			670-7000-473.26-05	20.31
			1005784			670-7000-473.26-05	395.07
			6898			670-7000-473.26-05	3,000.00
						670-7000-473.26-05	3,000.00
						670-7000-473.26-05	123.19
						670-7000-473.26-05	4,558.50
						670-7000-473.26-05	62.69
						670-7000-473.26-05	24.53
						670-7000-473.26-05	25.29
						670-7000-473.26-05	617.47
						670-7000-473.26-05	207.00
						670-7000-473.26-05	414.00
						670-7000-473.26-05	8,906.74
						670-7000-473.26-05	155.00
						670-7000-473.26-05	240.00
						670-7000-473.26-05	165.00
						670-7000-473.26-05	54.00
						670-7000-473.26-05	20.00
						670-7000-473.26-05	309.02
						670-7000-473.26-05	232.44
						670-7000-473.26-05	45.21

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165924	8/30/2018	BEAUMONT SAFE & LOCK	459241	029051	001-4000-461.36-00	JANITORIAL SUPPLIES	33.36
165925	8/30/2018	BECERRA, ELADIO	459250	029051	001-3600-461.36-00	PKS SUPPLIES	17.23
165926	8/30/2018	BERMUDEZ MFG WELDING	459407	029051	001-3600-461.36-00	PKS SUPPLIES	49.45
165927	8/30/2018	CALDERON, SANDRA B	459442	029051	001-3600-461.36-00	PARKS SUPPLIES	12.35
165928	8/30/2018	CALIFORNIA CLETS USERS GROUP	459496	029051	001-4000-461.36-03	JANITORIAL SUPPLIES	189.58
165929	8/30/2018	CALIFORNIA CLETS USERS GROUP	459496	029051	001-4000-461.36-03	PKS SUPPLIES	23.68
165930	8/30/2018	CALIFORNIA WATER ENVIRONMENT	459916	029051	001-3600-461.36-00	JANITORIAL SUPPLIES	107.73
165931	8/30/2018	CANON FINANCIAL SERVICES, INC	460118	029051	001-4000-461.36-03	MARINE GREASE	14.00
			460160	029051	001-4000-461.36-03	SHOP CLEANING SUPPLIES	53.39
			460292	029051	702-3800-480.36-00	DUST MASK	6.01
			460319	029051	702-3800-480.36-00	PK SUPPLIES	57.94
			460463	029051	001-3600-461.36-00	HOSE, TOWELS & AEROSOL	49.35
			460525	029051	001-3200-412.36-00	MIP ADAPTER	2.78
			460529	029051	001-3600-461.36-00	JANITORIAL SUPPLIES	40.02
			460568	029051	001-4000-461.36-03	SANDPAPER & SANDING BLOCK	39.07
			460628	029051	001-3200-412.30-01	PARKS SUPPLIES	211.16
			460644	029051	001-3600-461.36-00	GASKET & CUT-OFF	16.65
			460701	029051	001-3200-412.30-01	JANITORIAL SUPPLIES	73.39
			460786	029051	001-4000-461.36-03	BIB WASHER, STEM LUBE	7.08
			460794	029051	001-3200-412.30-01	DRAIN OPENER	21.10
			460896	029051	001-3600-461.36-00	JANITORIAL SUPPLIES	86.10
			460988	029051	001-4000-461.36-03	SINGLE SIDED KEY	3.86
			461041	029051	001-3200-412.30-02	PARKS GLOVES	18.31
			461121	029051	001-3600-461.36-00	DUPLICATE KEYS	5.93
			70634	029066	001-3200-412.30-02	ENERGY ASSISTANCE PROGRAM REBATE DEC 2017 - MAY 2018	135.30
			DEC 17 - MAY 18		675-7020-473.42-36	REP BLEACHERS LIONS PARK	300.00
			101		001-3600-461.36-06	REGULAR PC MEETING 8/1/18 DEL OF PC AGENDA PACKETS	10.90
			MILEAGE 7/27/18		001-2800-441.25-05	LIZA KESTER 2018 CA CLET SEMINAR-MISSION BAY	425.00
			TUITION 9/11-14		001-2200-421.23-06	VICKIE HERNANDEZ 2018 CA CLET SEMINAR-MISSION BAY	425.00
			TUITION 9/11-14		001-2200-421.23-06	C THORNTON GRADE 4 CWEA	102.00
			ID0000405111-19		680-8000-454.23-03	COPIER LEASE	83.60
			19080195		001-4000-461.32-06	COPIER LEASE	478.96
				028697	001-4500-412.32-06	COPIER LEASE	102.75
					148-2215-421.32-06	COPIER LEASE	83.61
					610-5800-434.32-06	COPIER LEASE	150.95
					660-6300-471.32-06	COPIER LEASE	179.98
					670-7000-473.32-06	COPIER LEASE	104.50
					761-3100-480.32-06	RAMSEY & HATHAWAY	29,500.00
165932	8/30/2018	CAPITAL REALTY ANALYSTS, INC	18-20788	028563	856-9500-490.93-15	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018 - JUL 2018	180.12
165933	8/30/2018	CARPER, CATHY	FEB 18 - JUL 18		675-7020-473.42-36	MEDICAL LIFELINE REBATE JAN 2018 - JUN 2018	69.13
			JAN 18 - JUN 18		670-7000-356.38-01	PUBLIC BENEFIT CHARGE REBATE JAN 2018 - JUN 2018	2.47
165934	8/30/2018	CDW GOVERNMENT, INC	NVK9668		675-7020-356.38-15	HARD DRIVE POW 29175	369.58
					703-3700-480.36-56	HARD DRIVE POW29175	16.55
165935	8/30/2018	CLA-VAL	751816	028914	661-6300-471.95-09	MICRO-SW SPDT-WP	287.91
165936	8/30/2018	COLONIAL INSURANCE	3729614-0801257		001-0000-204.30-00	TERM LIFE PREMIUM JULY, 2018	2,246.61
					001-0000-204.80-02	CANCER PREMIUM JULY, 2018	1,914.31
					001-0000-204.80-03	UNIVERSAL LIFE PREMIUM JULY, 2018	2,697.53
					001-0000-204.80-09	ACCIDENT PREMIUM JULY, 2018	3,217.61
					001-0000-204.80-11	SUPPL. DISABILITY PREMIUM JULY, 2018	6,449.89
					001-0000-204.80-12	CRITICAL ILLNESS PREMIUM JULY, 2018	1,724.00
					001-0000-204.80-16	HOSPITAL CONFIN. PREMIUM JULY, 2018	1,780.17
					001-2740-442.23-03	ANNUAL LICENSE AGREEMENT	5,791.44
165937	8/30/2018	COMCATE SOFTWARE, INC	6686	029138	001-1210-412.33-11	8/1/18-8/31/18	87.95
165938	8/30/2018	COSTAR REALTY INFORMATION, INC	107188738-1	028730	700-5040-450.23-07	JULY 2018 EMPL SUPPORT	700.00
165939	8/30/2018	COUNSELING TEAM INTERNATIONAL, THE	70169	029105	001-3200-412.30-21	A/C REPAIR AT CITY HALL	295.00
165940	8/30/2018	COUTS HEATING & COOLING, INC	SRVCE08332	029105	001-3200-412.30-21	A/C REPAIR AT CITY HALL	345.00
			SRVCE0834	029105	001-3200-412.30-21	A/C REPAIR AT FIRE STATIO	145.00
			SRVCE08902	029105	001-3200-412.30-21	A/C REPAIR AT POLICE DEPA	829.65
			SRVCE08903				



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165941	8/30/2018	CYBERTIME NETWORK COMMUNICATIONS	1533-1807	029192	703-3700-480.30-19	INTERNET FEED	2,097.00
165942	8/30/2018	DANIELS TIRE SERVICE	1534-1807	029192	660-6300-471.26-07	MICROWAVE BACKBONE	5,700.00
165943	8/30/2018	DIMITRIEUVICH, JAMES	230113958 APR 17-SEP 17	029041	702-3800-480.23-49	CALIFORNIA STATE TIRE FEE	79.50
					670-7020-356.38-01	MEDICAL LIFELINE REBATE APR 2017 - SEP 2017	70.23
					675-7020-473.42-36	PUBLIC BENEFIT CHARGE REBATE APR 2017 - SEP 2017	2.33
165944	8/30/2018	FRONTIER COMMUNICATIONS	MAY 17 - OCT 17		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE MAY 2017 - OCT 2017	204.25
165945	8/30/2018	FUN EXPRESS	NOV 17 - APR 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE NOV 2017 - APR 2018	126.92
			2091884027AG18		001-4500-412.26-05	209-188-4027 AUG16,2018 - SEP15,2018	75.70
			65079022-01		001-4000-201.10-00	SALES TAX	(6.28)
165946	8/30/2018	GAS COMPANY, THE	03292684002AG18	029187	201-4060-446.36-65	SR CTR LUAW	87.37
			0519211001AG18		001-4000-461.26-06	789 N SAN GORGONIO AVE JUL16,2018 - AUG14,2018	19.67
			05602682006AG18		001-4050-461.26-06	201 W GEORGE JUL16,2018-AUG14,2018	16.44
			09142474007AG18		001-2400-422.26-06	172 N MURRAY ST JUL16,2018-AUG14,2018	37.91
			16108344439AG18		001-4050-461.26-06	84 W WILSON JUL16,2018-AUG14,2018	71.64
165947	8/30/2018	GIBSON, JOHN	OCT 17 - MAR 18		001-4010-461.26-06	749 N. SAN GORGONIO AVE JUL16,2018-AUG14,2018	2,212.40
165948	8/30/2018	HAAKER EQUIPMENT COMPANY	C44507	029059	702-3800-480.38-52	ENERGY ASSISTANCE PROGRAM REBATE OCT 2017 -MAR 2018	86.39
165949	8/30/2018	HOMAN, LOUIS	EYEWEAR 8/2018		703-3700-480.25-10	SWIVEL 1-1/4"	340.25
165950	8/30/2018	HOME DEPOT #8987	5024507	029093	001-3200-412.30-01	2019 VISION REIMBURSEMENT GENERAL UNIT MOU	164.85
165951	8/30/2018	IBEW LOCAL 47 RETIREE MEDICAL TRUST	20180831		001-0000-204.80-10	HOSE BIB, FITTING ADPT, T	2,100.49
165952	8/30/2018	ICMA RETIREMENT TRUST 457	20180831		001-0000-204.16-00	PAYROLL SUMMARY	425.00
165953	8/30/2018	INFOSEND, INC	136847	028873	001-1210-412.23-01	WINTER NEWSLETTER	669.00
					660-6300-471.23-01	WINTER NEWSLETTER	836.25
					670-7000-473.23-01	WINTER NEWSLETTER	1,672.51
					680-8000-454.23-01	WINTER NEWSLETTER	836.25
					690-9600-453.23-01	WINTER NEWSLETTER	2,676.01
165954	8/30/2018	INTERNATIONAL ECONOMIC DEV COUNCIL	REGISTRATION 18		001-1210-412.23-05	SANDRA CALDERON -11/01-02 PHOENIX, AZ REAL ESTATE	490.00
165955	8/30/2018	LEAF	8505273	029196	001-4050-461.32-06	PRINTER AT SR CTR	303.35
			8597647	029196	001-4050-461.32-06	PRINTER AT SR CTR	340.40
			8631652	029196	001-4050-461.32-06	PRINTER TAX	34.03
165956	8/30/2018	LEE'S AUTO BODY	1139	029102	702-3800-480.30-05	HOOD REPAIR TO PD UNIT	600.10
165957	8/30/2018	LESLIE'S POOL SUPPLIES INC.	3016-001-7687	029186	001-4010-461.36-08	POOL CHEMICALS	620.64
165958	8/30/2018	LEVEL II, INC	180401	029133	370-2200-421.30-17	ANNUAL MAINTENANCE SERV	19,663.37
					370-2200-421.30-19	ANNUAL MAINTENANCE SERV	6,972.33
165959	8/30/2018	MARTIN, MADALIN	FEB 18 - JUL 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018 - JUL 2018	180.12
165960	8/30/2018	MCFARLAND, DARLENE	JAN 17 - JUN 17		675-7020-473.42-36	ENERGY ASSIST PROGRAM REBATE JAN 2017 -JUN 2017	78.80
			JUL 17 - DEC 17		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE JUL 2017 -DEC 2017	156.63
165961	8/30/2018	MERCHANTS BUILDING MAINTENANCE, LLC	492668	029189	001-3200-412.33-18	CUSTODIAL SERVICES	1,869.42
			492669	029189	001-3200-412.33-18	CUSTODIAL SERVICES	2,438.61
			492670	029189	001-3200-412.33-18	CUSTODIAL SERVICES	437.89
			492671	029189	001-3200-412.33-18	CUSTODIAL SERVICES	289.15
			492672	029189	001-3200-412.33-18	CUSTODIAL SERVICES	139.92
			492673	029189	001-3200-412.33-18	CUSTODIAL SERVICES	386.09
			496367	029189	001-3200-412.33-18	CUSTODIAL SERVICES	1,869.42
			496369	029189	001-3200-412.33-18	CUSTODIAL SERVICES	437.89
			496370	029189	001-3200-412.33-18	CUSTODIAL SERVICES	289.15
			496371	029189	001-3200-412.33-18	CUSTODIAL SERVICES	139.92
			496372	029189	001-3200-412.33-18	CUSTODIAL SERVICES	386.09
165962	8/30/2018	METEAU, ROBERT	REIMB 8/21/18		001-1300-412.23-05	IE SHRM ANNUAL CONFERENCE OCTOBER 18, 2018	100.00
165963	8/30/2018	NAPA AUTO PARTS	061319	029135	702-3800-480.38-52	#231 BATTERY	138.91
			061324	029135	702-3800-480.38-52	#231 BATTERY	149.68
			062874	029135	702-3800-480.38-52	#361 OIL & FUEL FILTER	58.16
			062984	029135	702-3800-480.38-52	#361 AIR FILTER	36.62
			063169	029135	702-3800-480.38-52	#608 PULLEY & SERP BLT	85.10
165964	8/30/2018	NATIONWIDE RETIREMENT SOLUTIONS	20180831		001-0000-204.16-00	PAYROLL SUMMARY	5,111.71
165965	8/30/2018	O'REILLY AUTO PARTS	2678-135479	029153	702-3800-480.38-52	#303 AT FILTER FIT	20.03
			2678-135492	029153	702-3800-480.38-52	#635 ROPE & HANDLE	5.59
			2678-140621	029153	702-3800-480.38-52	PRIMER BULBS	10.21

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165966	8/30/2018	OFFICE DEPOT	18722857001	029064	703-3700-480.36-56	COMPUTER HANDTRUCK	140.06
165967	8/30/2018	ORONA, DIANE	SEP 17 - FEB 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE SEP 2017 -FEB 2018	145.92
165968	8/30/2018	PACKHAM & TOOMEY, INC	080718	028915	702-3800-480.30-06	MONTHLY VST INSPECTION	597.31
165969	8/30/2018	PARKHOUSE TIRE, INC.	2010576188	029040	702-3800-480.23-49	UNIT 619 TIRES	3.50
					702-3800-480.38-52	UNIT 619 TIRES	1,770.59
					702-3800-480.23-49	UNIT #838 TIRES	5.25
					702-3800-480.38-52	UNIT #838 TIRES	407.17
					702-3800-480.23-49	UNIT #619 TIRES	3.50
					702-3800-480.38-52	#619 TIRES	1,795.03
					702-3800-480.23-49	INVENTORY TIRES	5.25
					702-3800-480.38-52	INVENTORY TIRES	385.93
					702-3800-480.23-49	TIRES	10.50
					702-3800-480.38-52	TIRES	845.88
					702-3800-480.23-49	TIRE RECYCLING	95.36
165970	8/30/2018	PARS	2030168057	029040	001-0000-204.25-00	PAYROLL SUMMARY	638.84
165971	8/30/2018	PARTS AUTHORITY METRO, LLC	20180831		702-3800-480.38-52	#808 DOOR HINGE	12.50
			062-578886	029154	702-3800-480.38-52	#334 AC FITTINGS	20.47
			062-628131	029154	702-3800-480.38-52	#838 IN LINE FILTER	69.80
			062-635865	029154	702-3800-480.38-52	#507 AIR FILTER	18.47
			062-636116	029154	702-3800-480.38-52	#222 HI-POWER V-BEL	26.46
			062-636894	029154	702-3800-480.38-52	SHOP- SUPER GLUE	2.97
			091-112929	029154	702-3800-480.38-52	#635 12 VOLT PASS	78.37
			091-112971	029154	702-3800-480.38-52	STOCK-OIL FILTERS	12.74
			091-114775	029154	702-3800-480.38-52	#838 TRANS FILTER	15.23
			091-115326	029154	702-3800-480.38-52	#507 TRANS FILTER	14.88
			091-115426	029154	702-3800-480.38-52	#507 LIGHT BULB	1.08
			091-115898	029154	702-3800-480.38-52	#507 HEAD LINER	12.47
			091-115964	029154	702-3800-480.38-52	#831/STOCK OIL FILTERS	25.47
			091-116339	029154	702-3800-480.38-52	#817 OIL FILTERS	6.95
			091-116345	029154	702-3800-480.38-52	#817 12 V POWER SPORT	87.90
			091-116379	029154	702-3800-480.38-52	#608 MICRO-V BELT	29.83
			091-116380	029154	702-3800-480.38-52	#831 WEAR PAD	34.39
			091-116437	029154	702-3800-480.38-52	#313 12V PASS CAR	114.72
			091-116854	029154	702-3800-480.38-52	SPECIAL DEPT SUPPLIES	466.12
165972	8/30/2018	PROFORCE LAW ENFORCEMENT	348215	029013	001-2200-421.36-01	UNIFORMS - WATER	62.10
165973	8/30/2018	PRUDENTIAL OVERALL SUPPLY	22634972	029184	660-6300-471.25-02	UNIFORMS - WASTEWATER	15.00
			22634974	029184	680-8000-454.25-02	FLEET UNIFORMS & TOWELS	10.36
			22635047	029184	702-3800-480.23-16	FLEET UNIFORMS & TOWELS	17.90
					702-3800-480.25-02	STREET UNIFORMS	14.25
					100-4900-431.25-02	BUILDING MAIN. UNIFORMS	5.68
					001-3700-412.25-02	ELECTRIC UNIFORM	139.29
					670-7000-473.25-02	ELECTRIC UNIFORM	134.94
					660-6300-471.25-02	UNIFORMS - WATER	58.60
					680-8000-454.25-02	UNIFORMS - WASTEWATER	15.00
					702-3800-480.23-16	FLEET UNIFORMS & TOWELS	10.36
					702-3800-480.25-02	FLEET UNIFORMS & TOWELS	17.90
					100-4900-431.25-02	STREET UNIFORMS	14.25
					001-3700-412.25-02	BUILDING MAIN. UNIFORMS	5.68
					660-6300-471.25-02	UNIFORMS - WATER	62.10
					680-8000-454.25-02	UNIFORMS - WASTEWATER	15.00
					702-3800-480.23-16	FLEET UNIFORMS & TOWELS	10.36
					702-3800-480.25-02	FLEET UNIFORMS & TOWELS	17.90
					100-4900-431.25-02	STREET UNIFORMS	14.25
					001-3700-412.25-02	BUILDING MAIN. UNIFORMS	5.68
					660-6300-471.25-02	ELECTRIC UNIFORMS	581.94
					670-7000-473.25-02	ELECTRIC UNIFORMS	81.55
					680-8000-454.25-02	UNIFORMS - WATER	15.00
					702-3800-480.23-16	UNIFORMS - WASTEWATER	10.36



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165974	8/30/2018	QUINN COMPANY	22645974	029184	702-3800-480.25-02	FLEET UNIFORMS & TOWELS	17.90
165975	8/30/2018	RAUM, WILLIAM	22645977	029184	100-4900-431.25-02	STREET UNIFORMS	14.25
165976	8/30/2018	RECORD GAZETTE, THE	22645982	029184	001-3200-412.25-02	BUILDING MAIN. UNIFORMS	5.68
			22649823	029184	660-6300-471.25-02	UNIFORMS - WATER	62.10
			22649824	029184	680-8000-454.25-02	UNIFORMS - WASTEWATER	15.00
			22649844	029184	100-4900-431.25-02	STREET UNIFORMS	14.25
			22649846	029184	001-3200-412.25-02	BUILDING MAIN. UNIFORMS	5.68
			22649848	029184	670-7000-473.25-02	ELECTRIC UNIFORMS	134.94
			22653533	029184	660-6300-471.25-02	UNIFORMS - WATER	72.10
			22653534	029184	680-8000-454.25-02	UNIFORMS - WASTEWATER	15.00
			22653553	029184	702-3800-480.25-02	FLEET UNIFORMS & TOWELS	10.36
				029184	702-3800-480.25-02	FLEET UNIFORMS & TOWELS	17.90
				029184	100-4900-431.25-02	STREET UNIFORMS	14.25
				029184	001-3200-412.25-02	BUILDING MAIN. UNIFORMS	5.68
				029184	660-6300-471.25-02	UNIFORMS - WATER	60.60
				029184	680-8000-454.25-02	UNIFORMS - WASTEWATER	15.00
				029184	702-3800-480.25-02	FLEET UNIFORMS & TOWELS	10.36
				029184	702-3800-480.25-02	FLEET UNIFORMS & TOWELS	17.90
				029184	100-4900-431.25-02	STREET UNIFORMS	14.25
				029184	001-3200-412.25-02	BUILDING MAIN. UNIFORMS	5.68
				029184	660-6300-471.25-02	UNIFORMS - WATER	62.10
				029184	680-8000-454.25-02	UNIFORMS - WASTEWATER	15.00
				029184	702-3800-480.25-02	STREET UNIFORMS	14.25
				029184	100-4900-431.25-02	BUILDING MAIN. UNIFORMS	5.68
				029091	702-3800-480.30-05	UNIT #837 CAT REPAIRS	1,527.88
				029044	675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE MAY 2017 - OCT 2017	215.92
				029044	001-1500-412.23-01	GENERAL ELECTION ENGLISH	164.25
				029044	001-1500-412.23-01	GENERAL ELECTION SPANISH	200.75
				029044	001-1500-412.23-01	CANDIDATES-ENGLISH	58.40
				029044	001-1500-412.23-01	CANDIDATES-SPANISH	65.70
				00157675	001-2200-421.23-01	PUBLIC ANNOUNCEMENT	233.60
				00157675	675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018- JUL 2018	71.00
				029044	660-6300-471.27-14	PURCHASE STATE WATER PROJ OCTOBER 2018	17,752.00
				029049	001-1300-412.23-09	TUITION REIMBURSEMENT SYSTEMS SAFETY ANALYSIS	3,967.41
				029067	001-4500-412.33-11	6/21/18 CITY HALL SHRED	54.00
				029067	001-4500-412.33-11	7/05/2018 CITY HALL SHRED	57.80
				029049	001-3600-461.36-00	NOZZLES, FITTINGS, & PLIE	329.20
				029067	702-3800-480.30-05	PARKS SUPPLIES	286.74
				029067	660-6300-471.26-04	ARM RESTS	324.13
				029067	702-3800-480.30-05	UNIT 619 ENGINE REPAIR	1,285.46
				029067	660-6300-471.26-04	WELL11-7072 PLANT E-5 7/13/18-8/13/18	144.19
				029067	660-6300-471.26-04	WELL 9 7070 PLANT D-5 7/13/18-8/13/18	41.00
				029067	660-6300-471.26-04	WELL 10 7071 PLANT E-5 7/13/18-8/13/18	1,113.98
				029067	660-6300-471.26-04	WELL 12 7073 PLANT D-5 7/13/18-8/13/18	285.06
				029067	660-6300-471.26-04	DEL RITA BOOSTER STATION 7/13/18-8/13/18	84.98
				029067	702-3800-480.36-61	CNG FUEL 7/01/2017-08/01/2018	1,857.26
				029067	670-7010-473.27-70	2017 UNSCH FLOW MIT PLAN WUFWMP PY 23 COST ALLOCCTN	493.07
				029099	001-3200-412.36-00	TAPE MEASURE	5.59
				029099	001-3000-442.36-00	CURRUGATED CARTON	29.51
				029099	680-8000-454.36-00	SCALE & LETRATAG FILL	6.45
				029099	702-3800-480.36-00	SCALE & LETRATAG FILL	32.30
				029099	001-1400-412.36-00	FILING TABS	54.91
				029152	001-3000-442.36-00	ENG. PLOTTING PAPER	111.85
				029152	702-3800-480.36-14	VAL HYD	380.04
				029152	001-2600-446.26-09	99 E RAMSEY ST AUG 25,2018-SEPT 24,2018	91.85
				029152	675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE SEP 2017 -FEB 2018	108.80
				029152	670-7000-473.23-17	TREE TRIMMING W/E 8/11/18	4,400.00
				029152	001-3000-442.25-10	EYEWEAR REIMB 7/3/2018 FY 2019	9.50
165977	8/30/2018	RIOS, BERTA	2015215049AUG18				
165978	8/30/2018	SAN GORGONIO PASS WATER AGENCY	2015215072AUG18				
165979	8/30/2018	SHOVE, TED	2015215098AUG18				
165980	8/30/2018	SHRED-IT USA, LLC	2015215155AUG18				
165981	8/30/2018	SITEONE LANDSCAPE SUPPLY	2196273304AUG18				
165982	8/30/2018	SONSRAY MACHINERY LLC	0924231048JUL18				
165983	8/30/2018	SOUTHERN CALIFORNIA EDISON	WUFWMP/COB-2018				
165984	8/30/2018	SOUTHERN CALIFORNIA GAS CO	3385700897				
165985	8/30/2018	SOUTHWEST POWER POOL, INC	3386181181				
165986	8/30/2018	STAPLES BUSINESS ADVANTAGE	3386181182				
165987	8/30/2018	STEVEN ENTERPRISES INC	3387480710				
165988	8/30/2018	THE SOCO GROUP, INC.	0401744-IN				
165989	8/30/2018	TIME WARNER CABLE	0555208-IN				
165990	8/30/2018	UNDERHILL, WILLIAM	CITYHALL 9/2018				
165991	8/30/2018	UTILITY TREE SERVICE	SEP 17 - FEB 18				
165992	8/30/2018	VELA, ARTURO	74M81218				



**City of Banning**  
**Warrant List Detail August 2018**

Warrant Number	Warrant Date	Vendor Name	Invoice Number	P.O. Number	Account Number	Payment Description	Warrant Amount
165992	8/30/2018	VELA, ARTURO	EYEWEAR 8/2019		001-3200-412.25-10	EYEWEAR REIMB 7/3/2018 FY 2019	19.00
					100-4900-431.25-10	EYEWEAR REIMB 7/3/2018 FY 2019	19.00
					660-6300-471.25-10	EYEWEAR REIMB 7/3/2018 FY 2019	57.00
					680-8000-454.25-10	EYEWEAR REIMB 7/3/2018 FY 2019	52.25
					690-9600-453.25-10	EYEWEAR REIMB 7/3/2018 FY 2019	19.00
					702-3800-480.25-10	EYEWEAR REIMB 7/3/2018 FY 2019	14.25
165993	8/30/2018	VULCAN MATERIALS	71913944	028869	660-6300-471.33-11	COLD MIX ASPHALT	2,693.48
165994	8/30/2018	WOODARD & CURRAN, INC	26212	028485	660-6300-471.33-11	IRWM PROGRAM DEVELOPMENT	15,112.85
165995	8/30/2018	YOUNGBLOOD & ASSOCIATES	33500A	029107	001-1300-412.33-32	DISPATCHER POLYGRAPH	225.00
9006288	8/3/2018	WELLS FARGO BANK	PPE 7/29/2018		001-0000-204.10-00	PAYROLL PPE 7/29/2018	349,066.37
9006289	8/6/2018	CA. ST. EMPLOYMENT DEV. DEPT.	PPE 7/29/2018		001-0000-204.12-00	PAYROLL TAX DEPOSIT PPE 7/29/2018	19,018.76
9006290	8/6/2018	INTERNAL REVENUE SERVICE	PPE 7/29/2018		001-0000-204.11-00	FEDERAL INCOME TAX PPE 7/29/2018	49,591.60
					001-0000-204.13-00	FICA MEDICARE/FICA REGULAR PPE 7/29/2018	81,958.68
					001-0000-204.80-04	MEDICAL CONTRIBUTIONS PPE 7/29/2018	3,798.07
9006291	8/6/2018	TASC	PPE 7/29/2018		001-0000-204.80-05	DEPENDENT CARE CONTRBTN PPE 7/29/2018	652.16
					001-2200-421.15-50	MANDEEP STEPHENS - TERMED TERMED PPR 7/15/2018	732.73
9006292	8/9/2018	WELLS FARGO BANK	PPE 7/29/2018		001-0000-204.80-14	VEBA CONTRIBUTIONS FOR PPE 7/29/2018	400.00
9006293	8/10/2018	CALPERS 457 PLAN - 450260	PPE 7/29/2018		001-0000-204.80-14	CAL PERS 457 CONTRIBUTION PPE 7/29/2018	40,228.99
9006294	8/10/2018	CA. ST. PUBLIC EMPLOYEES	PPE 7/29/2018		001-0000-204.16-00	MANUAL CK - M MACIAS LOERA 7/26/18	422.71
					001-0000-204.20-00	RETIREMENT BENEFITS PPE 7/29/2018	83,715.80
9006295	8/13/2018	CALIFORNIA, STATE OF	L1071162784		700-5030-480.40-03	ST UNEMPLOYMENT INSURANCE QUARTER END 6/30/2018	14,453.00
9006296	8/17/2018	WELLS FARGO BANK	PPE 8/12/2018		001-0000-204.10-00	PAYROLL PPE 8/12/2018	353,626.36
9006297	8/20/2018	CA. ST. EMPLOYMENT DEV. DEPT.	PPE 8/12/2018		001-0000-204.12-00	PAYROLL TAX DEPOSIT PPE 8/12/2018	20,847.70
9006298	8/20/2018	INTERNAL REVENUE SERVICE	PPE 8/12/2018		001-0000-204.11-00	FEDERAL INCOME TAX PPE 8/12/2018	54,202.39
					001-0000-204.13-00	FICA MEDICARE / FICA REG PPE 8/12/2018	82,297.82
					001-0000-204.80-04	MEDICAL CONTRIBUTIONS PPE 8/12/2018	3,798.07
9006299	8/20/2018	TASC	PPE 8/12/2018		001-0000-204.80-05	DEPENDENT CARE CONTRBTN PPE 8/12/2018	652.16
					001-1900-412.33-11	VEBA CONTRIBUTIONS PPE 8/12/2018	400.00
9006300	8/22/2018	WELLS FARGO BANK	PPE 8/12/2018		001-1900-412.33-11	GASB 68 REPORTS & SCHEDULES	1,050.00
9006301	8/24/2018	CA. ST. PUBLIC EMPLOYEES	100000015402734		001-0000-204.16-00	CAL PERS 457 CONTRIBUTION PPE 8/12/2018	35,818.48
9006302	8/24/2018	CALPERS 457 PLAN - 450260	PPE 8/12/2018		001-0000-204.16-00	RETIREMENT BENEFITS PPE 8/12/2018	84,037.24
9006303	8/24/2018	CA. ST. PUBLIC EMPLOYEES	PPE 8/12/2018		001-0000-204.20-00	HOTEL-SCOTTS DALE PRINCESS A ROCKWELL (ITRON CORP)	1,225.80
9006304	8/29/2018	WELLS FARGO CARD SERVICES INC	SD 9468		673-7000-473.95-31	HOTEL-SCOTTS DALE PRINCESS B ROBINSON (ITRON CORP)	1,225.80
						HOTEL-SCOTTS DALE PRINCESS C YOUNG (ITRON CORP)	1,225.80
						HOTEL-SCOTTS DALE PRINCESS G BOEHM (ITRON CORP)	612.90
						HOTEL-SCOTTS DALE PRINCESS L HOMAN (ITRON CORP)	612.90
						HOTEL-SCOTTS DALE PRINCESS L MASCOCCO (ITRON CORP)	612.90
						HOTEL-SCOTTS DALE PRINCESS R DIAZ (ITRON CORP)	1,225.80
9006305	8/31/2018	WELLS FARGO BANK	PPE 8/26/2018		001-0000-204.10-00	PAYROLL PPE 8/26/2018	341,860.29
9006306	8/31/2018	CA. ST. EMPLOYMENT DEV. DEPT.	PPE 8/26/2018		001-0000-204.12-00	PAYROLL TAX DEPOSIT PPE 8/26/2018	17,744.48
9006307	8/31/2018	INTERNAL REVENUE SERVICE	PPE 8/26/2018		001-0000-204.11-00	FEDERAL INCOME TAX PPE 8/26/2018	47,181.04
					001-0000-204.13-00	FICA MEDICARE / FICA REGU PPE 8/26/2018	73,160.88
<b>Grand Total</b>							<b>9,812,019.24</b>
<b>Less Voided / Reissued Checks from Prior Period</b>							<b>(2,156.16)</b>
<b>Less Voided Checks Prior Period</b>							<b>(393.04)</b>
<b>Add Payroll Checks</b>							<b>16,339.98</b>
<b>Total Remittance for Month</b>							<b>9,825,810.02</b>

## Voided Checks

August 2018

Date	Check	Vendor #	Reason	Amount	Check	Vendor #	Amount
8/16/2018	162283	99001	Vendor didn't receive payment	\$ 438.15	165794	99001	\$ 438.15
8/16/2018	165427	1295	Unable to pay from statement	\$ 393.04			
8/16/2018	165474	7425	Incorrect Sales tax	\$ 94.31	165742	7425	\$ 94.31
8/23/2018	165396	99001	Vendor didn't receive payment	\$ 82.90	165847	99001	\$ 82.90
8/23/2018	165421	6764	Vendor didn't receive payment	\$ 1,540.80	165873	6764	\$ 1,540.80
8/30/2018	165634	143	Vendor double billed	\$ 211.53			
<b>TOTALS</b>				<b>\$ 2,760.73</b>			<b>\$ 2,156.16</b>

# Payroll

## August 2018

Start	End	Date	Description	Check Total	
11526	11546	8/3/2018	WARRANT REGISTER	\$	6,753.27
11547	11566	8/17/2018	WARRANT REGISTER	\$	6,883.88
11567	11580	8/31/2018	WARRANT REGISTER	\$	2,702.83
<b>TOTALS</b>				<b>\$</b>	<b>16,339.98</b>
<b>47 CHECKS USED</b>					



Check Register  
 BIWEEKLY  
 Pay Date 8/03/18

Prepared 8/02/18, 14:58:20  
 Program PR655L  
 CITY OF BANNING

Dept/Div Activity	Check Payee	Social Security	Check Number	Amount
1000-411	PETERSON, DON M	6585	11526	.00
	CALIF. STATE DISBURSEMENT UNIT		11527	495.69
	UNITED STATES TREASURY		11528	125.50
	CALIF. STATE DISBURSEMENT UNIT		11529	180.46
	TRACY YOUNGBLOOD		11530	223.39
	FRANCHISE TAX BOARD		11531	102.23
	LAPHAM, SIERRA G	4397	11532	573.27
4000-461	PEREZ, PEDRO A	6556	11533	531.21
4000-461	ALDERMAN, LUKE D	220	11534	813.60
4010-461	DAVIS, LISA A	1682	11535	383.50
4010-461	FLOYD, ANTHONY P	2394	11536	433.95
4010-461	FLOYD, JASON D	2396	11537	419.66
4010-461	GARCIA, JAREN D	2549	11538	22.06
4010-461	GILCHRIST JR, SEAN E	2699	11539	252.28
4010-461	LAPHAM, SARENA B	4398	11540	183.51
4010-461	QUINN, MELISSA S	6748	11541	336.35
4010-461	TRYON, MYKAELA C	8441	11542	847.77
4010-461	UNITED STATES TREASURY		11543	260.00
	MARY NELL WARE		11544	300.00
	FRANCHISE TAX BOARD		11545	75.00
	CALIF. STATE DISBURSEMENT UNIT		11546	193.84
Total Checks -			21	6,753.27

Dept/Div Activity	Check Payee	Social Security	Check Number	Amount
1000-411	PETERSON, DON M	6585	11547	.00
	CALIF. STATE DISBURSEMENT UNIT		11548	495.69
	UNITED STATES TREASURY		11549	125.50
	CALIF. STATE DISBURSEMENT UNIT		11550	180.46
	TRACY YOUNGBLOOD		11551	223.39
	FRANCHISE TAX BOARD		11552	83.06
4000-461	LAPHAM, SIERRA G	4397	11553	454.47
4000-461	PEREZ, PEDRO A	6556	11554	260.42
4010-461	ALDERMAN, LUKE D	220	11555	850.27
4010-461	DAVIS, LISA A	1682	11556	204.49
4010-461	FLOYD, ANTHONY P	2394	11557	791.56
4010-461	FLOYD, JASON D	2396	11558	460.89
4010-461	GILCHRIST JR, SEAN E	2699	11559	220.39
4010-461	LAPHAM, SARENA B	4398	11560	225.47
4010-461	QUINN, MELISSA S	6748	11561	649.52
4010-461	TRYON, MYKELA C	8441	11562	829.46
4010-461	UNITED STATES TREASURY		11563	260.00
	MARY NELL WARE		11564	300.00
	FRANCHISE TAX BOARD		11565	75.00
	CALIF. STATE DISBURSEMENT UNIT		11566	193.84
Total Checks -			20	6,883.88

Dept/Div Activity	Check Payee	Social Security	Check Number	Amount
4000-461	CALIF. STATE DISBURSEMENT UNIT		11567	495.69
4010-461	CALIF. STATE DISBURSEMENT UNIT		11568	180.46
4010-461	TRACY YOUNGBLOOD		11569	223.39
4010-461	FRANCHISE TAX BOARD		11570	93.77
4010-461	LAPHAM, SIERRA G	4397	11571	44.07
4010-461	ALDERMAN, LUKE D	220	11572	473.03
4010-461	DAVIS, LISA A	1682	11573	94.39
4010-461	FLOYD, ANTHONY P	2394	11574	124.07
4010-461	LAPHAM, SARAHNA B	4398	11575	94.39
4010-461	QUINN, MELISSA S	6748	11576	234.86
4010-461	TRYON, MYKAELA C	8441	11577	115.87
	UNITED STATES TREASURY		11578	260.00
	FRANCHISE TAX BOARD		11579	75.00
	CALIF. STATE DISBURSEMENT UNIT		11580	193.84
Total Checks -			14	2,702.83



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# CITY OF BANNING CITY COUNCIL REPORT

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Suzanne Cook, Deputy Finance Director

**MEETING DATE:** October 23, 2018

**SUBJECT:** Approval and Ratification of Accounts Payable and Payroll Warrants Issued in the Month of September 2018

## RECOMMENDATION:

That City Council review and ratify the warrants for period ending **September 30, 2018**, per California Government Code Section 37208.

## WARRANT SUMMARY:

Description	Payment #	Amount	Total Amount
<b>Checks:</b>			
Checks Issued during Month	165996 - 166381	\$ 2,139,458.73	
Voided / Reissue Check		\$ 882.62	
<b>Check Total</b>			<b>\$ 2,138,576.11</b>
<b>Wires Total</b>	990 - 992		<b>\$ 762,781.16</b>
<b>ACH payments:</b>			
	9006308 - 9006319		
Payroll Direct Deposit 9/13/2018		\$ 354,288.81	
Payroll Direct Deposit 9/27/2018		\$ 346,869.91	
Other Payments		\$ 513,708.75	
<b>ACH Total</b>			<b>\$ 1,214,867.47</b>
<b>Payroll Checks:</b>			
	11581 - 11610		
Payroll - Regular 9/13/2018		\$ 3,212.38	
Payroll - Regular 9/27/2018		\$ 2,875.91	
<b>Payroll Check Total</b>			<b>\$ 6,088.29</b>
<b>Total Warrants Issued for September 2018</b>			<b>\$ 4,122,313.03</b>

**ATTACHMENTS:**

- Fund List
- Warrant List September 2018
- Warrant List Detail September 2018
- Voided Check Log – September 2018
- Payroll Log
- Payroll Registers

If you have any questions, please contact the Finance Department so that additional detailed information can be provided to you.

Approved by:

  
\_\_\_\_\_  
Douglas Schulze  
City Manager



# CITY OF BANNING

## Fund/Department Legend

*Fund/Department Legend*

### 0001 General Fund Departments

0001 – General  
 1000 – City Council  
 1200 – City Manager  
 1210 – Economic Development  
 1300 – Human Resources  
 1400 – City Clerk  
 1500 – Elections  
 1800 – City Attorney  
 1900 – Fiscal Services  
 1910 – Purchasing & A/P  
 2060 – TV Government Access  
 2200 – Police  
 2210 – Dispatch  
 2279 – TASIN – SB621 (Police)  
 2300 – Animal Control  
 2400 – Fire  
 2479 – TASIN – SB621 (Fire)  
 2700 – Building Safety  
 2740 – Code Enforcement  
 2800 – Planning  
 3000 – Engineering  
 3200 – Building Maintenance  
 3600 – Parks  
 4000 – Recreation  
 4010 – Aquatics  
 4050 – Senior Center  
 4060 – Sr. Center Advisory Board  
 4500 – Central Services  
 4800 – Debt Service  
 5400 – Community Enhancement

### Special Revenue Funds

002 – Developer Deposit Fund  
 003 – Riverside County MOU  
 005 – Successor Agency Admin Fund  
 100 – Gas Tax Street Fund  
 101 – Measure A Street Fund  
 102 – RMRA (SB1) Gas Tax Fund  
 103 – SB 300 Street Fund  
 104 – Article 3 Sidewalk Fund  
 110 – CDBG Fund  
 111 – Landscape Maintenance  
 132 – Air Quality Improvement Fund  
 140 – Asset Forfeiture/Police Fund  
 148 – Supplemental Law Enforcement  
 150 – State Park Bond Fund  
 190 – Housing Authority Fund  
 200 – Special Donation Fund  
 201 – Sr. Center Activities Fund  
 4050 – Senior Center  
 4060 – Senior Center Advisory Board  
 202 – Animal Control Reserve Fund  
 203 – Police Volunteer Fund  
 204 – D.A.R.E. Donation Fund  
 300 – City Administration COP Debt Service  
 360 – Sun Lakes CFD #86-1  
 365 – Wilson Street #91-1 Assessment Debt  
 370 – Area Police Computer Fund  
 375 – Fair Oaks #2004-01 Assessment Debt  
 376 – Cameo Homes

### Capital Improvement Funds

400 – Police Facilities Development  
 410 – Fire Facilities Development  
 420 – Traffic Control Facility Fund  
 421 – Ramsey/Highland Home Road Signal  
 430 – General Facilities Fund  
 441 – Sunset Grade Separation Fund  
 444 – Wilson Median Fund  
 451 – Park Development Fund  
 470 – Capital Improvement Fund  
 475 – Fair Oaks #2004-01 Assessment District

### Banning Utility Authority Funds

660 – Water Fund  
 661 – Water Capital Facilities  
 663 – BUA Water Capital Project Fund  
 669 – BUA Water Debt Service Fund  
 680 – Wastewater Fund  
 681 – Wastewater Capital Facility Fund  
 683 – BUA Wastewater Capital Project Fund  
 685 – State Revolving Loan Fund  
 689 – BUA Wastewater Debt Service Fund  
 662 – Irrigation Water Fund  
 682 – Wastewater Tertiary

### Enterprise Funds

600 – Airport Fund  
 610 – Transit Fund  
 5800 – Transit  
 5850 – Dial-A-Ride  
 690 – Refuse Fund  
 670 – Electric Fund  
 7000 – Electric  
 7010 – Generation & Transmission  
 672 – Rate Stability Fund  
 673 – Electric Improvement Fund  
 674 – '07 Electric Revenue Bond Project Fund  
 675 – Public Benefit Fund  
 678 – '07 Electric Revenue Bond Debt Service Fund

### Internal Service Funds

700 – Risk Management Fund  
 5020 – Workers Compensation  
 5030 – Unemployment Insurance  
 5040 – Liability Insurance  
 5300 – City Attorney  
 702 – Fleet Maintenance  
 703 – Information Systems Services  
 761 – Utility Billing Administration  
 3100 – Account & Collection Service  
 3110 – Meter Reading Service

### Successor Agency Funds

805 – Redevelopment Obligation Retirement Fund  
 810 – Successor Housing Agency  
 830 – Debt Service Fund  
 840 – Bond Expenditure Agreement (BEA) Project Fund  
 841 – Bond Expenditure Agreement (BEA) Low/Mod Fund  
 850 – Successor Agency  
 855 – 2007 TABS Bond Proceeds - Replaced by Fund 840  
 856 – 2003 TABS Bond Proceeds - Replaced by Fund 840  
 857 – 2003 TABS Bond Proceeds Low/Mod - Replaced by Fund 841

**City of Banning**  
**Warrant List September 2018**

Warrant Number	Vendor Name	Warrant Amount
990	U.S. BANK	91,051.11
991	RIVERSIDE PUBLIC UTILITIES	664,878.82
992	ALTA PACIFIC BANK - ESCROW ACCOUNT	6,851.23
165996	ADRIAN, MARION	81.45
165997	ALVARADO, JACLYN	75.52
165998	AMAZON CAPITAL SERVICES	465.82
165999	AMERICAN PUBLIC POWER ASSN	60.00
166000	AMERICAN WATER WORKS ASSN	269.00
166001	ANDERSON, MICHAEL	176.59
166002	ARROW STAFFING SERVICE	2,330.40
166003	AT&T CALNET 2	597.27
166004	AT&T MOBILITY	1,099.52
166005	BABCOCK LABORATORIES, INC	1,105.00
166006	BEAUMONT DO IT BEST HOME CENTER	25.95
166007	BEAUMONT SAFE & LOCK	54.89
166008	BENNETT, MICHAEL	1,500.00
166009	BLUE SHIELD OF CALIFORNIA	69,964.40
166010	BOEHM, REGINA	1,950.00
166011	BOOTH, CATHY	111.17
166012	CALIFORNIA POLICE CHIEFS ASSN	440.00
166013	CAMPA, ERIC	470.90
166014	CASTRO, SALVADOR & RAFAEL	22.11
166015	CDW GOVERNMENT, INC	50.51
166016	CELL BUSINESS EQUIPMENT (CBE)	7,334.12
166017	CLA-VAL	1,120.22
166018	CORTEZ, BIANCA	212.33
166019	COUNTY OF RIVERSIDE-ANIMAL CONTROL	18,381.20
166020	COUTS HEATING & COOLING, INC	11,044.07
166021	D'SILVA, OLIVER	150.00
166022	DEPT. OF INDUSTRIAL RELATIONS	585.00
166023	DIAMOND HILLS CHEVROLET BUICK GMC	2,793.08
166024	DIAZ, RICK	744.86
166025	DIAZ, RICK	(0.00)
166026	DIRECTV	19.00
166027	ELECNOR BELCO ELECTRIC, INC	22,648.98
166028	ELLIS, LAWRENCE	86.20
166029	EVIDENT, INC.	0.00
166030	EXPERT REAL ESTATE & INVESTMEN	121.03
166031	FEDEX	103.87
166032	FEENEY, MICHAEL	309.47
166033	FORESTER, CHRISTIAN	600.00
166034	FRONTIER COMMUNICATIONS	3,783.43
166035	GARCIA, JAMES	119.11
166036	GAS COMPANY, THE	70.18
166037	HAWLEY, CLARK	2,000.00
166038	HINDERLITER DE LLAMAS & ASSOCIATES	1,063.31
166039	HOME DEPOT #8987	149.94
166040	HOWLAND, JOHANNE	2,500.00
166041	JC IMP EXP, INC	111.97
166042	JONES, JERRY L	68.00
166043	KAISER FOUNDATION HEALTH	50,938.08
166044	KASKO, CINDY	42.91
166045	KNORR, KATHY	103.15
166046	LITHOPASS PRINTING, FORMS,	43.10

**City of Banning**  
**Warrant List September 2018**

Warrant Number	Vendor Name	Warrant Amount
166047	MEADOWS, FRANK	307.40
166048	MENDOZA, SALVADOR	76.37
166049	MERCHANTS BUILDING MAINTENANCE, LLC	2,438.61
166050	MOODY, BETSY	60.63
166051	MORONGO BAND OF MISSION INDIANS	805.00
166052	NEITZEL, RONALD	1,500.00
166053	ON TRAC	5.66
166054	ONTIVEROS, CONSUELO & PEDRO	92.55
166055	ORNELAS, NICOLASA M	131.60
166056	PHILLIPS, DENISE	2,000.00
166057	PI MANUFACTURING CORP.	71.13
166058	PIMENTEL, JOSHUA SEAN	207.34
166059	PLAYHOUSE BOWL ASSOCIATION, INC.	12,500.00
166060	PRESS-ENTERPRISE, THE	486.94
166061	PRUDENTIAL OVERALL SUPPLY	1,434.95
166062	RDFN VENTURES, INC.	119.15
166063	RDL HOLDINGS, INC	142.28
166064	RELIABLE WORKPLACE SOLUTIONS	556.22
166065	RIV. CO. CLERK RECORDER	22.00
166066	RIV. CO. CLERK RECORDER	22.00
166067	RIV. CO. CLERK RECORDER	22.00
166068	RIV. CO. CLERK RECORDER	88.00
166069	RIV. CO. CLERK RECORDER	22.00
166070	RIV. CO. CLERK RECORDER	11.50
166071	ROCHA, LETICIA	323.06
166072	ROW TRAFFIC SAFETY, INC	147.08
166073	SARGEANT, SUSAN	178.97
166074	SHRED-IT USA, LLC	115.60
166075	SOFTWARE ONE, INC	49,151.90
166076	SOUTHERN CALIFORNIA EDISON COMPANY	3,576.00
166077	STAGECOACH DAYS ASSOCIATION	26,326.00
166078	STAPLES BUSINESS ADVANTAGE	224.80
166079	T-MOBILE	102.00
166080	TERRY, KENNETH	1,500.00
166081	TKE ENGINEERING, INC	16,035.00
166082	UNITED ROTARY BRUSH CORPORATION	229.51
166083	UTILITY TREE SERVICE	8,800.00
166084	VERIZON WIRELESS	3,440.31
166085	WASTE MANAGEMENT OF THE	247,519.47
166086	WELDOR'S SUPPLY AND STEEL	635.73
166087	WELLS FARGO CARD SERVICES INC	1,569.06
166088	WEST COAST SAND & GRAVEL, INC.	814.11
166089	WINTERS, CONCEPCION	62.69
166090	YANG, PIERRE	44.91
166091	ZENNER PERFORMANCE METERS, INC	87.46
166092	A-Z BUS SALES, INC. (COLTON)	1,482.35
166093	ADVANCED PROCESSING & IMAGING, INC	19,602.00
166094	ALL STAR ELITE SPORTS	1,040.58
166095	ALL STAR GLASS, INC.	1,700.66
166096	ALVAREZ, JAIME	800.38
166097	AMAZON CAPITAL SERVICES	191.95
166098	ANIXTER, INC	210.43
166099	ARROW STAFFING SERVICE	2,872.40
166100	ARROYO BACKGROUND INVESTIGATIONS	900.00



**City of Banning**  
**Warrant List September 2018**

Warrant Number	Vendor Name	Warrant Amount
166101	ARTISTIC MAINTENANCE, INC.	19,416.25
166102	BABCOCK LABORATORIES, INC	1,054.00
166103	BANNING POLICE OFFICERS ASSOC	2,200.00
166104	BEAUMONT DO IT BEST HOME CENTER	520.73
166105	BENHAR, DIANA T	249.90
166106	BOSTON, LINDA	77.73
166107	BPS TACTICAL, INC	598.01
166108	CALDERON, SANDRA B	10.90
166109	CALIFORNIA LAW ENFORCE ASSN	588.00
166110	CAVANAUGH & ASSOCIATES, P.A.	2,500.00
166111	CDW GOVERNMENT, INC	8,683.50
166112	CINTAS CORPORATION 2	30.83
166113	CLINKSCALE, LAVONIA	133.65
166114	CONSOLIDATED ELECTRICAL	181.42
166115	COOPERATIVE PERSONNEL SVCS.	671.00
166116	CORELOGIC INFORMATION SOLUTIONS INC	66.68
166117	DIAMOND HILLS CHEVROLET BUICK GMC	79.95
166118	ELITE EQUIPMENT	1,289.77
166119	ELIZONDO, MARIO	176.00
166120	FACTORY MOTOR PARTS	198.30
166121	FLEET SERVICES INC	20.71
166122	FRONTIER COMMUNICATIONS	1,170.45
166123	HARDER, TERRY	84.32
166124	HEMET MANUFACTURING COMPANY, INC	130,173.43
166125	HOME DEPOT #8987	300.12
166126	HOO, JILL G	14.00
166127	I C W A	275.00
166128	I.B.E.W. LOCAL 47	7,909.25
166129	I.B.E.W. LOCAL 47 (PAC)	52.00
166130	IBEW LOCAL 47 RETIREE MEDICAL TRUST	2,102.10
166131	ICMA RETIREMENT TRUST 457	995.69
166132	JACKSON LEWIS PC	2,323.00
166133	LEXISNEXIS RISK SOLUTIONS	7,013.70
166134	M BREY ELECTRIC, INC	347.50
166135	MACDONALD, DOUGLAS	73.00
166136	MARTIN, VALERIA	1,801.78
166137	MC CALL'S METER SALES	921.41
166138	MICHAEL BAKER INTERNATIONAL, INC	4,172.51
166139	MORGAN, DEIDRA J	147.00
166140	NAPA AUTO PARTS	59.22
166141	NATIONWIDE RETIREMENT SOLUTIONS	7,219.91
166142	NEVINS, PATTY	3,500.00
166143	O'REILLY AUTO PARTS	122.35
166144	ORONA, DIANE	173.06
166145	PARKHOUSE TIRE, INC.	3,730.69
166146	PARS	526.61
166147	PARTS AUTHORITY METRO, LLC	340.99
166148	PAYPRO ADMINISTRATORS	174.00
166149	PITTMAN, DAVID	94.91
166150	PRE-PAID LEGAL SERVICES, INC	291.98
166151	PRICE, RENATA	67.45
166152	PRUDENTIAL OVERALL SUPPLY	749.25
166153	QUINN COMPANY	4,398.16
166154	RELIABLE WORKPLACE SOLUTIONS	53.04

**City of Banning**  
**Warrant List September 2018**

Warrant Number	Vendor Name	Warrant Amount
166155	RINALDI, LORETTA	77.30
166156	RIVERA, DINA	428.00
166157	ROCKWELL, AMBER	69.21
166158	ROMO PLANNING GROUP, INC.	20,060.00
166159	RON'S BEE SERVICE	200.00
166160	RUEHLE, TARA SHAWN M	0.00
166161	SALLEY, CURTIS	144.32
166162	SAN BERNARDINO CO SHERIFF'S DEPT	30.00
166163	SAN BERNARDINO CO SHERIFF'S DEPT	75.00
166164	SAN BERNARDINO PUBLIC EMPLOYEES	921.25
166165	SAN GORGONIO PASS DESIGN AND PRINT	383.59
166166	SAYESKI, CHRISTOPHER	48.00
166167	SCHUELKE, RONALD	102.75
166168	SCHULZE, DOUG	1,954.37
166169	SITEONE LANDSCAPE SUPPLY	849.66
166170	SMITH, LOIS E	28.00
166171	SPS VAR, LLC	8,630.00
166172	STAPLES BUSINESS ADVANTAGE	1,371.78
166173	STATE WATER RESOURCES CONTROL	304,288.71
166174	SUN LIFE FINANCIAL	19,746.02
166175	TELEPACIFIC COMMUNICATIONS	2,884.99
166176	TIME WARNER CABLE	945.17
166177	UNDERHILL, JOHN	295.85
166178	UTILITY TREE SERVICE	4,400.00
166179	VALENCIA, MARIBEL	87.85
166180	VERIZON WIRELESS	482.22
166181	VISION SECURITY SYSTEMS	3,645.92
166182	VOSS, MARTHA	59.26
166183	WEST COAST SAND & GRAVEL, INC.	1,315.02
166184	WHENEVER COMMUNICATIONS, LLC	272.82
166185	WILLDAN FINANCIAL SERVICES	777.32
166186	WIREMAN, RHONDA	148.11
166187	YEDWALSKY, HARVEY	182.26
166188	ADRIAN, MARION	58.54
166189	ADVANCE WORKPLACE STRATEGIES INC	45.00
166190	ALBERT A. WEBB ASSOCIATES	700.00
166191	AMAZON CAPITAL SERVICES	68.42
166192	AMERICAN FORENSIC NURSES	120.00
166193	ARROW STAFFING SERVICE	2,820.80
166194	BABCOCK LABORATORIES, INC	2,138.00
166195	BATTERY SYSTEMS, INC	101.90
166196	BEAUMONT CHERRY VALLEY WATER	3,607.26
166197	BEAUMONT DO IT BEST HOME CENTER	237.41
166198	BELFOR ENVIRONMENTAL, INC	55,403.21
166199	BENNETT, MICHAEL	36.00
166200	BLOOMHUFF, NINA	189.35
166201	BMW MANAGEMENT, LLC	5,000.00
166202	BOEHM, REGINA	78.00
166203	CA. ST. BOARD OF EQUAL. - FUEL	15,722.83
166204	CALIFORNIA LAW ENFORCEMENT ASSOC	500.00
166205	CALIFORNIA, STATE OF	885.00
166206	CALOLYMPIC GLOVE & SAFETY CO, INC	233.45
166207	CHARLES ABBOTT ASSOCIATES, INC	9,279.00
166208	CLAVELL, JOSH & APRIL	33.54

**City of Banning**  
**Warrant List September 2018**

Warrant Number	Vendor Name	Warrant Amount
166209	COLONIAL INSURANCE	20,062.80
166210	COOPERATIVE PERSONNEL SVCS.	562.10
166211	CORELOGIC INFORMATION SOLUTIONS INC	150.00
166212	COUTS HEATING & COOLING, INC	905.29
166213	CRONYN, GAIL	75.45
166214	CRUMP &, VICKIE	114.42
166215	DAVILA, BERTHA	124.15
166216	DE LA FUENTE, SONJA	300.00
166217	DIAZ, RICHARD D	524.99
166218	DIAZ, RICK	0.00
166219	DOOL & ASSOCIATES, LLC	64.65
166220	DOTY, MARJORIE	128.56
166221	DUDLEY, ROBERT A	29.36
166222	DUGGAN, LUELLA	198.02
166223	EDUARDO LOPEZ	778.88
166224	ENRIGHT, MARY ELLEN AND MONTE	93.62
166225	EVIDENT, INC.	191.30
166226	FEOLA, JOSEPH	12.00
166227	FISHER, ROBERT	24.00
166228	FLEET SERVICES INC	37.82
166229	FLORES, JESSICA	35.90
166230	FOX OCCUPATIONAL MEDICAL CENTER	375.00
166231	FRONTIER COMMUNICATIONS	2,057.54
166232	GARCIA, JAMES	129.28
166233	GARDA CL WEST INC	194.45
166234	GAS COMPANY, THE	26.25
166235	GERDES, PERRY	205.00
166236	GONZALEZ, ARMIDA	115.32
166237	HARDY, JOHN	124.77
166238	HAWK, MARGARET	143.25
166239	HEADLEY, MARTIN	138.52
166240	HERNANDEZ, VICKIE MARIE	98.00
166241	HOMAN, LOUIS	78.00
166242	INFOSEND, INC	6,958.23
166243	IRON MOUNTAIN INFORMATION MGMT, LLC	1,176.23
166244	ITRON, INC.	9,628.50
166245	JAUREGUI, ROBERTO	24.00
166246	JIMENEZ, LINDA	24.00
166247	JON'S FLAGS & POLES	211.19
166248	KESTER, ELIZABETH	1,944.50
166249	KNORR, KATHY	194.12
166250	LEAGUE OF CALIFORNIA CITIES	120.00
166251	M BREY ELECTRIC, INC	478.49
166252	MADRIGAL CHAVES, SERGIO	205.00
166253	MAILFINANCE, INC	524.47
166254	MARTINEZ &, ALMA R OBESODE	401.86
166255	MASCORRO, LILIANA	78.00
166256	MCFARLAND, DARLENE	73.15
166257	MEADOWS, FRANK	124.91
166258	MERCURY DISPOSAL SYSTEM, INC	272.00
166259	MITSUBISHI ELECTRIC & ELECTRONICS	303.80
166260	NAASZ, CALEB	205.00
166261	NAUMANN HOBBS MATERIAL HANDLING	492.98
166262	PARKHOUSE TIRE, INC.	999.11



**City of Banning**  
**Warrant List September 2018**

Warrant Number	Vendor Name	Warrant Amount
166263	PRIME SYSTEMS INDUSTRIAL	1,553.97
166264	PRUDENTIAL OVERALL SUPPLY	177.49
166265	PUBLIC AGENCY RETIREMENT SERVICES	300.00
166266	QUINN COMPANY	6,197.03
166267	RACEWAY FORD INC	1,916.09
166268	RAUM, WILLIAM	144.32
166269	RECORD GAZETTE, THE	346.75
166270	RICHARDS WATSON GERSHON	65,110.67
166271	RINALDI, LORETTA	54.96
166272	ROBINSON, BRANDON A	186.00
166273	ROCKWELL, AMBER	186.00
166274	RON'S BEE SERVICE	100.00
166275	RUEHLE, TARA SHAWN M	119.00
166276	SAN GORGONIO MEMORIAL HOSPITAL	60.00
166277	SAN GORGONIO PASS DESIGN AND PRINT	53.88
166278	SANCHEZ, HENRY	148.31
166279	SHRED-IT USA, LLC	106.92
166280	SMART & FINAL	294.93
166281	SMITH, JOHN	198.02
166282	SOUTHERN CALIFORNIA EDISON	58.50
166283	SOUTHERN CALIFORNIA JOINT POLE	1,004.69
166284	STANTEC CONSULTING SERVICES, INC	6,762.25
166285	STAPLES BUSINESS ADVANTAGE	455.66
166286	STERLING TALENT SOLUTIONS	357.81
166287	THE SOCO GROUP, INC.	25,675.99
166288	THESIER, DEREK	24.00
166289	TURBO DATA SYSTEMS INC	521.98
166290	UNITED ROTARY BRUSH CORPORATION	257.05
166291	UTILITY TREE SERVICE	4,400.00
166292	VERIZON WIRELESS	4,354.99
166293	VISTA PAINT	508.00
166294	WELCH, ART	240.88
166295	WILLIAMS, BABAJIDE	30.91
166296	YOUNG, CARLA	524.99
166297	ABBOTT, CELIA	171.52
166298	ALBERT A. WEBB ASSOCIATES	25,675.90
166299	ALL WEATHER, INC	2,250.00
166300	AMAZON CAPITAL SERVICES	188.50
166301	AMERICAN SOCIETY OF CIVIL	300.00
166302	BATTERY SYSTEMS, INC	311.88
166303	BEAUMONT DO IT BEST HOME CENTER	212.63
166304	BEAUMONT SAFE & LOCK	6.47
166305	BIO-TOX LABORATORIES	860.00
166306	BRIDGESTONE HOSEPOWER, LLC	138.28
166307	BT SUPPLIES WEST	772.42
166308	CALHOUN, RAYMOND	166.18
166309	CANON FINANCIAL SERVICES, INC	1,184.35
166310	CDW GOVERNMENT, INC	1,493.35
166311	CHARLES ABBOTT ASSOCIATES, INC	18,451.85
166312	CHARLES PITCHFORD	30.00
166313	CHRIS TAYLOR'S PLUMBING	1,833.94
166314	CORE AND MAIN, LP	1,054.13
166315	CORELOGIC INFORMATION SOLUTIONS INC	66.68
166316	COUNSELING TEAM INTERNATIONAL, THE	700.00

**City of Banning**  
**Warrant List September 2018**

Warrant Number	Vendor Name	Warrant Amount
166317	COZAD & FOX, INC	5,237.00
166318	CYBERTIME NETWORK COMMUNICATIONS	7,797.00
166319	DANIELS TIRE SERVICE	528.00
166320	DIAZ, RICHARD D	34.00
166321	FACTORY MOTOR PARTS	624.30
166322	FAST LUBE & TUNE	905.01
166323	FLEET SERVICES INC	20.55
166324	FOX OCCUPATIONAL MEDICAL CENTER	80.00
166325	FRONTIER COMMUNICATIONS	80.18
166326	GAS COMPANY, THE	3,222.99
166327	GOVERNMENT STAFFING SERVICES, INC	8,640.00
166328	GUZMAN, SUSANA	105.65
166329	HAAKER EQUIPMENT COMPANY	218.60
166330	HOME DEPOT #8987	720.29
166331	IBEW LOCAL 47 RETIREE MEDICAL TRUST	2,154.31
166332	ICMA RETIREMENT TRUST 457	995.69
166333	KAISER FOUNDATION HEALTH	48,734.99
166334	KOLER, MARIE	102.57
166335	LEE'S AUTO BODY	1,129.51
166336	LEIDOS ENGINEERING, LLC	666.00
166337	LESLIE'S POOL SUPPLIES INC.	231.64
166338	LITHOPASS PRINTING, FORMS,	86.20
166339	MC AVOY & MARKHAM	436.81
166340	MERCHANTS BUILDING MAINTENANCE, LLC	5,561.08
166341	METEAU, ROBERT	309.25
166342	MOTOROLA SOLUTIONS, INC.	88,648.80
166343	NATIONWIDE RETIREMENT SOLUTIONS	7,219.91
166344	O'REILLY AUTO PARTS	1,059.83
166345	ON TRAC	60.46
166346	ONE SOURCE DISTRIBUTORS	6,788.25
166347	PACIFIC ALARM SERVICE	14,468.52
166348	PALOS SPORTS, INC	484.98
166349	PARKHOUSE TIRE, INC.	2,007.47
166350	PARS	537.18
166351	PRESS-ENTERPRISE, THE	277.20
166352	PRUDENTIAL OVERALL SUPPLY	301.20
166353	PUBLIC ENTITY RISK MANAGEMENT	225,328.25
166354	QUINN COMPANY	19.69
166355	RACEWAY FORD INC	737.86
166356	RIV. CO. CLERK RECORDER	22.00
166357	RIV. CO. CLERK RECORDER	22.00
166358	RIVERSIDE, COUNTY OF	1,136.50
166359	RIVERSIDE, COUNTY OF	965.50
166360	ROBLES, DIONA FLEMING	300.00
166361	ROW TRAFFIC SAFETY, INC	2,522.16
166362	SAN GORGONIO PASS WATER AGENCY	18,703.00
166363	SERVICE SCAPE	11,708.00
166364	SMART & FINAL	126.09
166365	SOUTH COAST AIR QUALITY	1,077.16
166366	STAPLES BUSINESS ADVANTAGE	139.68
166367	STEVEN ENTERPRISES INC	257.33
166368	SUN RIDGE SYSTEMS INC	970.00
166369	SUN RIDGE SYSTEMS INC	970.00
166370	THE SOCO GROUP, INC.	2,979.84

**City of Banning**  
**Warrant List September 2018**

Warrant Number	Vendor Name	Warrant Amount
166371	TIME WARNER CABLE	129.30
166372	TRI COUNTY PUMP COMPANY	19,789.21
166373	UNDERGROUND SERVICE ALERT	179.95
166374	UNDERHILL, JOHN	139.83
166375	UTILITY TREE SERVICE	3,300.00
166376	WELLS FARGO CARD SERVICES INC	7,792.58
166377	WESCO DISTRIBUTION, INC	1,246.94
166378	WESTATES APPRAISALS CORP	2,800.00
166379	WESTERN UNDERGROUND COMMITTEE REG	750.00
166380	YANG, CHE	31.80
166381	72 HR, LLC DBA CHEVROLET OF	80,101.74
9006308	CALPERS 457 PLAN - 450260	26,532.80
9006309	CA. ST. PUBLIC EMPLOYEES	81,320.65
9006310	WELLS FARGO BANK	400.00
9006311	WELLS FARGO BANK	354,288.81
9006312	CA. ST. EMPLOYMENT DEV. DEPT.	21,305.88
9006313	INTERNAL REVENUE SERVICE	133,176.27
9006314	TASC	4,450.23
9006315	CALPERS 457 PLAN - 450260	37,432.91
9006316	CA. ST. PUBLIC EMPLOYEES	82,342.10
9006317	WELLS FARGO BANK	400.00
9006318	WELLS FARGO BANK	346,869.91
9006319	INTERNAL REVENUE SERVICE	126,347.91
<b>Grand Total</b>		<b>4,116,401.33</b>
	<b>Less Voided / Reissued Checks from Prior Period</b>	<b>(176.59)</b>
	<b>Less Voided Checks Prior Period</b>	
	<b>Add Payroll Checks</b>	<b>6,088.29</b>
	<b>Total Remittance for Month</b>	<b><u>4,122,313.03</u></b>



City of Banning  
Warrant List Detail September 2018

Warrant Number	Warrant Date	Vendor Name	Invoice Number	P.O. Number	Account Number	Payment Description	Warrant Amount
990	9/4/2018	U.S. BANK	1167865		375-0000-102.11-00	LESS CASH ON HAND 789582001	(28.89)
					375-4900-431.61-12	1/2 PRINCIPAL SEPT 2018	37,500.00
					375-4900-431.62-12	INTEREST DUE SEPT 2018	53,580.00
991	9/18/2018	RIVERSIDE PUBLIC UTILITIES	208		670-0000-151.40-00	ADVANCE AUG 1 - AUG 21 PAID INVOICE #207	(2,278,711.60)
					670-7000-331.20-01	INTEREST REVENUE RECEIVED IN AUGUST 2018	(2,000.33)
					670-7000-356.38-10	ENERGY REVENUE RECEIVED IN AUGUST 2018	(22,188.98)
					670-7000-356.38-17	CRR REVENUE RECEIVED IN AUGUST 2018	(117,746.87)
					670-7000-356.38-20	TRANS REVENUE RECEIVED IN AUGUST 2018	(122,177.01)
					670-7010-473.27-09	S & D EXPENSE PAID IN AUGUST 2018	55,524.00
					670-7010-473.27-50	ENERGY EXPENSE PAID IN AUGUST 2018	924,961.55
					670-7010-473.27-60	TRANS EXPENSE PAID IN AUGUST 2018	1,779,932.03
					670-7010-473.27-70	LEGAL EXPENSE	7,623.62
992	9/25/2018	ALTA PACIFIC BANK - ESCROW ACCOUNT	18-597-102-BRET		663-0000-101.19-11	HEMET MFG (GENESIS CONST) RETAINAGE ACCT#01-0090	6,851.23
165996	9/6/2018	ADRIAN, MARION	APR 17 - SEP 17		663-0000-233.00-00	HEMET MFG (GENESIS CONST) RETAINAGE ACCT#01-0090	81.45
165997	9/6/2018	ALVARADO, JACLYN	600096719		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE APR 2017 - SEP 2017	75.52
165998	9/6/2018	AMAZON CAPITAL SERVICES	1471-OTKR-3(4T)	029100	001-0000-218.22-22	UB CR REFUND-FINALS 000018382	51.72
			1CG1-9F03-QM7C		001-2200-421.36-00	VERBATIM DVD+R (50)	(3.10)
				029100	001-0000-201.10-00	SALES TAX	43.08
			1DGH-DDKG-P4J6		670-7000-473.36-00	PICTURE FRAME	90.51
			1NFR-DFIW-RC4D	029100	001-0000-201.10-00	SALES TAX	(6.51)
			1VFS-XTQL-R94Q		001-2200-421.36-00	DEPARTMENT SUPPLIES	172.40
			1W39-KTD1-KFMV	029100	001-0000-201.10-00	SALES TAX	(1.47)
			1W39-KTD1-KPYR		001-2200-421.36-00	PICTURE MATTING	20.45
			310184	029100	670-7000-473.36-00	DEPARTMENT SUPPLIES	75.32
			7001593743		001-2200-421.36-00	DEPT. SUPPLIES	35.82
			000072313		670-7000-473.23-06	STAFF TRAINING 3/22/18 CANCELLATION FEE	60.00
			104564		660-6300-471.23-03	ARTURO VELA - RENEWAL MH01011773 NOV'18-OCT'19	269.00
			104608		001-0000-218.22-22	UB CR REFUND-FINALS 000049716	176.59
			000011693379		001-2200-421.23-27	AVILA, S W/E 8/04/2018	1,165.20
			00001169484		001-2200-421.23-27	AVILA, S W/E 8/11/2018	1,165.20
165999	9/6/2018	AMERICAN PUBLIC POWER ASSN	992351038XAUG18		001-2200-421.26-05	BANH 9391060200 JUL 1,2018 - JUL 31,2018	392.73
166000	9/6/2018	AMERICAN WATER WORKS ASSN	BH81610-0030		001-2200-421.26-05	BANH 9391064350 JUL 1, 2018 - JUL 31,2018	204.54
166001	9/6/2018	ANDERSON, MICHAEL	BH81756-0030		001-2200-421.26-05	FE 992351038 FAN#02391479 JUL 12,2018 - AUG 11,2018	1,099.52
166002	9/6/2018	ARROW STAFFING SERVICE	BH81759-0030	028636	660-6300-471.23-32	COLIFORMS P/A BY MMQ/MUG	665.00
			BH82556-0030	028636	660-6300-471.23-32	GENERAL PHYSICAL ANALYSIS	165.00
			BH82564-0030	028636	680-8000-454.23-32	COLIFORMS P/A BY MMQ/MUG	36.00
			BH82633-0030	028636	660-6300-471.23-32	TOTAL DISSOLVED SOLIDS	165.00
			461127	029051	001-3200-412.30-02	GENERAL PHYSICAL ANALYSIS	20.00
166003	9/6/2018	AT&T CALNET 2	461128	029051	001-2200-421.36-00	SCREWS FOR POLICE DEPARTM	54.00
166004	9/6/2018	AT&T MOBILITY	461249	029051	100-4900-431.36-00	SXFP ADAPTER	9.27
166005	9/6/2018	BABCOCK LABORATORIES, INC	70628	029066	001-4900-431.36-00	LIQUID PROPANE	3.21
			70636	029066	001-2200-421.36-00	ADMIN DUP (2) KEYS	13.47
			70657	029066	001-2200-421.36-00	DB KEYS DUPLICATE	22.57
166006	9/6/2018	BEAUMONT DO IT BEST HOME CENTER	18-2045		001-2200-421.41-20	KEYS FOR DB	11.85
			18-2115		001-2200-421.41-20	CASE 18-2045 CONFIDENTIAL INFORMANT	375.00
166007	9/6/2018	BEAUMONT SAFE & LOCK	18-2117		001-2200-421.41-20	CASE 18-2115 CONFIDENTIAL INFORMANT	375.00
			18-2139		001-2200-421.41-20	CASE 18-2117 CONFIDENTIAL INFORMANT	375.00
166008	9/6/2018	BENNETT, MICHAEL	SEPTEMBER 2018		001-0000-204.31-00	CASE 18-2139 CONFIDENTIAL INFORMANT	69,964.40
			TUIT REIMB 8/18		001-1300-412.25-09	HEALTH INSURANCE PREMIUMS SEPTEMBER 2018	1,950.00
166009	9/6/2018	BLUE SHIELD OF CALIFORNIA	FEB 18 - JUL 18		675-7020-473.42-36	TUITION REIMBURSEMENT PER TEAMSTERS MOU	111.17
166010	9/6/2018	BOEHM, REGINA	10408		001-2200-421.23-03	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018 - JUL 2018	440.00
166011	9/6/2018	BOOTH, CATHY	TRAVEL 8/2018		001-0000-218.22-22	CHIEF DUES - MEMBERSHIP JULY 1,2018 - JUNE 30,2019	470.90
166012	9/6/2018	CALIFORNIA POLICE CHIEFS ASSN	000033929		001-2200-421.23-06	HOTEL REIMBURSEMENT FOR FTO COURSE @ RIO HONDO	22.11
166013	9/6/2018	CAMPA, ERIC	NSP7609	029175	001-2800-441.89-48	UB CR REFUND-FINALS 000009278	294.82
166014	9/6/2018	CASTRO, SALVADOR & RAFAEL				DELL MONITORS	
166015	9/6/2018	CDW GOVERNMENT, INC					

**City of Banning**

Warrant Number	Warrant Date	Vendor Name	Invoice Number	P.O. Number	Account Number	Payment Description	Warrant Amount
166015	9/13/2018	CDW GOVERNMENT, INC	NVR24366	029175	001-2800-441.89-48	RETURNED MONITORS	(244.31)
166016	9/16/2018	CELL BUSINESS EQUIPMENT (CBE)	IN2043115 IN2044532_18	028696 028696	703-3700-480.36-00 001-2200-421.20-06 001-4000-461.30-06 001-4000-461.30-06 001-4500-412.30-06 610-5800-434.30-06 650-6300-471.30-06 670-7000-473.30-06 761-3100-480.30-06 001-2200-421.30-06 001-4000-461.30-06 001-4500-412.30-06 610-5800-434.30-06 660-6300-471.30-06 670-7000-473.30-06 761-3100-480.30-06 661-6300-471.95-09 001-0000-218.22-22 001-2300-424.33-90 001-3200-412.30-21 001-3200-412.30-21 001-3200-412.30-21 001-3200-412.30-21 675-7020-473.42-41 001-4010-461.41-04 001-4010-461.41-04 702-3800-480.30-05 702-3800-480.30-05 702-3800-480.30-05 702-3800-480.30-05 702-3800-480.30-52 670-7000-473.23-06 670-7000-473.23-05 670-7000-473.23-06 670-7000-473.23-06 001-2200-421.26-09 100-0000-232.00-00 101-0000-232.00-00 001-0000-218.22-22 001-0000-201.10-00 001-2200-421.36-62 001-0000-218.22-22 001-2200-421.23-04 675-7020-473.42-36 675-7020-473.42-36 675-7020-473.42-35 001-2200-421.26-05 001-2400-422.26-05 001-4500-412.26-05 660-6300-471.26-05 670-7000-473.26-05 702-3800-480.26-05 001-2200-421.26-05 001-2200-421.26-05 703-3700-480.30-17 001-2200-421.26-05 001-2200-421.26-05	COPIER STAPLES COPIER MAINTENANCE COPIER MAINTENANCE COPIER MAINTENANCE COPIER MAINTENANCE COPIER MAINTENANCE COPIER MAINTENANCE COPIER MAINTENANCE COPIER MAINTENANCE COPIER MAINTENANCE PL ASSEMBLY, LABOR UB CR REFUND-FINALS 000000656 ANIMAL CONTROL SERVICES JUL 1, 2018 - JUL 31, 2018 A/C REPAIR AT POLICE DEP COMPRESSOR AT CITY HALL COMPRESSOR AT CITY HALL A/C REPAIRS AT CITY YARD A/C REPAIR AT CITY YARD ENERGY STAR PRODUCT ROOM AIR CONDITIONER MINNOW SLIDE - P02918 CLASS 1 CLASSIFICATION MINNOW SLIDE - P02918 UA INSPECTION BIG SLIDE PERMIT - P02917 UA INSPNTN 749 N SAN G #621 ENGINE LIGHT FUEL PUMP REPAIR #835 A/C REPAIRS & PARTS #835 A/C REPAIRS & PARTS METER SCHOOL MEALS 8/20/18 - 8/24/18 SEATTLE WEI NEMS TO/FROM AIRPORT RENTAL CAR REIMBURSEMENT METER SCHOOL SEATTLE WA MEALS 08/20/18-08/24/18 WEI NEMS MILEAGE 08/20/18-08/24/18 WEI NEMS ACCT # 038204005 AUG 9, 2018 - SEP 8, 2018 TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010) TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010) UB CR REFUND-FINALS 000019440 SALES TAX SPECIAL DEPT SUPPLIES UB CR REFUND-FINALS 000004068 UB CR REFUND-FINALS 000024150 PACKAGE DELIVERY SVS ENERGY ASSISTANCE PROGRAM REBATE JAN 2018 - JUN 2018 ENERGY ASSISTANCE PROGRAM REBATE JUL 2017 - DEC 2017 RESIDENTIAL CENTRAL A/C SUT SYSTEM - REBATE 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 213-019-7968 AUG 7, 2018 - SEP 6, 2018 213-181-7186 AUG 19, 2108-SEP 18, 2018 951-849-1575 AUG 13, 2018 - SEP 12, 2018 951-849-4533 AUG 4, 2018 - SEP 3, 2018	106.67 110.32 168.41 2,249.13 168.39 138.89 293.09 485.51 110.32 168.38 2,249.13 168.39 138.89 293.08 485.49 1,120.22 212.33 18,381.20 561.98 4,900.00 4,300.00 345.00 937.09 150.00 25.00 97.50 462.50 651.13 882.80 399.00 860.15 154.00 50.03 540.83 0.00 0.00 19.00 18,374.09 4,274.89 86.20 0.00 0.00 45.44 75.59 103.87 115.39 194.08 600.00 45.95 27.75 1,021.74 492.75 222.34 56.72 309.57 461.88 127.33 47.44
166017	9/16/2018	CLA-VAL	752705	028914	001-2800-441.89-48	RETURNED MONITORS	(244.31)
166018	9/16/2018	CORTEZ, BIANCA	000095699	028696	703-3700-480.36-00	COPIER STAPLES	106.67
166019	9/16/2018	COUNTY OF RIVERSIDE-ANIMAL CONTROL	AINV000001369	028696	001-2200-421.20-06	COPIER MAINTENANCE	110.32
166020	9/16/2018	COUTS HEATING & COOLING, INC	SVCCE08928	029105	001-4000-461.30-06	COPIER MAINTENANCE	168.41
			SVCCE08929	029141	001-4500-412.30-06	COPIER MAINTENANCE	2,249.13
			SVCCE08930	029105	610-5800-434.30-06	COPIER MAINTENANCE	168.39
			SVCCE08932	029105	670-7000-473.30-06	COPIER MAINTENANCE	138.89
			SVCCE08933	029105	761-3100-480.30-06	COPIER MAINTENANCE	293.08
			76707 2002	029105	001-2200-421.30-06	COPIER MAINTENANCE	485.49
			P 1571384 SW	029105	001-0000-218.22-22	PL ASSEMBLY, LABOR	1,120.22
166021	9/16/2018	D'SILVA, OLIVER	000095699	028914	001-0000-218.22-22	UB CR REFUND-FINALS 000000656	212.33
166022	9/16/2018	DEPT. OF INDUSTRIAL RELATIONS	AINV000001369	029105	001-2300-424.33-90	ANIMAL CONTROL SERVICES JUL 1, 2018 - JUL 31, 2018	18,381.20
			SVCCE08928	029141	001-3200-412.30-21	A/C REPAIR AT POLICE DEP	561.98
			SVCCE08929	029141	001-3200-412.30-21	COMPRESSOR AT CITY HALL	4,900.00
			SVCCE08930	029141	001-3200-412.30-21	COMPRESSOR AT CITY HALL	4,300.00
			SVCCE08932	029105	001-3200-412.30-21	A/C REPAIRS AT CITY YARD	345.00
			SVCCE08933	029105	001-3200-412.30-21	A/C REPAIR AT CITY YARD	937.09
			76707 2002	029105	001-3200-412.30-21	A/C REPAIR AT CITY YARD	150.00
			P 1571384 SW	029105	675-7020-473.42-41	ENERGY STAR PRODUCT ROOM AIR CONDITIONER	25.00
			P 1571385 SN	029105	001-4010-461.41-04	MINNOW SLIDE - P02918 UA INSPECTION	97.50
166023	9/16/2018	DIAMOND HILLS CHEVROLET BUICK GMC	32956	029071	001-4010-461.41-04	BIG SLIDE PERMIT - P02917 UA INSPNTN 749 N SAN G	462.50
			32703	029071	702-3800-480.30-05	#621 ENGINE LIGHT	651.13
			32878	029071	702-3800-480.30-05	FUEL PUMP REPAIR	882.80
				029071	702-3800-480.30-05	#835 A/C REPAIRS & PARTS	399.00
				029071	702-3800-480.30-52	#835 A/C REPAIRS & PARTS	860.15
166024	9/16/2018	DIAZ, RICK	MEALS 8/20-8/24 MILEAGE 8/2018 TRAVEL 8/2018		670-7000-473.23-06 670-7000-473.23-05 670-7000-473.23-06 670-7000-473.23-06 001-2200-421.26-09 100-0000-232.00-00 101-0000-232.00-00	METER SCHOOL MEALS 8/20/18 - 8/24/18 SEATTLE WEI NEMS TO/FROM AIRPORT RENTAL CAR REIMBURSEMENT METER SCHOOL SEATTLE WA MEALS 08/20/18-08/24/18 WEI NEMS MILEAGE 08/20/18-08/24/18 WEI NEMS ACCT # 038204005 AUG 9, 2018 - SEP 8, 2018 TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010) TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010)	154.00 50.03 540.83 0.00 0.00 19.00 18,374.09 4,274.89
166025	9/16/2018	DIAZ, RICK	MEALS 8/20-8/24 MILEAGE 8/20-24 34833475813	028665	001-2200-421.26-09 100-0000-232.00-00 101-0000-232.00-00	ACCT # 038204005 AUG 9, 2018 - SEP 8, 2018 TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010) TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010)	154.00 50.03 540.83
166026	9/16/2018	DIRECTV	5	028665	001-2200-421.26-09 100-0000-232.00-00 101-0000-232.00-00	ACCT # 038204005 AUG 9, 2018 - SEP 8, 2018 TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010) TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010)	154.00 50.03 540.83
166027	9/16/2018	ELECNR BELCO ELECTRIC, INC	000097021 134096A	028665	001-2200-421.26-09 100-0000-232.00-00 101-0000-232.00-00	ACCT # 038204005 AUG 9, 2018 - SEP 8, 2018 TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010) TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010)	154.00 50.03 540.83
166028	9/16/2018	ELLIS, LAWRENCE	000097021	028665	001-2200-421.26-09 100-0000-232.00-00 101-0000-232.00-00	ACCT # 038204005 AUG 9, 2018 - SEP 8, 2018 TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010) TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010)	154.00 50.03 540.83
166029	9/16/2018	EVIDENT, INC.	134096A	028665	001-2200-421.26-09 100-0000-232.00-00 101-0000-232.00-00	ACCT # 038204005 AUG 9, 2018 - SEP 8, 2018 TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010) TRAFFIC SIGNAL SYS PROJ HSJPL-S214(010)	154.00 50.03 540.83
166030	9/16/2018	EXPERT REAL ESTATE & INVESTMEN	000096231	029127	001-2200-421.36-62 001-0000-218.22-22	SPECIAL DEPT SUPPLIES UB CR REFUND-FINALS 000004068 UB CR REFUND-FINALS 000024150	0.00 45.44 75.59
166031	9/16/2018	FEDEX	6-278-88833	029080	001-2200-421.23-04 675-7020-473.42-36 675-7020-473.42-36 675-7020-473.42-35 001-2200-421.26-05 001-2400-422.26-05 001-4500-412.26-05 660-6300-471.26-05 670-7000-473.26-05 702-3800-480.26-05 001-2200-421.26-05 001-2200-421.26-05 703-3700-480.30-17 001-2200-421.26-05 001-2200-421.26-05	PACKAGE DELIVERY SVS ENERGY ASSISTANCE PROGRAM REBATE JAN 2018 - JUN 2018 ENERGY ASSISTANCE PROGRAM REBATE JUL 2017 - DEC 2017 RESIDENTIAL CENTRAL A/C SUT SYSTEM - REBATE 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 213-019-7968 AUG 7, 2018 - SEP 6, 2018 213-181-7186 AUG 19, 2108-SEP 18, 2018 951-849-1575 AUG 13, 2018 - SEP 12, 2018 951-849-4533 AUG 4, 2018 - SEP 3, 2018	103.87 115.39 194.08 600.00 45.95 27.75 1,021.74 492.75 222.34 56.72 309.57 461.88 127.33 47.44
166032	9/16/2018	FEENEY, MICHAEL	JAN 18 - JUN 18 JUL 17 - DEC 17 49327-24376719	029080	001-2200-421.23-04 675-7020-473.42-36 675-7020-473.42-36 675-7020-473.42-35 001-2200-421.26-05 001-2400-422.26-05 001-4500-412.26-05 660-6300-471.26-05 670-7000-473.26-05 702-3800-480.26-05 001-2200-421.26-05 001-2200-421.26-05 703-3700-480.30-17 001-2200-421.26-05 001-2200-421.26-05	PACKAGE DELIVERY SVS ENERGY ASSISTANCE PROGRAM REBATE JAN 2018 - JUN 2018 ENERGY ASSISTANCE PROGRAM REBATE JUL 2017 - DEC 2017 RESIDENTIAL CENTRAL A/C SUT SYSTEM - REBATE 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 213-019-7968 AUG 7, 2018 - SEP 6, 2018 213-181-7186 AUG 19, 2108-SEP 18, 2018 951-849-1575 AUG 13, 2018 - SEP 12, 2018 951-849-4533 AUG 4, 2018 - SEP 3, 2018	103.87 115.39 194.08 600.00 45.95 27.75 1,021.74 492.75 222.34 56.72 309.57 461.88 127.33 47.44
166033	9/16/2018	FORESTER, CHRISTIAN	2091885918AUG18	029080	001-2200-421.23-04 675-7020-473.42-36 675-7020-473.42-36 675-7020-473.42-35 001-2200-421.26-05 001-2400-422.26-05 001-4500-412.26-05 660-6300-471.26-05 670-7000-473.26-05 702-3800-480.26-05 001-2200-421.26-05 001-2200-421.26-05 703-3700-480.30-17 001-2200-421.26-05 001-2200-421.26-05	PACKAGE DELIVERY SVS ENERGY ASSISTANCE PROGRAM REBATE JAN 2018 - JUN 2018 ENERGY ASSISTANCE PROGRAM REBATE JUL 2017 - DEC 2017 RESIDENTIAL CENTRAL A/C SUT SYSTEM - REBATE 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 213-019-7968 AUG 7, 2018 - SEP 6, 2018 213-181-7186 AUG 19, 2108-SEP 18, 2018 951-849-1575 AUG 13, 2018 - SEP 12, 2018 951-849-4533 AUG 4, 2018 - SEP 3, 2018	103.87 115.39 194.08 600.00 45.95 27.75 1,021.74 492.75 222.34 56.72 309.57 461.88 127.33 47.44
166034	9/16/2018	FRONTIER COMMUNICATIONS	2130197968AUG18 2131817186AUG18 9518491575AUG18 9518494533AUG18	029080	001-2200-421.23-04 675-7020-473.42-36 675-7020-473.42-36 675-7020-473.42-35 001-2200-421.26-05 001-2400-422.26-05 001-4500-412.26-05 660-6300-471.26-05 670-7000-473.26-05 702-3800-480.26-05 001-2200-421.26-05 001-2200-421.26-05 703-3700-480.30-17 001-2200-421.26-05 001-2200-421.26-05	PACKAGE DELIVERY SVS ENERGY ASSISTANCE PROGRAM REBATE JAN 2018 - JUN 2018 ENERGY ASSISTANCE PROGRAM REBATE JUL 2017 - DEC 2017 RESIDENTIAL CENTRAL A/C SUT SYSTEM - REBATE 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 209-188-5918 JUL 28, 2018 - AUG 27, 2018 213-019-7968 AUG 7, 2018 - SEP 6, 2018 213-181-7186 AUG 19, 2108-SEP 18, 2018 951-849-1575 AUG 13, 2018 - SEP 12, 2018 951-849-4533 AUG 4, 2018 - SEP 3, 2018	103.87 115.39 194.08 600.00 45.95 27.75 1,021.74 492.75 222.34 56.72 309.57 461.88 127.33 47.44



City of Banning  
Warrant List Detail September 2018

Warrant Number	Warrant Date	Vendor Name	Invoice Number	P.O. Number	Account Number	Payment Description	Warrant Amount
166034	4/3/18	FRONTIER COMMUNICATIONS	9518498256AUG18		001-2200-421.26-05	951-849-8256 AUG 16, 2018 - SEP 15, 2018	969.96
166035	9/6/2018	GARCIA, JAMES	SEP 17 - FEB 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE SEP 2017 - FEB 2018	119.11
166036	9/5/2018	GAS COMPANY, THE	07702683751AG18		001-2200-421.26-06	125 E RAMSEY ST JUL 16, 2018 - AUG 14, 2018	54.30
			13392459007AG18		600-5100-435.26-06	AIRPORT NATURAL GAS JUL 20, 18-AUG 21, 18	15.88
166037	9/6/2018	HAWLEY, CLARK	57627-39692		675-7020-473.42-35	RESIDENTIAL CENTRAL A/C SPLIT SYSTEM - REBATE	2,000.00
166038	9/6/2018	HINDERLITER DE LLAMAS & ASSOCIATES	6029461-IN		001-1900-412.33-11	AUDIT SERV SALES TX Q1/18	163.31
						SALES TAX 3RD QUARTER	900.00
						PAINT & SUPPLIES	149.94
166039	9/6/2018	HOME DEPOT #8987	7101219	025093	001-3200-412.30-02	RESIDENTIAL CENTRAL A/C SPLIT SYSTEM - REBATE	2,500.00
166040	9/6/2018	HOWLAND, JOHANNE	48561-24130*19		675-7020-473.42-35	UB CR REFUND-FINALS 00000712	111.97
166041	9/6/2018	JC IMP EXP, INC	000096615		001-0000-218.22-22	UB CR REFUND-FINALS 000011394	68.00
166042	9/6/2018	JONES, JERRY L	000095689		001-0000-218.22-22	KAISER PREMIUMS GROUP 101565-0002	43,020.36
166043	9/6/2018	KAISER FOUNDATION HEALTH	SEPTEMBER 2018		001-0000-204.31-00	KAISER PREMIUMS GROUP 101565-0006	7,917.72
166044	9/6/2018	KASKO, CINDY	000097295		001-0000-218.22-22	UB CR REFUND-FINALS 000011670	42.91
166045	9/6/2018	KNORR, KATHY	MAR 17 - AUG 17		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE MAR 2017 - AUG 2017	103.15
166046	9/6/2018	LITHOPASS PRINTING, FORMS,	47703		001-1000-411.36-00	BUSINESS CARDS DANIELA ANDRADE	43.10
166047	9/6/2018	MEADOWS, FRANK	JAN 17 - JUN 17		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE JAN 2017-JUN 2017	121.48
			JUL 17 - DEC 17		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE JUL 2017-DEC 2017	185.92
166048	9/6/2018	MENDOZA, SALVADOR	JAN 18 - JUN 18	029189	675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE JAN 2018 -JUN 2018	76.37
166049	9/6/2018	MERCHANTS BUILDING MAINTENANCE, LLC	496368		001-2200-421.33-18	CUSTODIAL SERVICES PD	2,438.61
166050	9/6/2018	MOODY, BETSY	000073295	029157	001-0000-218.22-22	UB CR REFUND-FINALS 000014672	60.63
166051	9/6/2018	MORONGO BAND OF MISSION INDIANS	93142		001-2200-421.33-11	CAR WASH TICKETS (230)	805.00
166052	9/6/2018	NETTZEL, RONALD	36757-3382*19	029081	675-7020-473.42-35	RESIDENTIAL CENTRAL A/C SPLIT SYSTEM - REBATE	1,500.00
166053	9/6/2018	ON TRAC	8811966		001-1300-412.23-04	HUMAN RESOURCES S&H	5.66
166054	9/6/2018	ONTIVEROS, CONSUELO & PEDRO	DEC 17 - MAY 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE DEC 2017 -MAY 2018	92.55
166055	9/6/2018	ORNELAS, NICOLASA M	000066959		001-0000-218.22-22	UB CR REFUND-FINALS 000007200	131.60
166056	9/6/2018	PHILLIPS, DENISE	64117-15202*19	029076	675-7020-473.42-35	RESIDENTIAL CENTRAL A/C SPLIT SYSTEM - REBATE	2,000.00
166057	9/6/2018	PI MANUFACTURING CORP.	913906		703-3700-480.36-56	COMPUTER REPAIR PARTS	71.13
166058	9/6/2018	PIMENTEL, JOSHUA SEAN	000070285		001-0000-218.22-22	UB CR REFUND-FINALS 000019450	207.34
166059	9/6/2018	PLAYHOUSE BOWL ASSOCIATION, INC.	CONCERTS 2018		001-5400-446.41-59	FUNDING EVENINGS IN PARK RESOLUTION 2017-76	12,500.00
166060	9/6/2018	PRESS-ENTERPRISE, THE	0011132398	029184	610-5800-434.23-16	MAINTENANCE WORKER JOB AD PLACED 6/07/2018	486.94
166061	9/6/2018	PRUDENTIAL OVERALL SUPPLY	22634978		610-5800-434.23-16	UNIFORM SERVICE	20.75
					610-5800-434.25-02	UNIFORM SERVICE	43.43
					610-5850-434.25-02	UNIFORM SERVICE	3.89
					001-3600-461.25-02	UNIFORM SERVICE	12.30
					610-5800-434.23-16	UNIFORM SERVICE	33.63
					610-5800-434.25-02	UNIFORM SERVICE	20.75
					610-5850-434.25-02	UNIFORM SERVICE	43.43
					001-3600-461.25-02	UNIFORM SERVICE	3.89
					761-3110-480.25-02	UNIFORM SERVICE	12.30
					610-5800-434.23-16	UNIFORM SERVICE	33.63
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					610-5800-434.25-02	UNIFORM SERVICE	43.43
					001-3600-461.25-02	UNIFORM SERVICE	12.30
					610-5800-434.23-16	UNIFORM SERVICE	33.63



City of Banning  
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Warrant Number	Warrant Date	Vendor Name	Invoice Number	P.O. Number	Account Number	Payment Description	Warrant Amount
166062	9/6/2018	RDFN VENTURES, INC.	22657125	029184	001-3600-461.25-02	UNIFORM SERVICE	12.30
166063	9/6/2018	RDL HOLDINGS, INC	22657127	029184	761-3110-480.25-02	FSR UNIFORMS	33.63
166064	9/6/2018	RELIABLE WORKPLACE SOLUTIONS	22657128	029184	670-7000-473.25-02	ELECT UNIFORM SERVICE	139.29
			22660385	029184	610-5800-434.23-16	UNIFORM SERVICE	20.75
					610-5800-434.25-02	UNIFORM SERVICE	48.52
					610-5850-434.25-02	UNIFORM SERVICE	3.89
			22660405	029184	001-3600-461.25-02	UNIFORM SERVICE	12.30
			22660407	029184	761-3110-480.25-02	FSR UNIFORMS	26.23
			22660408	029184	670-7000-473.25-02	ELECT UNIFORM SERVICE	139.29
			22664131	029184	610-5800-434.23-16	UNIFORM SERVICE	20.75
					610-5800-434.25-02	UNIFORM SERVICE	52.41
			22664150	029184	100-4900-431.25-02	STREET UNIFORMS	14.25
			22664151	029184	001-3600-461.25-02	PARKS UNIFORM	12.30
			22664152	029184	001-3200-412.25-02	BUILDING MAIN. UNIFORMS	5.68
			22664154	029184	670-7000-473.25-02	ELECT UNIFORM SERVICE	139.29
			000095961		001-0000-218.22-22	UB CR REFUND-FINALS 00000784	119.15
			000097529		001-0000-218.22-22	UB CR REFUND-FINALS 000017904	142.28
			AR67196		700-5040-480.36-00	PRINTER CARTRIDGES	411.17
			AR70473		001-2200-421.30-06	TONER CARTRIDGE LASER JET FOR EVIDENCE & PROPERTY	88.14
			AR70622	028519	001-2200-421.30-06	B/W & COLOR COPIES	56.91
166065	9/6/2018	RIV. CO. CLERK RECORDER	APN 419-082-010		001-2740-442.23-07	REAL ESTATE FRAUD TRUST 5344 W RAMSEY ST	10.00
166066	9/6/2018	RIV. CO. CLERK RECORDER	APN 419-280-010		001-2740-442.23-07	RELEASE PEND/ LIEN BY GOV 5344 W RAMSEY ST	12.00
166067	9/6/2018	RIV. CO. CLERK RECORDER	APN 540-170-040		001-2740-442.23-07	RELEASE PEND/ LIEN BY GOV 136 LESLIE CT	12.00
166068	9/6/2018	RIV. CO. CLERK RECORDER	APN 541-132-017		001-2740-442.23-07	REAL ESTATE FRAUD TRUST 515 W RAMSEY ST	10.00
166069	9/6/2018	RIV. CO. CLERK RECORDER	APN 543-050-014		001-2740-442.23-07	RELEASE PEND/ LIEN BY GOV 515 W RAMSEY ST	12.00
166070	9/6/2018	RIV. CO. CLERK RECORDER	APN 543-221-010		660-6300-471.36-00	RELEASE PEND/ LIEN BY GOV 247 N ALLEN ST	11.50
166071	9/6/2018	ROCHA, LETICIA	MAR 17 - AUG 17		675-7020-473.42-36	RELEASE PEND/ LIEN BY GOV 375 E CHARLES ST	176.85
			SEP 17 - FEB 18		675-7020-473.42-36	RELEASE PEND/ LIEN BY GOV 375 E CHARLES ST	146.21
166072	9/6/2018	ROW TRAFFIC SAFETY, INC	16037	029084	855-9500-490.90-30	PATH OF TRAVEL & PARKING	147.08
166073	9/6/2018	SARGEANT, SUSAN	FEB 18 - JUL18	029197	001-4500-412.33-11	ENERGY ASSISTANCE PROGRAM REBATE MAR 2017 - JUL 2018	178.97
166074	9/6/2018	SHRED-IT USA, LLC	8125363609	029130	703-3700-480.30-17	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018 - JUL 2018	115.60
166075	9/6/2018	SOFTWARE ONE, INC	US-PSI-707534		001-5400-446.41-36	CITY HALL PU 7/19 & 8/10	49,151.90
166076	9/6/2018	SOUTHERN CALIFORNIA EDISON COMPANY	7500896626		001-5400-446.41-36	BILL OF SALE FORM 44 SALE NO 05-18-620	3,576.00
166077	9/6/2018	STAGECOACH DAYS ASSOCIATION	2018 DONATION		001-1900-412.36-00	DONATION TO FUND RENTAL OF BLEACHERS 2018	16,326.00
			3385780898	029099	001-1900-412.36-00	ANNUAL SPONSORSHIP 2018 PER RESOLUTION 2018-99	10,000.00
166078	9/6/2018	STAPLES BUSINESS ADVANTAGE	3385780898	029099	001-1900-412.36-00	OFFICE SUPPLIES FOR ASD	79.74
166079	9/6/2018	T-MOBILE	3385780898	029099	001-1900-412.36-00	OFFICE SUPPLIES FOR ASD	145.06
166080	9/6/2018	TERRY, KENNETH	9328293083		001-2200-421.33-11	GPS LOCATE PING 8/14/18	102.00
166081	9/6/2018	TKE ENGINEERING, INC	82205-261219		675-7020-473.42-35	RESIDENTIAL CENTRAL A/C SPLIT SYSTEM - REBATE	1,500.00
			2016-522		002-0000-222.30-28	RANCHO SAN G ENGINEERING PO 28186 CLOSED	13,160.00
					002-3000-351.35-61	RANCHO SAN G ENGINEERING	(13,160.00)
					002-3000-442.33-53	RANCHO SAN G ENGINEERING PO 28186 CLOSED	(2,875.00)
						RANCHO SAN G ENGINEERING	13,160.00
166082	9/6/2018	UNITED ROTARY BRUSH CORPORATION	306356	029198	100-4900-431.38-57	RANCHO SAN G ENGINEERING	2,875.00
166083	9/6/2018	UTILITY TREE SERVICE	7301318	028387	670-7000-473.23-17	STREET SWEEPER SUPPLIES	229.51
			75888118	028387	670-7000-473.23-17	TREE TRIMMING W/E 8/4/18	4,400.00
			9812002328	028387	001-1000-411.26-05	TREE TRIMMING W/E 8/18/18	4,400.00
166084	9/6/2018	VERIZON WIRELESS			001-1200-412.26-05	CITY COUNCIL CELL JUL 2, 2018-AUG 1, 2018	38.01
					001-1300-412.26-05	CITY MANAGER CELL JUL 2, 2018-AUG 1, 2018	73.38
					001-1300-412.26-05	HUMAN RESOURCES JUL 2, 2018-AUG 1, 2018	66.58
					001-1900-412.26-05	FINANCE CELL PHONE JUL 2, 2018-AUG 1, 2018	30.33
					001-2200-421.26-05	POLICE CELLS JUL 2, 2018-AUG 1, 2018	865.83
					001-2210-421.26-05	DISPATCH CELL JUL 2, 2018-AUG 1, 2018	11.23

## City of Banning

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Warrant Number	Warrant Date	Vendor Name	Invoice Number	P.O. Number	Account Number	Payment Description	Warrant Amount
166102	4/33/18	BARCOCK LABORATORIES, INC	8080393-0030	028636	660-6300-471.23-32	GENERAL PHYSICAL ANALYSIS	54.00
166103	9/13/2018	BANNING POLICE OFFICERS ASSOC	AUGUST 2018		001-0000-204.50-00	POLICE OFFICER ASSOCIAT DUES FOR AUG 2018	2,200.00
166104	9/13/2018	BEAUMONT DO IT BEST HOME CENTER	461206	029051	001-3600-461.36-00	PKS SUPPLIES	28.17
			461215	029051	702-3800-480.30-02	BR BL VAL	20.25
			461275	029051	702-3800-480.30-02	BUG STOP KILLER	14.54
			461315	029051	001-3200-412.30-02	CLEANERS & WALL BASE	124.87
			461486	029051	001-3200-412.30-02	VALVE & TABS	290.70
			461519	029051	100-4900-431.36-00	KEY & TAPE	25.17
			461530	029051	100-4900-431.36-00	COUPLING, ELBOW & BRUSH	7.40
			461567	029051	001-3200-412.30-01	VINYL TUBE	9.63
166105	9/13/2018	BENHAR, DIANA T	AUGUST 2018		001-4000-461.23-15	WATER EXERCISE INSTRUCT AUGUST 2018	249.90
166106	9/13/2018	BOSTON, LINDA	FEB 18 - JUL 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM FEB 2018 - JUL 2018	77.73
166107	9/13/2018	BPS TACTICAL, INC	18031424	028861	001-2200-421.36-04	LT AVILA VEST COVER	598.01
166108	9/13/2018	CALDERON, SANDRA B	MILEAGE8/30/18		001-2800-441.25-05	DELIVERY OF PC AGENDA REGULAR MEETING 9/5/18	10.90
166109	9/13/2018	CALIFORNIA LAW ENFORCE ASSN	SEPTEMBER 2018		001-0000-204.80-13	POLICE LTD PREMIUMS FOR SEPTEMBER 2018	588.00
166110	9/13/2018	CAVANAUGH & ASSOCIATES, P.A.	WE 18 082-1	029175	660-6300-471.33-11	AWWA WATER AUDIT VALIDATI	2,500.00
166111	9/13/2018	CDW GOVERNMENT, INC	NFS0533	029175	660-6300-471.89-49	ADOBE ACRBAT FOR TAMMI	377.29
			NWT3889	029175	100-4900-431.89-48	COMPUTER FOR STREETS DEP	938.73
			N2C6306	029175	670-7000-473.89-48	LAPTOPS/MONITERS	7,367.48
			5011573779	029202	001-4010-461.36-09	FIRST AID SUPPLIES	8.86
			5011573780	029202	001-4000-461.36-09	ALCOHOL PADS	8.86
166112	9/13/2018	CINTAS CORPORATION 2	5011573782	029202	001-4000-461.36-09	1ST AID KIT SUPPLIES	13.11
			MIAR 18 - AUG 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM MAR 2018 - AUG 2018	133.65
166113	9/13/2018	CLINKSCALE, LAVONIA	0954-465016	029085	670-7000-473.45-16	YEL TAPE/SPICING TAPE	181.42
166114	9/13/2018	CONSOLIDATED ELECTRICAL	SOP47214	029227	001-1300-412.41-17	POLICE ASST WRITTEN EXAM	671.00
166115	9/13/2018	COOPERATIVE PERSONNEL SVCS.	81907022	029225	001-3000-412.30-17	ENGINEERING METROSCAN	66.68
166116	9/13/2018	CORELOGIC INFORMATION SOLUTIONS INC	33772	029071	702-3800-480.30-05	#831 TRUCK ALIGNMENT	79.95
166117	9/13/2018	DIAMOND HILLS CHEVROLET BUICK GMC	33961	029205	660-6300-471.45-16	BREAKER, ASPHALT CUTTER	1,289.77
166118	9/13/2018	ELITE EQUIPMENT	EYEWEAR REIMB 8/18		670-7000-473.25-10	EYEWEAR REIMB 8/18 PER UTILITY UNIT MDU	176.00
166119	9/13/2018	ELIZONDO, MARIO	106-264956	029155	702-3800-480.38-52	#241 CLUTCH ASY- FAN	198.30
166120	9/13/2018	FACTORY MOTOR PARTS	05P16316	029053	702-3800-480.36-00	SHOP-BATTERY POST	20.71
166121	9/13/2018	FLEET SERVICES INC	2090560495SEP18		001-4500-412.26-05	959-056-0495 AUG 28, 2018-SEP 27, 2018	933.26
166122	9/13/2018	FRONTIER COMMUNICATIONS	9518493260SEP18		001-4500-412.26-05	951-849-3260 AUG 28, 2018-SEP 27, 2018	247.19
			FEB 18 - JUL 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018 - JUL 2018	84.32
166123	9/13/2018	HARDER, TERRY	18-597-102-8	028830	663-6300-471.95-10	PROJECT 2016-02W RETAINAGE	(6,851.22)
166124	9/13/2018	HEMET MANUFACTURING COMPANY, INC			663-6300-471.95-10	PROJECT 2016-02W	137,024.65
			1020456	029093	001-3200-412.30-02	PAINT FOR ELEC DEP	46.41
			3012683	029093	670-7000-473.30-02	SHELF UNIT/HARDWARE	248.01
			6014990	029093	001-3200-412.30-02	WALL PLATES	5.70
			411		001-4000-461.23-15	TAI CHI INSTR AUG 2018	14.00
166126	9/13/2018	HOO, JILL G	AUGUST 2018		660-6300-471.23-03	MEMBERSHIP RENEWAL	25.00
166127	9/13/2018	I C W A	411		660-6300-471.23-03	LUNCH MTGS FOR 2018, 2019 AUG, 2018-JUN 2019	250.00
166128	9/13/2018	I.B.E.W. LOCAL 47	AUGUST 2018		001-0000-204.80-01	GEN/UTILITY UNION DUES FOR AUGUST 2018	7,909.25
166129	9/13/2018	I.B.E.W. LOCAL 47 (PAC)	AUGUST 2018		001-0000-204.80-01	PAC DUES FOR AUG 2018 FOR AUGUST 2018	52.00
166130	9/13/2018	IBEW LOCAL 47 RETIREE MEDICAL TRUST	20180914		001-0000-204.80-01	PAYROLL SUMMARY	2,102.10
166131	9/13/2018	ICMA RETIREMENT TRUST 457	20180914		700-5040-480.33-11	PAYROLL SUMMARY	995.69
166132	9/13/2018	JACKSON LEWIS PC	7182304	029214	001-2200-421.30-17	PROFESS SERVS THR 7/31/18	2,323.00
166133	9/13/2018	LEXISNEXIS RISK SOLUTIONS	160860120180731	029214	001-2200-421.30-17	JULY 2018 SUBSCRIPTION	100.00
			160860120180831	029214	001-2200-421.30-17	AUGUST 2018 SUBSCRIPTION	100.00
			C10043320180731	029214	001-2200-421.30-17	DOR ANNUAL LICENSE FEE	6,813.70
			4324	029224	001-3200-412.30-02	TROUBleshoot POLICE SIGN	347.50
166134	9/13/2018	M BRY ELECTRIC, INC	MAR 18 - AUG 18		675-7020-412.30-02	ENERGY ASSISTANCE PROGRAM MAR 2018 - AUG 2018	73.00
166135	9/13/2018	MACDONALD, DOUGLAS	TUIT REIMB 8/18		001-1300-412.25-09	TUTION REIMBURSEMENT FY 18/19 PER GEN UNIT MOU	1,801.78
166136	9/13/2018	MARTIN, VALERIA	30887	028950	660-6300-471.45-08	TOP PLATE ASSEMBLY REPAIR	921.41
166137	9/13/2018	MC CALL'S METER SALES	1024446	028880	663-6300-471.95-10	CONTRACT ADMIN SERVICES	4,172.51
166138	9/13/2018	MICHAEL BAKER INTERNATIONAL, INC	AUGUST 2018		001-4000-461.23-15	TOT TIME INSTRUCTION AUGUST 2018	147.00
166139	9/13/2018	MORGAN, DEIDRA J	063950	029135	702-3800-480.38-52	#241 SHERP BLT & GREASE	51.69
166140	9/13/2018	NAPA AUTO PARTS	063956	029135	702-3800-480.38-52	SHOP- DIELECTRIC GREASE	7.53
166141	9/13/2018	NATIONWIDE RETIREMENT SOLUTIONS	20180914		001-0000-204.16-00	PAYROLL SUMMARY	7,219.91



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166142	9/13/2018	NEVINS, PATTY	TUT REIMB 8/18		001-1300-412.25-09	TUTION REIMB 8/2018 RESOLUTION 2016-112	3,500.00
166143	9/13/2018	O'REILLY AUTO PARTS	2678-140677	029153	702-3800-480.38-52	#313 AIR & OIL FILTER	20.67
			2678-140679	029153	702-3800-480.38-52	#312 OIL FILTER	4.08
			2678-140680	029153	702-3800-480.38-52	#312 AIR FILTER	13.01
			2678-140743	029153	702-3800-480.38-52	#817 PRIMER BULB	6.13
			2678-142011	029153	702-3800-480.38-52	#032 AIR FILTER	8.46
			2678-142038	029153	702-3800-480.38-52	FUEL ISLAND GAGE & CHUCK	20.63
			2678-142559	029153	702-3800-480.38-52	#604 MONRO-MATIC+	49.37
166144	9/13/2018	ORONA, DIANE	MAR 18 - AUG 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM MAR 2018 - AUG 2018	173.06
166145	9/13/2018	PARKHOUSE TIRE, INC.	2010581953	029040	702-3800-480.23-49	TIRES	14.00
					702-3800-480.38-52	TIRES	3,716.69
166146	9/13/2018	PARS	20180914		001-0000-204.25-00	PAYROLL SUMMARY	526.61
166147	9/13/2018	PARTS AUTHORITY METRO, LLC	062-654525	029154	702-3800-480.38-52	#241 BALL BEARING	27.82
			062-692626	029154	702-3800-480.38-52	#032 TPMS SENSOR	30.00
			091-114566	029154	702-3800-480.38-52	#226 BX-4	17.07
			091-116095	029154	702-3800-480.38-52	#231 IDLER PULLEY	17.41
			091-116127	029154	702-3800-480.38-52	#231 IDLER PULLEY	16.52
			091-116950	029154	702-3800-480.38-52	#241 ENGINE MOUNTS	40.72
			091-116954	029154	702-3800-480.38-52	#231 CENTER SUPPORT	36.42
			091-117094	029154	702-3800-480.38-52	#817 BX-6	2.10
			091-117100	029154	702-3800-480.38-52	#817 & SHOP STARTING FLUI	25.73
			091-117199	029154	702-3800-480.38-52	#61 WEAR PAD & AIR FILTER	46.93
			091-117290	029154	702-3800-480.38-52	#908 & STOCK WAGNER LIGHT	20.31
			091-117595	029154	702-3800-480.38-52	#23 CRC CHEMICALS	13.77
			091-117963	029154	702-3800-480.38-52	#836 CRC CHEMICALS	10.41
			091-117965	029154	702-3800-480.38-52	#32 CABIN FILTER	8.25
			091-118338	029154	702-3800-480.38-52	#211 NB 700-415.1	2.07
			091-118394	029154	702-3800-480.38-52	#23 NB 700-332.1	4.65
			091-118444	029154	702-3800-480.38-52	#4 AIR & OIL FILTER	12.56
			094-117807	029154	702-3800-480.38-52	#4 CABIN FILTER	8.25
166148	9/13/2018	PAYPRO ADMINISTRATORS	47993		001-1300-412.33-11	AUG 2018 COBRA ADMIN	174.00
166149	9/13/2018	PITTMAN, DAVID	MAR 18 - AUG 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE MAR 2018 - AUG 2018	94.91
166150	9/13/2018	PRE-PAID LEGAL SERVICES, INC	AUGUST 2018		001-0000-204.80-07	PREPAID LEGAL PREMS	291.98
166151	9/13/2018	PRICE, RENATA	OCT 17 - MAR 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM OCT 2017 - MAR 2018	67.45
166152	9/13/2018	PRUDENTIAL OVERALL SUPPLY	22620757		660-6300-471.25-02	UNIFORMS-WATER	51.80
			22620758		680-8000-454.25-02	UNIFORMS-WASTEWATER	15.00
			22631543		670-7000-473.25-02	ELECTRIC UNIFORMS SERVICE	139.29
			22660403	029184	702-3800-480.23-16	FLEET UNIFORMS & TOWELS	10.36
					702-3800-480.25-02	FLEET UNIFORMS & TOWELS	17.90
					660-6300-471.25-02	UNIFORMS - WATER	57.10
			22664129	029184	680-8000-454.25-02	UNIFORMS - WASTEWATER	15.00
			22664130	029184	610-5800-434.23-16	UNIFORM SERVICE	20.75
			22664149	029184	610-5800-434.25-02	UNIFORM SERVICE	48.52
					610-5800-434.25-02	UNIFORM SERVICE	3.89
					610-5800-434.25-02	FLEET UNIFORMS & TOWELS	10.36
			22667625	029184	702-3800-480.23-16	FLEET UNIFORMS & TOWELS	17.90
					100-4900-431.25-02	STREET UNIFORMS	14.25
			22667626	029184	001-3600-461.25-02	UNIFORM SERVICE	12.30
			22667627	029184	001-3200-412.25-02	BUILDING MAIN. UNIFORMS	5.68
			22667628	029184	670-7000-473.25-02	ELEC UNIFORM SERVICE	139.29
			22667630	029184	702-3800-480.38-52	GENERATOR- CABLE A	115.14
			PC100009712	029091	702-3800-480.30-05	COMPRESSOR REPAIRS	4,283.02
166153	9/13/2018	QUINN COMPANY	W0100001443		001-2200-421.30-06	B/W & COLOR COPIES	53.04
166154	9/13/2018	RELIABLE WORKPLACE SOLUTIONS	AR70670		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM JULY 2017 - DEC 2017	77.30
166155	9/13/2018	RINALDI, LORETTA	JUL 17 - DEC 17		700-5040-480.40-02	FULL & FINAL SETTLEMENT LIABILITY CLAIM BA1902	428.00
166156	9/13/2018	RIVERA, DINA	BA1902				

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166157	9/13/2018	ROCKWELL, AMBER	MILEAGE 9/5/18	028041	670-7000-473.23-05	MILEAGE TO SCPPA CONF .545x127 MILES	69.21
166158	9/13/2018	ROMO PLANNING GROUP, INC.	2018-07	029052	001-2800-441.33-11	7/1/18-7/28/18	20,060.00
166159	9/13/2018	RON'S BEE SERVICE	1240		660-6300-471.23-24	BEE REMOVAL	200.00
166160	9/13/2018	RUEHLE, TARA SHAWN M	AUGUST 2018		001-4000-461.23-15	BALLET INSTRUCTION AUGUST 2018	0.00
166161	9/13/2018	SALEY, CURTIS	OCT 17 - MAR 18		675-7020-473.42-36	YOGA INSTRUCTION AUGUST 2018	0.00
166162	9/13/2018	SAN BERNARDINO CO SHERIFF'S DEPT	TUITION 9/27/18		001-2200-421.23-06	ENERGY ASSISTANCE PROGRAM REBATE OCT 2017 - MAR 2018	144.32
166163	9/13/2018	SAN BERNARDINO CO SHERIFF'S DEPT	TUITION 9/24-26		001-2200-421.23-06	C-SAYESKI TUITION LIDAR COURSE SBSD9/27/18	35.00
166164	9/13/2018	SAN BERNARDINO PUBLIC EMPLOYEES	AUGUST 2018		001-0000-204.51-00	C-SAYESKI TUITION 9/24-26 RADAR OPER COURSE SBSD	70.00
166165	9/13/2018	SAN GORGONIO PASS DESIGN AND PRINT	10669	029078	001-0000-204.51-00	SBPEA DUES AUGUST 2018 FOR AUGUST 2018	921.25
166166	9/13/2018	SAYESKI, CHRISTOPHER	MEAL 9/27/18		001-4050-461.36-00	PHOTOS	383.59
166167	9/13/2018	SCHUELE, RONALD	MEALS 9/24-9/26		001-2200-421.23-06	UDAR OPERATOR TRAINING SBSD	12.00
166168	9/13/2018	SCHULZE, DOUG	MEAL 18 - AUG 18		001-2200-421.23-06	RADAR OPERATOR TRNG MEALS 9/24 - 9/26 @ SBSD	36.00
166169	9/13/2018	SITEONE LANDSCAPE SUPPLY	452461-CV	029049	675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM MAR 2018 - AUG 2018	102.75
166170	9/13/2018	SMITH, LOIS E	87845577		001-1200-412.23-23	MOVING EXP REIMB 9/12/18	1,954.37
166171	9/13/2018	SPS VAR, LLC	AUGUST 2018		001-3600-461.36-00	PARK SUPPLIES	670.13
166172	9/13/2018	STAPLES BUSINESS ADVANTAGE	3387480711	029160	001-3600-461.36-57	PARK SUPPLIES	179.53
166173	9/13/2018	STATE WATER RESOURCES CONTROL	BANNING082118	029160	001-4000-461.23-15	GUITAR CLASS INSTR AUG 18	28.00
166174	9/13/2018	SUN LIFE FINANCIAL	BANNING090618	029160	703-3700-480.30-17	IBM SOFTWARE MAINTENANCE	3,790.00
166175	9/13/2018	TELEPACIFIC COMMUNICATIONS	3387747632	029099	703-3700-480.30-19	IBM HARDWARE MAINT	3,795.00
166176	9/13/2018	TIME WARNER CABLE	3387747632	029099	702-3800-480.36-00	IBM HARDWARE MAINT	1,045.00
166177	9/13/2018	UNDERHILL, JOHN	3388102462	029194	001-4000-461.36-00	OFFICE SUPPLIES	86.66
166178	9/13/2018	UTILITY TREE SERVICE	98350-18-18		670-7000-473.26-09	OFFICE SUPPLIES	36.40
166179	9/13/2018	VALENCIA, MARIBEL	SEPTEMBER 2018		685-8000-454.61-09	6 EXECUTIVE CHAIRS	1,209.41
166180	9/13/2018	VERIZON WIRELESS	1065830300-0		685-8000-454.61-09	DEBT SERVICE-PRINCIPAL CONTRACT # 98830-550-0	281,736.92
166181	9/13/2018	VISION SECURITY SYSTEMS	COMVMCTR 9/2018		685-8000-454.61-09	DEBT SERVICE-INTEREST CONTRACT # 98830-550-0	22,551.79
166182	9/13/2018	VOSS, MARTHA	CORPVAR09/18		001-0000-204.32-00	LTD-STD PREM SEPT 2018 SEPTEMBER 2018	5,988.53
166183	9/13/2018	WEST COAST SAND & GRAVEL, INC.	PD 9/2018		001-0000-204.32-00	LIFE INS PREM SEPT 2018 SEPTEMBER 2018	4,298.07
166184	9/13/2018	WHENEVER COMMUNICATIONS, LLC	AUG 17 - JAN 18	028387	001-0000-204.32-00	DENTAL PREM SEPT 2018 SEPTEMBER 2018	9,459.42
166185	9/13/2018	WILLDAN FINANCIAL SERVICES	FEB 17 - JUL 17		001-2200-421.26-05	PD PHONE SERVICES AUG 16-SEP 15, 2018	653.30
166186	9/13/2018	WIREMAN, RHONDA	76837618		001-2200-421.26-05	CENTRAL SERVICES AUG 16-SEP 15, 2018	2,231.69
166187	9/13/2018	YEDWALSKY, HARVEY	OCT 17 - MAR 18		670-7000-473.26-07	ETHERNET 176 E. LINCOLN 8/25/18-9/24/18	14.73
166188	9/13/2018	ADRIAN, MARION	9813438703		001-2200-421.26-09	125 E RAMSEY ST 9/1/2018-9/30/2018	89.57
166189	9/13/2018	ADVANCE WORKPLACE STRATEGIES INC	9813541350		001-2060-446.26-09	769 N SAN GORGONIO AVE 9/1/2018-9/30/2018	14.73
166190	9/13/2018	ALBERT A. WEBB ASSOCIATES	9813549507		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE AUG 2017 - JAN 2018	148.64
166191	9/13/2018	AMAZON CAPITAL SERVICES	9813582450		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB 2017 - JUL 2017	147.21
166192	9/13/2018	AMERICAN FORENSIC NURSES	9813590620	029060	670-7000-473.26-05	TREE TRIMMING W/E 8/25/18	4,400.00
166193	9/13/2018	ARROW STAFFING SERVICE	15602		675-7020-473.26-05	ENERGY ASSISTANCE PROGRAM OCT 2017 - MAR 2018	87.85
			OCT 17 - MAR 18		670-7000-473.26-05	SECURITY CAMERA REPAIRS	14.04
			53076	028882	675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM FEB 2018 - JUL 2018	17.38
			53077	028882	660-6300-471.45-17	RECYCLED CLASS 2 BASE	17.78
			9408-130592	028831	660-6300-471.45-17	CLASS 2 BASE, FILL SAND	17.78
			010-38393		703-3700-480.30-19	SATELLITE PHONE SERVICE	415.31
			FEB 18 - JUL 18		375-4900-431.33-19	FAIR OAKS ADMIN 2004-1 07/2018-09/2018	17.71
			MAR 18 - AUG 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM FEB 2018 - JUL 2018	3,645.92
			OCT 17 - MAR 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM MAR 2018 - AUG 2018	59.26
			387382	029108	675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE OCT 2017 - MAR 2018	406.50
			183849	027967	675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE OCT 2017 - MAR 2018	908.52
			1919M-39PD-K93M		001-1300-412.33-32	RANDOM TESTING CHARGES	272.82
					663-6300-471.50-78	ENERGY ASSISTANCE PROGRAM REBATE OCT 2017 - MAR 2018	777.32
					001-0000-201.10-00	SALES TAX	148.11
					670-7000-473.36-00	BANNING WATER CANYON	182.26
					001-2200-421.33-31	SALES TAX	58.54
					001-1500-412.23-27	BANNING WATER CANYON	45.00
						INK CARTRIDGE	700.00
						BLOOD DRAWS-CHP	(5.30)
						CARROLL, G W/E 9/01/2018	73.72
							120.00
							1,222.00



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166193	9/30/2018	ARROW STAFFING SERVICE	104833 104906		001-2200-471.23-27 001-1900-412.23-27	TREJO, D W/E 9/01/2018 CARROLL, G W/E 9/08/2018	310.60 977.60
166194	9/20/2018	BABCOCK LABORATORIES, INC	BH481778-0030 BH481156-0030 BH483396-0030 BH483401-0030 BH80015-0030 BH80030-0030 BH80154-0030 BH80312-0030 BH80314-0030 BH80315-0030 BH80316-0030 BH80318-0030 BH80345-0030 BH80336-0030 BH80337-0030 4574442	028636 028636 028636 028636 028636 028636 028636 028636 028636 028636 028636 028636 028636 028636 029144	680-8000-454.23-32 660-6300-471.23-32 660-6300-471.23-32 660-6300-471.23-32 660-6300-471.23-32 660-6300-471.23-32 660-6300-471.23-32 660-6300-471.23-32 660-6300-471.23-32 660-6300-471.23-32 660-6300-471.23-32 660-6300-471.23-32 660-6300-471.23-32 660-6300-471.23-32 702-3800-480.38-52	TREJO, D W/E 9/01/2018 TOTAL DISSOLVED SOLIDS HALOACETIC ACID, TRIHALOM COLIFORMS P/A BY MMO/MUG GENERAL PHYSICAL ANALYSIS COLIFORMS P/A BY MMO/MUG 1,2,3-TRICHLOROPROPANE TOTAL DISSOLVED SOLIDS GENERAL PHYSICAL ANALYSIS TOTAL DISSOLVED SOLIDS COLIFORMS P/A BY MMO/MUG COLIFORMS P/A BY MMO/MUG COPPER & LEAD BY ICPMS COLIFORMS P/A BY MMO/MUG COLIFORMS P/A BY MMO/MUG 1,2,3-TRICHLOROPROPANE FLEET BATTERIES RECHARGE USE AT NOBLE CRK PHASE 1-AUGUST 2018 PARKS SUPPLIES JANITORIAL SUPPLIES JANITORIAL SUPPLIES PAINT SUPPLIES ANT KILLER/BROOM EMERGENCY MOLD REMEDIATN @ POLICE STATION EMERGENCY MOLD REMEDIATN @ POLICE STATION PSP TRAINING MEAL 9/27 TRAINING MEALS OISTC ONTARIO 9/17-18 ENERGY ASSISTANCE PROGRAM REBATE MAR 2018 -AUG 2018 APP APNS 419-120-019-025 JOSHUA PALMER WAY MEALS - ITRON USERS CONF SCOTTSDALE, AZ 9/28-10/04 2009-2016 VENDOR USE AUDT PENALTIES & INTEREST ANGIE LAM 45TH SEMINAR CARLSBAD, CA 11/12-11/16 LIVE SCANS FEES BLOOD ALCOHOL ANALYSI PARKS SUPPLIES CONSULTING SERV. JULY 18 UB CR REFUND-FINALS 000005372 TERM LIFE PREMIUM ADJ JULY 2018 TERM LIFE PREMIUM AUGUST 2018 CANCER PREMIUMS AUGUST 2018 UNIVERSAL LIFE PREM ADJ JULY 2018 UNIVERSAL LIFE PREMIUM AUGUST 2018 ACCIDENT PREMIUMS AUGUST 2018 SUPPLEMENTAL DISABILITY AUGUST 2018 CRITICAL ILLNESS PREMIUM AUGUST 2018 HOSPITAL CONFINEMENT PREM AUGUST 2018 WRITTEN TEST- EXEC ASST JULY 2018 METROSCAN JULY 2018 METROSCAN A/C REPAIR AT SENIOR CENT A/C REPAIR AT PD UB CR REFUND-FINALS 000006428 UB CR REFUND-FINALS 000006878 ENERGY ASSISTANCE PROGRAM REBATE OCT 2017 -MAR 2017 EYEWEAR REIMB 9/2018 MEALS/MILEAGE ITRON CONF SCOTTSDALE, AZ 9/28-10/04 MEALS 08/20/18-08/24/18 WEI NEWS	310.60 310.60 20.00 340.00 165.00 54.00 90.00 800.00 20.00 54.00 20.00 105.00 15.00 60.00 165.00 30.00 200.00 101.90 3,607.26 8.61 127.38 41.52 25.45 34.45 53,493.86 1,909.35 12.00 24.00 189.35 5,000.00 78.00 15,722.83 500.00 675.00 210.00 233.45 9,279.00 33.54 (119.66) 2,057.50 1,914.31 119.66 2,916.38 3,243.01 6,381.01 1,744.16 1,806.43 562.10 100.00 50.00 660.29 245.00 75.45 114.42 124.15 300.00 524.99 0.00
166195	9/20/2018	BATTERY SYSTEMS, INC	0002071		660-6300-471.27-14		
166196	9/20/2018	BEAUMONT CHERRY VALLEY WATER	461625		01-3600-461.36-00		
166197	9/20/2018	BEAUMONT DO IT BEST HOME CENTER	461631 461755 461920 462163 1139580	029051 029051 029051 029051 029051	001-4000-461.36-03 001-4050-461.36-03 001-4050-461.36-03 001-3600-461.36-00 001-3200-412.89-15 001-3200-412.89-15 001-2200-471.23-06 001-2200-471.23-06 675-7020-473.42-36 100-4900-431.93-15 670-7000-473.23-05 670-3800-480.41-04 001-2200-471.23-06 001-2200-471.23-94 001-2200-471.33-31 001-3600-461.36-00 001-3000-442.33-53 001-0000-218.22-22 001-0000-204.30-00		
166198	9/20/2018	BELFOR ENVIRONMENTAL, INC	1139580		001-3200-412.89-15		
166199	9/20/2018	BENNETT, MICHAEL	MEAL 9/27/18 MEALS 9/17-18		001-2200-471.23-06		
166200	9/20/2018	BLOOMHUFF, NINA	MEAL 9/27/18		001-2200-471.23-06		
166201	9/20/2018	BMW MANAGEMENT, LLC	BMW 8/21/18		675-7020-473.42-36		
166202	9/20/2018	BOEHM, REGINA	MEALS 9/30-10/2		100-4900-431.93-15		
166203	9/20/2018	CA. ST. BOARD OF EQUAL - FUEL	1002394		670-7000-473.23-05		
166204	9/20/2018	CALIFORNIA LAW ENFORCEMENT ASSOC	LAMIA 11/12-16		670-3800-480.41-04		
166205	9/20/2018	CALIFORNIA, STATE OF	318466 322146 372173-1 58567 000097557 3229614-0901252	029112 029151 029069 028250	001-2200-471.23-06 001-2200-471.33-94 001-2200-471.33-31 001-3600-461.36-00 001-3000-442.33-53 001-0000-218.22-22 001-0000-204.30-00		
166206	9/20/2018	CALOLYMPIC GLOVE & SAFETY CO, INC	322146		001-2200-471.23-06		
166207	9/20/2018	CHARLES ABBOTT ASSOCIATES, INC	372173-1		001-3600-461.36-00		
166208	9/20/2018	CLAVELL, JOSH & APRIL	58567		001-3000-442.33-53		
166209	9/20/2018	COLONIAL INSURANCE	000097557 3229614-0901252	028250	001-0000-218.22-22 001-0000-204.30-00		
166210	9/20/2018	COOPERATIVE PERSONNEL SVCS.	50P47255	029227	001-0000-204.80-02		
166211	9/20/2018	CORELOGIC INFORMATION SOLUTIONS INC	81905557	029225	001-0000-204.80-03		
166212	9/20/2018	COUTS HEATING & COOLING, INC	SRVCE088990 SRVCE088991 00006937 00006209 OCT 17 - MAR 18 EYEWEAR 9/2018 TRAVEL ITRON'18 MEALS 8/20-8/24	029105 029105	001-3200-412.30-21 001-3200-412.30-21 001-0000-218.22-22 001-0000-218.22-22 675-7020-473.42-36 001-1400-412.25-10 670-7000-473.23-05 670-7000-473.23-06		
166213	9/20/2018	CRONYN, GAIL	SRVCE088990		001-3200-412.30-21		
166214	9/20/2018	CRUMP & VICKIE	SRVCE088991		001-3200-412.30-21		
166215	9/20/2018	DAVILA, BERTHA	00006937		001-0000-218.22-22		
166216	9/20/2018	DE LA FUENTE, SONIA	00006209		001-0000-218.22-22		
166217	9/20/2018	DIAZ, RICHARD D	OCT 17 - MAR 18		675-7020-473.42-36		
166218	9/20/2018	DIAZ, RICK	EYEWEAR 9/2018 TRAVEL ITRON'18 MEALS 8/20-8/24		001-1400-412.25-10 670-7000-473.23-05 670-7000-473.23-06		



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166219	9/20/2018	DOOL & ASSOCIATES, LLC	600095619		001-0000-218-22-22	UB CR REFUND-FINALS 000019904	64.65
166220	9/20/2018	DOTY, MARJORIE	SEP 17 - FEB 18		675-7020-473-42-36	ENERGY ASSISTANCE PROGRAM REBATE SEP 2017 -FEB 2018	128.56
166221	9/20/2018	DUDLEY, ROBERT A	000083149		001-0000-218-22-22	UB CR REFUND-FINALS 000055292	29.36
166222	9/20/2018	DUGGAN, LUELLA	JUL 17 - DEC 17		675-7020-473-42-36	ENERGY ASSISTANCE PROGRAM REBATE JUL 2017 -DEC 2017	198.02
166223	9/20/2018	EDUARDO LOPEZ	BA1903		700-5040-480-40-02	STLMT OF CLAIM E. LOPEZ E. LOPEZ CLAIM	778.88
166224	9/20/2018	ENRIGHT, MARY ELLEN AND MONTE	000087055		001-0000-218-22-22	UB CR REFUND-FINALS 000027634	93.62
166225	9/20/2018	EVIDENT, INC.	134096A	029127	001-0000-201-10-00	SALES TAX	(14.83)
					001-2200-421-36-62	SPECIAL DEPT SUPPLIES	206.13
166226	9/20/2018	FEOLA, JOSEPH	MEAL 9/27/18		001-2200-421-23-06	PSP TRAINING MEAL 9/27	12.00
166227	9/20/2018	FISHER, ROBERT	MEALS 9/17-18		001-2200-421-23-06	TRAINING MEALS OISTC ONTARIO 9/17-18	24.00
166228	9/20/2018	FLEET SERVICES INC	05P16586	029053	702-3800-480-36-00	FLEET SAFETY GOGGLES	37.82
166229	9/20/2018	FLORES, JESSICA	000096121		001-0000-218-22-22	UB CR REFUND-FINALS 000003418	35.90
166230	9/20/2018	FOX OCCUPATIONAL MEDICAL CENTER	22683-97590		001-1300-412-33-32	AUG PRE-EMPLOYMENT EXAMS DRUG SCREENINGS	255.00
					700-5020-480-41-14	HEP B INJECTIONS POLICE OFFICERS	120.00
166231	9/20/2018	FRONTIER COMMUNICATIONS	2091885918SEP18		001-2200-421-26-05	209-188-5918 AUG 28, 2018-SEP 27, 2018	45.95
					001-2400-422-26-05	209-188-5918 AUG 28, 2018-SEP 27, 2018	55.85
					001-4500-412-26-05	209-188-5918 AUG 28, 2018-SEP 27, 2018	1,018.33
					660-6300-471-26-05	209-188-5918 AUG 28, 2018-SEP 27, 2018	492.63
					670-7000-473-26-05	209-188-5918 AUG 28, 2018-SEP 27, 2018	222.34
					702-3800-480-26-05	209-188-5918 AUG 28, 2018-SEP 27, 2018	56.72
					001-4500-412-26-05	951-849-7124 SEP 10, 2018 - OCT 9, 2018	82.86
					001-4500-412-26-05	951-922-0262 SEP 4, 2018 - OCT 3, 2018	82.86
166232	9/20/2018	GARCIA, JAMES	9519220262SEP18		675-7020-473-42-36	ENERGY ASSISTANCE PROGRAM REBATE MAR 2018 -AUG 2018	129.28
166233	9/20/2018	GARDA CL WEST INC	MAR 18 - AUG 18		761-3100-480-23-43	AUG 2017 ARMORED SRVCE	194.45
166234	9/20/2018	GAS COMPANY, THE	20252658		001-3600-461-26-06	176 E. LINCOLN ST 7/23/18-8/22/18	3.28
			1949362408AG18		100-4900-431-26-06	176 E. LINCOLN ST 7/23/18-8/22/18	3.28
					660-6300-471-26-06	176 E. LINCOLN ST 7/23/18-8/22/18	6.56
					670-7000-473-26-06	176 E. LINCOLN ST 7/23/18-8/22/18	6.57
					702-3800-480-26-06	176 E. LINCOLN ST 7/23/18-8/22/18	6.56
166235	9/20/2018	GERDES, PERRY	MEALS 9/24-9/27		660-6300-471-23-05	TRISTATE SEMINAR MEALS SOUTH LAS VEGAS, NV	205.00
166236	9/20/2018	GONZALEZ, ARMIDA	MAR 18 - AUG 18		675-7020-473-42-36	ENERGY ASSISTANCE PROGRAM REBATE MAR 2018 -AUG 2018	115.32
166237	9/20/2018	HARDY, JOHN	FEB 17 - JUL 17		675-7020-473-42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB 2017 -JUL 2017	124.77
166238	9/20/2018	HAWK, MARGARET	JAN 18 - JUL 18		675-7020-473-42-36	ENERGY ASSISTANCE PROGRAM REBATE JAN 2018 -JUL 2018	135.72
			MAR 18-AUG 18		670-7000-356-38-01	MEDICAL LIFELINE REBATE MAR 2018 -AUG 2018	7.32
					675-7020-356-38-15	PUBLIC BENEFIT CHARGE REBATE MAR 2018 -AUG 2018	0.21
166239	9/20/2018	HEADLEY, MARTIN	AUG 17 - JAN 18		675-7020-473-42-36	ENERGY ASSISTANCE PROGRAM REBATE AUG 2017 -JAN 2018	138.52
166240	9/20/2018	HERNANDEZ, VICKIE MARIE	MEALS 9/11-14/18		001-2200-421-23-06	CCUG USE GRP 9/11-9/14/18 HYATT REGENCY MISSION BAY	98.00
166241	9/20/2018	HOMAN, LOUIS	MEALS 9/30-10/2		670-7000-473-23-05	MEALS - ITRON USERS CONF SCOTTSDALE, AZ 9/28-10/04	78.00
166242	9/20/2018	INFOSEND, INC	140933	029174	761-3100-480-23-02	UB BILL SRVCE 8/13-8/20	122.71
					761-3100-480-23-04	UB BILL SRVCE 8/13-8/20	1,096.81
					761-3100-480-33-11	UB BILL SRVCE 8/13-8/20	250.65
					761-3100-480-23-02	UB BILL SRVCE 8/21-8/24	119.44
					761-3100-480-23-04	UB BILL SRVCE 8/21-8/24	1,067.01
					761-3100-480-33-11	UB BILL SRVCE 8/27-8/31	259.71
					761-3100-480-23-02	UB BILL SRVCE 8/27-8/31	263.66
					761-3100-480-23-04	UB BILL SRVCE 8/27-8/31	2,221.16
					761-3100-480-23-04	UB BILLSRVCE 9/4-9/7	537.53
					761-3100-480-23-04	UB BILLSRVCE 9/4-9/7	87.71
					761-3100-480-33-11	UB BILLSRVCE 9/4-9/7	740.12
166243	9/20/2018	IRON MOUNTAIN INFORMATION MGMT, LLC	201696455	029122	761-3100-480-33-11	OFFSITE MEDIA STORAGE	191.72
			ADV1588	029123	703-3700-480-33-11	REGULAR STORAGE AUG 2018	471.73
			AEXX582	029123	001-4500-412-33-11	REGULAR STORAGE SEPT 2018	355.50
			IUW.		001-4500-412-33-11	IUW 2018 CONFERENCE REG	349.00
166244	9/20/2018	ITRON, INC.	MEALS 9/17-18		001-2200-421-23-06	TRAINING MEALS OISTC ONTARIO 9/17-18	9,628.50
166245	9/20/2018	JAUREGUI, ROBERTO	MEALS 9/17-18		001-2200-421-23-06	TRAINING MEALS OISTC ONTARIO 9/17-18	24.00
166246	9/20/2018	JIMENEZ, LINDA	F79612		100-4900-431-36-00	FLAGS FOR CITY HALL	211.19
166247	9/20/2018	JON'S FLAGS & POLES	HOTEL 9/11-9/14	029038	001-2200-421-23-06	HOTEL REIMBURSEMENT CCUG TRAINING MISSION BAY	864.96
166248	9/20/2018	KESTER, ELIZABETH	MEALS 9/11-14/18		001-2200-421-23-06	CCUG USE GRP 9/11-9/14/18 HYATT REGENCY MISSION BAY	98.00

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166248	9/20/2018	KESTER, ELIZABETH	TUITION 9/2018		001-1300-412.25-09	TUITION REIMBURSEMENT FY 18/19 PER GEN UNIT MOU	981.54
166249	9/20/2018	KNORR, KATHY	MAR 18 - AUG 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE MAR 2018 - AUG 2018	98.56
			SEP 17 - FEB 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE SEP 2017 - FEB 2018	95.56
166250	9/20/2018	LEAGUE OF CALIFORNIA CITIES	LOCC 9/12/18		001-1000-411.23-05	LOCC RIVERSIDE GEN MTG A. WELCH LONG BEACH 9/12	40.00
						LOCC RIVERSIDE GEN MTG D. FRANKLIN LONG BEACH	40.00
						LOCC RIVERSIDE GEN MTG G. MOYER LONG BEACH 9/12	40.00
166251	9/20/2018	M BRYE ELECTRIC, INC	4361	029224	001-3200-412.30-02	REPAIRS TO PARK BUBBLE	478.49
166252	9/20/2018	MADRIGAL CHAVES, SERGIO	MEALS 9/24-9/27		660-6300-471.23-05	TRISTATE SEMINAR MEALS SOUTH POINT LAS VEGAS, NV	205.00
166253	9/20/2018	MAILFINANCE, INC	N7304000	028821	001-4500-412.32-06	POSTAGE MACHINE OCT-JAN	524.47
166254	9/20/2018	MARTINEZ &, ALMA R OBESODE	000079749		001-0000-218.22-22	UB CR REFUND-FINALS 000014652	401.86
166255	9/20/2018	MASCORRO, IULIANA	MEALS 9/30-10/2		670-7000-473.23-05	MEALS - TRON USERS CONF SCOTTSDALE, AZ 9/28-10/04	78.00
166256	9/20/2018	MCFARLAND, DARLENE	JAN 18 - JUN 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE JAN 2018 - JUN 2018	73.15
166257	9/20/2018	MEADOWS, FRANK	JAN 18 - JUN 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE JAN 2018 - JUN 2018	124.91
166258	9/20/2018	MERCURY DISPOSAL SYSTEM, INC	37051	029176	690-9600-453.41-46	BATTERY RECYCLE PAILS	272.00
166259	9/20/2018	MITSUBISHI ELECTRIC & ELECTRONICS	334541	029109	001-3200-412.30-02	PD ELEVATOR MAIN. FEE	303.80
166260	9/20/2018	NAASZ, CALEB	MEALS 9/24-9/27		660-6300-471.23-05	TRISTATE SEMINAR MEALS SOUTH POINT LAS VEGAS, NV	205.00
166261	9/20/2018	NAUMANN HOBBS MATERIAL HANDLING	PD70037006	029229	702-3800-480.38-52	#361 GASKETS & PUMP	492.98
166262	9/20/2018	PARKHOUSE TIRE, INC.	2010582746	029040	702-3800-480.38-52	TIRES	12.25
						TIRES	986.86
166263	9/20/2018	PRIME SYSTEMS INDUSTRIAL	489A-13	029163	660-6300-471.45-08	SCADA SYSTEM PROGRAMMING	1,553.97
166264	9/20/2018	PRUDENTIAL OVERALL SUPPLY	22671307	029184	660-6300-471.25-02	UNIFORMS - WATER	57.10
			22671308	029184	680-8000-454.25-02	UNIFORMS - WASTEWATER	15.00
			22671309	029184	610-5800-434.23-16	TRANSIT UNIFORM SERVICE	20.75
					610-5800-434.25-02	TRANSIT UNIFORM SERVICE	48.52
					610-5850-434.25-02	TRANSIT UNIFORM SERVICE	3.89
					100-4900-431.25-02	STREET UNIFORMS	14.25
				029184	001-3600-461.25-02	PARKS UNIFORMS	12.30
				029184	001-3200-412.35-02	BUILDING MAIN UNIFORMS	5.68
166265	9/20/2018	PUBLIC AGENCY RETIREMENT SERVICES	22671328	029091	001-1900-412.33-11	PARS PLN ID#PH-ARSOSA SVC PERIOD 20180731	300.00
166266	9/20/2018	QUINN COMPANY	22671329	029230	702-3800-480.30-05	#336 CHECK ENGINE LIGHT	6,157.03
166267	9/20/2018	RACEWAY FORD INC	W0100001444	029230	702-3800-480.38-52	#605 RESERVOIR & VALVE	39.43
			3689301	029230	702-3800-480.38-52	#310 WHEEL BLOWER	34.93
			3689352	029230	702-3800-480.38-52	#234 RESERVOIR & VALVE	39.43
			3689559	029230	702-3800-480.38-52	UNIT 838 PAN ASY	73.07
			3689912	029230	702-3800-480.30-05	UNIT 236 TRANSMISSION REP	1,729.23
			769299	029230	675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE NOV 2017 - APR 2018	144.32
166268	9/20/2018	RAUM, WILLIAM	NOV 17 - APR 18	029044	001-2800-441.23-01	PHN - DR 18-7006	142.35
166269	9/20/2018	RECORD GAZETTE, THE	00157788	029044	001-2800-441.23-01	PHN - ZTA 18-97502	204.40
			00157996		700-5300-480.33-04	JULY 2018 LEGAL SERVICES	8,195.38
166270	9/20/2018	RICHARDS WATSON GERSHON	218235		700-5300-480.33-04	JULY 2018 LEGAL SERVICES	3,222.00
			218236		700-5300-480.33-04	JULY 2018 LEGAL SERVICES	501.00
			218237		700-5300-480.33-04	JULY 2018 LEGAL SERVICES	1,902.00
			218238		700-5300-480.33-04	JUL 18 WASTE/WATER 0012	2,381.95
			218239		700-5300-480.33-04	JULY 2018 LEGAL SERVICES	1,782.05
						JULY 2018 LEGAL SERVICES	2,310.00
						JULY 2018 LEGAL SERVICES	15,225.00
						JULY 2018 LEGAL SERVICES	55.00
						JULY 2018 LEGAL SERVICES	55.00
						JULY 2018 LEGAL SERVICES	40.00
						JULY 2018 LEGAL SERVICES	82.50
						JULY 2018 LEGAL SERVICES	6,483.36
						JULY 2018 LEGAL SERVICES	2,052.00
						JULY 2018 LEGAL SERVICES	9,078.43
						JULY 2018 LEGAL SERVICES	360.00
						JULY 2018 LEGAL SERVICES	9,085.00
						JULY 2018 LEGAL SERVICES	2,272.50
166271	9/20/2018	RINALDI, LORETTA	218390		700-5300-480.33-04	ENERGY ASSISTANCE PROGRAM REBATE JAN 2018 - JUN 2018	54.96
			JAN 18 - JUN 18		675-7020-473.42-36		



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166272	9/20/2018	ROBINSON, BRANDON A	MEALS 9/28-10/2		670-7000-473.23-05	MEALS - ITRON USERS CONF SCOTTSDALE, AZ 9/28-10/04	186.00
166273	9/20/2018	ROCKWELL, AMBER	MEALS 9/28-10/2		670-7000-473.23-05	MEALS - ITRON USERS CONF SCOTTSDALE, AZ 9/28-10/04	186.00
166274	9/20/2018	RON'S BEE SERVICE	1264	029052	560-6300-471.23-24	BEE REMOVAL	100.00
166275	9/20/2018	RUEHLE, TARA SHAWN M	AUGUST 2018		001-4000-461.23-15	BALLET INSTRUCTION AUGUST 2018	87.50
						YOGA INSTRUCTION AUGUST 2018	31.50
166276	9/20/2018	SAN GORGONIO MEMORIAL HOSPITAL	SGMHF 9/20/18		001-1000-411.23-05	D.FRANKLIN 15TH ANN. GOLF TOUR DINNER	60.00
166277	9/20/2018	SAN GORGONIO PASS DESIGN AND PRINT	10664	029078	001-2200-421.23-02	CODE ENF ENVELOPES	53.88
166278	9/20/2018	SANCHEZ, HENRY	000095971		001-0000-218.22-22	UB CR REFUND-FINALS 000014116	148.31
166279	9/20/2018	SHRED-IT USA, LLC	825362936	029197	001-2200-421.23-07	PD SHRED	106.92
166280	9/20/2018	SMART & FINAL	026416	029045	001-4000-461.33-18	SUPPLIES	164.12
			027792		001-4050-461.36-65	SUPPLIES	45.43
					001-1000-411.36-00	WATER,CUPS,PLATES,NAPKINS	68.20
					001-1200-412.36-00	WATER,CUPS,PLATES,NAPKINS	2.24
					001-1500-412.36-00	WATER,CUPS,PLATES,NAPKINS	14.94
					675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE MAR 2018 - AUG 2018	198.02
166281	9/20/2018	SMITH, JOHN	MAR 18 - AUG 18		670-7000-473.26-04	HIGHLAND HOME RD/S/O AUG 1, 18-SEPT 1, 18	58.50
166282	9/20/2018	SOUTHERN CALIFORNIA EDISON	2011958816SEP18		670-7000-473.27-11	AUG 2018 MONTHLY DUES	1,004.69
166283	9/20/2018	SOUTHERN CALIFORNIA JOINT POLE	19988	028270	856-9500-490.93-15	PROJECT 2016-11 DESIGN	6,762.25
166284	9/20/2018	STANTEC CONSULTING SERVICES, INC	1391848	029099	001-1900-412.36-00	DIVIDERS W/TABS	25.47
166285	9/20/2018	STAPLES BUSINESS ADVANTAGE	3384796088		001-1900-412.36-00	BINDERS/ENVELOPES/PENS	309.10
			3384946612		001-1910-412.36-00	BINDERS/ENVELOPES/PENS	2.46
					670-7000-473.36-00	PEN HOLDER	6.45
			3388318065	029099	660-6300-471.36-00	MOUSE PAD	94.63
			3388555765		670-7000-473.36-00	AUG BKGRND FEES	17.55
166286	9/20/2018	STERLING TALENT SOLUTIONS	7537778	029115	001-1300-412.33-11	REG UNLEADED & ULS DIESEL	357.81
166287	9/20/2018	THE SOCO GROUP, INC.	0573906-IN		702-3800-480.36-11	TRAINING MEALS OISTC ONTARIO 9/17-18	25,675.99
166288	9/20/2018	THESIER, DEREK	MEALS 9/17-18		001-2200-421.23-06	CITATION PROCESSING JUL18	24.00
166289	9/20/2018	TURBO DATA SYSTEMS INC	28539	029198	001-2200-421.23-45	STREET SWEEPER SUPPLIES	521.98
166290	9/20/2018	UNITED ROTARY BRUSH CORPORATION	305569	028387	100-4900-431.38-57	TREE TRIMMING W/E 9/1/18	257.05
166291	9/20/2018	UTILITY TREE SERVICE	76525418		670-7000-473.23-17	TREE TRIMMING W/E 9/1/18	4,400.00
166292	9/20/2018	VERIZON WIRELESS	9813854878		001-1000-411.26-05	AUG 2, 2018-SEP 1, 2018	(11.03)
					001-1200-412.26-05	AUG 2, 2018-SEP 1, 2018	73.18
					001-1300-412.26-05	AUG 2, 2018-SEP 1, 2018	13.34
					001-1900-412.26-05	AUG 2, 2018-SEP 1, 2018	30.73
					001-2200-421.26-05	AUG 2, 2018-SEP 1, 2018	721.25
					001-2400-422.26-05	AUG 2, 2018-SEP 1, 2018	11.21
					001-2740-442.26-05	AUG 2, 2018-SEP 1, 2018	(11.03)
					001-2800-441.26-05	AUG 2, 2018-SEP 1, 2018	40.90
					001-3000-442.26-05	AUG 2, 2018-SEP 1, 2018	74.62
					001-3200-412.26-05	AUG 2, 2018-SEP 1, 2018	33.21
					001-4000-461.26-05	AUG 2, 2018-SEP 1, 2018	428.06
					100-4900-431.26-05	AUG 2, 2018-SEP 1, 2018	110.03
					610-5800-434.26-05	AUG 2, 2018-SEP 1, 2018	180.66
					660-6300-471.26-05	AUG 2, 2018-SEP 1, 2018	69.17
					670-7000-473.26-05	AUG 2, 2018-SEP 1, 2018	284.42
					680-8000-454.26-05	AUG 2, 2018-SEP 1, 2018	1,876.91
					702-3800-480.26-05	AUG 2, 2018-SEP 1, 2018	47.87
					703-3700-480.26-05	AUG 2, 2018-SEP 1, 2018	68.28
					761-3110-480.26-05	AUG 2, 2018-SEP 1, 2018	128.31
					001-4050-461.36-03	PAINT PO # 29043	139.09
166293	9/20/2018	VISTA PAINT	2018-378553-00	029043	001-4000-461.36-03	PAINT	145.96
166294	9/20/2018	WELCH, ART	MILEAGE 9/20/18		001-1000-411.23-05	LOCC ANNUAL MEETING	362.04
			TRAVEL 9/12-14		001-1000-411.23-05	LOCC ANNUAL MEETING LONG BEACH CA	95.70
166295	9/20/2018	WILLIAMS, BABAUDE	000096305		001-0000-218.22-22	UB CR REFUND-FINALS 00006932	145.18
166296	9/20/2018	YOUNG, CARLA	TRAVEL ITRON'18		670-7000-473.23-05	MEALS/MILEAGE ITRON CONF SCOTTSDALE, AZ 9/28-10/04	30.91
166297	9/27/2018	ABBOTT, CELIA	MAR 18 - AUG 18		675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE MAR 2018 - AUG 2018	524.99
166298	9/27/2018	ALBERT A. WEBB ASSOCIATES	184105	029025	100-4900-431.93-21	PROJECT# ST18G1	171.52
							25,675.90



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166299	9/27/2018	ALL WEATHER, INC	65298	029139	600-5100-435.30-06	AWOS MAINTENANCE	2,250.00
166300	9/27/2018	AMAZON CAPITAL SERVICES	1CWH-LJTX-TFXD	029100	001-0000-201.10-00	SALES TAX	(1.79)
				029100	670-7000-473.36-00	BADGE HOLDERS/KEYBOARD	55.98
				029100	001-2060-446.36-00	COMPUTER ACCESSORIES	30.70
				029100	703-3700-480.36-56	COMPUTER ACCESSORIES	103.61
166301	9/27/2018	AMERICAN SOCIETY OF CIVIL	1044107563	029144	001-3000-442.23-03	DUES- ART VELA #407373 MEMBERSHIP DUES	300.00
166302	9/27/2018	BATTERY SYSTEMS, INC	4584965	029144	702-3800-480.38-52	FLEET BATTERIES	96.90
			4586416	029144	702-3800-480.38-52	FLEET BATTERIES	214.98
166303	9/27/2018	BEAUMONT DO IT BEST HOME CENTER	459773	029051	001-3500-461.36-00	PAINT	179.50
			462283	029051	001-4000-461.36-09	PAINT & GLUE TRAP	33.13
166304	9/27/2018	BEAUMONT SAFE & LOCK	70829	029066	001-4000-461.36-00	KEYS	6.47
166305	9/27/2018	BIO-TOX LABORATORIES	36074	029216	001-2200-421.33-31	BLOOD ALCOHOL ANALYSIS	621.00
			36177	029216	001-2200-421.33-31	BLOOD ALCOHOL ANALYSIS	239.00
166306	9/27/2018	BRIDGESTONE HOSEPOWER, LLC	87024812-00	029086	702-3800-480.38-52	HOSE ASSEMBLY	138.28
166307	9/27/2018	BT SUPPLIES WEST	B17209	029086	001-3200-412.36-03	JANITORIAL SUPPLIES	772.42
166308	9/27/2018	CALHOUN, RAYMOND	MAR 18 - AUG 18	029126	675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE MAR 2018- AUG 2018	166.18
166309	9/27/2018	CANON FINANCIAL SERVICES, INC	19189126	028697	001-4000-461.32-06	COPIER LEASE	83.60
				028697	001-4500-412.32-06	COPIER LEASE	478.96
				028697	148-2215-421.32-06	COPIER LEASE	102.75
				028697	610-5800-434.32-06	COPIER LEASE	83.61
				028697	660-6300-471.32-06	COPIER LEASE	150.95
				028697	670-7000-473.32-06	COPIER LEASE	179.98
				028697	761-3100-480.32-06	COPIER LEASE	104.50
166310	9/27/2018	CDW GOVERNMENT, INC	N250569	029175	761-3100-480.89-48	UTILITY BILLING COMPUTER	1,493.35
166311	9/27/2018	CHARLES ABBOTT ASSOCIATES, INC	58521	028718	001-2700-442.33-11	JULY 2018 BLDG&SAFE SVCS	18,451.85
166312	9/27/2018	CHARLES PITCHFORD	11323726	029244	001-4000-351.35-69	REFUND - FLAG FOOTBALL	30.00
166313	9/27/2018	CHRIS TAYLOR'S PLUMBING	12170	029244	001-3200-412.30-02	PLUMBING SERVICES FOR PD	779.45
			12256	029244	001-3200-412.30-02	PLUMBING SERVICES FOR PD	799.49
			12315	029244	001-3200-412.30-02	PLUMBING SERVICES FOR PD	255.00
166314	9/27/2018	CORE AND MAIN, LP	1237656	029237	650-0000-131.00-00	6X12-1/2 CLAMP 7.05-7.45 PO NUM 029094	712.82
			1443775	029237	660-6300-471.45-16	GENERAL PURPOSE BLADE	341.31
166315	9/27/2018	CORELOGIC INFORMATION SOLUTIONS INC	81911799	029225	001-3000-442.30-17	ENG. METROSCAN ACCESS	66.68
166316	9/27/2018	COUNSELING TEAM INTERNATIONAL, THE	70413	029225	700-5040-480.23-07	AUG EMPL SUPPORT SVCS	700.00
166317	9/27/2018	COZAD & FOX, INC	17003	027392	855-9500-490.93-30	IMPRO. RAMSEY & HARGRAVE	5,237.00
166318	9/27/2018	CYBERTIME NETWORK COMMUNICATIONS	1533-1810	029192	703-3700-480.30-19	INTERNET FEED	2,097.00
			1534-1810	029192	660-6300-471.26-07	LOOPED MICROWAVE OCT-DEC	5,700.00
166319	9/27/2018	DANIELS TIRE SERVICE	230114605	029041	702-3800-480.38-52	SERVICE SPARE TIRES	528.00
166320	9/27/2018	DIAZ, RICHARD D	106-267167	029155	670-7000-473.23-06	MEALS 08/20/18-08/24/18 WEI NEMS - RE-ISSUE	34.00
166321	9/27/2018	FACTORY MOTOR PARTS	106-267846	029155	702-3800-480.38-52	#231 SHOCK ABSORBER	140.96
			106-268034	029155	702-3800-480.38-52	#56 PIG TAIL	8.62
166322	9/27/2018	FAST LUBE & TUNE	48085	029146	702-3800-480.38-52	#622 SENDER & PUMP	474.72
			48102	029146	702-3800-480.38-52	#602 MOTOR OIL & FILTER	473.74
166323	9/27/2018	FLEET SERVICES INC	05P16416	029053	702-3800-480.38-52	WEST COAST MIRROR	20.55
166324	9/27/2018	FOX OCCUPATIONAL MEDICAL CENTER	55361-97591	029053	670-7000-473.33-32	DOT EXAM	80.00
166325	9/27/2018	FRONTIER COMMUNICATIONS	951849205SEP18	029053	001-4500-412.26-05	951-849-9205 SEP 13, 2018 OCT12, 2018	80.18
166326	9/27/2018	GAS COMPANY, THE	03226840025P18	029053	001-4000-461.26-06	789 N SAN GORGONIO AVE AUG 14, 2018 - SEP 13, 2018	33.39
			05192710001SP18	029053	001-4050-461.26-06	201 W GEORGE ST AUG 14, 2018 - SEP 13, 2018	18.07
			09142474007SP18	029053	001-4050-461.26-06	84 W WILSON AUG 14, 2018 - SEP 13, 2018	70.58
			12662493001SP18	029053	001-2400-422.26-06	3900 W WILSON ST 8/7/2018 - 9/6/2018	19.36
			1610834449SEP18	029053	001-4010-461.26-06	749 N SAN GORGONIO AVE AUG 14, 2018 - SEP 13, 2018	3,081.59
166327	9/27/2018	GOVERNMENT STAFFING SERVICES, INC	128699	029059	001-1910-412.23-27	GALLEGO, D WE 9/16/2018 PURCHASING MANAGER	8,640.00
166328	9/27/2018	GUZMAN, SUSANA	JAN 18 - JUN 18	029059	675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE JAN 2018 - JUN 2018	105.65
166329	9/27/2018	HAAKER EQUIPMENT COMPANY	C45321	029093	702-3800-480.38-52	#815 UNLOADER	218.60
166330	9/27/2018	HOME DEPOT #8987	20111171	029093	660-6300-471.36-00	SURGE PROTECTOR/TOOLS	225.79
			8941906	029093	670-7000-473.30-02	SURGE PROTECTOR/TOOLS	49.83
			9901819	029093	001-3200-412.30-02	HAULIDE OUTDOOR LIGHTS	344.67
			20180928	029093	855-9500-490.90-30	DEP - PRESSURE WASHER	100.00
166331	9/27/2018	IBEW LOCAL 47 RETIREE MEDICAL TRUST			001-0000-204.80-10	PAYROLL SUMMARY	2,154.31

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166332	9/27/2018	ICMA RETIREMENT TRUST 457	20180928		001-0000-204.16-00	PAYROLL SUMMARY	995.69
166333	9/27/2018	KAISER FOUNDATION HEALTH	OCTOBER 2018		001-0000-204.31-00	KAISER PREMIUM OCT 2018 GROUP 101565-0002	40,817.27
166334	9/27/2018	KOLER, MARIE	OCT 17 - MAR 18	029220	675-7020-473.42-36	KAISER PREMIUM OCT 2018 GROUP 101565-0006	7,917.72
166335	9/27/2018	LEE'S AUTO BODY	1267	027350	702-3800-480.30-05	ENERGY ASSISTANCE PROGRAM REBATE OCT 2017 - MAR 2018	102.57
166336	9/27/2018	LEIDOS ENGINEERING, LLC	101V-000476777		674-7000-473.96-32	PD UNIT 18 REPAIRS	1,129.51
166337	9/27/2018	LESUE'S POOL SUPPLIES INC.	702-002-1553	029186	674-7000-473.96-33	ENG. SERVICES	414.00
166338	9/27/2018	LITHOPASS PRINTING, FORMS,	622	029077	001-4010-461.36-08	ENG. SERVICES	252.00
166339	9/27/2018	MC AVOY & MARKHAM	M-2467		670-7000-473.23-02	POOL SUPPLIES	231.64
166340	9/27/2018	MERCHANTS BUILDING MAINTENANCE, LLC	500300	029189	670-0000-131.00-00	BUSINESS CARDS	86.20
			500301	029189	001-3200-412.33-18	DISCONNECT SLEEVE PO NUM 029178	436.81
			500302	029189	001-3200-412.33-18	CUSTODIAL SERVICES	1,869.42
			500303	029189	001-3200-412.33-18	CUSTODIAL SERVICES	2,438.61
			500304	029189	001-3200-412.33-18	CUSTODIAL SERVICES	437.89
			500305	029189	001-3200-412.33-18	CUSTODIAL SERVICES	289.15
166341	9/27/2018	METEAU, ROBERT	EYEWEAR 9/2018	029189	001-3200-412.33-18	CUSTODIAL SERVICES- CORPO	139.92
166342	9/27/2018	MOTOROLA SOLUTIONS, INC.	REIMB 9/20/18		001-1300-412.23-05	EYEWEAR REIMBURSEMENT PER TEAMSTERS MOU	386.09
166343	9/27/2018	NATIONWIDE RETIREMENT SOLUTIONS	27267		001-2200-421.32-06	REIMB FOR IE SHRM WRKSHOP SEPTEMBER 20, 2018	269.25
166344	9/27/2018	O'REILLY AUTO PARTS	20180928	029153	001-0000-204.16-00	ANNUAL LEASE PAYMENT POLICE RADIO DISPATCH EQ	88,648.80
			2678-143529	029153	702-3800-480.38-52	PAYROLL SUMMARY	7,219.91
			2678-143741	029153	702-3800-480.38-52	#601 CABIN FILTER	25.39
			2678-143755	029153	702-3800-480.38-52	#56 CONNECTOR	59.26
			2678-143859	029153	702-3800-480.38-52	#349 DIST CAP & ROTOR	21.55
			2678-143877	029153	702-3800-480.38-52	#349 THERMOSTAT	5.19
			2678-143877	029153	702-3800-480.38-52	#349 DIST ROTOR	20.57
			2678-144650	029153	702-3800-480.38-52	#349 WIRE SET	28.70
			2678-144650	029153	702-3800-480.38-52	DEGREASER & OZZY MAT	129.28
			2678-144936	029153	702-3800-480.38-52	#505 HEAD GASKET & BOLT	745.12
			2678-145159	029153	702-3800-480.38-52	TOW STRAP	24.77
166345	9/27/2018	ON TRAC	8823588	029081	001-1200-412.23-04	CITY SHIPPING	7.52
					001-1210-412.23-04	CITY SHIPPING	3.76
					001-3000-442.23-04	CITY SHIPPING	45.42
166346	9/27/2018	ONE SOURCE DISTRIBUTORS	55918236.001	029201	703-3700-480.23-04	DF TREATED CROSSARM PO NUM 029179	6,788.25
166347	9/27/2018	PACIFIC ALARM SERVICE	P 100786		670-0000-131.00-00	BURGLAR & FIRE ALARM SERV	2,497.27
					001-2200-421.23-19	BURGLAR & FIRE ALARM SERV	512.19
					001-2400-422.23-19	BURGLAR & FIRE ALARM SERV	2,246.96
					001-3200-412.23-19	BURGLAR & FIRE ALARM SERV	1,216.80
					001-3600-461.23-19	BURGLAR & FIRE ALARM SERV	1,850.52
					001-4000-461.23-19	BURGLAR & FIRE ALARM SERV	954.92
					001-4010-461.23-19	BURGLAR & FIRE ALARM SERV	1,594.43
					100-4900-431.23-19	BURGLAR & FIRE ALARM SERV	283.58
					600-5100-435.23-19	BURGLAR & FIRE ALARM SERV	787.22
					660-6300-471.23-19	BURGLAR & FIRE ALARM SERV	976.63
					702-7000-473.23-19	BURGLAR & FIRE ALARM SERV	1,254.42
					702-3800-480.23-19	BURGLAR & FIRE ALARM SERV	283.58
166348	9/27/2018	PALOS SPORTS, INC	295217-00	029208	001-0000-201.10-00	FLAG FOOTBALL SUPPLIES	(29.17)
					001-4000-461.36-09	FLAG FOOTBALL SUPPLIES	405.59
					001-0000-201.10-00	FLAG FOOTBALL SUPPLIES	(8.41)
					001-4000-461.36-09	FLAG FOOTBALL SUPPLIES	116.97
166349	9/27/2018	PARKHOUSE TIRE, INC.	201058474	029040	702-3800-480.23-49	TIRES & RECYCLING FEE	3.50
					702-3800-480.38-52	TIRES & RECYCLING FEE	228.04
					702-3800-480.23-49	TIRES & RECYCLING FEE	7.00
					702-3800-480.38-52	TIRES & RECYCLING FEE	536.16
					702-3800-480.23-49	TIRES & RECYCLING FEE	14.00
					702-3800-480.38-52	TIRES & RECYCLING FEE	1,059.36
					702-3800-480.23-49	TIRES & RECYCLING FEE	3.50
166350	9/27/2018	PARS	2030169054	029040	702-3800-480.38-52	TIRES & RECYCLING FEE	155.91
					702-3800-480.23-00	PAYROLL SUMMARY	537.18



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166351	9/27/2018	PRESS-ENTERPRISE, THE	0011164135	029046	001-3200-412.23-01	CITY HALL HVAC	277.20
166352	9/27/2018	PRUDENTIAL OVERALL SUPPLY	22671327	029184	702-3800-480.23-16	FLEET UNIFORMS & TOWELS	10.36
					702-3800-480.25-02	FLEET UNIFORMS & TOWELS	17.90
					670-7000-473.25-02	ELECTRIC UNIFORM SERV	139.29
			22671332	029184	610-5800-434.23-16	UNIFORM SERVICE	20.75
			22675181	029184	610-5800-434.25-02	UNIFORM SERVICE	48.52
					610-5850-434.25-02	UNIFORM SERVICE	3.89
			22675199	029184	702-3800-480.23-16	FLEET UNIFORMS & TOWELS	10.36
					702-3800-480.25-02	FLEET UNIFORMS & TOWELS	17.90
			22675200	029184	100-4900-431.25-02	STREET UNIFORMS	14.25
			22675201	029184	001-3600-461.25-02	UNIFORM SERVICE	12.30
			22675202	029184	001-3200-412.25-02	BUILDING MAIN. UNIFORMS	5.68
166353	9/27/2018	PUBLIC ENTITY RISK MANAGEMENT	W/C 2018-19/02		700-0000-101.12-00	WRKRS COMP DEP PREM 2ND QTR OCT1,18-DEC 31,18	170,632.75
					700-5020-480.29-08	WRKRS COMP INSRNC POOL OCT1, 2018-DEC 31, 2018	54,695.50
166354	9/27/2018	QUINN COMPANY	PCA00076471	029091	702-3800-480.38-52	UNIT #524 CAP AS	19.69
166355	9/27/2018	RACEWAY FORD INC	3690519	029230	702-3800-480.38-52	#241 PULLEY AUX	612.90
			3691722	029230	702-3800-480.38-52	#05 WEATHERSTRIP	112.06
			3691723	029230	702-3800-480.38-52	#839 KIT-JET	12.90
166356	9/27/2018	RIV. CO. CLERK RECORDER	APN 541-170-025		001-2740-442.23-07	REAL ESTATE FRAUD TRUST 1420 E. WILLIAMS	10.00
						RELEASE PEND LEIN BY GOV 1420 E. WILLIAMS	12.00
166357	9/27/2018	RIV. CO. CLERK RECORDER	APN 419-352-001		001-2740-442.23-07	RELEASE PEND/LEIN BY GOV 5046 MEADOW WAY ST	12.00
						PARKING CITATION ASSESSM	1,136.50
166358	9/27/2018	RIVERSIDE, COUNTY OF	AUG 2018		001-2200-321.18-06	JUL 2018 PARKING CITATION ASSESSMENT	965.50
166359	9/27/2018	RIVERSIDE, COUNTY OF	JULY 2018		001-2200-321.18-06	2018 VISION REIMBURSEMENT PER GENERAL UNIT MOU	300.00
166360	9/27/2018	ROBLES, DIONA FLEMING	EVEWEAR 9/2018		610-5800-434.25-10	10 STOP SIGNS	641.11
166361	9/27/2018	ROW TRAFFIC SAFETY, INC	16079	029084	100-4900-431.30-09	TRAFFIC SIGNS & CONES	1,881.05
			16089	029084	560-6300-471.27-14	PURCHASE STATE WATER PROJ AUGUST 2018	18,703.00
166362	9/27/2018	SAN GORGONIO PASS WATER AGENCY	18-00179		001-3600-461.23-29	LANDSCAPE MAINTENANCE	5,854.00
166363	9/27/2018	SERVICE SCAPE	BAN-W-718	029242	001-3600-461.23-29	LANDSCAPE MAINTENANCE	5,854.00
			BAN-W-818	029242	201-4060-446.36-65	SR CTR COFFEE SUPPLIES	126.09
166364	9/27/2018	SMART & FINAL	028492	029045	001-3200-412.41-04	EM ELEC GEN-DIESEL-AQMD 99 E RAMSEY ST	406.79
166365	9/27/2018	SOUTH COAST AIR QUALITY	3336790		001-3200-412.41-04	EM ELEC GEN-DIESEL-AQMD 789 N SAN GORGONIO	406.79
			3336791		001-3200-412.41-04	FLAT FEE LAST FY EMISSION 99 E RAMSEY ST	131.79
			3340641		001-3200-412.41-04	FLAT FEE FY 18/19 AQMD 789 N SAN GORGONIO	131.79
			3340642		001-1900-412.36-00	SELF STICK NOTE PADS	10.32
166366	9/27/2018	STAPLES BUSINESS ADVANTAGE	3386432131	029099	001-3200-412.36-00	DOOR STOPS & YELLOW PAPER	60.34
			3388318066	029099	001-4000-461.36-00	OFFICE SUPPLIES	43.60
			3389776427	029099	670-7000-473.36-00	WRIST REST	25.42
			3389776428	029099	001-3000-442.36-00	PLOTTER PRINTHEADS	257.33
			0402291-IN	029152	001-2200-471.23-06	LIZA KESTER-REGISTRATION 2018 ANNL RIMS USERS CONF	970.00
166367	9/27/2018	STEVEN ENTERPRISES INC	CONF284		001-2210-421.23-06	V.HERNANDEZ-REGISTRATION ANNUAL RIMS USERS CONF	970.00
166368	9/27/2018	SUN RIDGE SYSTEMS INC	CONF112		702-3800-480.36-11	CARB ULS DIESEL-CLEAR	2,979.84
166369	9/27/2018	SUN RIDGE SYSTEMS INC	0560387-IN		001-2060-446.26-09	99 E. RAMSEY ST CABLE 9/25/18-10/24/18	91.85
166370	9/27/2018	THE SOCO GROUP, INC.	CITYHALL10/2018		001-2400-422.26-09	172 N MURRAY ST FS #89 CABLE 9/17/18-9/30/18	37.45
166371	9/27/2018	TIME WARNER CABLE	FS89 09/2018		660-6300-471.45-06	WELL C3 MOTOR REPLACEMENT	19,789.21
			16309	029132	100-4900-431.30-13	103 NEW TICKETS	59.98
			820180037		660-6300-471.45-08	103 NEW TICKETS	59.98
166372	9/27/2018	TRI COUNTY PUMP COMPANY			670-7000-473.45-02	103 NEW TICKETS	59.98
166373	9/27/2018	UNDERGROUND SERVICE ALERT			675-7020-473.42-36	ENERGY ASSISTANCE PROGRAM REBATE FEB 2018 -JUL 2018	139.83
			FEB 18 - JUL 18		670-7000-473.23-17	TREE TRIMMING W/E 9/8/18	3,300.00
166374	9/27/2018	UNDERHILL, JOHN	77H33018	028387	001-1000-411.23-05	AB1661 SEXUAL HARASSMENT TRAINING-PETERSON	25.00
166375	9/27/2018	UTILITY TREE SERVICE	SD 9468 AUG18		001-1000-411.23-05	LUNCH FOR POLICE CHIEF ORAL BOARD (SUPER SUBS+)	30.56
166376	9/27/2018	WELLS FARGO CARD SERVICES INC			001-1300-412.41-16	SCPPA ANNUAL CONFERENCE BRANDON ROBINSON (REFUND)	(250.00)
					670-7000-473.23-05	SCPPA ANNUAL CONFERENCE JASON SMITH (REFUND)	(250.00)
						SCPPA ANNUAL CONFERENCE TOM MILLER (REFUND)	(250.00)
						FOOD FOR CITY COUNCIL SUPER SUBS+	29.08
			SD 9468 SEP18		001-1000-411.36-07	HOTEL-SHERATON TISHA JACOBS	793.26
					001-1910-412.23-05	WHEN I WORK SCHEDULING SOFTWARE	712.80
					001-4000-461.89-49		



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Warrant Number	Warrant Date	Vendor Name	Invoice Number	P.O. Number	Account Number	Payment Description	Warrant Amount
166376	9/27/2018	WELLS FARGO CARD SERVICES INC	50 9468 SEP-18		001-4500-412.36-00 001-5400-446.41-36	POSTAGE SUPPLIES NEOPOST STAGECOACH DAYS INSURANCE HAAS & WILKERSON STAGECOACH DAYS INSURANCE MERRIWEATHER 3 TABLES FOR COMM CTR LOWE'S LG 49" CLASS FHD LED TV BEST BUY HOTEL-SOUTHPOINT CALEB NAASZ HOTEL-SOUTHPOINT PERRY GERDES HOTEL-SOUTHPOINT SERGIO MADRIGAL FLIGHT-ROBINSON PHOENIX, AZ SWA EARLY BIRD-ROBINSON PHOENIX, AZ MPS J1512 BRACE PO NUM 029180 BOLT A 5/8 X 22 PO NUM 029180 BOLT MACH 5/8 X 12 PO NUM 029180 APP APN 537-100-030 & 031 SEC W. RAMSEY AND C ST REG - ARIAS # 52883 REG - ELIZONDO # 52887 REG - SMITH -#52881 ORAL BOARD LUNCH REIMB POLICE ASSIST INTERVIEWS NEW PD VEHICLE PURCHASE NEW PD VEHICLE PURCHASE NEW PD VEHICLE PURCHASE CAL PERS 457 CONTRIBUTION PPE 8/26/2018 ADD'L ADJUST R MUNOZ PPE 8/26/2018 RETIREMENT BENEFITS FOR PPE 8/26/2018 VEBA CONTRIBUTIONS PPE 8/26/2018 PAYROLL PPE 9/09/2018 PAYROLL TAX DEPOSIT PPE 9/09/2018 FEDERAL INCOME TAX PPE 9/09/2018 FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	392.21 3,895.80 600.00 451.26 365.80 355.95 355.95 148.96 30.00 857.96 220.89 168.09 2,800.00 250.00 250.00 250.00 31.80 26,700.58 26,700.58 26,700.58 26,532.80 (0.67) 81,321.32 400.00 354,288.81 21,305.88 51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
166377	9/27/2018	WESCO DISTRIBUTION, INC	828903 829181 831114		673-7000-473.95-31 670-0000-131.00-00 670-0000-131.00-00 670-0000-131.00-00 670-7000-473.33-11 670-7000-473.29-05	SWA EARLY BIRD-ROBINSON PHOENIX, AZ MPS J1512 BRACE PO NUM 029180 BOLT A 5/8 X 22 PO NUM 029180 BOLT MACH 5/8 X 12 PO NUM 029180 APP APN 537-100-030 & 031 SEC W. RAMSEY AND C ST REG - ARIAS # 52883 REG - ELIZONDO # 52887 REG - SMITH -#52881 ORAL BOARD LUNCH REIMB POLICE ASSIST INTERVIEWS NEW PD VEHICLE PURCHASE NEW PD VEHICLE PURCHASE NEW PD VEHICLE PURCHASE CAL PERS 457 CONTRIBUTION PPE 8/26/2018 ADD'L ADJUST R MUNOZ PPE 8/26/2018 RETIREMENT BENEFITS FOR PPE 8/26/2018 VEBA CONTRIBUTIONS PPE 8/26/2018 PAYROLL PPE 9/09/2018 PAYROLL TAX DEPOSIT PPE 9/09/2018 FEDERAL INCOME TAX PPE 9/09/2018 FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	392.21 3,895.80 600.00 451.26 365.80 355.95 355.95 148.96 30.00 857.96 220.89 168.09 2,800.00 250.00 250.00 250.00 31.80 26,700.58 26,700.58 26,700.58 26,532.80 (0.67) 81,321.32 400.00 354,288.81 21,305.88 51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
166378	9/27/2018	WESTATES APPRAISALS CORP	1809-7		670-7000-473.33-11	APP APN 537-100-030 & 031 SEC W. RAMSEY AND C ST	2,800.00
166379	9/27/2018	WESTERN UNDERGROUND COMMITTEE REG	WUC OCT 2018		670-7000-473.29-05	REG - ARIAS # 52883 REG - ELIZONDO # 52887 REG - SMITH -#52881 ORAL BOARD LUNCH REIMB POLICE ASSIST INTERVIEWS NEW PD VEHICLE PURCHASE NEW PD VEHICLE PURCHASE NEW PD VEHICLE PURCHASE CAL PERS 457 CONTRIBUTION PPE 8/26/2018 ADD'L ADJUST R MUNOZ PPE 8/26/2018 RETIREMENT BENEFITS FOR PPE 8/26/2018 VEBA CONTRIBUTIONS PPE 8/26/2018 PAYROLL PPE 9/09/2018 PAYROLL TAX DEPOSIT PPE 9/09/2018 FEDERAL INCOME TAX PPE 9/09/2018 FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	250.00 250.00 250.00 250.00 31.80 26,700.58 26,700.58 26,700.58 26,532.80 (0.67) 81,321.32 400.00 354,288.81 21,305.88 51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
166380	9/27/2018	YANG, CHE	REIMB 9/20/18		001-1300-412.41-16	ORAL BOARD LUNCH REIMB POLICE ASSIST INTERVIEWS	31.80
166381	9/27/2018	72 HR, LLC DBA CHEVROLET OF	F04590 P093671 PC93669	028904 028904 028904	001-2200-421.90-52 001-2200-421.90-52 001-2200-421.90-52 001-0000-204.16-00 001-0000-204.20-00	NEW PD VEHICLE PURCHASE NEW PD VEHICLE PURCHASE NEW PD VEHICLE PURCHASE CAL PERS 457 CONTRIBUTION PPE 8/26/2018 ADD'L ADJUST R MUNOZ PPE 8/26/2018 RETIREMENT BENEFITS FOR PPE 8/26/2018 VEBA CONTRIBUTIONS PPE 8/26/2018 PAYROLL PPE 9/09/2018 PAYROLL TAX DEPOSIT PPE 9/09/2018 FEDERAL INCOME TAX PPE 9/09/2018 FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	31.80 26,700.58 26,700.58 26,700.58 26,532.80 (0.67) 81,321.32 400.00 354,288.81 21,305.88 51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
9006308	9/7/2018	CALPERS 457 PLAN - 450260	PPE 9/26/18		001-0000-204.16-00	CAL PERS 457 CONTRIBUTION PPE 8/26/2018	26,532.80
9006309	9/7/2018	CA. ST. PUBLIC EMPLOYEES	PPE 8/26/18		001-0000-204.20-00	ADD'L ADJUST R MUNOZ PPE 8/26/2018 RETIREMENT BENEFITS FOR PPE 8/26/2018 VEBA CONTRIBUTIONS PPE 8/26/2018 PAYROLL PPE 9/09/2018 PAYROLL TAX DEPOSIT PPE 9/09/2018 FEDERAL INCOME TAX PPE 9/09/2018 FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	(0.67) 81,321.32 400.00 354,288.81 21,305.88 51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
9006310	9/7/2018	WELLS FARGO BANK	PPE 8/26/18		001-0000-204.80-14	VEBA CONTRIBUTIONS PPE 8/26/2018 PAYROLL PPE 9/09/2018 PAYROLL TAX DEPOSIT PPE 9/09/2018 FEDERAL INCOME TAX PPE 9/09/2018 FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	400.00 354,288.81 21,305.88 51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
9006311	9/14/2018	WELLS FARGO BANK	PPE 9/09/2018		001-0000-204.10-00	PAYROLL PPE 9/09/2018 PAYROLL TAX DEPOSIT PPE 9/09/2018 FEDERAL INCOME TAX PPE 9/09/2018 FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	354,288.81 21,305.88 51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
9006312	9/17/2018	CA. ST. EMPLOYMENT DEV. DEPT.	PPE 9/09/2018		001-0000-204.12-00	PAYROLL TAX DEPOSIT PPE 9/09/2018 FEDERAL INCOME TAX PPE 9/09/2018 FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	21,305.88 51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
9006313	9/17/2018	INTERNAL REVENUE SERVICE	PPE 9/09/2018		001-0000-204.11-00	FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
9006314	9/17/2018	TASC	PPE 9/09/2018		001-0000-204.13-00	MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
9006315	9/19/2018	CALPERS 457 PLAN - 450260	PPE 9/09/2018		001-0000-204.80-05	VEBA CONTRIBUTIONS PPE 8/26/2018 PAYROLL PPE 9/09/2018 PAYROLL TAX DEPOSIT PPE 9/09/2018 FEDERAL INCOME TAX PPE 9/09/2018 FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	400.00 354,288.81 21,305.88 51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
9006316	9/19/2018	CA. ST. PUBLIC EMPLOYEES	PPE 9/09/2018		001-0000-204.16-00	ADD'L ADJUST R MUNOZ PPE 8/26/2018 RETIREMENT BENEFITS FOR PPE 8/26/2018 VEBA CONTRIBUTIONS PPE 8/26/2018 PAYROLL PPE 9/09/2018 PAYROLL TAX DEPOSIT PPE 9/09/2018 FEDERAL INCOME TAX PPE 9/09/2018 FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	81,321.32 400.00 354,288.81 21,305.88 51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
9006317	9/20/2018	WELLS FARGO BANK	PPE 9/09/2018		001-0000-204.80-14	VEBA CONTRIBUTIONS PPE 8/26/2018 PAYROLL PPE 9/09/2018 PAYROLL TAX DEPOSIT PPE 9/09/2018 FEDERAL INCOME TAX PPE 9/09/2018 FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	400.00 354,288.81 21,305.88 51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
9006318	9/29/2018	WELLS FARGO BANK	PPE 9/23/2018		001-0000-204.10-00	PAYROLL PPE 9/09/2018 PAYROLL TAX DEPOSIT PPE 9/09/2018 FEDERAL INCOME TAX PPE 9/09/2018 FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	354,288.81 21,305.88 51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
9006319	9/28/2018	INTERNAL REVENUE SERVICE	PPE 9/23/2018		001-0000-204.11-00	FICA MEDICARE / FICA REG PPE 9/09/2018 MEDICAL CONTRIBUTIONS PPE 9/09/2018 DEPENDENT CARE CONTRBTNS PPE 9/09/2018 CAL PERS 457 CONTRIBUTION PPE 9/09/2018 ADJUSTMENT R MUNOZ PPE 8/26/18 RETIREMENT BENEFITS FOR PPE 9/09/2018 VEBA CONTRIBUTIONS FOR PPE 9/09/2018 PAYROLL PPE 9/23/2018 FEDERAL INCOME TAX PPE 9/23/2018 FICA MEDICARE / FICA REG PPE 9/23/2018	51,482.37 81,693.90 3,798.07 652.16 37,432.91 0.67 82,341.43 400.00 346,869.91 48,437.53 77,910.38 4,116,401.33 (176.59)
Grand Total						Less Voided / Reissued Checks from Prior Period Less Voided Checks Prior Period Add Payroll Checks Total Remittance for Month	4,116,401.33 (176.59) 6,088.29 4,122,313.03

## Voided Checks

September 2018

Date	Check	Vendor #	Reason	Amount	Check	Vendor #	Amount
9/6/2018	165365	99001	Vendor never received	\$ 176.59	166001	99001	\$ 176.59
9/20/2018	166025	1050	Incorrect payment amount	\$ 331.03	166218	1050	\$ 34.00
9/20/2018	166029	6111	Incorrect payment amount	\$ 190.50	166225	6111	\$ 191.30
9/20/2018	166160	7305	Incorrect payment amount	\$ 150.50	166275	7305	\$ 119.00
9/27/2018	166218	1050	Incorrect vendor paid	\$ 34.00	166320	4597	\$ 34.00

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**TOTALS****\$ 882.62****\$ 554.89**

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**Payroll**  
**September 2018**

Start	End	Date	Description	Check Total	
11581	11595	9/13/2018	WARRANT REGISTER	\$	3,212.38
11596	11610	9/27/2018	WARRANT REGISTER	\$	2,875.91
<b>TOTALS</b>				<b>\$</b>	<b>6,088.29</b>
<b>30 CHECKS USED</b>					



Dept/Div Activity	Check Payee	Social Security	Check Number	Amount
1000-411	PETERSON, DON M	6585	11581	.00
	CALIF. STATE DISBURSEMENT UNIT		11582	495.69
	UNITED STATES TREASURY		11583	125.50
	CALIF. STATE DISBURSEMENT UNIT		11584	180.46
	TRACY YOUNGBLOOD		11585	223.39
	FRANCHISE TAX BOARD		11586	112.40
	LAPHAM, SIERRA G	4397	11587	110.17
	FLOYD, ANTHONY P	2394	11588	329.92
	FLOYD, JASON D	2396	11589	121.33
	GARCIA, JAREN D	2549	11590	217.83
	QUINN, MELISSA S	6748	11591	466.85
	UNITED STATES TREASURY		11592	260.00
	MARY NELL WARE		11593	300.00
	FRANCHISE TAX BOARD		11594	75.00
	CALIF. STATE DISBURSEMENT UNIT		11595	193.84
Total Checks -			15	3,212.38

Dept/Div Activity	Check Payee	Social Security	Check Number	Amount
1000-411	PETERSON, DON M	6585	11596	.00
	CALIF. STATE DISBURSEMENT UNIT		11597	495.69
	UNITED STATES TREASURY		11598	125.50
	CALIF. STATE DISBURSEMENT UNIT		11599	180.46
	TRACY YOUNGBLOOD		11600	223.39
	FRANCHISE TAX BOARD		11601	74.71
4000-461	LAPHAM, SIERRA G	4397	11602	187.29
4010-461	ALDERMAN, LUKE D	220	11603	62.40
4010-461	DAVIS, LISA A	1682	11604	65.54
4010-461	GILCHRIST JR, SEAN E	2699	11605	252.25
4010-461	QUINN, MELISSA S	6748	11606	379.84
	UNITED STATES TREASURY		11607	260.00
	MARY NELL WARE		11608	300.00
	FRANCHISE TAX BOARD		11609	75.00
	CALIF. STATE DISBURSEMENT UNIT		11610	193.84
Total Checks -			15	2,875.91

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## CITY OF BANNING CITY COUNCIL REPORT

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Suzanne Cook, Deputy Finance Director/Interim ASD

**MEETING DATE:** October 23, 2018

**SUBJECT:** Receive and File Cash, Investments and Reserve Report for the Month of August 2018

### RECOMMENDATION:

That City Council receive and file Cash, Investment and Reserve Report for **August 31, 2018** in accordance with California Government Code 53646.

### CASH AND INVESTMENT SUMMARY:

Description		Prior Month	Current Month
<b>Funds Under Control of the City</b>			
Cash			
	Cash on Hand \$	4,155.00	\$ 4,155.00
	Checking and Savings Accounts \$	13,767,644.63	\$ 9,745,605.64
Investments			
	LAIF \$	40,664,741.77	\$ 40,664,741.77
	Brokerage \$	26,430,492.40	\$ 26,458,311.82
<b>Total Funds Under Control of the City</b>		<b>\$ 80,867,033.80</b>	<b>\$ 76,872,814.23</b>
<b>Funds Under Control of Fiscal Agents</b>			
US Bank			
	Restricted Bond Project Accounts \$	15,139,040.68	\$ 12,417,232.36
	Restricted Bond Accounts \$	5,676,578.98	\$ 5,706,755.38
Union Bank			
	Restricted Funds \$	1,126,155.41	\$ 1,726,269.78
<b>Total Funds Under Control of Fiscal Agents</b>		<b>\$ 21,941,775.07</b>	<b>\$ 19,850,257.52</b>
<b>Total Funds</b>		<b>\$ 102,808,808.87</b>	<b>\$ 96,723,071.75</b>

**RESTRICTED, ASSIGNED, COMMITTED AND RESERVED SUMMARY:**

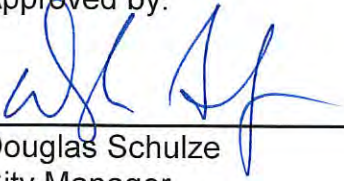
Description	Prior Month	Current Month
<b>Total Funds</b>	<b>\$ 102,808,808.87</b>	<b>\$ 96,723,071.75</b>
Restricted Funds	39,946,122.60	\$ 37,934,931.60
Assigned Funds - Specific Purpose	8,684,911.34	\$ 8,684,911.34
Committed Funds - Specific Purpose	4,528,172.25	\$ 4,528,172.25
Fund Balance Reserves	15,077,173.95	\$ 15,077,173.95
<b>Total Restricted, Assigned, Committed and Reserv</b>	<b>\$ 68,236,380.14</b>	<b>\$ 66,225,189.14</b>
<b>Operating Cash - Unrestricted Reserves</b>	<b>\$ 34,572,428.73</b>	<b>\$ 30,497,882.61</b>
Less Accounts held in Investments	\$ 26,430,492.40	\$ 26,458,311.82
Liquid Cash	\$ 8,141,936.33	\$ 4,039,570.79

**ATTACHMENTS:**

- Cash, Investment and Reserve Report August 2018
- Investment Report August 2018
- LAIF / PMIA Performance Report

If you have any questions, please contact the Finance Department so that additional detailed information can be provided to you.

Approved by:

  
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Douglas Schulze  
City Manager



City of Banning  
Cash, Investment & Reserve Balances - August 31, 2018

Cash & Investments		July 2018	July 2018	Reserve Balances	
Institution/Investment Type		Balance	Balance	Description	Balance
<b>Funds Under Control of the City:</b>					
Petty Cash / Cash on Hand		\$ 4,155.00	\$ 4,155.00	RESTRICTED FUNDS	
Checking and Savings:				Restricted Project Funds	\$ 12,417,232.36
Wells Fargo - General Account - XXXXX5798	\$ 13,446,184.80	\$ 9,414,783.40		Bond Funds Held with Fiscal Agents	\$ 5,706,755.38
Bank of America - Parking Citations - XXXXXXX 8776	\$ 53,325.42	\$ 56,025.13		CASIO - City of Banning 8731036994	\$ 111,719.98
Bank of America - Airport Visa - XXXXXXX 7548	\$ 182,209.99	\$ 188,956.71		City of Banning - 6736305920 - RPU	\$ 1,614,549.80
Bank of America - CNG Charge Acct XXXXXXX 5594	\$ 85,924.42	\$ 85,840.40		Customer Deposit Accounts	\$ 1,477,803.78
	\$ 13,767,644.63	\$ 9,745,605.64		Capital Facility Fees (Funds 400, 410, 420, 421, 430, 661, & 681)	\$ 16,276,048.06
State of California, Local Agency Investment Fund				Parking Citations	\$ 56,025.13
City of Banning XX-XX-050	\$ 40,664,741.54	\$ 40,664,741.54		Airport	\$ 188,956.71
Successor Agency XX-XX-001	\$ 0.23	\$ 0.23		CNG	\$ 85,840.40
% of Investments in LAIF (Maximum 40% allowed per Investment Policy)	61%	61%			\$ 37,934,931.60
US Bank				ASSIGNED FUNDS - SPECIFIC PURPOSE	
City of Banning Custody Account XXXXX6000				Workers Compensation - PERMA	\$ 300,000.00
Government Agencies				Capital Replacement	\$ 1,500,000.00
F H L M C 313397RK9 Disc Note Market Value \$11,975,760.00	\$ -	\$ -		Debt Service Payments	\$ 6,884,911.34
Maturity 1/5/2018 Rolled over into CID 31846V401	\$ -	\$ -			\$ 8,684,911.34
Federal Home Loan Bks 313385LC8 Disc Note Market Value	\$ -	\$ -		COMMITTED FUNDS - SPECIFIC PURPOSE	
\$11,965,080.00 Maturity 8/31/2017	\$ -	\$ -		General Fund - Emergency Contingency 25%	\$ 4,528,172.25
First American Government Oblig Fd Cl D 31846V401 Market Value	\$ -	\$ -		(minimum req. \$1,500,000)	
#3802 \$4,535,801.82	\$ 4,507,982.40	\$ 4,535,801.82			\$ 4,528,172.25
Federal Home Loan Bks 3130A6K89 Market Value \$1,998,060 Maturity	\$ 2,000,000.00	\$ 2,000,000.00		AVAILABLE FUND BALANCE RESERVES	
10/5/2018	\$ 2,000,000.00	\$ 2,000,000.00		Electric Rate Stabilization Fund	\$ 6,723,446.60
Federal Home Loan Bks 3130A7G25 Market Value \$2,983,590 Maturity	\$ 3,000,000.00	\$ 3,000,000.00		Electric Operational Fund	\$ 3,361,723.30
3/15/2019	\$ 2,955,090.00	\$ 2,955,090.00		BUA Water Fund	\$ 1,197,964.30
F N M A 3135GOP49 Market Value \$2,957,130 Maturity 8/28/2019	\$ 3,000,000.00	\$ 3,000,000.00		BUA Wastewater Fund	\$ 378,339.40
F H L M C M T N 3134GBJ52 Market Value \$2967,330 Maturity	\$ 3,000,000.00	\$ 3,000,000.00		Self Insurance Fund	\$ 500,000.00
9/27/2019	\$ 3,000,000.00	\$ 3,000,000.00		Designated, Unreserved	
F H L M C M T N 3134GBJ83 Market Value \$2,953,800 Maturity	\$ 3,000,000.00	\$ 3,000,000.00		Mining Tax Collected	\$ 979,274.00
3/27/2020	\$ 3,000,000.00	\$ 3,000,000.00		PEG Reserve	\$ 133,104.35
F N M A M T N 3136G4PP2 Market Value \$2,941,170 Maturity	\$ 3,000,000.00	\$ 3,000,000.00		Litigation Contingency	\$ 179,189.00
10/26/2020	\$ 3,000,000.00	\$ 3,000,000.00		Gas Tax & Police Reward	\$ 189,325.00
Federal Home Loan Bks 3130ADFV9 Market Value \$2,967,960 Maturity	\$ 2,967,420.00	\$ 2,967,420.00		CalPERS Liability	\$ 500,000.00
1/29/2021	\$ 2,000,000.00	\$ 2,000,000.00		Compensated Absences	\$ 934,808.00
F H L M C M T N 314GSSD8 Market Value \$1,997,160 Maturity	\$ 26,430,492.40	\$ 26,458,311.82			\$ 15,077,173.95
				Operating Cash	
<b>Total Funds Under Control of the City</b>	<b>\$ 80,867,033.80</b>	<b>\$ 76,872,814.23</b>		Balance Available for Daily Operations	\$ 30,497,882.61
<b>Funds Under Control of Fiscal Agents:</b>				Less Amount held in investments	\$ 26,458,311.82
US Bank				Liquid Cash	\$ 4,039,570.79
2015 Water Revenue Bonds-BUA Water Projects - 258228005	\$ 1,492,730.02	\$ 1,497,325.36			
2005 Wastewater Project Fund Bond - 792143006	\$ 3,262,866.54	\$ 3,264,366.93		Grand Total	\$ 96,723,071.75
2015 Electric Revenue Bond-Acquisition & Construction Fund - 262685003	\$ 2,731,415.94			UNRESTRICTED RESERVES	\$ 30,497,882.61
Successor Agency of the Dissolved Redevelopment Agency of the City of Banning Tax Allocation Bonds Series 2016 (Taxable) Unexpended Proceeds Fund - 277166005	\$ 7,652,028.18	\$ 7,655,540.07			
Restricted Project Funds Available	\$ 15,139,040.68	\$ 12,417,232.36			
2015 Electric Revenue Bond-Escrow Fund - 277248000/262685001					
Wastewater System Improvement Project Fund Bond 1989 Escrow Account for AC 94627350- 792145000	\$ 113,658.00	\$ 111,850.74			
Water System Improvement Project 1989 Escrow Acct AC 94627340 - 792146000	\$ 216,984.00	\$ 213,542.37			
2015 Electric Revenue Bond-Reserve Fund - 262685002 - Market Value Improvement Dist No 2004-1 (Fair Oaks Ranch Estates) Limited Obligation Improvement Bonds Series 2005A Principal Acct-78958201	\$ 2,428,543.76	\$ 2,428,543.76			
Improvement Dist No 2004-1 (Fair Oaks Ranch Estates) Limited Obligation Improvement Bonds Series 2005A Reserve Fund-78958203	\$ 7.19	\$ 37,538.40			
BUA Wastewater Enterprise Lease Revenue Bonds Series 2005 Reserve Fund - 7912143004	\$ 188,245.53	\$ 186,139.60			
Successor Agency of the Dissolved Redevelopment Agency of the City of Banning Tax Allocation Bonds Series 2016 (Taxable) Reserve Fund- 277166004 Market Value	\$ 523,623.18	\$ 523,623.18			
Successor Agency of the Dissolved Redevelopment Agency of the City of Banning Tax Allocation Bonds Series 2016 (Taxable) Cost of Issuance - 277166006	\$ 2,205,497.50	\$ 2,205,497.50			
Successor Agency of the Dissolved Redevelopment Agency of the City of Banning Tax Allocation Bonds Series 2016 (Taxable) Revenue Fund - 277166000	\$ -	\$ -			
Bond Funds Held with Fiscal Agent - Restricted	\$ 19.82	\$ 19.83			
	\$ 5,676,578.98	\$ 5,706,755.38			
Union Bank of California:					
CAISO - City of Banning XXXXX6994	\$ 111,549.37	\$ 111,719.98			
City of Banning - XXXXX5920 - RPU	\$ 1,014,606.04	\$ 1,614,549.80			
Funds Held with Fiscal Agent - Restricted	\$ 1,126,155.41	\$ 1,726,269.78			
<b>Total Funds Under Control of Fiscal Agents</b>	<b>\$ 21,941,775.07</b>	<b>\$ 19,850,257.52</b>			
<b>Grand Total</b>	<b>\$ 102,808,808.87</b>	<b>\$ 96,723,071.75</b>			

I hereby certify that the investment activity for this reporting period conforms with the investment policy adopted by the City of Banning's City Council and the California Government Code Section 53601 (with the exception of funds held in LAIF)

I also certify that there are adequate funds available to meet the City's Budget.

*Suzanne Cook*

Suzanne Cook

Deputy Finance Director/Interim ASD



**City of Banning  
Report of Investments  
July 2018**

Investment Held by	Investment Name	Investment Type	CUSIP Number	Standard & Poors Rating	Moody's Rating	Maturity Date	Par	Market Yield	Market Price	Market Value	Percentage of Investments	
State of California, Local Agency Investment Fund	City of Banning Successor Agency	Pooled Investment	N/A	N/A	N/A	N/A	\$ 40,664,741.54	1.760	99.812687	\$ 40,588,571.15	60.6%	
		Pooled Investment	N/A	N/A	N/A	N/A	\$ 40,664,741.77	0.000		\$ 40,588,571.38	60.6%	
US Bank- Broker Piper Jaffray	Government Agencies											
		Cash Equivalent	31846V401	N/A	N/A	N/A	\$ -		1.380	100.000	\$ 4,535,801.82	6.8%
		US Government Issue	3130A6K89	AA+	Aaa	10/5/2018	\$ 2,000,000.00		1.050	99.903	\$ 1,998,060.00	3.0%
		US Government Issue	3130A7G25	AA+	Aaa	3/15/2019	\$ 3,000,000.00		1.270	99.453	\$ 2,983,590.00	4.5%
		US Government Issue	3135G0P49	AA+	Aaa	8/28/2019	\$ 2,955,090.00		1.010	98.571	\$ 2,957,130.00	4.4%
		US Government Issue	3134GBJ52	AA+	Aaa	9/27/2019	\$ 3,000,000.00		1.520	98.911	\$ 2,967,330.00	4.5%
		US Government Issue	3134GBJ83	AA+	Aaa	3/27/2020	\$ 3,000,000.00		1.630	98.460	\$ 2,953,800.00	4.5%
		US Government Issue	3136G4PP2	AA+	Aaa	10/26/2020	\$ 3,000,000.00		1.780	98.039	\$ 2,941,170.00	4.5%
		US Government Issue	3130ADFV9	AA+	Aaa	1/29/2021	\$ 2,967,420.00		2.270	98.932	\$ 2,967,960.00	4.4%
		US Government Issue	3134GSSD8	AA+	Aaa	1/29/2021	\$ 2,000,000.00		2.800	99.858	\$ 1,957,160.00	3.0%
							\$ 26,458,311.82			\$	\$ 26,302,001.82	39.4%
Total Investments										\$ 66,890,573.20	100.0%	



**JOHN CHIANG  
TREASURER  
STATE OF CALIFORNIA**



**PMIA Performance Report**

Date	Daily Yield*	Quarter to Date Yield	Average Maturity (in days)
08/20/18	2.01	1.96	191
08/21/18	2.01	1.96	189
08/22/18	2.01	1.96	188
08/23/18	2.02	1.96	191
08/24/18	2.02	1.97	191
08/25/18	2.02	1.97	191
08/26/18	2.02	1.97	191
08/27/18	2.02	1.97	188
08/28/18	2.02	1.97	187
08/29/18	2.02	1.97	187
08/30/18	2.02	1.97	186
08/31/18	2.04	1.97	191
09/01/18	2.04	1.97	191
09/02/18	2.04	1.97	191
09/03/18	2.04	1.97	191
09/04/18	2.04	1.97	191
09/05/18	2.04	1.98	189
09/06/18	2.04	1.98	189
09/07/18	2.04	1.98	190
09/08/18	2.04	1.98	190
09/09/18	2.04	1.98	190
09/10/18	2.05	1.98	189
09/11/18	2.05	1.98	189
09/12/18	2.05	1.98	189
09/13/18	2.06	1.98	190
09/14/18	2.07	1.98	190
09/15/18	2.07	1.99	190
09/16/18	2.07	1.99	190
09/17/18	2.07	1.99	187
09/18/18	2.07	1.99	188
09/19/18	2.08	1.99	188

\*Daily yield does not reflect capital gains or losses

[View Prior Month Daily Rates](#)

**LAIF Performance Report**

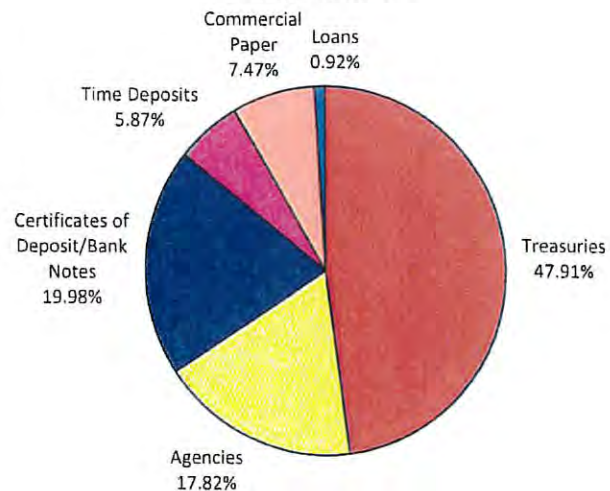
**Quarter Ending 06/30/18**

Apportionment Rate: 1.90%  
 Earnings Ratio: 0.00005216919081336  
 Fair Value Factor: 0.998126869  
 Daily: 1.92%  
 Quarter to Date: 1.76%  
 Average Life: 193

**PMIA Average Monthly  
Effective Yields**

**Aug 2018 1.998**  
 July 2018 1.944  
 June 2018 1.854

**Pooled Money Investment Account  
Portfolio Composition  
08/31/18  
\$86.2 billion**



Percentages may not total 100%, due to rounding.

Based on data available as of 9/19/2018

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## CITY OF BANNING CITY COUNCIL REPORT

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Suzanne Cook, Deputy Finance Director

**MEETING DATE:** October 23, 2018

**SUBJECT:** Receive and File Cash, Investments and Reserve Report for the Month of September 2018

### RECOMMENDATION:

That City Council receive and file Cash, Investment and Reserve Report for **September 30, 2018** in accordance with California Government Code 53646.

### CASH AND INVESTMENT SUMMARY:

Description		Prior Month	Current Month
<b>Funds Under Control of the City</b>			
Cash			
	Cash on Hand \$	4,155.00	\$ 4,155.00
	Checking and Savings Accounts \$	9,745,605.64	\$ 13,180,853.95
Investments			
	LAIF \$	40,664,741.77	\$ 40,664,741.77
	Brokerage \$	26,458,311.82	\$ 26,522,008.01
<b>Total Funds Under Control of the City</b>		<b>\$ 76,872,814.23</b>	<b>\$ 80,371,758.73</b>
<b>Funds Under Control of Fiscal Agents</b>			
US Bank			
	Restricted Bond Project Accounts \$	15,162,111.20	\$ 15,169,830.94
	Restricted Bond Accounts \$	5,706,755.38	\$ 5,706,755.38
Union Bank			
	Restricted Funds \$	1,726,269.78	\$ 1,203,719.11
<b>Total Funds Under Control of Fiscal Agents</b>		<b>\$ 22,595,136.36</b>	<b>\$ 22,080,305.43</b>
<b>Total Funds</b>		<b>\$ 99,467,950.59</b>	<b>\$ 102,452,064.16</b>

**RESTRICTED, ASSIGNED, COMMITTED AND RESERVED SUMMARY:**

Description	Prior Month	Current Month
<b>Total Funds</b>	<b>\$ 99,467,950.59</b>	<b>\$ 102,452,064.16</b>
Restricted Funds	37,934,931.60	\$ 40,458,049.21
Assigned Funds - Specific Purpose	8,684,911.34	\$ 8,684,911.34
Committed Funds - Specific Purpose	4,528,172.25	\$ 4,528,172.25
Fund Balance Reserves	15,077,173.95	\$ 15,077,173.95
<b>Total Restricted, Assigned, Committed and Reserve</b>	<b>\$ 66,225,189.14</b>	<b>\$ 68,748,306.75</b>
<b>Operating Cash - Unrestricted Reserves</b>	<b>\$ 33,242,761.45</b>	<b>\$ 33,703,757.41</b>
Less Accounts held in Investments	\$ 26,458,311.82	\$ 26,522,008.01
Liquid Cash	\$ 6,784,449.63	\$ 7,181,749.40

**ATTACHMENTS:**

- Cash, Investment and Reserve Report September 2018
- Investment Report September 2018
- LAIF / PMIA Performance Report

If you have any questions, please contact the Finance Department so that additional detailed information can be provided to you.

Approved by:

  
\_\_\_\_\_  
Douglas Schulze  
City Manager



City of Banning  
Cash, Investment & Reserve Balances - September 30, 2018

Cash & Investments		August 2018	September 2018	Reserve Balances	
Institution/Investment Type		Balance	Balance	Description	Balance
<b>Funds Under Control of the City:</b>					
Petty Cash / Cash on Hand		\$ 4,155.00	\$ 4,155.00	RESTRICTED FUNDS	
		\$ 4,155.00	\$ 4,155.00	Restricted Project Funds	\$ 15,169,830.94
Checking and Savings:				Bond Funds Held with Fiscal Agents	\$ 5,706,755.38
Wells Fargo - General Account - XXXXX5798		\$ 9,414,783.40	\$ 12,842,182.72	CASIO - City of Banning 6731036994	\$ 111,893.11
Bank of America - Parking Citations - XXXXXXX 8776		\$ 56,025.13	\$ 58,544.85	City of Banning - 6736305920 - RPU	\$ 1,091,826.00
Bank of America - Airport Visa - XXXXXXX 7548		\$ 188,956.71	\$ 194,315.93	Customer Deposit Accounts	\$ 1,469,933.25
Bank of America - CNG Charge Acct XXXXXXX 5594		\$ 85,840.40	\$ 85,810.45	Capital Facility Fees (Funds 400, 410, 420, 421, 430, 661, & 681)	\$ 16,569,139.30
		\$ 9,745,605.64	\$ 13,180,853.95	Parking Citations	\$ 58,544.85
				Airport	\$ 194,315.93
				CNG	\$ 85,810.45
State of California, Local Agency Investment Fund		\$ 40,664,741.54	\$ 40,664,741.54		\$ 40,458,049.21
City of Banning XX-XX-050		\$ 0.23	\$ 0.23		
Successor Agency XX-XX-001		\$ 40,664,741.77	\$ 40,664,741.77	ASSIGNED FUNDS - SPECIFIC PURPOSE	
% of Investments in LAIF (Maximum 40% allowed per Investment Policy)		61%	61%	Workers Compensation - PERMA	\$ 300,000.00
US Bank				Capital Replacement	\$ 1,500,000.00
City of Banning Custody Account XXXXX6000				Debt Service Payments	\$ 6,884,911.34
Government Agencies					\$ 8,684,911.34
F H L M C 313397RK9 Disc Note Market Value \$11,975,760.00 Maturity 1/5/2018 Rolled over into CI D 31846V401		\$ -	\$ -	COMMITTED FUNDS - SPECIFIC PURPOSE	
Federal Home Loan Bks 313385LC8 Disc Note Market Value \$11,965,080.00 Maturity 8/31/2017		\$ -	\$ -	General Fund - Emergency Contingency 25% (minimum req. \$1,500,000)	\$ 4,528,172.25
First American Government Oblig Fd CI D 31846V401 Market Value #3802 \$4,535,801.82		\$ 4,535,801.82	\$ 49,498.01		
Federal Home Loan Bks 3130A6K89 Market Value \$1,998,060 Maturity 10/5/2018		\$ 2,000,000.00	\$ 2,000,000.00		
Federal Home Loan Bks 3130A7G25 Market Value \$2,983,590 Maturity 3/15/2019		\$ 3,000,000.00	\$ 3,000,000.00		
F N M A 3135G0P49 Market Value \$2,957,130 Maturity 8/28/2019		\$ 2,955,090.00	\$ 2,955,090.00		
F H L M C M T N 3134GBJ52 Market Value \$2967,330 Maturity 9/27/2019		\$ 3,000,000.00	\$ 3,000,000.00		
F H L M C M T N 3134GBJ83 Market Value \$2,953,800 Maturity 3/27/2020		\$ 3,000,000.00	\$ 3,000,000.00		
F N M A M T N 3136G4PP2 Market Value \$2,941,170 Maturity 10/26/2020		\$ 3,000,000.00	\$ 3,000,000.00		
Federal Home Loan Bks 3130ADFV9 Market Value \$2,967,960 Maturity 1/29/2021		\$ 2,967,420.00	\$ 2,967,420.00		
F H L M C M T N 314GSSD8 Market Value \$1,997,160 Maturity 1/29/2021		\$ 2,000,000.00	\$ 2,000,000.00		
Federal Home Loan Bks 3130AETB6 Market Value \$4,527,477.50 Maturity 02/26/2021		\$ -	\$ 4,550,000.00		
		\$ 26,458,311.82	\$ 26,522,008.01		\$ 4,528,172.25
<b>Total Funds Under Control of the City</b>		<b>\$ 76,872,814.23</b>	<b>\$ 80,371,758.73</b>		
<b>Funds Under Control of Fiscal Agents:</b>					
US Bank				AVAILABLE FUND BALANCE RESERVES	
2015 Water Revenue Bonds-BUA Water Projects - 258228006		\$ 1,497,325.36	\$ 1,499,068.07	Electric Rate Stabilization Fund	\$ 6,723,446.60
2005 Wastewater Project Fund Bond - 792143006		\$ 3,264,366.93	\$ 3,265,198.67	Electric Operational Fund	\$ 3,361,723.30
2015 Electric Revenue Bond-Acquisition & Construction Fund - 262685003		\$ 2,744,878.84	\$ 2,748,073.56	BUA Water Fund	\$ 1,197,964.30
Successor Agency of the Dissolved Redevelopment Agency of the City of Banning Tax Allocation Bonds Series 2016 (Taxable) Unexpended Proceeds Fund - 277168009		\$ 7,655,540.07	\$ 7,657,490.64	BUA Wastewater Fund	\$ 378,339.40
Restricted Project Funds Available		\$ 15,162,111.20	\$ 15,169,830.94	Self Insurance Fund	\$ 500,000.00
2015 Electric Revenue Bond-Escrow Fund - 277240000/262685001				Designated, Unreserved	
Wastewater System Improvement Project Fund Bond - 1089 Escrow Account for AC 94027350- 792145000		\$ 111,850.74	\$ 111,850.74	Mining Tax Collected	\$ 979,274.00
Water System Improvement Project 1089 Escrow Acct AC 94627340 - 792146000		\$ 213,542.37	\$ 213,542.37	PEG Reserve	\$ 133,104.35
2015 Electric Revenue Bond-Reserve Fund - 262685002 - Market Value Improvement Dist No 2004-1 (Fair Oaks Ranch Estates) Limited Obligation Improvement Bonds Series 2005A Principal Acct-78958201		\$ 2,428,543.76	\$ 2,428,543.76	Litigation Contingency	\$ 179,189.00
Improvement Dist No 2004-1 (Fair Oaks Ranch Estates) Limited Obligation Improvement Bonds Series 2005A Reserve Fund-78958203		\$ 37,538.40	\$ 37,538.40	Gas Tax & Police Reward	\$ 189,325.00
BUA Wastewater Enterprise Loans Revenue Bonds Series 2005 Reserve Fund - 7912145004		\$ 186,139.60	\$ 186,139.60	CalPERS Liability	\$ 500,000.00
Successor Agency of the Dissolved Redevelopment Agency of the City of Banning Tax Allocation Bonds Series 2016 (Taxable) Reserve Fund- 277168004		\$ 523,623.18	\$ 523,623.18	Compensated Absences	\$ 934,808.00
Market Value		\$ 2,205,497.50	\$ 2,205,497.50		\$ 15,077,173.95
Successor Agency of the Dissolved Redevelopment Agency of the City of Banning Tax Allocation Bonds Series 2016 (Taxable) Cost of Issuance - 277168000		\$ -	\$ -	Operating Cash	
Successor Agency of the Dissolved Redevelopment Agency of the City of Banning Tax Allocation Bonds Series 2016 (Taxable) Revenue Fund - 277168000		\$ 19.83	\$ 19.83	Balance Available for Daily Operations	\$ 33,703,757.41
Bond Funds Held with Fiscal Agent - Restricted		\$ 5,706,755.38	\$ 5,706,755.38	Less Amount held in investments	\$ 26,522,008.01
Union Bank of California:				Liquid Cash	\$ 7,181,749.40
CASIO - City of Banning XXXXX6994		\$ 111,719.98	\$ 111,893.11		
City of Banning - XXXXX5920 - RPU		\$ 1,614,549.60	\$ 1,091,826.00		
Funds Held with Fiscal Agent - Restricted		\$ 1,726,269.78	\$ 1,203,719.11		
<b>Total Funds Under Control of Fiscal Agents</b>		<b>\$ 22,595,136.36</b>	<b>\$ 22,080,305.43</b>		
<b>Grand Total</b>		<b>\$ 99,467,950.59</b>	<b>\$ 102,452,064.16</b>	<b>Grand Total</b>	<b>\$ 102,452,064.16</b>
				<b>UNRESTRICTED RESERVES</b>	<b>\$ 33,703,757.41</b>

I hereby certify that the investment activity for this reporting period conforms with the investment policy adopted by the City of Banning's City Council and the California Government Code Section 53601 (with the exception of funds held in LAIF)

I also certify that there are adequate funds available to meet the City's Budget

Suzanne Cook  
Suzanne Cook  
Deputy Finance Director/Interim ASD



**City of Banning  
Report of Investments  
July 2018**

Investment Held by	Investment Name	Investment Type	CUSIP Number	Standard & Poors Rating	Moodys Rating	Maturity Date	Par	Market Yield	Market Price	Market Value	Percentage of Investments
State of California, Local Agency Investment Fund	City of Banning Successor Agency	Pooled Investment	N/A	N/A	N/A	N/A	\$ 40,664,741.54	1.760	99.812687	\$ 40,588,571.15	60.5%
		Pooled Investment	N/A	N/A	N/A	N/A	\$ 0.23	0.000		0.23	0.0%
							\$ 40,664,741.77			\$ 40,588,571.38	60.5%
US Bank- Broker Piper Jaffray	Government Agencies										
	First American Government Oblig Fd Cl D	Cash Equivalent	31846V401	N/A	N/A	N/A	\$ 49,498.01	1.380	100.000	\$ 49,498.01	0.1%
	Federal Home Loan Bks	US Government Issue	3130A6K89	AA+	Aaa	10/5/2018	\$ 2,000,000.00	1.050	99.988	\$ 1,999,760.00	3.0%
	Federal Home Loan Bks	US Government Issue	3130A7G25	AA+	Aaa	3/15/2019	\$ 3,000,000.00	1.270	99.502	\$ 2,985,060.00	4.5%
	F N M A	US Government Issue	31350GP49	AA+	Aaa	8/28/2019	\$ 2,955,090.00	1.010	98.559	\$ 2,956,770.00	4.5%
	F H L M C M T N	US Government Issue	3134GBJ52	AA+	Aaa	9/27/2019	\$ 3,000,000.00	1.520	98.852	\$ 2,965,560.00	4.5%
	F H L M C M T N	US Government Issue	3134GBJ83	AA+	Aaa	3/27/2020	\$ 3,000,000.00	1.630	98.289	\$ 2,948,670.00	4.5%
	F N M A M T N	US Government Issue	3136G4PP2	AA+	Aaa	10/26/2020	\$ 3,000,000.00	1.780	97.794	\$ 2,933,820.00	4.5%
	Federal Home Loan Bks	US Government Issue	3130ADFV9	AA+	Aaa	1/29/2021	\$ 2,967,420.00	2.280	98.559	\$ 2,956,770.00	4.4%
	F N M A M T N	US Government Issue	3134GSSD8	AA+	Aaa	1/29/2021	\$ 2,000,000.00	2.800	99.459	\$ 1,989,180.00	3.0%
	Federal Home Loan Bks	US Government Issue	3130AETB6	AA+	Aaa	2/26/2021	\$ 4,550,000.00	2.760	99.505	\$ 4,527,477.50	6.8%
							\$ 26,522,008.01			\$ 26,312,565.51	39.5%
<b>Total Investments</b>										<b>\$ 66,901,136.89</b>	<b>100.0%</b>



**JOHN CHIANG  
TREASURER  
STATE OF CALIFORNIA**



**PMIA Performance Report**

Date	Daily Yield*	Quarter to Date Yield	Average Maturity (in days)
09/10/18	2.05	1.98	189
09/11/18	2.05	1.98	189
09/12/18	2.05	1.98	189
09/13/18	2.06	1.98	190
09/14/18	2.07	1.98	190
09/15/18	2.07	1.99	190
09/16/18	2.07	1.99	190
09/17/18	2.07	1.99	187
09/18/18	2.07	1.99	188
09/19/18	2.08	1.99	188
09/20/18	2.08	1.99	188
09/21/18	2.08	1.99	187
09/22/18	2.08	1.99	187
09/23/18	2.08	1.99	187
09/24/18	2.08	2.00	189
09/25/18	2.08	2.00	188
09/26/18	2.09	2.00	190
09/27/18	2.09	2.00	192
09/28/18	2.09	2.00	193
09/29/18	2.09	2.00	193
09/30/18	2.09	2.00	193
10/01/18	2.11	2.11	205
10/02/18	2.11	2.11	205
10/03/18	2.12	2.11	206
10/04/18	2.12	2.12	206
10/05/18	2.12	2.12	205
10/06/18	2.12	2.12	205
10/07/18	2.12	2.12	205
10/08/18	2.12	2.12	202
10/09/18	2.12	2.12	202
10/10/18	2.13	2.12	202

\*Daily yield does not reflect capital gains or losses

[View Prior Month Daily Rates](#)

**LAIF Performance Report**

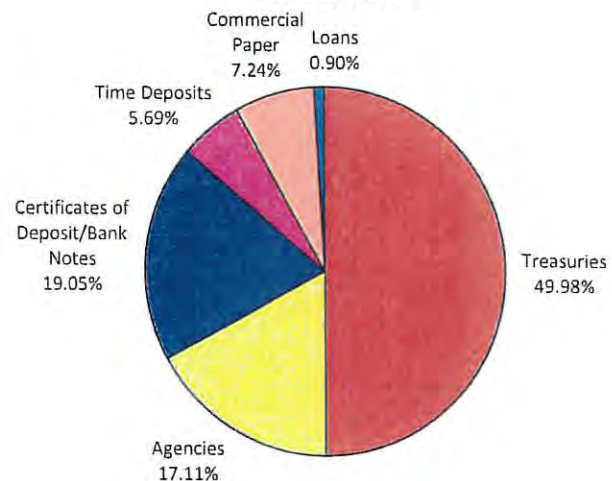
**Quarter Ending 06/30/18**

Apportionment Rate: 1.90%  
 Earnings Ratio: 0.00005216919081336  
 Fair Value Factor: 0.998126869  
 Daily: 1.92%  
 Quarter to Date: 1.76%  
 Average Life: 193

**PMIA Average Monthly  
Effective Yields**

**Sept 2018 2.063**  
 Aug 2018 1.998  
 July 2018 1.944

**Pooled Money Investment Account  
Portfolio Composition  
09/30/18  
\$88.3 billion**



Percentages may not total 100%, due to rounding.

Based on data available as of 10/10/2018

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**CITY OF BANNING  
CITY COUNCIL REPORT**

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Art Vela, Director of Public Works

**MEETING DATE:** October 23, 2018

**SUBJECT:** Public Works Capital Improvement Project Tracking List

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**RECOMMENDED ACTION:**

This is informational only; receive and file report.

**GOAL STATEMENT:**

The purpose of presenting the attached Public Works Capital Improvement Project (CIP) Tracking List is to keep City Council and the public informed of the status of the various capital improvement projects that are currently managed by the Public Works Department.

**BACKGROUND:**

There are several planning, environmental, design and construction contracts that have been approved by City Council and/or the Interim City Manager's office that are being managed by the Public Works Department. In an effort to keep the City Council and the public informed of the progress made and current status of each project, staff has prepared and will continue to update the attached Public Works CIP Tracking List. The list will be presented to City Council on a monthly basis.

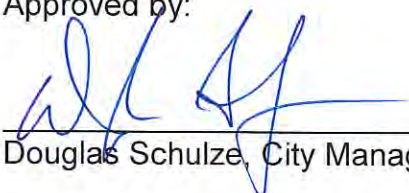
**FISCAL IMPACT:**

None

**ATTACHMENTS:**

1. CIP Status List

Approved by:

  
\_\_\_\_\_  
Douglas Schulze, City Manager

# **ATTACHMENT 1**

## **Public Works Department CIP Tracking List**



**PUBLIC WORKS CAPITAL IMPROVEMENT PROJECTS (CIP) TRACKING SHEET**

Category	Project #	Project	Phase	Council Award Date	Project Kickoff	% Completed	Tasks Completed	Current Tasks	1 Month Look Ahead Tasks	Future Tasks	Tentative Completion Date	Project Budget
Streets	2014-03	Hargrave/Ramsey Street Intersection	Design	5/26/2015	8/10/2015	95%	PS&E are 100% complete	Waiting for CTE to complete their design and engineering documents for the relocation of power poles. Acquiring Caltrans permit. Barring Electric preparing improvement plans	SCE and Barring Electric complete design.	Execute easement and right of way acquisition. Bid project.	10/1/18	\$ 79,970
Streets	2014-11	Hathaway/Ramsey Street Intersection	Design	12/12/2016	1/18/2017	90%	Staff completed reviewing 2nd submittal of PS&E. Preliminary ROW appraisal. "Intent to Appraise" letters sent to property owners.	Barring Electric preparing improvement plans. Review all right-of-way documents, preparation of Temporary Construction Easement and PS&E. Review final PS&E.	Present appraisal to council and property owners. Complete PS & E package.	Complete right of way acquisition. Bid project.	8/7/18	\$ 254,512
Streets	ATP-5214 (013)	ATP Bicycle/Pedestrian Safe Routes to School	Environmental Design, Construction	5/27/2018	6/19/2018	5%	Design Funding Allocation approved by CTE in March 2017 and awarded by Caltrans in April 2017. Council approved PSA dated 5-22-18. Design started on 6/19/18. Reviewed 65% plans. Request for Construction Allocation Funding has been submitted to Caltrans on 10/8/18.	Coordinate utilities, provide record drawing, and evaluate field conditions for bid shop. Design firm is working on 95% PS&E.	Reviewing 95% PS&E submittal. Completing 100% PS&E.	Review 100% PS&E. Submit bid to Caltrans for approval.	Design: 12/1/2018 Construction: 12/1/2019	\$ 1,082,000
Streets	HSP-5214 (010)	Traffic Signal System Improvements on Ramsey Street	Construction	6/27/2017	11/6/2017	100%	PS&E are 95% complete. Cultural resources study approved by Caltrans. Draft PS and E documents sent to Caltrans for review and comment.	Caltrans post construction review/approval and NOC.	File NOC with County & release of retention.	NOC recorded and retention released.	Project completed.	\$ 384,000
Streets	STP-5214 (011)	Ramsey Street, from Hargrave St. to west of Hathaway St.	Environmental, PS&E			80%	PS&E are 95% complete. Cultural resources study approved by Caltrans. Draft PS and E documents sent to Caltrans for review and comment.	Finalizing of PS&E	Advertise Notice Inviting to Bid, consider combining the project with Hargrave St. and Hathaway St. improvements for better bid costs and results.	Open bids and recommend award to City Council	10/1/18	\$ 295,000
Streets	2018-09	Joshua Palmer Way Realignment	Design			95%	PS&E 95% complete. Submitted to Caltrans for review. Funding agreement in place. Appraisals completed.	Right of way acquisition. Caltrans review. Property owners are conducting their own appraisals.	Negotiate right of way acquisition price with property owners. Complete all improvements plans. Obtain Caltrans permit.	Notice Inviting to bid		
Streets	2017-16	Citizens Various Street Improvements	Construction	11/13/2018	1/6/2019	0%	PS&E Completed.	Project is out to bid.	City Council award of construction contract.	Execute construction contract and conduct pre-construction meeting.	6/7/19	\$ 848,124
Streets		Livestock Street Right of Way	ROW			0%	The project includes the reallocation of the Livestock Street Right of Way. Street is currently awaiting a formal proposal.				1/21/19	\$ 5,000
Parks	2017-03	Lions Park Multi Purpose Fields CEQA	Environmental	11/7/2016		95%	Received FAA and AUC approval for project. AB52 Consultation was started. Completed borrowing owl study. AB 52 Consultation Complete.	Complete CEQA Document			10/1/18	\$ 66,300
Parks	2017-03	Lions Park Multi Purpose Fields	Design	7/11/2017	9/6/2017	100%	SWPPP, WQMP and Project Plans & Technical Specifications completed.	Mylars of plans to be signed by City. Final Invoice to be received by City.	Close out the project account.	Looking for funding for Construction	10/1/18	\$ 77,798
Parks	2016-04	Roosevelt Williams Park Improvements	Construction	6/27/2017	8/2/2017	100%	Construction completed.	Reviewing delay change order requests related to rock issue. Approval of NOC by City Council.	Filing of NOC with the County and release of retention amount.	Pending on delay claim by contractor.	11/1/18	\$ 2,450,000
Parks	2017-10	Rappier Park Parking Lot	Design		4/6/2017	100%	Project Completed.					\$ 10,960
Parks	2017-10	Rappier Park Parking Lot Landscaping	Construction	3/13/2018	5/7/2018	98%	Project construction completed, maintenance period has ended.	Approval and recordation of NOC	Release of retention	Approval of NOC		\$ 88,467
Building Maint	2017-01	Community/Senior Center Improvements	Construction	3/27/2018	6/11/2018	95%	Demolition completed. Mold abatement completed. Roof installation completed, gym flooring installed, painting completed, security system installed.	Final punchlist items.	Final Acceptance and NOC	Recordation of NOC and release of retention.	10/1/18	\$ 432,910
Water	2016-02W	Water Canyon Pipeline Replacement	Construction	11/14/2017	11/30/2017	100%	Installation of 7,300 feet of 24-inch Ductile Iron Pipe; Monitoring for Cultural, Archeological and Paleontological Resources; Disinfection and Fluct Testing. Re-scheduling of disturbed areas. Final report to permitting agencies. Final construction order based on field installed quantities.	NOC	Project closeout	Project closeout	6/27/18	\$ 2,100,000
Water	2015-01W	Water Line Replacement (3 Locations)	Design	3/24/2015	4/11/2016	95%	100% Design for Location 1; 90% Design for Location 2	90% review for Location 2, pre-mayor review for Location 3	Complete plans and specs for Location 3	Complete plans and specs for Location 3	9/30/18	\$ 107,980
Water / Wastewater / Non-potable	2013-11W	Infrastructure Water Management Plan	Plan Development	3/14/2017	4/11/2017	99%	Draft Plan, SAC outreach, website, Project Nominations Submittals and Evaluation; Boundary coordination with Coachella Region and acceptance by DWR. Final IRWM Plan adoption by RWMC. City Council approval. Formal submittal to DWR. Made revisions based on initial comments.	Submit amendment request to use remaining grant funds for additional groundwater modeling. Responding to DWR comments and requests for additional information.	Coordination with other IRWM regions in the Colorado River funding area, review of draft PSP when released by DWR	IRWM Plan implementation. Attend a Workshop with DWR and other regions in the Funding Area; grant application.	12/31/18	\$ 1,079,904
Water	2017-GWA	Groundwater Audit	Planning		10/4/2017	90%	Kickoff Meeting, Data Gathering, Data Review and Analysis, Draft Summary Report	Review of Draft Summary Report	Meeting to discuss Pumping Recommendations	Finalize Groundwater Audit Report; Implementation	10/31/18	\$ 19,886
Water	2017-17W	Repair of Wells and Pumps	Construction	2/7/2018	3/22/2018	100%	Rehab and Repair of Well 3 Electric. Rehab and Repair of Well M7. Repair of Well M10. Pump efficiency tests	Final Acceptance and NOC	Project Closeout	Project Closeout	9/30/18	\$ 134,007



Water	Part of 2014-03	Hargrave Williams - Williams to Hargrave	Design	Part of Hargrave/Ramsey Intersection Contract	5/16/2018	50%	Determined preliminary waterline alignment; potholing for all utilities and service laterals; AutoCAD drafting of preliminary alignment; issued initial C&D draft; RFP evaluations; staff report to BUA; Agreement; Purchase Order; Kickoff Meeting	Review 90% specifications	Combine with Hargrave/Ramsey plans and specifications; bid project	Award construction contract.	11/30/18	Part of Hargrave/Ramsey Streets project
Water	2018-02W	New Domestic Water Well C&D	Design	9/10/2018	9/24/2018	0%	RFP evaluations; staff report to BUA; Agreement; Purchase Order; Kickoff Meeting	Data Request List	Task 3 - Evaluation of Feasibility	Technical Memo Confirming Feasibility and Water Availability	6/30/20	\$ 67,296
Water	2018-07W	Altitude Valves for Storage Reservoirs	Design	9/10/2018	9/24/2018	0%	RFP evaluations; staff report to BUA; Agreement; Purchase Order; Kickoff Meeting	Site Survey and verification of overflow piping elevations	Preliminary Design	Final Design and Specifications	12/31/18	\$ 53,225
Water	2018-08W	Automatic Meter Reading (AMR)/Advance Metering Infrastructure (AMI) Pilot Study	Construction	-	-	0%	Staff is planning a pilot study which will include the installation of 200 AMR meters.	Preparing vendor contracts	Order meters and receivers	Begin Installation	2/1/19	\$ 35,000
Wastewater	2018-01WW	Nitrogen Removal Feasibility Study	Planning	9/25/2018	10/4/2018	0%	RFQ process; proposals evaluation; staff report recommending award to Montrose Environmental	Kickoff meeting	Data Review; Workshop with City Staff and Suiz	Model Development; Assessment of Treatment Alternatives; Additional Investigations; Final Report and Recommendations	10/31/19	\$ 353,669
LAND	2017-12	Landscape Maintenance District No. 1 Redesign	Design	-	7/10/2017	80%	Reviewed conceptual plans, field work, staff provided RW Park Specs and current costs to the consultant.	Complete design drawings and cost estimates.	Submit Draft Landscape design drawings including irrigation, cost estimates and Specs. for review and approval.	Design and Specs final approval by the City.	8/31/18	\$ 24,560

**PUBLIC WORKS CAPITAL IMPROVEMENT PROJECTS (CIP) - FUNDED BY PARDEE**

Category	Project #	Project	Phase	Council Award Date	Project Kickoff	% Completed	Tasks Completed	Current Tasks	1 Month Look Ahead Tasks	Future Tasks	Tentative Completion Date	Project Budget
Non-potable		Well Kp-1	Rehab and Design	N/A - Pardee Project	6/5/2018	10%	Kickoff Meeting; Award of Contract for Rehabilitation and Well Development; Conceptual Design	Well Rehab; Well Development	Capacity Testing (Step Drawdown and Constant Rate)	Capacity Recommendation; 60% Design; 90% Design; 100% PS&E; Construction Bid	3/31/19	DIF Credits; TBD
Non-potable		Irrigation Pipeline Phase 3 Segments B & D	Redesign and Permitting	N/A - Pardee Project	6/5/2018	25%	Kickoff Meeting; Submitted Inroadment Permit to Caltrans	Re-design of Segment C (remained Segment D due to Reservoir Re-Sizing based on new demand data); Preliminary Design	30% Design Drawings	60% Design; 90% Design; 100% PS&E; Environmental; Construction Bid	1/31/19	DIF Credits; TBD
Non-potable		Non-potable Reservoir at WWTP	Design	N/A - Pardee Project	6/5/2018	15%	Kickoff Meeting; Reservoir Sizing Calculations	Preliminary Design	30% Design Drawings	60% Design; 90% Design; 100% PS&E; Environmental; Construction Bid	3/31/19	DIF Credits; TBD
Non-potable		Recycled Water Booster Station at WWTP	Design	N/A - Pardee Project	6/5/2018	10%	Kickoff Meeting; Conceptual Design	Verification of Lions Park peak demands; Preliminary Design	30% Design Drawings	60% Design; 90% Design; 100% PS&E; Environmental; Construction Bid	5/30/19	DIF Credits; TBD
Non-potable		Presidents Booster Station	Design	N/A - Pardee Project	6/5/2018	10%	Kickoff Meeting; Conceptual Design	Verification of pressure-dependent demands (Five Bridges); Preliminary Design	30% Design Drawings	60% Design; 90% Design; 100% PS&E; Environmental; Construction Bid	5/30/19	DIF Credits; TBD
Water		Brinton Booster Station	Design	N/A - Pardee Project	6/5/2018	10%	Kickoff Meeting; Conceptual Design	Preliminary Design	30% Design Drawings	60% Design; 90% Design; 100% PS&E; Environmental; Construction Bid	6/30/19	DIF Credits; TBD
Water / Non-potable		Oak Lane Interconnect Station	Design	N/A - Pardee Project	6/5/2018	5%	Kickoff Meeting; Conceptual Design	Preliminary Design	Preliminary Design	30% Design; 60% Design; 90% Design; 100% PS&E; Environmental; Construction Bid	6/30/19	DIF Credits; TBD
Water		Foothill West Reservoir	Design	N/A - Pardee Project	6/5/2018	5%	Kickoff Meeting	Reservoir Sizing & Configuration	Conceptual Design	30% Design; 60% Design; 90% Design; 100% PS&E; Environmental; Construction Bid	6/30/19	DIF Credits; TBD
Wastewater		Ramsey Lift Station	Design	N/A - Pardee Project	6/5/2018	5%	Kickoff Meeting; Conceptual Design	Site Acquisition	Phase 1 ESA; Site Acquisition	30% Design; 60% Design; 90% Design; 100% PS&E; Environmental; Construction Bid	12/25/19	DIF Credits; TBD
Wastewater		Atwell Offsite Sewer Trunk Mains and Force Main	Design	N/A - Pardee Project	6/5/2018	10%	Kickoff Meeting; Sewer Flow Monitoring	CCTV Video Inspection	Video Inspection Report and Condition Assessment	Identification of Existing Deficiencies; Survey and Utility Porching; Preliminary Design for New Sewer Trunk Mains and Force Main; 60% Design; 90% Design; 100% PS&E; Construction Bid	9/30/19	DIF Credits; TBD



## CITY OF BANNING CITY COUNCIL REPORT

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Art Vela, Public Works Director  
Kevin Sin, Senior Civil Engineer

**MEETING DATE:** October 23, 2018

**SUBJECT:** Authorize the City Manager to sign the Notice of Completion for Project No. 2016-04, "Roosevelt Williams Park Improvements" as complete and direct the Deputy City Clerk to record the Notice of Completion

---

### **RECOMMENDED ACTION:**

That the City Council accept Project No. 2016-04, "Roosevelt Williams Park Improvements" as complete, authorize the City Manager or his designee to sign the Notice of Completion (NOC) and direct the Deputy City Clerk to record the NOC.

### **BACKGROUND:**

On June 27, 2017 the City Council adopted Resolution No. 2017-60 awarding an Agreement to Environmental Construction, Inc. of Woodland Hills, CA in the amount of \$2,585,178 with the inclusion of a 10% contingency for a total budget amount of \$2,843,696 for the completion of Project No. 2016-04, "Roosevelt Williams Park Improvements".

The scope of work under this project included the replacement of the existing playground equipment with new playground equipment; installation of new gazebos; construction of a new multipurpose field; reconstruction of a basketball court; construction of a new basketball court; construction of new concrete walkways; reconstruction and expansion of the northern parking lot; installation of landscaping; installation of lighting; and construction of tenant improvements to the exterior of the existing building, expansion of existing bathrooms and a new bathroom accessible from the inside of the existing building.



**JUSTIFICATION:**

The low bidder, Environmental Construction, Inc. was awarded the contract and completed work on June 14, 2018. Public Works staff verified through inspections that the workmanship, materials, and procedures were satisfactory and that the contractor had met required obligations.

**FISCAL IMPACT:**

The original contract was awarded in the amount of \$2,585,178 and the final contract amount for this project was \$2,669,833.87 which was under the allocated project budget of \$2,843,696 approved under Resolution 2017-60. The project was funded by the CRA Bonds (ROPS 15-16A), Account No. 855-9500-490.90-30.

**ALTERNATIVE:**

City Council may elect to not accept the project as complete which would keep the project open and prevent the release of retention funds in the amount of \$133,491.69 to the contractor.

**ATTACHMENTS:**

1. Notice of Completion
2. Project Pictures

Approved by:



---

Douglas Schulze  
City Manager



# **ATTACHMENT 1**

## **Notice of Completion**

1 WHEN RECORDED MAIL TO:

2  
3 Office of the City Clerk  
4 City of Banning  
5 P.O. Box 998  
6 Banning, California 92220  
7

8 FREE RECORDING:  
9 Exempt Pursuant to  
10 Government Code §6103  
11

---

12  
13 NOTICE OF COMPLETION

14 PROJECT NO. 2016-04, "ROOSEVELT WILLIAMS PARK IMPROVEMENTS"

15  
16 THIS NOTICE OF COMPLETION IS HEREBY GIVEN by the OWNER, the City  
17 of Banning, a municipal corporation, pursuant to the provisions of Section 3093 of the Civil  
18 Code of the State of California, and Project No. 2016-04 is hereby accepted by the City of  
19 Banning, pursuant to authority conferred by the City Council this October 23, 2018, and  
20 the grantees consent to recordation thereof by its duly authorized agent.  
21

22 That the OWNER, the City of Banning, and Environmental Construction, Inc., of  
23 Woodland Hills, California, the vendee, entered into an agreement dated July 11, 2017 for  
24 Project No. 2016-04, "Roosevelt Williams Park Improvements".  
25

26 The principal items of work included the replacement of the existing playground equipment  
27 with new playground equipment; installation of new gazebos; construction of a new  
28 multipurpose field; reconstruction of a basketball court; construction of a new basketball  
29 court; construction of new concrete walkways; reconstruction and expansion of the  
30 northern parking lot; installation of landscaping; installation of lighting; and construction  
31 of tenant improvements to the exterior of the existing building, expansion to the existing  
32 bathrooms and a new bathroom accessible from the inside of the existing building located  
33 at Roosevelt Williams Park in City of Banning, CA 92220.  
34

1 That the work was completed on June 14, 2018, for Project No. 2016-04 "Roosevelt  
2 Williams Park Improvements":

3 (1) The Nature of Interest was for park improvements and related modification,  
4 construction and installation completed on June 14, 2018 for Project No. 2016-04,  
5 "Roosevelt Williams Park Improvements".

6 (2) That the City of Banning, a municipal corporation, whose address is  
7 Banning City Hall, 99 E. Ramsey Street, Banning, California 92220, is completing  
8 improvement work.

9 (3) That said improvement work was performed at Roosevelt Williams Park  
10 within the City of Banning, California 92220.

11 (4) That the original contractor for said improvement was Environmental  
12 Construction, Inc., State Contractor's License No. 498624.

13 (5) That Performance and Payment bonds were required for this project.

14 (6) The nature of interest is in fee.

15  
16 Dated: October 23, 2018

17 CITY OF BANNING  
18 A Municipal Corporation  
19  
20  
21

22 By \_\_\_\_\_  
23 Douglas Schulze  
24 City Manager  
25  
26

27 APPROVED AS TO FORM:  
28  
29  
30  
31

32 \_\_\_\_\_  
33 Kevin G. Ennis, Esq., City Attorney  
34 Richards, Watson & Gershon  
35



**JURAT**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
County of Riverside

Subscribed and sworn to (or affirmed) before me on this \_\_\_\_\_ day of \_\_\_\_\_, 2018 by \_\_\_\_\_ proved to me on this basis of satisfactory evidence to be the person(s) who appeared before me.

(S e a l)

\_\_\_\_\_  
Notary Public in and for said County  
and State

STATE OF CALIFORNIA)

) ss

COUNTY OF RIVERSIDE)

SONJA DE LA FUENTE, being duly sworn, deposes and says:

That I am the Deputy City Clerk of the City of Banning, which City caused the work to be performed on the real property hereinabove described, and is authorized to execute this Notice of Completion on behalf of said City; that I have read the foregoing Notice and know the contents thereof, and that the facts stated therein are true based upon information available to the City of Banning, and that I make this verification on behalf of said City of Banning. I declare under perjury that the forgoing is true and correct.

Executed on \_\_\_\_\_, 2018 at Banning, California.

\_\_\_\_\_  
Deputy City Clerk of the City of  
Banning

# **ATTACHMENT 2**

## Project Pictures



BEFORE PHOTOS





BEFORE PHOTOS





AFTER PHOTOS





AFTER PHOTOS



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## **CITY OF BANNING CITY COUNCIL REPORT**

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Art Vela, Director of Public Works  
Holly Stuart, Management Analyst

**MEETING DATE:** October 23, 2018

**SUBJECT:** Authorize the City Manager to sign the Notice of Completion for Emergency Mold Remediation at the Banning Police Station as complete and direct the Deputy City Clerk to record the Notice of Completion

---

### **RECOMMENDED ACTION:**

That the City Council accept Emergency Mold Remediation at the Banning Police Station as complete, authorize the City Manager or his designee to sign the Notice of Completion (NOC) and direct the Deputy City Clerk to record the NOC.

### **BACKGROUND:**

On June 20, 2018, the Public Works Department was notified of a possible leak originating from an overhead water line in the utility room located adjacent to the gym room at the Banning Police Station. In response, it was determined that a leak was present that caused damage to interior walls of the utility room. Additionally, the presence of mold was identified.

Belfor Property Restoration ("Belfor") assessed the damage, prepared an environmental investigation identifying the presence of fungal spores and performed abatement and remediation of the affected areas. The scope of work for mold remediation included sealing off contaminated areas and creation of barriers for mold containment; removal and disposal of the existing water heater and expansion tank followed by the replacement and installation of a new hot water heater and expansion tank; removal and disposal of affected drywall and insulation located in the utility room; High efficiency particulate air (HEPA) vacuum and wet wipe the entire utility room with an antimicrobial; HEPA vacuum and wet wipe all contents, walls, flooring and ceiling tiles in the exercise

room with an antimicrobial; prepare the utility and exercise rooms for post air testing; and have a 3<sup>rd</sup> party provide post mold remediation air testing.

The remediation process began July 2, 2018 and was completed with a final post remediation verification inspection report certifying clearance on July 19, 2018.

**JUSTIFICATION:**

Due to health and safety concerns of those employees of the Banning Police Station, the project was classified as an emergency and an agreement was awarded to Belfor. Public Works staff verified through inspections that the workmanship, materials, and procedures performed were satisfactory and that the contractor had met required contract obligations.

**FISCAL IMPACT:**

Mold remediation services were completed in the amount of \$55,403.21 and funded by Account No. 001-3200-412.90-15 (Capital Expenditures/Building Improvements) as approved under Resolution 2018-123.

**ALTERNATIVE:**

City Council may elect to not accept the project as complete which would keep the project open.

**ATTACHMENTS:**

1. Notice of Completion
2. Project Pictures

Approved by:



---

Douglas Schulze  
City Manager



# **ATTACHMENT 1**

## **Notice of Completion**

1 WHEN RECORDED MAIL TO:

2  
3 Office of the City Clerk  
4 City of Banning  
5 P.O. Box 998  
6 Banning, California 92220  
7

8 FREE RECORDING:  
9 Exempt Pursuant to  
10 Government Code §6103  
11

---

12  
13 NOTICE OF COMPLETION

14 "EMERGENCY MOLD REMEDIATION AT THE BANNING POLICE STATION"

15  
16 THIS NOTICE OF COMPLETION IS HEREBY GIVEN by the OWNER, the City  
17 of Banning, a municipal corporation, pursuant to the provisions of Section 9204 of the Civil  
18 Code of the State of California, and Emergency Mold Remediation at the Banning Police  
19 Station is hereby accepted by the City of Banning, pursuant to authority conferred by the  
20 City Council this October 23, 2018, and the grantees consent to recordation thereof by its  
21 duly authorized agent.  
22

23 That the OWNER, the City of Banning, and Belfor Property Restoration of Riverside,  
24 California, the vendee, entered into an agreement for Emergency Mold Remediation at the  
25 Banning Police Station.  
26

27 The principal items of work consisted of mold remediation included sealing off  
28 contaminated areas and creation of barriers for mold containment; removal and disposal of  
29 an existing water heater and expansion tank followed by the replacement and installation  
30 of an new hot water heater and expansion tank; removal and disposal of affected drywall  
31 and insulation located in the utility room; HEPA vacuum and wet wipe the entire utility  
32 room with an antimicrobial; HEPA vacuum and wet wipe all contents, walls, flooring and  
33 ceiling tiles in the exercise room with an antimicrobial; prepare the utility and exercise  
34 rooms for post air testing; and have a 3rd party provide post mold remediation air testing.

1 The work was performed at the Banning Police Station, 125 East Ramsey Street, Banning,  
2 CA 92220.

3  
4 That the work was substantially completed on July 19, 2018, for Emergency Mold  
5 Remediation at the Banning Police Station:

6 (1) The Nature of Interest was mold remediation completed on July 19, 2018  
7 for Emergency Mold Remediation at the Banning Police Station.

8 (2) That the City of Banning, a municipal corporation, whose address is  
9 Banning City Hall, 99 E. Ramsey Street, Banning, California 92220, is completing  
10 emergency mold remediation and property restoration.

11 (3) That said mold remediation and property restoration was performed at 125  
12 East Ramsey Street, Banning, CA 92220.

13 (4) That the original contractor for said improvement was Belfor Property  
14 Restoration, State Contractor's License No. 810553.

15 (5) That Performance and Payment bonds were not required for this emergency  
16 project.

17 (6) The nature of interest is in fee.

18  
19 Dated: October 23, 2018

20 CITY OF BANNING  
21 A Municipal Corporation  
22

23  
24 By \_\_\_\_\_  
25 Doug Schulze  
26 City Manager  
27

28  
29 APPROVED AS TO FORM:  
30

31  
32  
33 \_\_\_\_\_  
34 Kevin G. Ennis, Esq., City Attorney  
Richards, Watson & Gershon



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A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

Subscribed and sworn to (or affirmed) before me on this \_\_\_\_\_ day of \_\_\_\_\_, 2018 by \_\_\_\_\_ proved to me on this basis of satisfactory evidence to be the person(s) who appeared before me.

Notary Public in and for said County  
and State

SONJA DE LA FUENTE, being duly sworn, deposes and says:

Executed on \_\_\_\_\_, 2018 at Banning, California.

152

# **ATTACHMENT 2**

## **Project Before Pictures**



















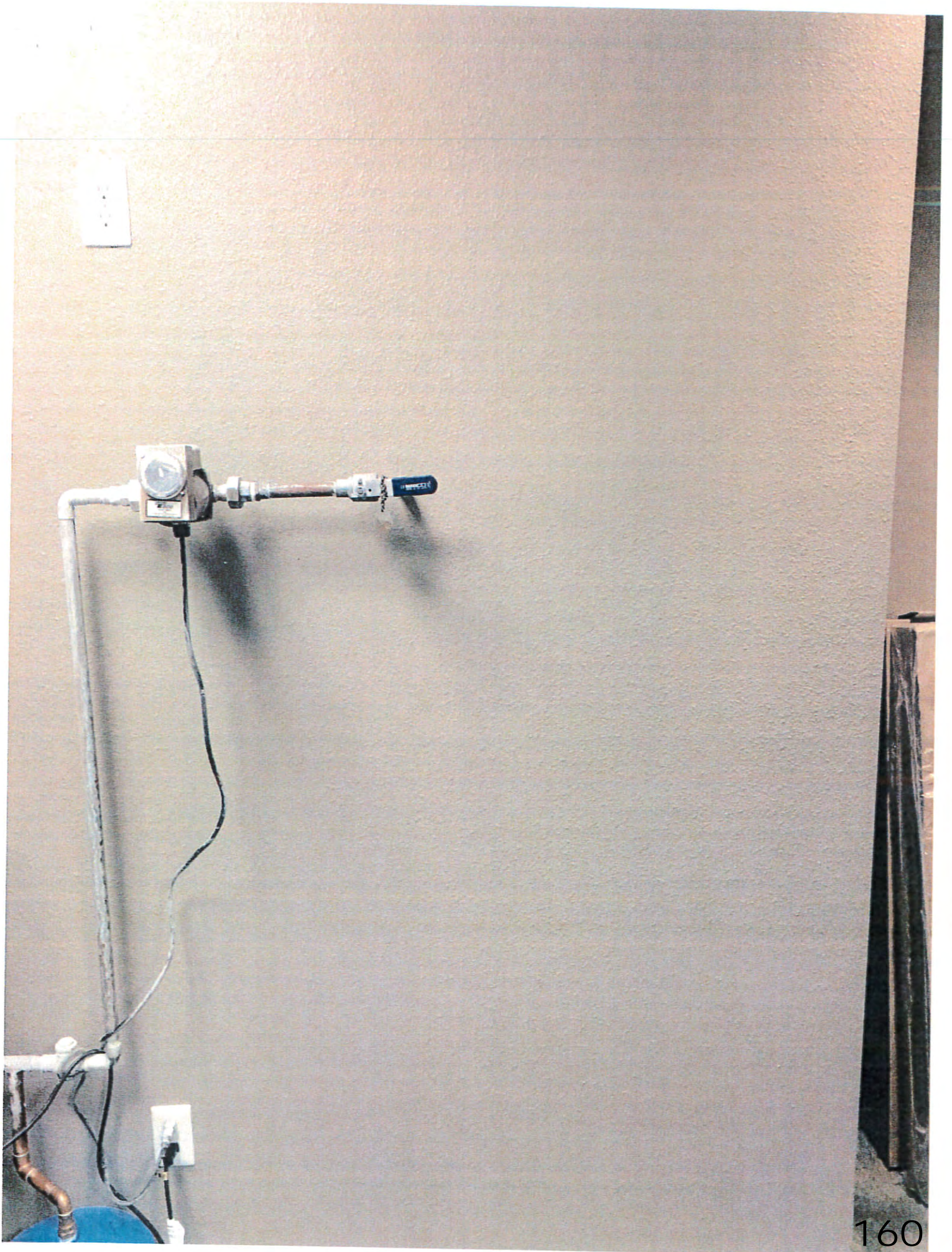
# **ATTACHMENT 3**

## **Project After Pictures**









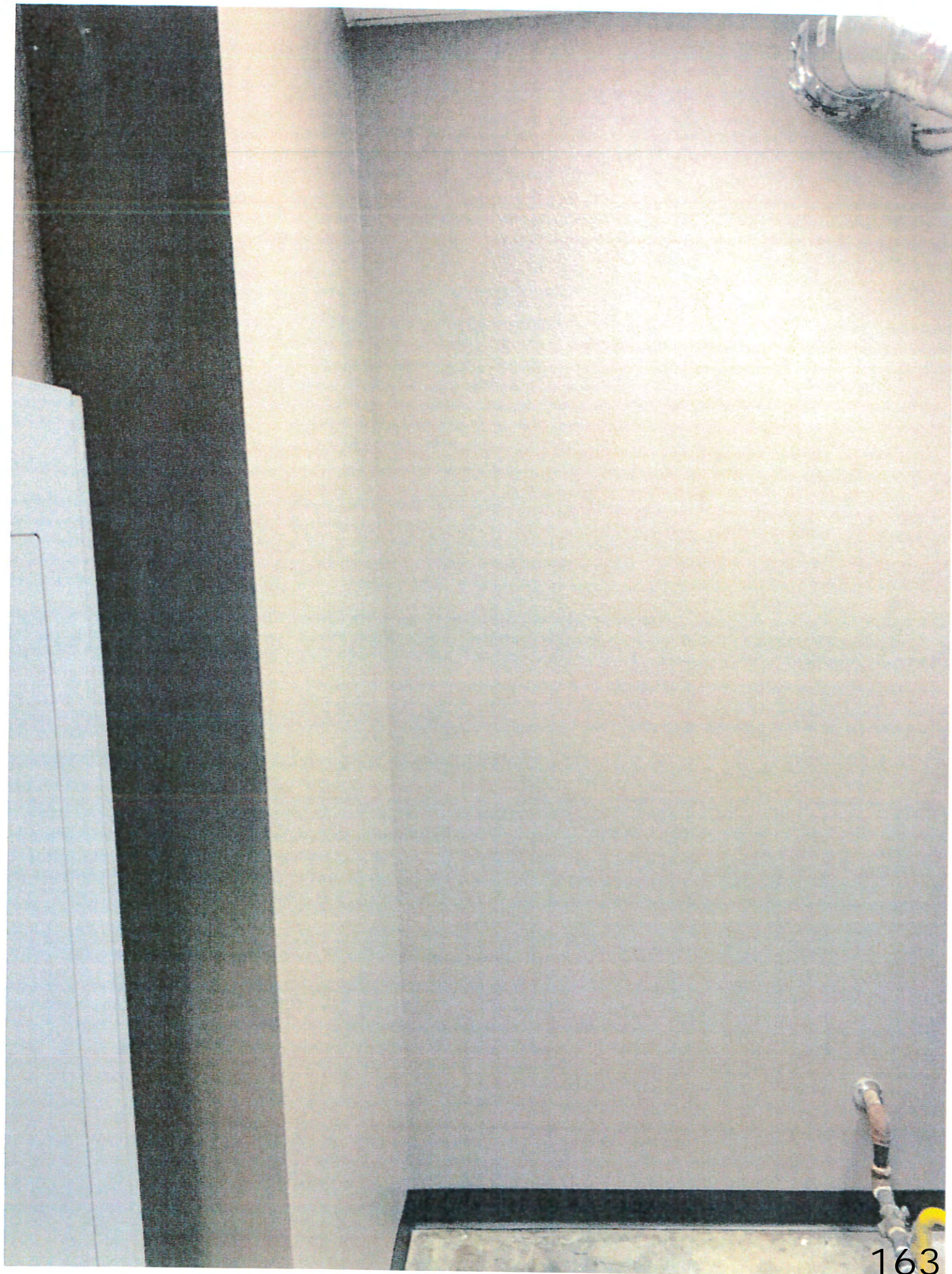




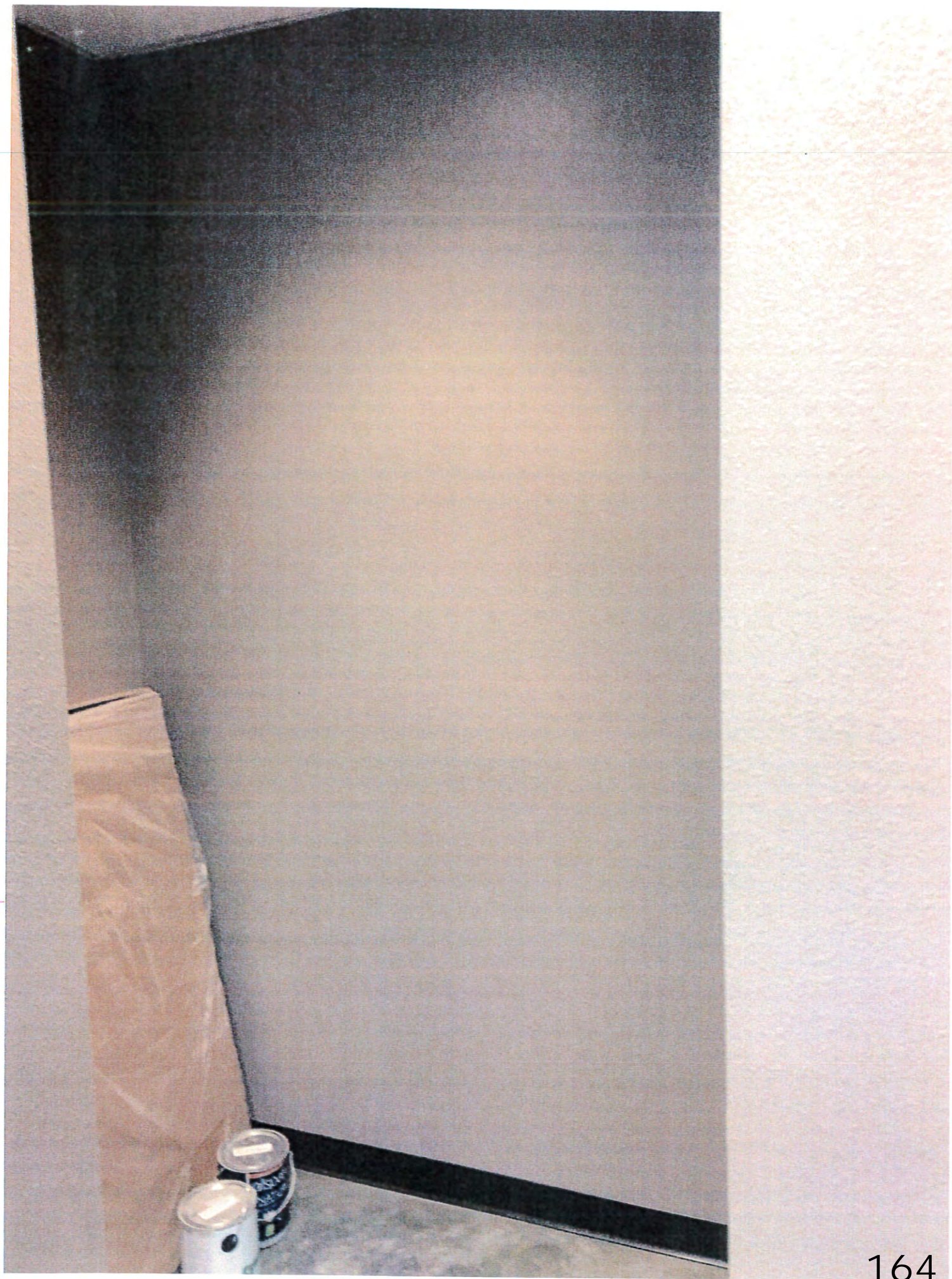


















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## ORDINANCE NO. 1534

### AN ORDINANCE OF THE CITY OF BANNING REGARDING THE OPERATION, MAINTENANCE, AND RATE SETTING STANDARDS OF THE BANNING ELECTRIC UTILITY, AMENDING THE BANNING MUNICIPAL CODE, AND MAKING A FINDING OF EXEMPTION UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA DOES HEREBY ORDAIN AS FOLLOWS:

**SECTION 1. CEQA Finding.** The adoption of this Ordinance is not a "project" under the California Environmental Quality Act ("CEQA") because the Ordinance does not involve any commitment to a specific project which may result in a potentially significant physical impact on the environment, as contemplated by Title 14, California Code of Regulations, Section 15378(b)(4). This Ordinance is exempt from the requirements of CEQA pursuant to CEQA Guidelines Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the adoption of authority in the Municipal Code for the operation and maintenance of the Banning Electric Utility or the City Council's rate setting for the Banning Electric Utility will result in a permanent alteration of property or the construction of any new or expanded structures, or have any other direct or indirect physical changes in the environment, and therefore will not have any potential to significantly affect the environment.

**SECTION 2.** A new Chapter 13.05 entitled "Banning Electric Utility" of Title 13 ("Public Services") of the Banning Municipal Code is hereby established to read as follow:

#### **"Chapter 13.05. Banning Electric Utility.**

##### **13.05.010. Purpose.**

The City of Banning owns and operates an electric utility known as the Banning Electric Utility to provide electric power generation and electrical energy procurement, transmission and delivery of electrical energy, retail electrical energy distribution, metering, customer billing and energy efficiency services to its end-use customers.

##### **13.05.020. Authority.**

With the city council's concurrence, as provided by subsection (c) of section 2.08.080, the city manager is authorized to appoint the Banning Electric Utility director as the primary authorized representative for the Banning Electric Utility. The primary responsibility for enforcement of this chapter and the policies, rates, rules, and regulations adopted pursuant to this chapter shall be vested in the Banning Electric Utility director.

It will be the primary objective of the city in all decisions under these policies to make electrical energy services available to the end-use consumer at the lowest possible rates consistent with sound business principles and in conformance with state and federal law.

**13.05.030. Adoption of Rules and Regulations by Resolution.**

The city council may, by resolution, from time to time as it deems necessary for the administration or implementation of the intent of this chapter, review, revise, adopt and/or promulgate new or amended rules and regulations concerning the operation or administration of the Banning Electric Utility. A copy of the current rules and regulations adopted by the city council shall be kept open for inspection at the office of the Banning Electric Utility and shall also be posted online on the city's website.

**13.05.040. Adoption of Rate Schedule (Tariffs) by Resolution.**

The city council may, by resolution, from time to time as it deems necessary for the administration or implementation of the intent of this chapter, review, revise, adopt and/or promulgate new or amended electric utility rate schedules and tariffs in accordance with applicable state law. A copy of the current schedule of rates and charges adopted by the city council shall be kept open for inspection at the office of the electric utility and shall also be posted online on the city's website.

**13.05.050. Establishing Electricity Rates**

In the establishment of rates pursuant to this chapter, the city may provide different rates for various categories of use, quantities of power used, and types of service furnished, to the extent permitted by applicable state law.

Electric utility rates shall be sufficient to discharge and pay all the costs of operation and maintenance of the Banning Electric Utility and its electric utility system, including (i) general administrative services; (ii) services rendered by other city departments in support of the Banning Electric Utility; (iii) additions and betterments to the electric utility system; (iv) the amortization or depreciation of obsolete facilities within the electric utility system; (v) any and all bonded indebtedness incurred in the construction or extension of the electrical utility system, including principal and interest thereof; (vi) a reasonable reserve fund to provide for unforeseen contingencies; (vii) and the acquisition of facilities in newly annexed areas. Electrical utility rates shall not be charged in excess of the amounts necessary to account for the cost, expenses, appropriate reserves, and other expenses reasonably necessary to operate the electric utility.

The city council may authorize a transfer of certain revenues from the electric utility to the city's general fund for general revenue purposes, provided that city voters authorize such transfers in accordance with state law.

### **13.05.060. Responsible Parties.**

By receiving and accepting electric utility services, customers of the electric utility shall be considered to have given express consent to, and be bound by, the provisions of this chapter, and the policies, procedures, rules and regulations, or rate schedules and tariffs adopted or amended from time to time.

It shall be unlawful for any person to violate the adopted provisions of this chapter, and such policies, procedures, rules and regulations, or rate schedules and tariffs."

**SECTION 3.** Section 13.08.010 ("Electricity rates—Customer Charge") of Article I ("Electricity Rates") of Chapter 13.08 ("Water, Sewer and Electricity Rates") of Title 13 ("Public Services") is hereby amended to read as follows, unless and until the voters adopt an ordinance via a ballot measure on the November 6, 2018 general municipal election to amend Section 13.08.010, in which case the language of the voter approved ordinance shall prevail:

### **13.08.010. Electricity Rates—Customer Charge.**

"The rates and tariffs, including rate schedules, for the operation of the Banning Electric Utility shall be established by resolution of the city council. Additional requirements and authority for Banning Electric Utility rate setting is found in Chapter 13.05."

**SECTION 4. Severability.** If any section, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this ordinance. The People of the City of Banning hereby declare that they would have adopted this ordinance and each section, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

**SECTION 5. Publication; Effective Date.** The City Clerk shall certify to the passage and adoption of this Ordinance, and shall make a minute of the passage and adoption thereof in the records of and the proceedings of the City Council at which the same is passed and adopted. This Ordinance shall be in full force and effect thirty (30) days after its final passage and adoption, and within fifteen (15) days after its final passage, the City Clerk shall cause it to be published in a newspaper of general circulation and shall post the same at City Hall, 99 E. Ramsey Street, Banning, California.



PASSED, APPROVED, AND ADOPTED this 23<sup>rd</sup> day of October, 2018.

---

George Moyer, Mayor  
City of Banning

**APPROVED AS TO FORM AND  
LEGAL CONTENT:**

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Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon, APC

**ATTEST:**

---

Sonja De La Fuente, Deputy City Clerk  
City of Banning, California

**CERTIFICATION:**

I, Sonja De La Fuente, Deputy City Clerk of the City of Banning, California, do hereby certify that Ordinance 1534 was duly introduced at a regular meeting of the City Council of the City of Banning, held on the 9th day of October, 2018, and was duly adopted at a regular meeting of said City Council on the 23rd day of October, 2018, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

---

Sonja De La Fuente, Deputy City Clerk  
City of Banning, California

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**CITY OF BANNING  
CITY COUNCIL REPORT**

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Maryann Marks, Interim Community Development Director

**MEETING DATE:** October 23, 2018

**SUBJECT:** Zoning Text Amendment 18-97504 to Amend Sections of the Zoning Ordinance (Title 17 of the Banning Municipal Code) Related to Tattoo and Body Piercing Establishments.

---

**RECOMMENDED ACTION:**

Staff recommends that the City Council:

- I. Adopt a Categorical Exemption for Zone Text Amendment 18-97504; and
- II. Adopt Ordinance 1535 approving Zone Text Amendment 18-97504 related to tattoo and body piercing establishments

**APPLICANT INFORMATION:**

Applicant: City of Banning  
99 E. Ramsey Street  
Banning, CA 92220

**COMMITTEE RECOMMENDATION:**

At its August 1, 2018 meeting, the Planning Commission considered and unanimously recommended approval of a number of proposed amendments to the zoning ordinance presented together under case number ZTA 18-97502. The proposed changes related to tattoo and body piercing establishments were included in case number ZTA 18-97502 and the Planning Commission did not recommend for deletion or additional revision of those provisions from what staff had recommended in ZTA 18-97502.

## **BACKGROUND:**

At its September 10, 2018 meeting, the City Council considered the zoning text amendments under ZTA 18-97502. During the public hearing, commenters indicated that the Planning Commission had made certain changes to the proposed tattoo regulations that were not reflected in the ordinance that was presented to the City Council. As a result, the amendments related to tattoo businesses were struck from the ordinance to provide staff time to validate the Planning Commission's actions. Staff has since confirmed the Planning Commission's action, which did not include modifications to the tattoo regulations from what was recommended by City staff. The proposed amendments related to the tattoo regulations are therefore being forwarded under a new case number ZTA 18-97504 to avoid any potential confusion with the previously approved ordinance.

## **PROPOSAL/ANALYSIS:**

### **Proposed Amendments**

Strikeout (formatted as ~~strikeout~~) denotes existing language to be removed; underline (formatted as underline) denotes new language to be added.

### **Rationale:**

The City has received inquiries during the last year for tattoo and body art businesses interested in establishing within the City. There were concerns regarding the proximity of a significant portion the City's commercial zones generally to residential areas effectively prohibiting such uses along most of Ramsey Street, which is the main commercial corridor. Similarly, required separation from numerous other uses is prohibitive for this type of business. By implementing the changes as proposed, tattoo and body art facilities would be allowed in most of the commercially zoned areas of the City, including the Downtown Commercial zoning district, subject to a Conditional Use Permit.

### **1. Tattoo Establishments**

#### **Proposed Amendment:**

Amend 17.040.070 – Definitions – as follows:

**Body Piercing Studio Parlor** means any business or premises dedicated to the piercing, puncture or perforation of human skin or tissue, or the insertion of jewelry or other objects into or under the skin or tissue, for decorative, nonmedical purposes; the term "body piercing studio parlor" does not include businesses that offer ear-only piercing as a service that is secondary to other business services, or acupuncture clinics.

**Tattoo Parlor Studio** means any business or premises dedicated to the act or process of marking or coloring the skin of any person by the insertion of pigment under or in the skin

or by the production of scars. The term "tattoo parlor studio" does not include businesses that offer permanent make-up as a service that is secondary to other business services.

Amend Table 17.12.020 as follows:

**Table 17.12.020**  
**Permitted, Conditional and Prohibited Commercial and Industrial Uses**

Zone	DC	GC	HSC	PO	I	AI	BP	IMR
<b>Services</b>								
Tattoo and Body Piercing <del>Parlors</del> <u>Studios</u>	<del>X</del> C	C	C	C	C	C	X	X

Amend Table 17.12.020 as follows:

**Table 17.12.050**  
**Use Specific Standards**

Zone	DC	GC	HSC	PO	I	AI	BP	IMR
<b>Services</b>								
Tattoo and Body Piercing <del>Parlors</del> <u>Studios</u>	<del>*</del> =	*	*	*	*	*		

**Tattoo Establishments.** Subsection R. (Tattoo and Body Piercing Parlors) of Section 17.12.050 (Use Specific Standards) of Article II (Land Use District Development Standards) of Chapter 17.12 (Commercial and Industrial Districts) of Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to read as follows:

R. Tattoo and Body Piercing ~~Parlors~~ Studios. As indicated in table 17.12.020, a conditional use permit is required for tattoo and/or body piercing businesses. The following standards shall apply:

1. ~~The business shall not be located within one thousand feet of any other tattoo and/or body piercing parlor as measured from any point from the outer boundaries of the property containing the business.~~



~~2. The business shall not be located within five hundred feet of any adult-oriented business as measured from any point from the outer boundaries of the property containing the business.~~

~~3. The business shall not be located within five hundred feet of any business selling alcoholic beverages, as measured from any point from the outer boundaries of the property containing the business.~~

~~4. The business shall not be located within one hundred feet of any residential use as measured from any point between the outer boundaries of the property containing the business and the nearest property line of a residentially occupied property.~~

~~5. The business shall not be located within six hundred feet of a school, park or day care center/family day care home as measured from any point between the outer boundaries of the property containing the business to the nearest property line of the school, park or day care center/family day care home.~~

1.6. The business shall maintain in a sanitary condition at all times both the facilities and employees of the business. All walls, ceilings, floors, furnishings, and instruments used for tattoo and piercing shall be kept in good repair, and maintained in a clean and sanitary condition. Employees shall be required to wash their hands prior to any contact with customers.

27. Officers of the police department, code enforcement division, and the fire department shall have the right to enter any tattoo and body piercing businesses during regular business hours to make reasonable inspection to ascertain whether the provisions of this chapter are being complied with, provided reasonable and normal business operations shall not be interfered with by said inspection.

38. The hours of operation shall be no earlier than 7:00 a.m. and no later than 10:00 p.m.

49. All activities shall be located indoors.

#### California Environmental Quality Act (CEQA)

In accordance with the requirements of the California Environmental Quality Act (CEQA), the City Council has analyzed this proposed Zone Text Amendment and has determined that it is exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines which provides that CEQA only applies to projects that have the potential for causing a significant effect on the environment. *Where, it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment; the activity is not subject to CEQA.* The amendment to the Zoning Ordinance does not relate to any one physical project and will not result in any physical change to the environment. Therefore, it can be seen with certainty that there is no possibility that Zone Text Amendment 18-97504

may have a significant adverse effect on the environment, and thus the adoption of this Ordinance is exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines.

#### Multiple Species Habitat Conservation Plan (MSHCP)

The amendment to the Zoning Ordinance does not relate to any one physical project and are not subject to the MSHCP. Further, projects that may be subject to this Ordinance will trigger individual project analysis and documentation related to the requirements of MSHCP including mitigation through payment of the MSHCP Mitigation Fee.

#### Public Comment

The proposed Categorical Exemption and Zone Text Amendment was advertised in the Record Gazette newspaper on October 12, 2018.

#### **FISCAL IMPACT:**

No direct fiscal impact.

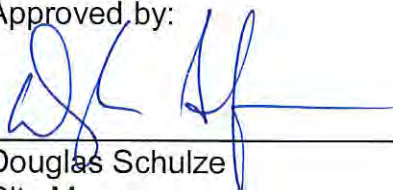
#### **OPTIONS:**

- I. Approve as recommended.
- II. Approve with desired modifications.
- III. Do not approve and provide staff with alternative direction.

#### **ATTACHMENTS:**

1. Draft Ordinance 1535
2. Planning Commission Resolution No. 2018-11
3. Public Hearing Notice

Approved by:

  
\_\_\_\_\_  
Douglas Schulze  
City Manager

# **ATTACHMENT 1**

## **Draft Ordinance 1535**



## ORDINANCE 1535

### **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA, MAKING FINDINGS PURSUANT TO CEQA AND ADOPTING ZONING TEXT AMENDMENT 18-97504, AMENDING VARIOUS SECTIONS OF THE CITY'S ZONING ORDINANCE (TITLE 17 OF THE BANNING MUNICIPAL CODE) RELATING TO TATTOO ESTABLISHMENTS**

**WHEREAS**, in 2006, the City Council of the City of Banning adopted Ordinance No. 1339, approving Zone Change No. 03-3501 repealing the then existing zoning ordinance and adopting the new Zoning Ordinance that included sign regulations; and

**WHEREAS**, a review of the existing Zoning Ordinance text reveals an opportunity for updates to address resident and business community needs (Zoning Text Amendment 18-97504); and

**WHEREAS**, the City Council is authorized per Chapter 17.116 (Zoning Ordinance Amendments) of the City of Banning Municipal Code to approve, approve with modifications, or disapprove amendments to the Zoning Ordinance; and

**WHEREAS**, on August 1, 2018, the Planning Commission conducted a duly noticed public hearing to consider proposed Zoning Text Amendment 18-97502, which included proposed amendments to zoning regulations pertaining to tattoo establishments, and following receipt of public comments and the close of the public hearing, adopted Planning Commission Resolution No. 2018-11, recommending that the City Council adopt Zoning Text Amendment 18-97502; and

**WHEREAS**, in accordance with Chapter 17.68 (Hearings and Appeals) of the City of Banning Municipal Code and Government Code Sections 65856 and 65090, on July 20, 2018, the City gave public notice, by advertisement in the Record Gazette newspaper, of a public hearing concerning the City Council's consideration of proposed Zoning Text Amendment 18-97502; and

**WHEREAS**, on September 10, 2018, the City Council conducted a duly noticed public hearing to consider proposed Zoning Text Amendment 18-97502, at which interested persons had an opportunity to testify in support of, or opposition to, proposed Zoning Text Amendment 18-97502; and

**WHEREAS**, following the close of the September 10, 2018 City Council public hearing, and in response to public comments made at that meeting, the City Council struck out proposed amendments related to tattoo establishments so as to provide staff time to validate the Planning Commission's approval or disapproval of the proposed amendments related to tattoo establishments; and

**WHEREAS**, City staff subsequently validated by a review of the Planning Commission's proceedings, that the Planning Commission had not taken an action on

August 1, 2018 to exclude the proposed tattoo regulations as presented by staff to the Commission from its recommendation of approval of ZTA 18-97502; and

**WHEREAS**, the proposed amendments related to the tattoo regulations are now being forwarded to the City Council under case number ZTA 18-97504 so as to avoid any potential confusion with the previously approved ordinance.

**NOW THEREFORE**, THE CITY COUNCIL OF THE CITY OF BANNING DOES ORDAIN AS FOLLOWS:

**SECTION 1. ENVIRONMENTAL.**

A. California Environmental Quality Act (CEQA)

In accordance with the requirements of the California Environmental Quality Act (CEQA), the City Council has analyzed this proposed Zone Text Amendment and has determined that it is exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines which provides that CEQA only applies to projects that have the potential for causing a significant effect on the environment. *Where, it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment; the activity is not subject to CEQA.* The amendments to the Zoning Ordinance do not relate to any one physical project and will not result in any physical change to the environment. Therefore, it can be seen with certainty that there is no possibility that Zone Text Amendment No. 18-97504 may have a significant adverse effect on the environment, and thus the adoption of this Ordinance is exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines.

B. Multiple Species Habitat Conservation Plan (MSHCP)

The amendments to the Zoning Ordinance do not relate to any one physical project and are not subject to the MSHCP. Further, projects that may be subject to this Ordinance will trigger individual project analysis and documentation related to the requirements of MSHCP including mitigation through payment of the MSHCP Mitigation Fee.

**SECTION 2. REQUIRED FINDINGS.**

The California Government Code and Section 17.116.050 (Findings) of the City of Banning Municipal Code require that Zoning Ordinance text amendments meet certain findings prior to approval by the City Council. The City Council hereby makes the following findings, as supported by substantial evidence on the record, including and incorporating all facts and evidence in the staff report and its attendant attachments, in support of the approval of the Zoning Text Amendment 18-97504:

**Finding No. 1:** Proposed Zoning Text Amendment 18-97504 is consistent with the goals and policies of the General Plan.

**Findings of Fact:** Proposed Zoning Text Amendment 18-97504 is consistent with the goals and policies of the General Plan, insofar as the General Plan



designations and zoning classifications within the City will not change, and the text amendments will result in clarifying and promoting the implementation of the goals, policies, and programs of the General Plan. The primary General Plan Land Use Goals state *"A balanced, well planned community including businesses which provides a functional pattern of land uses and enhances the quality of life for all Banning residents"*. The proposed amendments are intended to establish opportunities for area businesses.

**Finding No. 2:** Proposed Zoning Text Amendment 18-97504 is internally consistent with the Zoning Ordinance.

**Findings of Fact:** Proposed Zoning Text Amendment 18-97504 is consistent with the existing provisions of the Zoning Ordinance. The proposed text amendments will provide opportunities consistent with other regulations found within the Zoning Ordinance. Therefore, the proposed text amendments are internally consistent with the Zoning Ordinance.

**Finding No. 3:** The City Council has independently reviewed and considered the requirements of the California Environmental Quality Act.

**Findings of Fact:** In accordance with the requirements of the California Environmental Quality Act (CEQA), the City Council has analyzed the proposed Zoning Text Amendment 18-97504 and has determined that it is exempt from review under CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines, which provides that CEQA only applies to projects that have the potential for causing a significant effect on the environment. *Where, it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment; the activity is not subject to CEQA.* The proposed text amendments to the Zoning Ordinance do not relate to any one physical project and will not result in any physical change to the environment. Therefore, it can be seen with certainty that there is no possibility that proposed Zoning Text Amendment 18-97504 may have a significant adverse effect on the environment, and thus the adoption of this Ordinance is exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines.

### **SECTION 3. ENVIRONMENTAL.**

**Determination of Exemption from CEQA.** In accordance with Public Resources Code Section 21006 and CEQA Guidelines Section 15061, the City Council has reviewed the Planning Division's determination of exemption of the proposed Zoning Text Amendment under case file 18-97502 from review under CEQA pursuant to CEQA Guidelines Section 15061(b)(3), and based on its own independent judgment, concurs in staff's determination



of exemption. The City Council hereby directs the Community Development Director to file a Notice of Exemption in accordance with CEQA.

**SECTION 4. APPROVAL OF ZONING TEXT AMENDMENT 18-97504.**

The City Council of the City of Banning hereby amends Title 17 (Zoning) of the Banning Municipal Code as follows, with strikeouts (formatted as ~~strikeout~~) denoting existing language to be removed and underlining (formatted as underline) denoting new language to be added:

A. **Tattoo Establishments.** The definitions of “body piercing parlor” and “tattoo parlor” in Section 17.04.070 (Definitions) of Chapter 17.04 (Basic Provisions) of Division I (General Provisions) of Title 17 (Zoning) of the Banning Municipal Code are hereby amended to read as follows:

“**Body Piercing Studio ~~Parlor~~** means any business or premises dedicated to the piercing, puncture or perforation of human skin or tissue, or the insertion of jewelry or other objects into or under the skin or tissue, for decorative, nonmedical purposes; the term “body piercing studioparlor” does not include businesses that offer ear-only piercing as a service that is secondary to other business services, or acupuncture clinics.”

“**Tattoo ~~Parlor~~Studio** means any business or premises dedicated to the act or process of marking or coloring the skin of any person by the insertion of pigment under or in the skin or by the production of scars. The term “tattoo ~~parlor~~studio” does not include businesses that offer permanent make-up as a service that is secondary to other business services.”

B. **Tattoo Establishments.** The following service uses listed in Table 17.12.020 (Permitted, Conditional and Prohibited Commercial and Industrial Uses) of Section 17.12.020 (Permitted, Conditional and Prohibited Uses) of Article I (General Provisions) of Chapter 17.12 (Commercial and Industrial Districts) of Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to read as follows:

**Table 17.12.020**

**Permitted, Conditional and Prohibited Commercial and Industrial Uses**

Zone	DC	GC	HSC	PO	I	AI	BP	IMR
Services								

Tattoo and Body Piercing Parlors <u>Studios</u>	X <u>C</u>	C	C	C	C	C	X	X
---	------------	---	---	---	---	---	---	---

C. **Tattoo Establishments.** The following use listed in Table 17.12.050 (Use Specific Development Standards) of Section 17.12.050 (Use Specific Standards) of Article II (Land Use District Development Standards) of Chapter 17.12 (Commercial and Industrial Districts) of Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to read as follows:

**Table 17.12.050**

**Use Specific Development Standards**

Zone	DC	GC	HSC	PO	I	AI	BP	IMR
"Q. Tattoo and Body Piercing Parlors <u>Studios</u>	<u>*</u> —	*	*	*	*	*		

D. **Tattoo Establishments.** Subsection R. (Tattoo and Body Piercing Parlors) of Section 17.12.050 (Use Specific Standards) of Article II (Land Use District Development Standards) of Chapter 17.12 (Commercial and Industrial Districts) of Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to read as follows:

"R. Tattoo and Body Piercing Parlors Studios. As indicated in table 17.12.020, a conditional use permit is required for tattoo and/or body piercing businesses. The following standards shall apply:

1. ~~The business shall not be located within one thousand feet of any other tattoo and/or body piercing parlor as measured from any point from the outer boundaries of the property containing the business.~~
2. ~~The business shall not be located within five hundred feet of any adult-oriented business as measured from any point from the outer boundaries of the property containing the business.~~
3. ~~The business shall not be located within five hundred feet of any business selling alcoholic beverages, as measured from any point from the outer boundaries of the property containing the business.~~

- ~~4. The business shall not be located within one hundred feet of any residential use as measured from any point between the outer boundaries of the property containing the business and the nearest property line of a residentially occupied property.~~
- ~~5. The business shall not be located within six hundred feet of a school, park or day care center/family day care home as measured from any point between the outer boundaries of the property containing the business to the nearest property line of the school, park or day care center/family day care home.~~
16. The business shall maintain in a sanitary condition at all times both the facilities and employees of the business. All walls, ceilings, floors, furnishings, and instruments used for tattoo and piercing shall be kept in good repair, and maintained in a clean and sanitary condition. Employees shall be required to wash their hands prior to any contact with customers.
27. Officers of the police department, code enforcement division, and the fire department shall have the right to enter any tattoo and body piercing businesses during regular business hours to make reasonable inspection to ascertain whether the provisions of this chapter are being complied with, provided reasonable and normal business operations shall not be interfered with by said inspection.
38. The hours of operation shall be no earlier than 7:00 a.m. and no later than 10:00 p.m.
49. All activities shall be located indoors."

#### **SECTION 5. Severability.**

If any section, subsection, sentence, clause, or portion of this Ordinance is, for any reason, held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision will not affect the validity of the remaining portions of this ordinance. The City Council of the City of Banning hereby declares that it would have passed this Ordinance and each and every section, subsection, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more sections, subsections sentences, clauses, phrases, or portions thereof may be declared invalid or unconstitutional.

#### **SECTION 6. PUBLICATION; EFFECTIVE DATE.**

The City Clerk shall certify to the passage and adoption of this Ordinance, and shall make a minute of the passage and adoption thereof in the records of and the proceedings of the City Council at which the same is passed and adopted. This Ordinance shall be in full



force and effect thirty (30) days after its final passage and adoption, and within fifteen (15) days after its final passage, the City Clerk shall cause it to be published in a newspaper of general circulation and shall post the same at City Hall, 99 E. Ramsey Street, Banning, California.

**PASSED, APPROVED, AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
George Moyer, Mayor  
City of Banning

**APPROVED AS TO FORM AND  
LEGAL CONTENT:**

\_\_\_\_\_  
Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon, APC

**ATTEST:**

\_\_\_\_\_  
Marie Calderon, City Clerk  
City of Banning, California

**CERTIFICATION:**

I, Marie Calderon, City Clerk of the City of Banning, California, do hereby certify that Ordinance 1535 was duly introduced at a regular meeting of the City Council of the City of Banning, held on the 23rd day of October, 2018, and was duly adopted at a regular meeting of said City Council on the \_\_\_\_ day of \_\_\_\_\_, 2018, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

---

Marie Calderon, City Clerk  
City of Banning, California

# **ATTACHMENT 2**

## **Planning Commission Resolution 2018-11**



## **RESOLUTION 2018-11**

### **A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF BANNING, CALIFORNIA RECOMMENDING APPROVAL TO THE CITY COUNCIL OF AN ENVIRONMENTAL EXEMPTION AND ZONING TEXT AMENDMENT 18-97502 AMENDING VARIOUS SECTIONS OF THE ZONING ORDINANCE (TITLE 17 OF THE BANNING MUNICIPAL CODE)**

**WHEREAS**, a review of the existing Zoning Ordinance text reveals certain inconsistencies within the text, conflicting information between sections, a need for clarifications, and a need for updates to address resident and business community needs; and

**WHEREAS**, staff has identified the need to address restrictions affecting and an inconsistency in the treatment of, alcoholic beverage control licenses and tattoo and body piercing studios as found in Section 17.12.050 Use Specific Standards and Table 17.12.020 Permitted, Conditional and Prohibited Commercial and Industrial Uses of the City of Banning Municipal Code; and

**WHEREAS**, staff has identified the need to provide a path for consideration of retail auto parts sales in the Downtown Commercial zoning district as well as unclassified uses as regulated within Table 12.12.020, Permitted, Conditional and Prohibited Commercial and Industrial and chain link fencing for certain industrial uses as regulated under 17.12.130 Walls and Fences; and

**WHEREAS**, staff has identified the need to consider certain updated regulations pertaining to parking as regulated under Table 17.28.040(B) Commercial and Industrial Parking Requirements and public utility facilities as regulated under Tables 17.16.020 Permitted, Conditional And Prohibited Public Facilities Uses and Table 17.20.020 Permitted, Conditional and Prohibited Open Space Uses; and

**WHEREAS**, staff has identified the need to amend Sign Regulations Section 17.36.030 – Definitions, 17.36.060- Prohibited Signs, and 17.36.110 Signs in Commercial and Industrial Zones to provide opportunity for City identification signage; and

**WHEREAS**, staff has identified the need to amend Section 17.08.010(B)(9) to correct an inconsistency related to home occupation permits; and

**WHEREAS**, staff has identified the need to amend Table 17.44.101 – Review Authority to provide for a streamlined process for minor commercial design modifications; and

**WHEREAS**, the Planning Commission has authority pursuant to Section 17.116.030 (Planning Commission Action on Amendments) of the City of Banning Municipal Code to make a written recommendation to the City Council to approve, approve with modifications, or disapprove amendments to the Zoning Ordinance; and

**WHEREAS**, the City has reviewed the proposed Zoning Text Amendment for compliance with the California Environmental Quality Act (CEQA) and it is determined that Zone Text Amendment 18-97502 is not a "project" under CEQA Guidelines 15061(b)(3); and

**WHEREAS**, on June 29, 2018, the City gave public notice by advertisement in the Record Gazette newspaper of a public hearing concerning Zone Text Amendment 18-97502; and

**WHEREAS**, on July 11, 2018, the Planning Commission held the noticed public hearing at which time interested persons had an opportunity to testify in support of, or opposition to, the project and at which the Planning Commission considered the environmental exemption and Zone Text Amendment 18-97502.

**NOW THEREFORE**, the Planning Commission of the City of Banning does hereby resolve, determine, find, and order as follows:

#### **SECTION 1. ENVIRONMENTAL FINDINGS.**

The following environmental findings are made and supported by substantial evidence on the record before the Planning Commission, including and incorporating all evidence in the staff report and attendant attachments thereto:

##### **California Environmental Quality Act (CEQA)**

In accordance with the requirements of the California Environmental Quality Act (CEQA), the Planning Commission has analyzed proposed Zone Text Amendment 18-97502 and has determined that it is exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines which provides that CEQA only applies to projects that have the potential for causing a significant effect on the environment. *Where, it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment; the activity is not subject to CEQA.* The amendments to the Zoning Ordinance do not relate to any one physical project and will not result in any physical change to the environment. Therefore, it can be seen with certainty that there is no possibility that Zone Text Amendment No. 18-97502 may have a significant adverse effect on the environment, and thus the adoption of this Ordinance is exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines.

##### **Multiple Species Habitat Conservation Plan (MSHCP)**

The amendments to the Zoning Ordinance do not relate to any one physical project and are not subject to the MSHCP. Further, projects that may be subject to this Ordinance

will trigger individual project analysis and documentation related to the requirements of MSHCP including mitigation through payment of the MSHCP Mitigation Fee.

## **SECTION 2. REQUIRED FINDINGS FOR ZONE TEXT AMENDMENT 18-97502.**

The California Government Code and Section 17.116.050 (Findings) of the City of Banning Municipal Code require that Zone Text Amendments meet certain findings prior to recommendation of approval by the Planning Commission and approval by the City Council. The Planning Commission hereby makes the following findings, as supported by substantial evidence on the record including and incorporating all facts and evidence in the staff report and its attendant attachments, in support of the recommendation for approval of the Zone Text Amendment 18-97502:

**Finding No. 1:** Proposed Zone Text Amendment 187-97502 is consistent with the goals and policies of the General Plan.

**Findings of Fact:** Proposed Zone Text Amendment 18-97502 is consistent with the goals and policies of the General Plan, insofar as the General Plan designations and Zoning designations within the City will not change, and the text amendments will result in clarifying and promoting the implementation of the goals, policies and programs of the General Plan. The primary General Plan Land Use Goals state *"A balanced, well planned community including businesses which provides a functional pattern of land uses and enhances the quality of life for all Banning residents"*. The proposed amendments are intended to establish consistency between regulations within the Zoning Ordinance and opportunities for area businesses.

**Finding No. 2:** Proposed Zone Text Amendment 18-97502 is internally consistent with the Zoning Ordinance.

**Findings of Fact:** Proposed Zone Text Amendment 18-97502 is consistent with the existing provisions of the Zoning Ordinance. The proposed amendments will resolve inconsistencies and provide opportunities consistent with other regulations found within the Zoning Ordinance. Therefore, the proposed zone text amendments will be internally consistent with the Zoning Ordinance.

**Finding No. 3:** The Planning Commission has independently reviewed and considered the requirements of the California Environmental Quality Act.

**Findings of Fact:** In accordance with the requirements of the California Environmental Quality Act (CEQA), the Planning Commission has analyzed proposed Zone Text Amendment 18-97502 and has determined that it is exempt from CEQA pursuant to Section



15061(b)(3) of the CEQA Guidelines which provides that CEQA only applies to projects that have the potential for causing a significant effect on the environment. *Where, it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment; the activity is not subject to CEQA.* The amendments to the Zoning Ordinance do not relate to any one physical project and will not result in any physical change to the environment. Therefore, it can be seen with certainty that there is no possibility that Zone Text Amendment 18-97502 may have a significant adverse effect on the environment, and thus the adoption of this Ordinance is exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines.

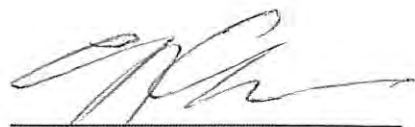
### **SECTION 3. PLANNING COMMISSION ACTION.**

The Planning Commission hereby takes the following action:

Adoption of Planning Commission Resolution 2018-11:

1. Recommending to the City Council the adoption of the environmental exemption under Section 15061(b)(3) of the CEQA Guidelines for Zone Text Amendment 18-97502; and
2. Recommending to the City Council the adoption of Ordinance 1530 approving Zone Text Amendment 18-97502.

PASSED, APPROVED AND ADOPTED this 11<sup>th</sup> day of July, 2018.



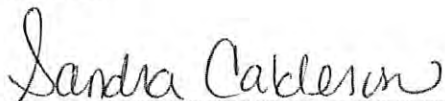
Eric Shaw, Chairman  
Banning Planning Commission

APPROVED AS TO FORM  
AND LEGAL CONTENT:



Serita Young, Assistant City Attorney  
Richards Watson & Gershon

ATTEST:



Sandra Calderon, Recording Secretary  
City of Banning, California

**CERTIFICATION:**

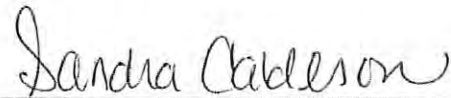
I, Sandra Calderon, Recording Secretary of the Planning Commission of the City of Banning, California, do hereby certify that the foregoing Resolution, 2018-11, was duly adopted by the Planning Commission of the City of Banning, California, at a regular meeting thereof held on the 1<sup>st</sup> day of August, 2018, by the following vote, to wit:

AYES: Aldredge, Krick, Price, Schuler, Shaw

NOES: None

ABSENT: None

ABSTAIN: None

A handwritten signature in cursive script that reads "Sandra Calderon".

---

Sandra Calderon, Recording Secretary  
City of Banning, California



## ORDINANCE 1530

### AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA, MAKING FINDINGS PURSUANT TO CEQA AND ADOPTING ZONING TEXT AMENDMENT 18-97502, AMENDING VARIOUS SECTIONS OF THE CITY'S ZONING ORDINANCE (TITLE 17 OF THE BANNING MUNICIPAL CODE)

**WHEREAS**, in 2006, the City Council of the City of Banning adopted Ordinance No. 1339, approving Zone Change No. 03-3501 repealing the then existing zoning ordinance and adopting the new Zoning Ordinance that included sign regulations; and

**WHEREAS**, a review of the existing Zoning Ordinance text reveals certain inconsistencies within the text, conflicting information between sections, a need for clarifications, and an opportunity for updates to address resident and business community needs (Zoning Text Amendment 18-97502); and

**WHEREAS**, the City Council is authorized per Chapter 17.116 (Zoning Ordinance Amendments) of the City of Banning Municipal Code to approve, approve with modifications, or disapprove amendments to the Zoning Ordinance; and

**WHEREAS**, on July 11, 2018, the Planning Commission conducted a duly noticed public hearing to consider proposed Zoning Text Amendment 18-97502, and following receipt of public comments and the close of the public hearing, adopted Planning Commission Resolution No. 2018-11, recommending that the City Council adopt Zoning Text Amendment 18-97502; and

**WHEREAS**, in accordance with Chapter 17.68 (Hearings and Appeals) of the City of Banning Municipal Code and Government Code Sections 65856 and 65090, on June 29, 2018, the City gave public notice, by advertisement in the Record Gazette newspaper, of a public hearing concerning the City Council's consideration of proposed Zoning Text Amendment 18-97502; and

**WHEREAS**, on [month] [day], 2018, the City Council conducted a duly noticed public hearing to consider proposed Zoning Text Amendment 18-97502, at which interested persons had an opportunity to testify in support of, or opposition to, proposed Zoning Text Amendment 18-97502; and

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BANNING DOES ORDAIN AS FOLLOWS:**

#### **SECTION 1. ENVIRONMENTAL.**

##### **A. California Environmental Quality Act (CEQA)**

In accordance with the requirements of the California Environmental Quality Act (CEQA), the Planning Commission has analyzed proposed Zone Text Amendment 18-

97502 and has determined that it is exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines which provides that CEQA only applies to projects that have the potential for causing a significant effect on the environment. *Where, it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment; the activity is not subject to CEQA.* The amendments to the Zoning Ordinance do not relate to any one physical project and will not result in any physical change to the environment. Therefore, it can be seen with certainty that there is no possibility that Zone Text Amendment No. 18-97502 may have a significant adverse effect on the environment, and thus the adoption of this Ordinance is exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines.

B. Multiple Species Habitat Conservation Plan (MSHCP)

The amendments to the Zoning Ordinance do not relate to any one physical project and are not subject to the MSHCP. Further, projects that may be subject to this Ordinance will trigger individual project analysis and documentation related to the requirements of MSHCP including mitigation through payment of the MSHCP Mitigation Fee.

**SECTION 2. REQUIRED FINDINGS.**

The California Government Code and Section 17.116.050 (Findings) of the City of Banning Municipal Code require that Zoning Ordinance text amendments meet certain findings prior to approval by the City Council. The City Council hereby makes the following findings, as supported by substantial evidence on the record, including and incorporating all facts and evidence in the staff report and its attendant attachments, in support of the approval of the Zoning Text Amendment 18-97502:

**Finding No. 1:** Proposed Zoning Text Amendment 18-97502 is consistent with the goals and policies of the General Plan.

**Findings of Fact:** Proposed Zoning Text Amendment 18-97502 is consistent with the goals and policies of the General Plan, insofar as the General Plan designations and zoning classifications within the City will not change, and the text amendments will result in clarifying and promoting the implementation of the goals, policies, and programs of the General Plan. The primary General Plan Land Use Goals state *"A balanced, well planned community including businesses which provides a functional pattern of land uses and enhances the quality of life for all Banning residents"*. The proposed text amendments are intended to establish consistency between regulations within the Zoning Ordinance and opportunities for area businesses.

**Finding No. 2:** Proposed Zoning Text Amendment 18-97502 is internally consistent with the Zoning Ordinance.

**Findings of Fact:** Proposed Zoning Text Amendment 18-97502 is consistent with the existing provisions of the Zoning Ordinance. The proposed text

amendments will resolve inconsistencies and provide opportunities consistent with other regulations found within the Zoning Ordinance. Therefore, the proposed text amendments are internally consistent with the Zoning Ordinance.

**Finding No. 3:** The City Council has independently reviewed and considered the requirements of the California Environmental Quality Act.

**Findings of Fact:** In accordance with the requirements of the California Environmental Quality Act (CEQA), the City Council has analyzed the proposed Zoning Text Amendment 18-97502 and has determined that it is exempt from review under CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines, which provides that CEQA only applies to projects that have the potential for causing a significant effect on the environment. *Where, it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment; the activity is not subject to CEQA.* The proposed text amendments to the Zoning Ordinance do not relate to any one physical project and will not result in any physical change to the environment. Therefore, it can be seen with certainty that there is no possibility that proposed Zoning Text Amendment 18-97502 may have a significant adverse effect on the environment, and thus the adoption of this Ordinance is exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines.

### **SECTION 3. ENVIRONMENTAL.**

Determination of Exemption from CEQA. In accordance with Public Resources Code Section 21006 and CEQA Guidelines Section 15061, the City Council has reviewed the Planning Division's determination of exemption of the proposed Zoning Text Amendment 18-97502 from review under CEQA pursuant to CEQA Guidelines Section 15061(b)(3), and based on its own independent judgment, concurs in staff's determination of exemption. The City Council hereby directs the Community Development Director to file a Notice of Exemption in accordance with CEQA.

### **SECTION 4. APPROVAL OF ZONING TEXT AMENDMENT 18-97502.**

The City Council of the City of Banning hereby amends Title 17 (Zoning) of the Banning Municipal Code as follows, with strikeouts (formatted as ~~strikeout~~) denoting existing language to be removed and underlining (formatted as underline) denoting new language to be added:

A. **Alcoholic Beverage Control (ABC) Licenses, Separation From Religious Institutions.** Subsection (B)(2)(a) of Section 17.12.050 (Use Specific Standards) of Article II (Land Use District Development Standards) of Chapter 17.12



(Commercial and Industrial Districts) of Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to read as follows:

"B. Alcohol Beverage Control "ABC" License.

...

2. In addition to any conditions of approval imposed by the Planning Commission, the following standards shall apply:

...

- a. Establishments shall not be located within 500 feet of any religious institution, school, or public park within the City."

B. **Alcoholic Beverage Sales, On- or Off-Site in the Downtown Commercial Zone.** The following retail use listed in Table 17.20.020 (Permitted, Conditional and Prohibited Commercial and Industrial Uses) of Section 17.12.020 (Permitted, Conditional and Prohibited Uses) of Article I (General Provisions) of Chapter 17.12 (Commercial and Industrial Districts) of Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to read as follows:

**Table 17.12.020**

**Permitted, Conditional and Prohibited Commercial and Industrial Uses**

Zone	DC	GC	HSC	PO	I	AI	BP	IMR
Retail Uses								
Alcoholic beverage sales, on- or off-site	X <u>C</u>	C	C	C	X	X	X	X

C. **Auto, Mobile Home, and Motor Vehicle Parts Sales in the Downtown Commercial Zone.** The following retail uses listed in Table 17.12.020 (Permitted, Conditional and Prohibited Commercial and Industrial Uses) of Section 17.12.020 (Permitted, Conditional and Prohibited Uses) of Article I (General Provisions) of Chapter 17.12 (Commercial and Industrial Districts) of Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code are hereby amended to read as follows:

Table 17.12.020

**Permitted, Conditional and Prohibited Commercial and Industrial Uses**

Zone	DC	GC	HSC	PO	I	AI	BP	IMR
<b>Retail Uses</b>								
Auto, mobile home, and motor vehicle sales, and with or without part sales, new <u>and/or used</u> <sup>3</sup>	X	P	P	X	P	P	C	X
Auto, mobile home, and motor vehicle sales, and part sales, new and used <sup>3</sup>	<u>X</u> C	P	P	X	P	P	C	X

<sup>3</sup> Reserved.

D. **Tattoo Establishments.** The definitions of "body piercing parlor" and "tattoo parlor" in Section 17.04.070 (Definitions) of Chapter 17.04 (Basic Provisions) of Division I (General Provisions) of Title 17 (Zoning) of the Banning Municipal Code are hereby amended to read as follows:

"**Body Piercing Studio Parlor**" means any business or premises dedicated to the piercing, puncture or perforation of human skin or tissue, or the insertion of jewelry or other objects into or under the skin or tissue, for decorative, nonmedical purposes; the term "body piercing studioparlor" does not include businesses that offer ear-only piercing as a service that is secondary to other business services, or acupuncture clinics."

"**Tattoo ParlorStudio**" means any business or premises dedicated to the act or process of marking or coloring the skin of any person by the insertion of pigment under or in the skin or by the production of scars. The term "tattoo parlorstudio" does not include businesses that offer permanent make-up as a service that is secondary to other business services."

E. **Tattoo Establishments.** The following services use listed in Table 17.12.020 (Permitted, Conditional and Prohibited Commercial and Industrial Uses) of

Section 17.12.020 (Permitted, Conditional and Prohibited Uses) of Article I (General Provisions) of Chapter 17.12 (Commercial and Industrial Districts) of Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to read as follows:

**Table 17.12.020**

**Permitted, Conditional and Prohibited Commercial and Industrial Uses**

Zone	DC	GC	HSC	PO	I	AI	BP	IMR
<b>Services</b>								
Tattoo and Body Piercing Parlors <u>Studios</u>	<del>X</del> <u>C</u>	C	C	C	C	C	X	X

F. **Tattoo Establishments.** The following use listed in Table 17.12.050 (Use Specific Development Standards) of Section 17.12.050 (Use Specific Standards) of Article II (Land Use District Development Standards) of Chapter 17.12 (Commercial and Industrial Districts) of Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to read as follows:

**Table 17.12.050**

**Use Specific Development Standards**

Zone	DC	GC	HSC	PO	I	AI	BP	IMR
"Q. Tattoo and Body Piercing Parlors <u>Studios</u>	<del>*</del> <u>-</u>	*	*	*	*	*"		

G. **Tattoo Establishments.** Subsection R. (Tattoo and Body Piercing Parlors) of Section 17.12.050 (Use Specific Standards) of Article II (Land Use District Development Standards) of Chapter 17.12 (Commercial and Industrial Districts) of



Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to read as follows:

"R. Tattoo and Body Piercing Parlors~~Studios~~. As indicated in table 17.12.020, a conditional use permit is required for tattoo and/or body piercing businesses. The following standards shall apply:

- ~~1. The business shall not be located within one thousand feet of any other tattoo and/or body piercing parlor as measured from any point from the outer boundaries of the property containing the business.~~
- ~~2. The business shall not be located within five hundred feet of any adult-oriented business as measured from any point from the outer boundaries of the property containing the business.~~
- ~~3. The business shall not be located within five hundred feet of any business selling alcoholic beverages, as measured from any point from the outer boundaries of the property containing the business.~~
- ~~4. The business shall not be located within one hundred feet of any residential use as measured from any point between the outer boundaries of the property containing the business and the nearest property line of a residentially-occupied property.~~
- ~~5. The business shall not be located within six hundred feet of a school, park or day care center/family day care home as measured from any point between the outer boundaries of the property containing the business to the nearest property line of the school, park or day care center/family day care home.~~
16. The business shall maintain in a sanitary condition at all times both the facilities and employees of the business. All walls, ceilings, floors, furnishings, and instruments used for tattoo and piercing shall be kept in good repair, and maintained in a clean and sanitary condition. Employees shall be required to wash their hands prior to any contact with customers.
27. Officers of the police department, code enforcement division, and the fire department shall have the right to enter any tattoo and body piercing businesses during regular business hours to make reasonable inspection to ascertain whether the provisions of this chapter are being complied with, provided reasonable and normal business operations shall not be interfered with by said inspection.
38. The hours of operation shall be no earlier than 7:00 a.m. and no later than 10:00 p.m.
49. All activities shall be located indoors."

H. **Chain Link Fencing.** Section 17.12.130 (Walls and Fences) of Article III (Commercial and Industrial Development Design Guidelines) of Chapter 17.12 (Commercial and Industrial Districts) of Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to read as follows:

- A. Walls should be kept to the lowest height possible to accomplish their screening or buffering function.
- B. Walls should always be decorative, and should be designed to blend with the structure's architectural style.
- C. Security fencing should combine solid walls with wrought iron grill work. Additional height for security fencing may be approved by the director through technical staff review.
- D. Long walls should include pillars or other treatment every fifty feet to provide visual relief.
- E. Chain link and Barbed wire fencing is prohibited, except as provided for below.
- F. Chain link fencing shall be allowed subject to Design Review approval by the Planning Commission within the Industrial (I) district and Airport Industrial (AI) district for projects that are at least five acres (or two hundred seventeen thousand eight hundred square feet) in size with a single business entity managing all operations within the site.

~~F~~G. Precision block walls must be stuccoed.

I. **Parking Studies.** Table 17.28.040B (Commercial and Industrial Parking Requirements) of Section 17.28.040 (Number of Required Parking Spaces) of Chapter 17.28 (Parking and Loading Standards) of Division III (Development Standards) of Title 17 (Zoning) is hereby amended to add the following row after the row listing the use "All other commercial uses not listed":

**Table 17.28.040B**

**Commercial and Industrial Parking Requirements**

Use	Number of Required Parking Spaces
-----	-----------------------------------

All other commercial uses not listed	One space for each 200 sq. ft. of gross floor area.
<u>Parking Studies</u>	<u>Required parking for commercial uses may be adjusted with approval of a parking study by the Planning Commission, subject to a finding by the Planning Commission that the parking requirements of the specific use are unique and that the adjustment is therefore warranted.</u>

J. **Public Utility Facilities.** "Other uses" listed in Table 17.16.020 (Permitted, Conditional and Prohibited Public Facilities Uses) of Section 17.16.020 (Permitted, Conditional and Prohibited Uses) of Chapter 17.16 (Public Facilities Districts) of Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to include "public utility facilities" in alphabetical order to read as follows:

**Table 17.16.020**  
**Permitted, Conditional And Prohibited Public Facilities**  
**Uses**

	PF-A	PF-G	PF-F	PF-S	PF-H
Other Uses					
<u>"Public Utility Facilities"</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>

K. **Public Utility Facilities.** "Other uses" listed in Table 17.20.020 (Permitted, Conditional and Prohibited Open Space Uses) of Section 17.20.020 (Permitted, Conditional and Prohibited Uses) of Chapter 17.20 (Open Space Districts) of Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to include "public utility facilities" in alphabetical order to read as follows:



Table 17.20.020

Permitted, Conditional and Prohibited Open Space Uses

	OS-R	OS-PA	OS-PU	OS-H
<b>Other Uses</b>				
<u>"Public Utility Facilities</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P"</u>

L. **Freeway-Oriented City Identification Sign.** Section 17.36.030 (Definitions) of Chapter 17.36 (Sign Regulations) of Division III (Development Standards) of Title 17 (Zoning) is hereby amended to add the following defined term in alphabetical order:

**"City Identification Sign.** A freeway-oriented pylon sign that prominently displays the name of the City of Banning, including billboards, outdoor advertising structures, electronic message centers."

M. **Freeway-Oriented City Identification Sign.** The defined term "relocated billboard" in Section 17.36.030 (Definitions) of Chapter 17.36 (Sign Regulations) of Division III (Development Standards) of Title 17 (Zoning) is hereby amended to read as follows:

**"Relocated Billboard.** An existing billboard that is located in the city that is relocated through a city council approved relocation agreement, including the replacement of a static billboard face with an electronic message center. The relocated billboard is not considered a new outdoor advertising sign."

N. **Freeway-Oriented City Identification Sign.** Subsection D. of Section 17.36.060 (Prohibited Signs) of Chapter 17.36 (Sign Regulations) of Division III (Development Standards) of Title 17 (Zoning) is hereby amended to read as follows:

"D. Billboards or outdoor advertising structures. However, notwithstanding any other provision of this chapter, and consistent with the California Business and Professions Code Outdoor Advertising Act provisions, relocated billboards or outdoor advertising signs~~structures~~, including electronic message centers, ~~electronic message boards, and changeable message boards~~, may be considered and constructed as part of a relocation agreement requested by the city and entered into between the city and a billboard and/or property owner, and new city identification signs may be considered and constructed as part of a lease agreement, development

agreement, or other agreement between the city, a sign, and property owner and subject to the requirements of section 17.36.110(B)(9) of the Banning Municipal Code. The replacement of a static billboard face with an electronic message center, electronic message board, or changeable message board shall be considered a relocation for purposes of this section. Such agreements may be approved by resolution of the city council upon terms that are agreeable to the city, pursuant to administrative guidelines, as adopted by the city council resolution. The execution of a relocation, lease agreement, development agreement, or other agreement shall not operate to change the status of any billboard as a nonconforming use for the purpose of this code."

O. **Freeway-Oriented City Identification Sign.** A new Subsection (B)(9) is hereby added to Section 17.36.110 (Sign Regulations) of Chapter 17.36 (Sign Regulations) of Division III (Development Standards) of Title 17 (Zoning) to read as follows:

9. City identification sign. City identification signs shall be allowed subject to approval by City Council resolution and the following requirements:
  - a. City Identification signs shall not be permitted south of Interstate 10 from Sunset to Hargrave.
  - b. The City shall have the right to place public service announcements and emergency service announcements on any such electronic messaging center so long as they are not excessive or burdensome. The limits on public service announcements will be stipulated in a City Council agreement.
  - c. The use of onsite electric generators to power digital billboards for normal operations shall be prohibited.
  - d. The sign face for any City Identification sign shall not overhang onto Interstate 10 or any other state highway.
  - e. Signs shall be shielded to prevent light or glare intrusion onto adjoining properties that are located within five-hundred (500) feet.
  - f. Message changes on any electronic message center shall be limited to one message every six (6) seconds, or that allowed by the California Department of Transportation, whichever is greater.
  - g. No electronic message center shall simulate motion or exhibit any images or series of images that could be considered "animated" in any way, including but not limited to sequential still images that

update faster than once every 6 seconds. No electronic message center shall contain any flashing, sparkling, intermittent or moving lights. There shall be no flashing or scrolling messages. Changes in color or light intensity on a still image or message at a rate faster than once every 6 seconds are also not permitted.

- h. Electronic message centers shall contain automatic dimmers that maintain a maximum luminance of 7,500 nits during the daylight hours, and 500 nits from dusk (official sunset) to sunrise and during times of fog (One nit is equivalent to one candela per square meter). Each electronic message center shall be equipped with a mechanism to monitor brightness.
- i. City Identification signs shall not be illuminated between the hours of 11 p.m. to 5 a.m. when located within five-hundred (500) feet of an existing residential property, or residentially zoned property.
- k. The following advertising shall not be permitted: adult entertainment, mud wrestling, alcohol (except beer and wine), tobacco products of any type, or other content that could be reasonably considered sexually explicit or pornographic be community standards. Objectionable advertising shall be set forth in the City Council agreement.
- l. City Identification signs shall not be allowed in the Downtown Commercial (DC) zoning district.
- m. City Identification signs shall require permit approval through the Building and Safety Division, CalTrans, the Riverside County Airport Land Use Commission if located within a compatibility zone, and any other responsible agency.
- n. City Identification signs shall include architectural enhancements that add aesthetic appeal.
- o. City Identification signs shall not exceed 55 feet in height.
- p. City Identification signs shall not exceed a face area of 14 by 48 feet, inclusive of City identification.
- q. City Identification signs and all parts, portions, and materials shall be manufactured, assembled, and erected in compliance with all applicable State, Federal, and City regulations and the Uniform Building Code (BMC Section 17.36.100(A)).



- r. City Identification signs shall be maintained and kept in good repair. The display surface shall be kept clean, neatly maintained, and free from rust or corrosion. Any cracked, broken surfaces, malfunctioning lights, missing sign copy, or other unmaintained or damaged portion of a sign shall be repaired or replaced within 30 calendar days following notification by the City. Noncompliance with such a request shall constitute a nuisance and penalties may be assessed.
- s. Any sign agreement shall include a provision requiring the billboard owner to demonstrate that they have made reasonable efforts to solicit advertising from local businesses and nonprofits, including discounts and incentives during periods where other advertising cannot be obtained. Local businesses are defined as any business located within the City limits.
- t. Enforcement provisions shall provide for written notice of violations and the opportunity to cure breaches, the potential to recover liquidated damages, the posting of securities where repeated violations occur, and the right to recover attorney fees and costs in the event that administrative or legal action is required.
- u. Any other provisions contained in the lease agreement, development agreement, or other agreement that the City deems to be appropriate to protect the public health, safety, and welfare of the City.

P. **Mobile Home Park Conditional Use Permit Requirement for Home Occupation Permits.** Subsection (B)(9) (Mobile Home Park (MPH)) of Section 17.08.010 (Purpose) of Article I (General Provisions) of Chapter 17.08 (Residential Districts) of Division II (Land Use Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to read as follows:

“9. Mobile Home Park (MHP). The district applies to existing mobile home parks or subdivisions within the City. Only mobile parks and subdivisions are permitted. ~~Home occupations may be appropriate with the approval of a conditional use permit.~~”

Q. **Design Review Approval Authority.** Table 17.44.010 (Review Authority) of Section 17.44.010 (Purpose) of Chapter 17.44 (Administration— General Provisions) of Division IV (Administration) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to add the following row after “Design Review; Commercial;; Tenant

Improvements" and before "Design Review; Commercial; All other improvements" to read as follows:

**Table 17.44.010**

**Review Authority**

	Community Development Director	Planning Commission	City Council
Design Review			
Commercial:			
Tenant Improvements	X		
Exterior Additions or Modifications less than 20% of existing structure	X		
All other Improvements		X	

**SECTION 5. Severability.**

If any section, subsection, sentence, clause, or portion of this Ordinance is, for any reason, held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision will not affect the validity of the remaining portions of this ordinance. The City Council of the City of Banning hereby declares that it would have passed this Ordinance and each and every section, subsection, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more sections, subsections sentences, clauses, phrases, or portions thereof may be declared invalid or unconstitutional.

**SECTION 6. PUBLICATION; EFFECTIVE DATE.**

The City Clerk shall certify to the passage and adoption of this Ordinance, and shall make a minute of the passage and adoption thereof in the records of and the proceedings of the City Council at which the same is passed and adopted. This Ordinance shall be in full force and effect thirty (30) days after its final passage and adoption, and within fifteen (15) days after its final passage, the City Clerk shall cause it to be published in a newspaper of general circulation and shall post the same at City Hall, 99 E. Ramsey Street, Banning, California.

**PASSED, APPROVED, AND ADOPTED** this \_\_day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
George Moyer, Mayor

City of Banning

**APPROVED AS TO FORM AND  
LEGAL CONTENT:**

\_\_\_\_\_  
Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon, APC

**ATTEST:**

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning, California

**CERTIFICATION:**

I, Sonja De La Fuente, Deputy City Clerk of the City of Banning, California, do hereby certify that Ordinance \_\_\_\_\_ was duly introduced at a regular meeting of the City Council of the City of Banning, held on the \_\_\_\_\_ day of \_\_\_\_\_, 2018, and was duly adopted at a regular meeting of said City Council on the \_\_\_\_\_ day of \_\_\_\_\_, 2018, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning, California



# **ATTACHMENT 3**

## **Public Hearing Notice**

Record Gazette  
218 N. Murray St.  
**Proof of Publication**  
(2015.5 C.C.P.)

159076 CC- PHN ZTA 18-97504

State of California )  
County of Riverside ) ss.

I am a citizen of the United States and a resident of the State of California; I am over the age of eighteen years, and not a party to or interested in the above matter. I am the principal clerk of the printer and publisher of Record Gazette, a newspaper published in the English language in the City of Banning, County of Riverside, and adjudicated a newspaper of general circulation as defined by the laws of the state of California by the Superior Court of the County of Riverside, under the date October 14, 1966, Case No. 54737. That the notice, of which the annexed is a copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

October 12, 2018

Executed on: 10/12/2018

At Banning, CA

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

  
\_\_\_\_\_  
Signature

NOTICE OF A PUBLIC HEARING AND NOTICE OF INTENT TO ADOPT A CATEGORICAL EXEMPTION FOR ZONE TEXT AMENDMENT (ZTA) NO. 18-97504 AMENDING VARIOUS SECTIONS OF THE ZONING ORDINANCE (TITLE 17 OF THE BANNING MUNICIPAL CODE) RELATED TO TATTOO PARLORS

NOTICE IS HEREBY GIVEN of a public hearing before the City Council of the City of , to be held on Tuesday, October 23, 2018, at 5:00 p.m. in the Council Chambers, Banning City Hall, 99 East Ramsey Street, Banning, California, to consider Zone Text Amendment (ZTA) No. 18-97504 pursuant to Chapter 17.116 (Zoning Ordinance Amendments) of the City of Banning Municipal Code. The proposed amendments relate to the definitions, permitted locations, and use-specific regulations pertaining to tattoo and body piercing studios. These amendments were originally considered at the September 10, 2018 City Council meeting with other zoning text amendments presented as a part of Zone Text Amendment No. 18-97502. At that time the City Council approved the proposed zone text amendments presented with the exception of amendments pertaining to these uses. The previously removed portions pertaining to tattoo and body piercing studios are now being presented for separate consideration. The current proposal consists of amendments to Section 17.04.070, Definitions, pertaining to tattoo and body piercing studios and Table 17.12.020, Permitted, Conditional and Prohibited Commercial and Industrial Uses and Section 17.12.050, Commercial and Industrial Use Specific Development Standards, pertaining to tattoo and body piercing studios.

Information regarding the Categorical Exemption and Zone Text Amendment (ZTA) No. 18-97504 can be obtained by contacting the City's Community Development Department at (951) 922-3125, or by visiting the City Hall located at 99 East Ramsey Street, Banning. You may also go to the City of Banning website at <http://www.ci.banning.ca.us/>. All parties interested in speaking either in support of or in opposition of this item are invited to attend said hearing, or to send their written comments to the Community Development Department, City of Banning at P.O. Box 998, Banning, California, 92220.

If you challenge any decision regarding the above proposal in court, you may be limited to raising only those issues you or someone else raised in written correspondence delivered to the City Clerk at, or prior to, the time the City Council makes its decision on the proposal; or, you or someone else raised at the public hearing or in written correspondence delivered to the hearing body at, or prior to, the hearing (California Government Code, Section 65009).

BY ORDER OF THE COMMUNITY DEVELOPMENT DIRECTOR OF THE CITY OF BANNING, CALIFORNIA

Patty Nevins  
Community Development Director

Dated: October 9, 2018

Publish: October 12, 2018

Published in  
The Record Gazette  
No. 159076  
10/12/2018



**CITY OF BANNING  
CITY COUNCIL REPORT**

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Kevin Ennis, City Attorney  
Maricela Marroquin, City Attorney's Office  
Maryann Marks, Interim Community Development Director

**MEETING DATE:** October 23, 2019

**SUBJECT:** Public Hearing to Consider the Adoption of Zoning Code Amendments to Allow, Regulate and Zone to Allow Retail Cannabis Uses in the Highway Serving Commercial Zone, and Municipal Code Amendments to Establish Procedures for the Issuance of Cannabis Retailer Regulatory Permits, Both Amendments Contingent Upon the Adoption of a Tax Measure on Such Uses.

**RECOMMENDED ACTION:**

Staff recommends that the City Council:

1. Hold a public hearing to introduce Ordinance 1531 approving Zoning Text Amendment 18-97503 to amend Title 17 of the Banning Municipal Code to add Chapter 17.54 "Cannabis Retailer Conditional Use Permit" to allow retail cannabis uses in the Highway Serving Commercial Zoning District with approval of a Cannabis Retailer Conditional Use Permit, which Chapter would only become effective if the voters approve Measure O on the November ballot, and thereafter introduce Ordinance 1531.
2. Make a determination under CEQA Guidelines Section 15060(c)(3) that the Zoning and Municipal Code Amendments are not subject to CEQA and further that under CEQA Guidelines Section 15061(b)(1) the project is exempt from CEQA as it is exempt by statute (Business and Professions Code section 26055(h)).
3. Introduce Ordinance 1527 approving Municipal Code Amendment No. 18-9503 to amend Title 5 of the Banning Municipal Code to add Chapter 5.33 "Cannabis Retailer Regulatory Permit" establishing procedures for the issuance of a cannabis regulatory permits for cannabis retailers, which Chapter would only be effective if the voters approve Measure O on the November ballot.



## **PROJECT/APPLICANT INFORMATION:**

Project Applicant: City of Banning  
99 E. Ramsey Street  
Banning, CA 92220

## **PROJECT BACKGROUND AND DESCRIPTION:**

Currently, no commercial cannabis activities are permitted within the City. At its June 27, 2017 meeting, the City Council appointed a two member City Council Cannabis Ad Hoc Committee to consider potential changes to the City's current ordinances related to cannabis and at the December 12, 2017 City Council meeting, the Cannabis Ad Hoc Committee recommended that certain commercial cannabis activities be considered as conditionally permitted uses within the City. After further Cannabis Ad Hoc Committee discussions to refine the recommended approach and after holding a City Council workshop on the topic, the City Council provided direction to staff at its May 8, 2018 meeting to proceed with the drafting of ordinances to allow indoor commercial cannabis cultivation, limited manufacturing, and laboratory testing uses in the City's Industrial zoning district, subject to the Banning voters approving a cannabis tax measure at the November 2018 election (Measure N).

At its June 6, 2018 meeting, the Planning Commission recommended approval of a commercial cannabis cultivation, manufacturing, and testing laboratory ordinance and at the June 26, 2018 meeting, the City Council approved the commercial cannabis ordinance allowing indoor cultivation, limited manufacturing, and laboratory testing uses in the City's Industrial zoning district, subject to certain requirements and limitations, and subject to the Banning voters approving Measure N.

In response to a citizen petition that was circulating for signature to qualify for the November 2018 ballot that would allow for the operation of retail cannabis stores in the City, at the June 12, 2018 City Council meeting, the City Council directed staff to research and prepare potential regulations for the operation of retail cannabis uses within the City and to place an associated tax measure on the November ballot for voter consideration (Measure O). In consultation with the Cannabis Ad Hoc Committee, staff drafted a cannabis retailer conditional use permit ordinance, and a cannabis retailer regulatory ordinance, both of which were presented to the City Council for feedback and direction at a workshop on September 10, 2018. On October 3, 2018, the Planning Commission considered the draft cannabis retailer conditional use permit ordinance and unanimously recommended that the City Council adopt the ordinance, with some revisions that are discussed below.

## **CONFLICT BETWEEN FEDERAL AND STATE LAW:**

The Federal Controlled Substances Act, 21 U.S.C. § 801, *et seq.*, classifies cannabis as a Schedule 1 Drug, which is defined as a drug or other substance that has a high potential for abuse, that has no currently accepted medical use in treatment in the United States, and that has not been accepted as safe for use under medical supervision. The Federal Controlled Substances Act makes it unlawful under federal

law for any person to cultivate, manufacture, distribute or dispense cannabis, or to possess with intent to manufacture, distribute or dispense cannabis. Because cannabis remains illegal under Federal law this means that any ordinance allowing and regulating, rather than prohibiting cannabis retailers, while consistent with State law, would conflict with Federal law. It is unclear what, if any, action the federal government will take against cannabis businesses or cities that allow cannabis businesses to operate within their jurisdiction.

## **OVERVIEW OF PROCESS:**

The overall approach for retail cannabis regulation will include:

- Adopting amendments to the City's Municipal Code to create a regulatory permit requirement for the purpose of investigating and regulating the operators of retail cannabis businesses. This regulatory permit would fall under Chapter 5 (Business Licenses and Regulations) of the Banning Municipal Code. This amendment is not subject to Planning Commission review and recommendation.
- Adopting amendments to the City's Zoning Code to create a Cannabis Retailer Conditional Use Permit to allow and regulate retail cannabis uses in the Highway Servicing Commercial zoning district, subject to certain limitations and requirements and subject to a recommendation by the Planning Commission and approval by the City Council.
- Adopting fees (to be determined at a future date) for the processing of applications and to pay the reasonable cost of the City's regulatory program.
- Adopting a tax on retail cannabis activities so as to generate revenue for the City's General Fund. Pursuant to Propositions 62, 26 and 218, if the City would like to generate revenue for the City's General Fund that would exceed the City's regulatory program costs, then the Banning voters would need to approve a tax measure imposing a tax on the activity. As written, the proposed ordinance requires voter approval of a retail cannabis tax; this tax measure (Measure O) has been placed on the November ballot and must pass in order for the retail cannabis ordinance to take effect.

## **ANALYSIS:**

### **A. Cannabis Retailers**

Retail cannabis uses include the retail sale and delivery of cannabis or cannabis products to customers. This may include two license categories as defined by the state:

1. Retailer (storefront): Sells cannabis goods to customers at its premises or by delivery. A retailer must have a licensed physical location (premises) where commercial cannabis activities are conducted.
2. Retailer (non-storefront): Sells and delivers cannabis goods to customers. A retailer (non-storefront) must have a licensed premises, but it is not open to the public.



Retailers that obtain both a regulatory permit and a conditional use permit would be able to operate as either a storefront or non-storefront business depending on the type of license the retailer obtains from the State.

## B. Retail Cannabis Locations

Retail cannabis uses, as proposed, would only be permitted within the Highway Serving Commercial zoning district. Retail cannabis uses are prohibited in all other land use districts within the City.

The Highway Serving Commercial zoning district is shown on the map below and is generally on the north and south sides of Ramsey Street between Eighth Street and Sunset Avenue:



## C. Separation Requirements

State law provides that cannabis businesses shall not be located within a 600-foot radius of a school providing instruction in kindergarten, or any grades 1 through 12, day care center, or youth center that is in existence at the time that the business is issued a license by the State, unless a local jurisdiction specifies a different radius. The draft ordinance contains a provisions that cannabis businesses must comply with this 600-foot separation requirement, and also extends the separation requirement to apply to parks and other cannabis businesses. The draft ordinance further requires a 200 foot separation between retail cannabis uses and residential land use districts.

Additionally, the Cannabis Ad Hoc Committee expressed concerns about cannabis retailers being located in close proximity to each other. The Cannabis Ad Hoc Committee was concerned about the secondary impacts associated with cannabis retail businesses including concerns of loitering, crime, and possible public cannabis consumption. A recommendation was made that there should be a separation between these uses. Staff proposed a 600 foot separation requirement as this is the same separation requirement imposed by State law from other sensitive uses. This separation requirement was considered by the Planning Commission who



recommended that it be deleted from the ordinance. The Planning Commission was of the opinion that because the number of locations that retailers could operate in the Highway Serving Commercial zoning district of the City was already limited, there was little value in further separating the three conditionally permitted uses from each other.

D. Limits on Number of Cannabis Retailers

The Cannabis Ad Hoc Committee expressed concerns about the possible proliferation of cannabis retailers in the Highway Serving Commercial Zone if the City were to allow these types of uses to operate in that Zone. The City currently has limited public safety resources at its disposal. Due to this limited capacity, there is a concern that having too many cannabis retailers operating in the City will place an unnecessary strain on already overtaxed law enforcement resources. Since this is a relatively new industry, there are still a lot of unknowns particularly because the Bureau of Cannabis Control has not yet adopted the final regulations for cannabis retailers. Therefore, in order to err on the side of not taking on more than it can handle, the Cannabis Ad Hoc Committee recommended limiting the number of cannabis retailers that can operate in the City. Staff was tasked with determining the best approach to limit the number of cannabis retailers in the City.

There are a couple of options available to the City if it wants to limit the number of cannabis retailers. The City could impose greater separation requirements between cannabis retailers which would necessarily decrease the number of retailers that are permitted to operate in the City. The Highway Serving Commercial Zoning District is approximately 8,000 linear square feet in length. If the City imposes a 1,000 foot separation requirement between cannabis retailers, this would result in approximately 8 cannabis retailers being eligible to operate in the City. If the City increased that separation requirement to half a mile, this would result in approximately 3 cannabis retailers being eligible to operate in the City. However, other than indirectly affecting the number of retailers that could operate in the zone, City staff was not able to develop a sufficient rationale for the one-half mile separation requirement.

Instead, the recommended approach is that the City only allow one cannabis retailer for every 10,000 residents. The City has approximately 31,230 residents. This means that based on current population figures, there would only be three cannabis retailers that would be permitted to operate in the City. The rationale for this type of limit is that it will allow the City to closely monitor these businesses to help ensure that they do not create public health and safety concerns for residents and visitors. In the past, the City has experienced problems at the illegal cannabis dispensaries that operate in the City. Most recently, on June 23, 2018, there was an armed robbery at an illegal cannabis dispensary in the City that resulted in the perpetrators shooting and stabbing five people who were at the dispensary. The City is concerned is that given the limited police resources, having more than three cannabis retailers would pose a public health and safety risk. Once those three cannabis retailers have operated for some time, and have a track record of not posing a risk to the community, the City can consider allowing additional cannabis retailers to operate in the City.

Moreover, according to a Gallup poll conducted in 2016, 13% of adults in the United States report that they smoke cannabis. According, to Weed Maps which tracks the

locations of cannabis dispensaries/retailers, there are currently four storefront dispensaries that are operating in the City. If the City allows one cannabis retailer for every 10,000 residents, this will likely be sufficient to serve the demand for cannabis consumption in the City. As noted above, the City can revisit increasing the number of retailers after there has been an opportunity to observe the impact that these businesses have on the community.

E. Cannabis Regulatory Permit Ordinance

Draft Ordinance 1527 amends Title 5 (Business Licenses and Regulation) of the Banning Municipal Code to add a new Chapter 5.33 to establish a process for issuing cannabis retailer regulatory permits. Chapter 5.33 sets forth the application requirements including, but not limited to, the following:

- Fees. Applicants must pay a non-refundable fee.
- Background check. Owners of cannabis retailers are subject to fingerprinting and a background check.
- Consent to use property. If the business owner does not own the property where the cannabis retailer will be operated, the applicant must provide a written, notarized statement from the owner of the property where the cannabis business will operate showing unqualified consent to the applicant operating a cannabis business on the property.
- Indemnification. The applicant must agree to release and indemnify the City from all liability associated with the City approving the application.
- Business information. The applicant must provide information regarding the type of business that will be operated on the property and the types of products that will be sold.
- Legal entity. The applicant must describe the entity or business form that will serve as the legal structure for the applicant, including providing a copy of its formation and organizing documents such as articles of incorporation.

Draft Ordinance 1527 provides that the City Manager, in consultation with the Chief of Police will determine whether to issue the regulatory permit. The regulatory permit may be denied for a number of reasons including, but not limited to, the following:

- The applicant, owner, or any person with a financial interest in the cannabis business has unpaid or overdue administrative penalties or a civil judgment owed to the City;
- The applicant, owner, or any person with a financial interest in the cannabis business has, within the last five years, been convicted of engaging in unlawful commercial cannabis activity, been issued an uncontested administrative citation by the city or county for engaging in unlawful commercial cannabis activity, or been the subject of a lawsuit for engaging in unlawful commercial cannabis activity where the applicant or owner was not the prevailing party; and
- The applicant, owner, or any person with a financial interest in the cannabis business has been convicted of certain crimes.

Draft Ordinance 1527 requires the annual renewal of the regulatory permit, a process for suspending, modifying or revoking the permit, and a process for appeals. The costs



associated with processing and regulating allowed uses would be covered by imposition and collection of application and regulatory permit fees that do not exceed the reasonable cost of the City's permitting and regulatory program.

#### F. Cannabis Conditional Use Permit Ordinance

Draft Ordinance 1531 amends Title 17 (Zoning) of the Banning Municipal Code to add a new Chapter 17.54 to establish a process for issuing Cannabis Retailer Conditional Use Permits. A Cannabis Retailer Conditional Use Permit could be issued upon the recommendation of the Planning Commission and final approval by the City Council.

Proposed regulations applicable to retail cannabis uses include but are not limited to the following:

- Application requirements. In addition to business descriptions and site and floor plans, applications will be required to include:
  - a business plan;
  - a list of all owners, employees, contractors, and volunteers;
  - a security plan and lighting plan, and;
  - a designated community relations representative
- Personnel requirements. Personnel must be at least 21 years of age or older, and must have required identification on them at all times.
- Security requirements. Security measures including a requirement that the cannabis business maintain a 24-hour security guard, video surveillance system, alarm system, and that cannabis and cannabis products be securely stored.
- Signage requirements. Cannabis retailers must post signs advising the public that public consumption and consumption on the cannabis retailers premises is prohibited.
- Waste management and odor regulations. Regulations to prevent cannabis odors from traveling outdoors and to ensure that any cannabis waste is securely disposed.
- Hours of operation. Cannabis retailers may only be open to the public between 8 a.m. to 10 p.m.
- Track and trace. Cannabis retailers must comply with the track and trace system.
- Indemnification. Cannabis retailers must indemnify the City against any lawsuit resulting from the approval of the conditional use permit.

#### G. Planning Commission Recommendation

On October 3, 2018, at a duly noticed public hearing, the Planning Commission considered draft Ordinance 1531. Five members of the public spoke during the public hearing, with four individuals speaking in opposition of draft Ordinance 1531 and one speaking in favor of it. Those opposed to draft Ordinance 1531 did not feel that the City Council should act on the proposed Ordinance before the voters considered Measure O on November 6th, disagreed with permitting retail cannabis uses in the Highway Serving Commercial Zone and suggested the uses should be located in a different commercial zoning district, and expressed concerns regarding the proximity of the retail cannabis uses to residential areas. The individual in support of draft Ordinance 1531 spoke



regarding the State's stringent licensing regulations and felt that the City should regulate cannabis retailers and that such retailers would bring tax revenue and other business to the City.

The Planning Commission unanimously recommended approval of the draft ordinance, with the following modifications:

1. That, based on staff's recommendation, Section 17.54.140, Waste Management, be revised to include a requirement that the permittee shall comply with Chapter 13.20, Industrial Wastewater Collection and Treatment of the Banning Municipal Code.
2. That Section 17.54.180, Other Provisions, be revised to include a requirement that cannabis retailers must be at least 800 square feet in size, unless a different requirement is set forth by the State.
3. That Section 17.54.080, Separation Requirements and Other Limitations, be revised to delete the 600-foot separation between retail cannabis businesses.

Ordinance 1531 has been revised to incorporate the Planning Commission's recommendations. The 800 square foot minimum requirement was incorporated into 17.54.090, instead of Section 17.57.180 since Section 17.54.090 pertains to premises standards. Additionally, staff is recommending an additional revision to Section 17.54.140 pertaining to Cannabis Waste Management, to require that the permittee be in compliance with Recycling of Commercial Solid Waste (Public Resources Code section 42649 *et seq.*) and Mandatory Commercial Organics Recycling (Public Resources Code section 42649.8 *et seq.*) laws and regulations. Since permittees would be required to comply with these requirements pursuant to State law, this is considered a non-substantive change to the ordinance. Staff thought it would be useful to include this requirement so that cannabis retailers are aware of this State law requirement. Ordinance 1531 has also been amended to incorporate this revision.

## **ENVIRONMENTAL DETERMINATION:**

### **California Environmental Quality Act.**

Staff finds that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to the State CEQA Guidelines Section 15060(c)(3), because it is not a Project as defined by the CEQA Guidelines Section 15378. Adoption of the Ordinance does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment. Further projects subject to the Ordinance will require a discretionary permit and CEQA review, and will be analyzed at the appropriate time in accordance with CEQA.

Staff further finds and determines that this Ordinance is exempt from review under the CEQA and the State CEQA Guidelines Section 15061(b)(1) which exempts a project from CEQA if the project is exempt by statute. Business and Professions Code section 26055(h) provides that Division 13 (commencing with Section 21000) of the Public Resources Code does not apply to the adoption of an ordinance, rule, or regulation by a



local jurisdiction that requires discretionary review and approval of permits, licenses, or other authorizations to engage in commercial cannabis activity. Pursuant to that exemption, the City is providing that discretionary review for applications for cannabis conditional use permits will be required to include any applicable environmental review pursuant to Division 13 (commencing with Section 21000) of the Public Resources Code.

#### Multiple Species Habitat Conservation Plan (MSHCP).

The amendments to the Zoning Ordinance do not relate to any one physical project and are not subject to the MSHCP. Further, projects that may be subject to this Ordinance will trigger individual project analysis and documentation related to the requirements of MSHCP including mitigation through payment of the MSHCP Mitigation Fee.

#### **REQUIRED FINDINGS FOR ZONING TEXT AMENDMENT:**

**Finding No. 1:** Proposed Zone Text Amendment No. 18-97503 is consistent with the goals and policies of the General Plan.

**Findings of Fact:** Proposed Zone Text Amendment No. 18-97503 is consistent with the goals and policies of the General Plan. Unregulated retail cannabis activities can adversely affect the health, safety and well-being of City residents. The unregulated retail sales of cannabis can lead to an increase in the frequency of robberies and similar crimes. Retail cannabis uses or other concentration of cannabis uses in any location or premises without adequate regulations increases the risk that surrounding homes or businesses may be negatively impacted. The Banning Municipal Code currently bans all cannabis uses within the City. It is in the public interest to regulate cannabis, to allow for responsible and lawful retail cannabis uses in the City. With adequate regulation and oversight, limited retail cannabis activity is consistent with the following General Plan goals and policies:

#### **Land Use Element:**

##### Commercial Goal

Complementary commercial uses which meet the needs of the City's residents, increase the City's revenues, and provide a range of employment opportunities.

#### **Economic Development Element:**

##### Goal

A balanced, broadly-based economy that provides a full range of economic and employment opportunities, while maintaining high standards of development and environmental protection.

### Policy 1

General Plan land use designations and allocations will facilitate a broad range of residential, commercial, industrial and institutional development opportunities.

### Policy 2

The City shall take a proactive role in the retention of existing businesses and the recruitment of new businesses, particularly those that generate and broaden employment opportunities, increase discretionary incomes, and contribute to City General Fund revenues.

**Finding No. 2:** Proposed Zone Text Amendment No. 18-97503 is internally consistent with the Zoning Ordinance.

**Findings of Fact:** Proposed Zone Text Amendment No. 18-97503 is consistent with the purpose and objective of the Zoning Ordinance to ensure orderly development of uses and lands within the City to protect the public health, safety, and welfare. The proposed amendments will protect the public health, safety, and welfare of the residents of the City by reasonably regulating retail cannabis businesses so as to avoid the risks of criminal activity, malodorous smells, and other impacts to nearby commercial and/or residential uses.

**Finding No. 3:** The City Council has independently reviewed and considered the requirements of the California Environmental Quality Act.

**Findings of Fact:** In accordance with the requirements of the California Environmental Quality Act ("CEQA"), the Planning Commission finds and determines that this Ordinance is not subject to CEQA pursuant to the State CEQA Guidelines Section 15060(c)(3), because it is not a Project as defined by the CEQA Guidelines Section 15378. Adoption of the Ordinance does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment. Further projects subject to this Ordinance will require a discretionary permit and CEQA review, and will be analyzed at the appropriate time in accordance with CEQA.

The City Council has analyzed proposed Zone Text Amendment No. 18-97503 and has determined that, pursuant to California Business and Professions Code Section 26055(h), CEQA "does not apply to the adoption of an ordinance, rule, or regulation by a local



jurisdiction that requires discretionary review and approval of permits, licenses, or other authorizations to engage in commercial cannabis activity", provided that said law, ordinance, rule, or regulations shall include any applicable environmental review pursuant to Division 13 of the Public Resources Code. As this Ordinance includes required CEQA compliance for individual conditional use permit applications for commercial cannabis businesses, the CEQA exemption applies to the adoption of this Ordinance.

**PUBLIC COMMUNICATION:**

This hearing was advertised in the Record Gazette newspaper on October 12, 2018, and notices were mailed to all property owners within the Highway Servicing Commercial zone of the City and within a 300-foot radius of the Highway Serving Commercial zone in compliance with the City's noticing requirements for public hearings.

**ATTACHMENTS:**

1. Draft Ordinance 1527
2. Draft Ordinance 1531
3. Planning Commission Resolution No. 2018-18
4. Public Hearing Notice (PHN)

APPROVED BY:

  
\_\_\_\_\_  
Douglas Schulze  
City Manager

# **ATTACHMENT 1**

## **Draft Ordinance No. 1527**

## ORDINANCE 1527

### **AN ORDINANCE OF THE CITY OF BANNING, CALIFORNIA, ADDING CHAPTER 5.33 TO THE BANNING MUNICIPAL CODE RELATED TO THE ISSUANCE OF CANNABIS RETAILER REGULATORY PERMITS, AND MAKING REQUIRED FINDINGS UNDER CEQA**

WHEREAS, on October 9, 2015 Governor Brown signed Assembly Bill 243, Assembly Bill No. 266, and Senate Bill 643 into law, which collectively were known as the Medical Cannabis Regulation and Safety Act (hereinafter "MCRSA"). The MCRSA established a State regulatory and licensing scheme for commercial medical cannabis businesses.

WHEREAS, on November 8, 2016, California voters approved the Control, Regulate and Tax Adult Use of Marijuana Act ("AUMA"). The AUMA made it lawful under State and local law for persons 21 years of age or older to possess and cultivate limited quantities of cannabis for personal use. The AUMA also established a State regulatory and licensing scheme for commercial adult-use cannabis businesses.

WHEREAS, on June 27, 2017, the Governor signed into law Senate Bill 94 which repealed the MCRSA, included certain provisions of the MCRSA in the licensing provisions of the AUMA, and created a single regulatory scheme for both medicinal and adult-use cannabis known as the Medicinal and Adult-Use Cannabis Regulation and Safety Act ("MAUCRSA"). The MAUCRSA retains the provisions in the MCRSA and the AUMA that granted local jurisdictions control over whether cannabis businesses could operate in a particular jurisdiction. Specifically, California Business and Professions Code section 26200 provides that the MAUCRSA shall not be interpreted to supersede or limit authority of a local jurisdiction to adopt and enforce local ordinances to regulate businesses licensed under the MAUCRSA including, but not limited to, local zoning and land use requirements, business license requirements, and requirements related to reducing exposure to secondhand smoke, or to completely prohibit the establishment or operation of one or more businesses licensed by the State, within that local jurisdiction.

WHEREAS, the City Council finds that unregulated cannabis retail uses have the potential to adversely affect the public health and safety of Banning residents and those engaged in retail cannabis activity. The establishment of a regulatory permitting process for retail cannabis uses will substantially reduce this threat to the public health and safety.

WHEREAS, the City Council desires to establish reasonable regulations regarding the operation of retail cannabis businesses that are intended to address the potential negative impacts of unregulated cannabis businesses.

WHEREAS, the proposed Municipal Code amendments contained in this ordinance are consistent with the City's General Plan. The proposed Municipal Code Amendments are consistent with the Economic Development Element goal of creating a balanced, broadly-based economy that provides a full range of economic and



employment opportunities, while maintaining high standards of development and environmental protection. The Municipal Code Amendments are also consistent with the following General Plan Policies:

Policy 1 - General Plan land use designations and allocations will facilitate a broad range of residential, commercial, industrial and institutional development opportunities.

Policy 2 - The City shall take a proactive role in the retention of existing businesses and the recruitment of new businesses, particularly those that generate and broaden employment opportunities, increase discretionary incomes, and contribute to City General Fund revenues.

WHEREAS, on October 23, 2018 the City Council considered this Ordinance at a regular meeting of the City Council at which time all persons interested in the proposed Ordinance had the opportunity and did address the City Council on these matters.

WHEREAS, on October 23, 2018, the City Council considered Ordinance 1531 establishing zoning regulations and procedures for the issuance of cannabis conditional use permits for cannabis retailers in the City. This Ordinance and Ordinance 1531 will only go into effect if the Banning voters approve a tax measure imposing taxes on these facilities.

WHEREAS, all legal prerequisites to the adoption of this Ordinance have occurred.

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA DOES HEREBY ORDAIN AS FOLLOWS:**

**SECTION 1. CEQA**

The City Council finds and determines that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to the State CEQA Guidelines Section 15060(c)(3), because it is not a Project as defined by the CEQA Guidelines Section 15378. Adoption of the Ordinance does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment. Further projects subject to the Ordinance will require a discretionary permit and CEQA review, and will be analyzed at the appropriate time in accordance with CEQA.

The City Council further finds and determines that this Ordinance is exempt from review under the CEQA and the State CEQA Guidelines Section 15061(b)(1) which exempts a project from CEQA if the project is exempt by statute. Business and Professions Code section 26055(h) provides that Division 13 (commencing with Section 21000) of the Public Resources Code does not apply to the adoption of an ordinance, rule, or regulation by a local jurisdiction that requires discretionary review and approval of permits, licenses, or other authorizations to engage in retail cannabis activity. Pursuant to that exemption, the City is providing that discretionary review for



applications for cannabis conditional use permits will be required to include any applicable environmental review pursuant to Division 13 (commencing with Section 21000) of the Public Resources Code.

**SECTION 2.** Chapter 5.33 (Cannabis Retailer Regulatory Permits) is hereby added to Title 5 (Business Licenses and Regulations) of the Banning Municipal Code to read as follows:

**“Chapter 5.33 Cannabis Retailer Regulatory Permits**

Sections

5.33.010	Definitions.
5.33.020	Cannabis Retailer Regulatory Permit Required.
5.33.030	Cannabis Retailer Regulatory Permit - Fees and Terms.
5.33.040	Cannabis Retailer Regulatory Permit Application Requirements.
5.33.050	Additional Application Requirements.
5.33.060	Decision on Cannabis Retailer Regulatory Permit.
5.33.070	Approval of Cannabis Retailer Regulatory Permit With Conditions.
5.33.080	Cannabis Retailer Regulatory Permit Renewal.
5.33.090	Premises.
5.33.100	Notification of Criminal, Civil or Administrative Action.
5.33.110	Notification of Theft, Loss, or Criminal Activity.
5.33.120	Suspending, Modifying, or Revoking Permits.
5.33.130	Initiation of Discipline and Appeals.
5.33.140	Non-Disciplinary Modification of Cannabis Business Permit.
5.33.150	Notification of Changes.
5.33.160	Remedies and Public Nuisance.
5.33.170	Joint and Several Liability.

**5.33.010 Definitions**

For the purpose of this Chapter, the following words and phrases shall be defined as follows:

A. “Applicant” means an owner applying for a cannabis regulatory permit pursuant to this Chapter.

B. “Bureau” means the Bureau of Cannabis Control within the California Department of Consumer Affairs.

C. “Cannabis” means all parts of the plant *Cannabis sativa* Linnaeus, *Cannabis indica*, or *Cannabis ruderalis*, whether growing or not; the seeds thereof; the resin, whether crude or purified, extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or resin. “Cannabis” also means the separated resin, whether crude or purified, obtained from cannabis. “Cannabis” does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other

compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination. For the purpose of this Chapter, "cannabis" does not mean "industrial hemp" as defined by Section 11018.5 of the Health and Safety Code.

D. "Cannabis business" means a cannabis retailer.

E. "Cannabis products" has the same meaning as in Section 11018.1 of the Health and Safety Code.

F. "Cannabis Retailer" means a cannabis business that engages in the retail sale and delivery of cannabis or cannabis products to customers.

G. "City" means the City of Banning.

H. "City Manager" means the City Manager or his/her designee.

I. "Convicted" or "conviction" means a plea or verdict of guilty or a conviction following a plea of nolo contendere was entered, but does not include any plea, verdict, or conviction that is expunged pursuant to California law or a similar federal or state law where the expungement was granted.

J. "Commercial cannabis activity" includes the cultivation, possession, manufacture, distribution, processing, storing, laboratory testing, packaging, labeling, transportation, delivery or sale of cannabis and cannabis products, or engaging in any other cannabis activity that requires a state license issued by a licensing authority.

K. "Financial interest" shall have the meaning set forth in Section 5004 of Title 16 of the California Code of Regulations, as the same may be amended from time to time.

L. "Licensing authority" means the Bureau of Cannabis Control; CalCannabis Cultivation Licensing, a division of the California Department of Food and Agriculture (CDFA); the California Department of Public Health's Manufactured Cannabis Safety Branch; or any other state cannabis licensing authority.

M. "Owner" means any of the following:

1. A person with an aggregate ownership interest of 20 percent or more in the person applying for a permit or a permittee, unless the interest is solely a security, lien, or encumbrance.

2. The chief executive officer of a nonprofit or other entity.

3. A member of the board of directors of a nonprofit.



4. An individual who will be participating in the direction, control, or management of the person applying for a permit. An owner who is an individual participating in the direction, control, or management of the commercial or retail cannabis business includes any of the following:

a) A partner of a cannabis business that is organized as a partnership.

b) A member of a limited liability company of a cannabis business that is organized as a limited liability company.

c) An officer or director of a cannabis business that is organized as a corporation.

N. "Permit" means a Cannabis Retailer Regulatory Permit issued under this Chapter.

O. "Permittee" means any person holding a Permit under this Chapter.

P. "Person" includes any individual, firm, partnership, joint venture, association, corporation, limited liability company, estate, trust, business trust, receiver, syndicate, non-profit, or any other group or combination acting as a unit, and the plural as well as the singular.

Q. "Premises" means the designated structure or structures and land specified in the application that is owned, leased, or otherwise held under the control of the applicant or permittee where the commercial or retail cannabis activity will be or is conducted.

R. "Significant discrepancy" means a difference in actual inventory compared to records pertaining to inventory of at least one thousand dollars (\$1,000). For purposes of determining a discrepancy, the acquisition price of the cannabis goods shall be used to determine the value of cannabis goods in a permittee's inventory.

#### **5.33.020 Cannabis Regulatory Permit Required.**

A. No person shall establish, or operate a cannabis business within the City unless the person has:

1. A valid business license;
2. A valid permit issued by the City pursuant to this Chapter;
3. A valid conditional use permit issued pursuant to Chapter 17.54;

and

4. A valid license issued by the Bureau to conduct the specific commercial cannabis activity that is being conducted on the premises.

B. The City Manager, in consultation with the Chief of Police, shall evaluate and issue or deny a permit within forty-five (45) days of receipt of a completed application.

C. Any permit that is issued shall not go into effect unless a conditional use permit is also issued by the City Council pursuant to Chapter 17.54 of the Banning Municipal Code.

**5.33.030 Cannabis Regulatory Permit – Fees and Term.**

A. No permit shall be issued unless the applicant pays the nonrefundable application fee and a nonrefundable permit fee in amounts to be established by resolution of the City Council.

B. A permit issued pursuant to this Chapter is valid for a term of one (1) year from the date of issuance. Renewal terms shall not exceed one (1) year.

**5.33.040 Cannabis Regulatory Permit Application Requirements.**

A. Each cannabis business shall obtain a separate permit. Permits are nontransferable.

B. An owner of a cannabis business may apply for a permit or permit renewal by filing an application with the City Manager. Only an owner of a cannabis business may submit an application for a permit or permit renewal.

C. No person shall knowingly make a false statement of fact or knowingly omit any information that is required in an application for a permit or permit renewal.

D. The application shall be on a form approved by the City Manager and shall include, but not be limited to, the following:

1. The type of cannabis business the applicant seeks to operate in the City, and a description of the commercial cannabis activity that will be conducted on the premises.

2. Payment of a nonrefundable application fee in an amount to be established by resolution of the City Council.

3. A description of the statutory entity or business form that will serve as the legal structure for the applicant; a copy of its formation and organizing documents, including, but not limited to, articles of incorporation, certificate of amendment, statement of information, articles of association, bylaws, partnership agreement, operating agreement, and fictitious business name statement; and the name and address of its agent for purposes of service of process.

4. A list of every fictitious business name the applicant is operating under.



5. If the permit is to be held in the name of a business entity, the owner shall also provide the legal name of the business.

6. The current name and primary and secondary telephone numbers and email addresses of at least one twenty-four (24) hour on-call manager to address and resolve complaints and to respond to operating problems or concerns associated with the cannabis business.

7. If applicable, the business trade name ("DBA") of the applicant.

8. A list of the license types and the license numbers issued by any licensing authority that the applicant holds, including the date the license was issued, the date the license will terminate and the licensing authority that issued the license.

9. Whether the applicant, or any owners, has been denied a license or has had a license suspended or revoked by any licensing authority. The applicant shall identify the type of license applied for, the name of the licensing authority that denied the application, and the date of denial.

10. The assessor's parcel number and the physical address of the premises where business will be conducted, the telephone number for the premises, and the website address and email address of the applicant's business. If the business will be conducted on a lot that is vacant at the time that the application is submitted, then the applicant shall amend the application at such time that a physical address and telephone number is issued for the cannabis business.

11. The cannabis business' federal employer identification number.

12. The physical address of any other premises owned or operated by the applicant and a brief summary of the business operations at each premises.

13. A complete list of every individual that has a financial interest in the cannabis business.

14. A complete list of every owner of the cannabis business. Each individual named on this list shall submit the following information:

- a) The full name of the owner.
- b) The owner's title within the applicant entity.
- c) The owner's date of birth and place of birth.
- d) The owner's social security number or individual taxpayer identification number.
- e) The owner's mailing address.
- f) The owner's home, business, or mobile telephone number and email address.
- g) The owner's current employer.



h) The owner's percentage of ownership interest held in the applicant entity.

i) Whether the owner has an ownership or a financial interest in any other cannabis business licensed by a licensing authority.

j) A copy of the owner's government-issued identification that includes the name, date of birth, physical description and picture of the owner.

k) A copy of the DOJ and NCIC fingerprint background check for each owner procured through the Banning Police Department.

l) If applicable, a copy of any certificate of rehabilitation issued under Penal Code section 4852.01 or dismissal issued pursuant to Penal Code section 1203.4 or 1203.41.

m) If applicable, a detailed description of any suspension or revocation of a cannabis related license or sanctions for unlicensed or unlawful cannabis activity by a state or local governmental agency against the applicant or any of its owners or any business entity in which the applicant or any of its owners was an owner or officer within the five (5) years immediately preceding the date of the application.

n) If applicable, a detailed description of any civil and/or criminal suit and/or judgment relating to unlawful cannabis activity against the applicant or any of its owners or a business entity in which the applicant or any of its owners was an owner or officer within the five (5) years immediately preceding the date of the application.

15. A list of all owners, managers, and employees that are authorized to carry concealed weapons.

16. A written, notarized statement from the owner of the property where the cannabis business will operate evidencing unqualified consent to the applicant operating a cannabis business on the property. The statement must specify the street address (unless the property is a vacant lot) and assessor's parcel number for the premises. The statement shall also contain the name, business address, email address and telephone number of the property owner(s) (whether business entity or individual). If applicable, a copy of the rental agreement shall also be provided.

17. If the applicant is the landowner upon which the premises is located, a copy of the title or deed to the property.

18. Evidence that the cannabis business will be compliant with the location restrictions set forth in Business and Professions Code section 26054(b) and the zoning restrictions set forth in Title 17 of the Banning Municipal Code.

19. A premises diagram which meets the requirements set forth in Section 5006 of Title 16 of the California Code of Regulations, as the same may be amended from time to time.

20. A detailed security plan outlining the measures that will be taken to ensure the safety of persons and property on the premises of the cannabis business. The security plan must be prepared by a licensed security company or individual licensed by the state. The license number shall be on the face of the security plan.

21. A detailed plan describing the air treatment system, or other methods which will be implemented to completely prevent odors generated from cannabis from being detected outside the buildings on the cannabis business site.

22. The proposed hours of operation.

23. Authorization and consent for City staff and the Police Department to seek verification of the information contained within the application.

24. An agreement whereby the applicant:

a) Releases the City of Banning, its agents, officers, elected officials, employees and attorneys, from any and all claims, injuries, damages or liabilities of any kind arising from any repeal or amendment of this Chapter or any other provision of the Banning Municipal Code, and any arrest or prosecution of the applicant or its managers, agents, employees, members or volunteers for violation of state or federal laws; and

b) Defends, indemnifies and holds harmless the City of Banning, and its agents, officers, elected officials, employees, and attorneys from and against any and all claims or actions brought by adjacent or nearby property owners or any other parties for any damages, injuries or other liability of any kind arising from operations at the cannabis business.

25. Attestation to the following statement: Under penalty of perjury, I hereby declare that the information contained within and submitted with the application is complete, true and accurate. I understand that a misrepresentation of fact, whether intentional or not, is cause for rejection of this application, denial of the permit, or revocation of a permit issued.

D. Nothing in this section is intended to limit the City Manager's ability to request additional information the City Manager deems necessary or relevant to determining an applicant's suitability for a permit or renewal of a permit. An applicant shall provide any additional information requested by the City Manager no later than seven days after the request, unless otherwise specified by the City Manager.

#### **5.33.050 Additional Application Requirements**

In addition to requirements set forth in Section 5.33.040 above, an application shall also include the following, as applicable:

A. A detailed description of all products to be sold on the premises.

B. A written description and map of all delivery areas.

C. A description of the vehicles that will be used to deliver cannabis and cannabis goods including the make, model, and license plate number of the vehicle(s), and a description of how the cannabis and cannabis goods will be stored in the vehicle(s).

#### **5.33.060 Decision on Cannabis Regulatory Permit.**

A. The City Manager, in consultation with the Police Chief, shall evaluate the application and determine whether to approve or deny the permit or permit renewal application. The City Manager shall deny a permit application or the renewal of a permit application if he or she determines that one or more of the following conditions exist:

1. The applicant has not paid all fees required for consideration of the application.

2. The application is incomplete, filed late, or is otherwise not responsive to the requirements of this Chapter.

3. The application contains a false or misleading statement or omission of a material fact.

4. The applicant, or any owner or person with a financial interest in the cannabis business, is not at least twenty-one (21) years old.

5. The applicant, or any owner or person with a financial interest in the cannabis business, has unpaid and overdue administrative penalties imposed for violations of the Banning Municipal Code.

6. The applicant, or any owner or person with a financial interest in the cannabis business, has an unpaid civil judgment imposed for violation(s) of the Banning Municipal Code.

7. The applicant, or any owner or person with a financial interest in the cannabis business is delinquent on any fee, charge for service or tax levied by the State of California or the City.

8. The applicant, or any owner or person with a financial interest in the cannabis business, has, within the five (5) years preceding the date the application is filed with the City Manager, been (1) convicted of engaging in unlawful commercial cannabis activity, (2) issued an uncontested administrative citation by a city, county, or city and county for engaging in unlawful cannabis-related activity, or (3) been the subject of a lawsuit for engaging in unlawful cannabis-related activity in which the applicant or owner was not the prevailing party.

9. The applicant, or any owner or person with a financial interest in the cannabis business, has been denied a license or permit or other authorization to engage in commercial cannabis activity by a state or local licensing or permitting authority.



10. The applicant, or any owner or person with a financial interest in the cannabis business is employed by the City's police department or the City's Community Development Department.

11. The applicant, or any of owner or persons with a financial interest in the cannabis business, has been convicted of any crime set forth in Business and Professions Code section 26057(b)(4), Fish and Game Code sections 12025 or 12025.1, Penal Code section 186.22 or any other offense which is substantially related to the qualifications, functions, or duties of the cannabis business for which application is made. In determining whether such offense is "substantially related," the City Manager shall consult with the City Attorney and thereafter apply the analysis set forth in section 5017 of Title 16 of the California Code of Regulations, as the same may be amended from time to time.

12. The premises or the operation of the applicant's cannabis business, as described in its application, would fail to comply with any provision of the Banning Municipal Code, or any state law or regulation.

13. For permit renewal applications, the premises is substantially different from the diagram submitted by the applicant, in that the size, layout, location of common entryways, doorways or passage ways, means of public entry or exit, or limited access areas within the premises is not the same.

14. Operation of the cannabis business in the manner proposed poses a threat to the public health, safety or welfare, or violates any provision of this Chapter.

B. If none of the above-referenced conditions exist, the City Manager shall approve the permit application. If a permit application is approved, but a cannabis retailer conditional use permit pursuant to Chapter 17.54 is not approved within one year from the issuance of a permit under this chapter, the permit issued under this chapter shall be void.

C. Within sixty (60) days of receiving a completed application for a permit, the City Manager shall notify the applicant in writing whether the permit application is approved or denied. If the City Manager denies the permit, the notice of denial shall set forth the reasons for denial and advise the applicant of the right to contest the denial pursuant to the procedures set forth in Section 5.33.130. Any notice required pursuant to this subsection shall be sent by certified mail, return receipt requested.

#### **5.33.070 Approval of Cannabis Regulatory Permit with Conditions.**

A. Upon approval of a permit or renewal of a permit, the City Manager may impose conditions in excess of the requirements set forth in this Chapter including, but not limited to, conditions relating to the operation of any cannabis business and restrictions relating to the deployment or use of the types of equipment used on the premises.



B. During the term of any permit, the City Manager may impose additional conditions on a permit when reasonably necessary to abate a violation of the Banning Municipal Code or to protect the public health, safety or welfare.

C. Review of any decision by the City Manager to impose additional conditions on a permit pursuant to this section shall be pursuant to Section 5.33.130.

#### **5.33.080 Cannabis Regulatory Permit Renewal.**

A. To renew a permit, a completed permit renewal form, payment of the permit renewal application fee, payment of the permit fee, and, if applicable, the late fee required by subsection D of this section shall be received by the City no earlier than sixty (60) calendar days before the expiration of the permit and no later than 5:00 p.m. on the last business day before the expiration of the permit. Failure to receive a notice for permit renewal does not relieve a permittee of the obligation to renew all permits as required.

B. An application for a permit renewal shall contain the following:

1. The name of the permittee. For a permittee who is a business entity, the permittee shall provide the legal business name of the applicant.

2. The permit number and expiration date.

3. The permittee's address of record and premises address.

4. An attestation that all information provided to the City in the original application for a permit is accurate and current.

C. In the event the permit is not renewed prior to the expiration date, the permittee shall not engage in commercial cannabis activity until the permit is renewed.

D. A permittee may submit a permit renewal application up to thirty (30) calendar days after the permit expires. In addition to the application fee for renewal of the permit, the permittee submitting a renewal application pursuant to this subsection shall pay a late fee in an amount established by resolution of the City Council. The payment of a late fee shall not be grounds for a defense against prosecution or enforcement of the Banning Municipal Code on the basis that the permittee operated a cannabis business without a valid or unexpired permit nor shall it be considered as a setoff to any assessment, fine, penalty or recoupment of costs of enforcement attributable to said violation.

E. Review of any decision by the City Manager to deny a request to renew a permit shall be pursuant to Section 5.33.130.

#### **5.33.090 Premises.**

A. A permittee shall not, without the prior written approval of the City Manager, make a physical change, alteration, or modification of the premises that alters the premises or the use of the premises from the premises diagram filed with the permit application. Material or substantial changes, alterations or modifications requiring approval include, but are not limited to, the removal, creation, or relocation of a common entryway, doorway, passage, or a means of public entry or exit, when such common entryway, doorway or passage alters or changes limited-access areas within the premises.

B. A permittee whose premises is to be materially or substantially changed, modified, or altered is responsible for filing a request for premises modification with the City Manager. The request shall be in writing and include:

1. A new premises diagram that conforms to the requirements set forth in Section 5006 of Title 16 of the California Code of Regulations.

2. A fee in an amount to be established by resolution of the City Council.

3. Any additional documentation or information that the City Manager deems necessary to consider the request.

C. A permittee shall not sublet the premises.

**5.33.100 Notification of Criminal, Civil or Administrative Action.**

A. A permittee shall ensure that the City Manager is notified in writing of the criminal conviction of a permittee, owner, or employee or when a permittee, owner, or employee has been charged with a criminal offense. Notice shall either be by mail or electronic mail and shall occur within forty-eight (48) hours of the conviction or charge. The written notification shall include the date of conviction or charge, the court docket number, the name of the court in which the permittee was convicted or charged, and the specific offense(s) for which the permittee was convicted or charged.

B. A permittee shall ensure that the City Manager is notified in writing of a civil penalty or judgment rendered against the permittee or any owner either by mail or electronic mail, within forty-eight (48) hours of delivery of the verdict or entry of judgment, whichever is earlier. The written notification shall include the date of verdict or entry of judgment, the court docket number, the name of the court in which the matter was adjudicated, and a description of the civil penalty or judgment rendered against the permittee.

C. A permittee shall ensure that the City Manager is notified in writing of the revocation or suspension of a license or other authorization for a cannabis business issued by a licensing authority within forty-eight (48) hours of receiving notice of the revocation. The written notification shall include the name of the licensing authority involved, a written explanation of the proceeding or enforcement action, and the specific violation(s) that led to revocation or suspension.



#### **5.33.110 Notification of Theft, Loss, or Criminal Activity.**

A. A permittee shall notify the City Manager and the Chief of Police within twenty-four (24) hours of discovery of any of the following situations:

1. The permittee discovers a significant discrepancy in its inventory.
2. The permittee becomes aware of, or has reason to suspect, diversion, theft, loss or any other criminal activity pertaining to the operations of the permittee by any owner, person with a financial interest in the cannabis business, employee, agent or volunteer of the cannabis business or by any third party.
3. The permittee becomes aware of, or has reason to suspect, any breach of security.

B. The notification required by this Section shall be in writing and include the date and time of discovery of the occurrence of the theft or loss, the date of the occurrence of the theft or loss and a description of the incident including, when applicable, the items that were taken or lost.

#### **5.33.120 Suspending, Modifying, or Revoking Permits.**

A. The City Manager may suspend, modify, further condition or revoke any permit pursuant to the provisions of this Chapter for any of the following reasons:

1. The permittee, or any of its owners, has violated a term or condition of its permit issued pursuant to this Chapter or a term or condition of a license issued by a licensing authority.
2. The permittee, or any of its owners, has violated the Banning Municipal Code or the laws or regulations of the state.
3. The permittee or any other person performed work as an employee or volunteer or acquired a financial interest in the applicant as an owner without first undergoing fingerprinting and a DOJ/NCIC background check.
4. The permittee failed to pay a fine or administrative penalty when due.
5. The permittee failed to take reasonable steps, as defined in Section 5808 of Title 16 of the California Code of Regulations, as the same may be amended from time to time, to correct nuisance conditions on the premises, including the immediately adjacent area that is owned, leased, or occupied by the permittee, within a reasonable time after receipt of notice to abate the condition.
6. The permittee knowingly engaged in the illegal sale, or negotiations for the sale, of controlled substances, as defined in Section 5805 of Title 16 of the

California Code of Regulations, upon the premises. Successive sale, or negotiations for sale, over any continuous period of time shall be deemed evidence of permission.

B. A permittee whose permit has been suspended shall conspicuously display a notice on the exterior of the permittee's premises for the duration of the suspension, and ensure that the notice remains continuously in place for the time specified. The notice shall be in at least twenty-four (24) point type and provide as follows:

#### **NOTICE OF SUSPENSION**

THE CANNABIS RETAILER REGULATORY PERMIT ISSUED FOR THIS PREMISES HAS BEEN SUSPENDED FOR VIOLATION OF THE BANNING MUNICIPAL CODE

C. A permittee whose permit has been revoked shall conspicuously display a notice on the exterior of the premises indicating that the permit has been revoked. The notice shall remain continuously on the premises for at least fifteen (15) calendar days. The notice shall be in at least twenty-four (24) point type and provide as follows:

#### **NOTICE OF REVOCATION**

THE CANNABIS RETAILER REGULATORY PERMIT ISSUED FOR THIS PREMISES HAS BEEN REVOKED FOR VIOLATION OF THE BANNING MUNICIPAL CODE

D. Action taken by the City Manager with respect to the suspension, modification, or revocation of a cannabis regulatory permit shall be final and conclusive. Any permit aggrieved by the suspension, modification or revocation of a cannabis regulatory permit may obtain review of such decision by appeal to the City Council pursuant to Section 5.33.130.

#### **5.33.130 Initiation of Discipline and Appeals.**

A. The City Manager may initiate suspension or revocation proceedings or impose additional conditions on a permittee by sending written notice to the permittee of the disciplinary action and grounds for the action by certified mail return receipt requested, to the permittee's business address, as set forth in the permit. The notice shall inform the permittee of its right to appeal the determination of the City Manager by sending written notice of appeal and the grounds for such appeal to the City Manager no later than ten (10) calendar days after the date in which the notice of suspension, revocation or intention to impose additional conditions was mailed. Failure to timely appeal shall result in a forfeiture of the right of appeal, and the determination of the City Manager shall be final.

B. If an application for a permit was denied by the City Manager, the applicant shall have ten (10) calendar days from the date the notice of the disposition was deposited in the mail within which to appeal the denial of the application to the City



Council. If the tenth calendar day falls on a day the City is closed, the time shall be extended to the next business day.

C. The appeal shall be submitted in writing to the City Clerk. Upon receipt of a timely notice of appeal, that is accompanied by the appropriate filing fee in an amount set by resolution of the City Council, the City Clerk shall set the matter for hearing. Unless continued for good cause demonstrated, appeals shall be heard by the City Council within sixty (60) calendar days of the date notice of appeal was received by the Clerk. If an appeal is timely and properly filed together with the filing fee, any suspension or revocation is stayed during the pendency of the appeal.

D. If the appeal is timely and properly filed together with the filing fee, the City Clerk shall mail notice of the date, time and place of a hearing before the City Council to the applicant at least ten (10) days prior to the hearing. The hearing shall be commenced at the earliest possible date authorized by law.

E. After considering all of the testimony and evidence submitted at said hearing, the City Council shall decide the appeal based upon a preponderance of the evidence and issue written findings of fact no later than ten (10) days after the hearing. Hearings before the City Council shall not be bound by formal rules of evidence. Hearsay evidence may be received; however, in no event shall a decision be based solely on hearsay evidence.

F. Within five (5) business days after the City Council acts on the appeal, the City Clerk shall send to the applicant, by certified mail, return receipt requested, written notice of the disposition of the appeal.

G. Any permittee aggrieved by the decision of the City Council may obtain review of the order within ninety (90) days of notice by filing with the Riverside County Superior Court a petition for review pursuant to California Code of Civil Procedure section 1094.5. For purposes of this subsection, notice shall be the date that the decision of the City Council is mailed by first-class mail, postage prepaid, with a certificate of mailing.

#### **5.33.140 Non-Disciplinary Modification of Cannabis Regulatory Permit.**

A. The City Manager may eliminate, modify or add to any condition imposed on a permittee. The elimination of a condition or conditions may only be approved by the City Manager when he or she deems the condition not be necessary to protect the health, safety or welfare of the public. The modification or addition of conditions may be approved by the City Manager when he or she deems such action reasonably necessary to protect the health, safety or welfare of the public or to otherwise secure compliance with the requirements set forth in the Banning Municipal Code. The action taken on the permit and the grounds for such action shall be made in writing and sent by certified mail return receipt requested to the permittee's business address, as set forth in the permit.



B. The action by the City Manager taken pursuant to this Section may be made in conjunction with disciplinary action, in lieu of disciplinary action, or independent of disciplinary action.

C. Any person aggrieved by the action of the City Manager may appeal the decision pursuant to the procedures set forth in Section 5.33.130.

#### **5.33.150 Notification of Changes.**

A. A permittee shall notify the City Manager in writing within ten (10) calendar days of any change to any item listed in the application. The notification shall be signed by an owner.

B. No person or entity may gain a financial interest in the permittee if said person or entity is determined by the City Manager to have a disqualifying conviction within the meaning of Business and Professions Code section 26057 or is otherwise barred by reason of this Chapter.

C. If one of more of the owners of a permittee change, a new permit application and fee shall be submitted to the City within ten (10) business days of the effective date of the ownership change. A change in ownership occurs when the person receiving its interest in the cannabis business meets the definition of an owner. A change in ownership does not occur when one or more owners leave the business by transferring their ownership interest to the other existing owner(s).

#### **5.33.160 Remedies and Public Nuisance.**

A. The procedures set forth in this Chapter shall be cumulative and in addition to any other procedure or legal remedy provided for in the Banning Municipal Code or the laws of the state. Nothing in this Chapter shall be deemed to prevent the City from commencing alternative administrative, civil or criminal proceedings. Any violation of this Chapter may be subject to injunctive relief, revocation of any permit issued by the City, disgorgement and payment to the City of any and all money unlawfully obtained, costs of abatement, investigation and attorney fees or any other relief or remedy available at law or equity.

B. The City Attorney is authorized to institute administrative action pursuant to Chapters 1.20 through 1.28 of the Banning Municipal Code and to institute civil or criminal action in the Riverside County Superior Court in order to enforce the provisions of this Chapter and those provisions set forth in Title 17 of the Banning Municipal Code relating to land use for cannabis businesses.

C. A violation of any Section within this Chapter is a public nuisance.

#### **5.33.170 Joint and Several Liability.**

All permittees and owners shall be jointly and severally liable for violation of any provision set forth in this Chapter."

### **SECTION 3. SEVERABILITY**

If any section, subsection, clause or phrase or portion of this code is for any reason to invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of all other provisions of this ordinance.

The Mayor and City Council hereby declare that it would have passed the ordinance codified in this chapter; and each section, subsection, sentence, clause and phrase or portion thereof, irrespective of the fact that any one or more of the sections, subsections, sentences, clauses, or phrases or portions thereof be declared invalid or unconstitutional.

### **SECTION 4. PUBLICATION, EFFECTIVE DATE OF ORDINANCE**

The City Clerk shall certify to the passage and adoption of this Ordinance, and shall make a minute of the passage and adoption thereof in the records of and the proceedings of the City Council at which time the same is passed and adopted. Within fifteen (15) calendar days after its final passage, the City Clerk shall cause a summary of this Ordinance to be published in a newspaper of general circulation and shall post the same at City Hall, 99 E. Ramsey Street, Banning, California. The City Clerk shall cause the ordinance to be printed, published, and circulated.

### **SECTION 5. EFFECTIVE DATE OF SECTION 2 OF THIS ORDINANCE**

Section 2 of this Ordinance shall not take effect until January 1, 2019, and shall only take effect if Measure O is approved by the voters at the November 6, 2018 election, and such tax becomes operative.

**PASSED, APPROVED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
George Moyer, Mayor  
City of Banning

**ATTEST:**

\_\_\_\_\_  
Marie Calderon, City Clerk  
City of Banning

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon, APC



**CERTIFICATION:**

I, Marie Calderon, City Clerk of the City of Banning, California, do hereby certify that the foregoing Ordinance was duly introduced at a regular meeting of the City Council of the City of Banning, held on the \_\_\_\_ day of \_\_\_\_\_, 2018, and was duly adopted at a regular meeting of said City Council on the \_\_\_\_ day of \_\_\_\_\_, 2018, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
Marie Calderon, City Clerk  
City of Banning, California

# **ATTACHMENT 2**

## **Draft Ordinance No. 1531**

## ORDINANCE 1531

**AN ORDINANCE OF THE CITY OF BANNING, CALIFORNIA, APPROVING A CATEGORICAL EXEMPTION FROM CEQA AND APPROVING ZONING ORDINANCE AMENDMENT 18-97503 TO AMEND TITLE 17 "ZONING" OF THE BANNING MUNICIPAL CODE TO ADD A NEW CHAPTER 17.54, "CANNABIS RETAILER CONDITIONAL USE PERMITS" TO ALLOW CANNABIS RETAILERS IN THE HIGHWAY SERVING COMMERCIAL ZONE WITH APPROVAL OF A CANNABIS CONDITIONAL USE PERMIT, AND MAKING THE ALLOWANCE FOR, AND REGULATION OF, THESE BUSINESSES CONTINGENT UPON THE VOTER'S APPROVAL OF A TAX MEASURE (MEASURE O) ON THE NOVEMBER 6, 2018 GENERAL MUNICIPAL ELECTION BALLOT**

WHEREAS, on October 9, 2015 Governor Brown signed Assembly Bill 243, Assembly Bill No. 266, and Senate Bill 643 into law, which collectively were known as the Medical Cannabis Regulation and Safety Act (hereinafter "MCRSA"). The MCRSA established a State regulatory and licensing scheme for commercial medical cannabis businesses; and

WHEREAS, on November 8, 2016, California voters approved Proposition 64, the Control, Regulate and Tax Adult Use of Marijuana Act ("AUMA"). The AUMA made it lawful under State and local law for persons 21 years of age or older to possess and cultivate limited quantities of cannabis for personal use. The AUMA also established a State regulatory and licensing scheme for commercial adult-use cannabis businesses; and

WHEREAS, on June 27, 2017, the Governor signed into law Senate Bill 94 which repealed the MCRSA, included certain provisions of the MCRSA in the licensing provisions of the AUMA, and created a single regulatory scheme for both medicinal and adult-use cannabis known as the Medicinal and Adult-Use Cannabis Regulation and Safety Act ("MAUCRSA"). The MAUCRSA retains the provisions in the MCRSA and the AUMA that granted local jurisdictions control over whether cannabis businesses could operate in a particular jurisdiction. Specifically, California Business and Professions Code section 26200 provides that the MAUCRSA shall not be interpreted to supersede or limit authority of a local jurisdiction to adopt and enforce local ordinances to regulate businesses licensed under the MAUCRSA including, but not limited to, local zoning and land use requirements, business license requirements, and requirements related to reducing exposure to secondhand smoke, or to completely prohibit the establishment or operation of one or more businesses licensed by the State, within that local jurisdiction; and

WHEREAS, the City Council finds that unregulated retail cannabis sales activity has the potential to adversely affect the public health and safety of Banning residents



and those engaged in retail cannabis activity. For example, on June 23, 2018, there was an armed robbery at an illegal cannabis dispensary in the City that resulted in the perpetrators shooting and stabbing five people who were at the dispensary. The City is aware that similar incidents have occurred at other cannabis dispensaries/retailers due primarily to the fact that these are often all-cash businesses, thus making them magnets for crime; and

WHEREAS, the City Council also finds that, if a retail cannabis business tax is adopted by the voters, that limited retail commercial cannabis sales activity may provide financial benefits to the City as long as they are sufficiently regulated by the City. The establishment of land use regulations for cannabis retailers will substantially reduce this threat to the public health and safety; and

WHEREAS, the City Council desires to establish reasonable zoning and land use regulations regarding the operation of cannabis retailers that are intended to address the potential negative impacts of unregulated cannabis businesses. These regulations include security measures to protect the employees and patrons of the cannabis retail business, as well as the public as a whole; and

WHEREAS, the regulations also include limiting the number of retailers to one for every 10,000 residents. This limitation will ensure that the City can closely monitor these businesses so that they do not create public health and safety risks to residents and visitors. Additionally, this limitation will ensure that an unnecessary strain is not placed on the City's already overtaxed law enforcement personnel. The limitation on the number of cannabis retailers is proportional to existing demand as evidenced by the number of illegal cannabis dispensaries that are currently operating in the City; and

WHEREAS, the City Council desires to establish zoning and land use regulations through this Ordinance for cannabis retailers that are companion elements to the City's adoption of cannabis business permit regulations and the voter's adoption of cannabis business taxes; and

WHEREAS, on October 3, 2018, the Planning Commission of the City of Banning held a public hearing regarding this Ordinance 1531, at which time all persons interested in the contents of this Ordinance had the opportunity and did address the Planning Commission on these matters specific to the establishment of zoning and land use regulations for retail cannabis sales facilities. Following the receipt of public testimony, the Planning Commission closed the public hearing. At the conclusion of the Planning Commission hearing, and after due consideration of the testimony, the Planning Commission adopted Resolution No. 2018-18 recommending that the City Council adopt this Ordinance to allow cannabis retailers as a conditionally permitted use in the Highway Serving Commercial zone; and

WHEREAS, on October 23, 2018 the City Council of the City of Banning held a duly noticed public hearing on the proposed Ordinance 1531, at which time all persons interested in this Ordinance had the opportunity and did address the City Council on



these matters. Following the receipt of public testimony, the City Council closed the public hearing; and

WHEREAS, this Ordinance, Ordinance 1531, will only go into effect if the Banning voters approve a tax measure (Measure O) imposing taxes on these cannabis retailers at the November 6, 2018 municipal election; and

WHEREAS, all legal prerequisites to the adoption of this Ordinance have occurred.

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA DOES HEREBY ORDAIN AS FOLLOWS:**

**SECTION 1. ENVIRONMENTAL FINDINGS**

**A. California Environmental Quality Act (CEQA)**

The City Council finds and determines that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to the State CEQA Guidelines Section 15060(c)(3), because it is not a project as defined by the CEQA Guidelines Section 15378. Adoption of the Ordinance does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment. Further projects subject to the Ordinance will require a discretionary permit and CEQA review, and will be analyzed at the appropriate time in accordance with CEQA.

The City Council further finds and determines that this Ordinance is exempt from review under the CEQA and the State CEQA Guidelines Section 15061(b)(1) which exempts a project from CEQA if the project is exempt by statute. Business and Professions Code section 26055(h) provides that Division 13 (commencing with Section 21000) of the Public Resources Code does not apply to the adoption of an ordinance, rule, or regulation by a local jurisdiction that requires discretionary review and approval of permits, licenses, or other authorizations to engage in commercial cannabis activity. Pursuant to that exemption, the City is providing that discretionary review for applications for cannabis conditional use permits will be required to include any applicable environmental review pursuant to Division 13 (commencing with Section 21000) of the Public Resources Code.

The City Council hereby adopts a categorical exemption for this Ordinance and directs staff to file a Notice of Exemption.

**B. Multiple Species Habitat Conservation Plan (MSHCP)**

The amendments to the Zoning Ordinance do not relate to any one physical project and are not subject to the MSHCP. Further, projects that may be subject to this Ordinance will trigger individual project analysis and documentation related to the requirements of MSHCP including mitigation through payment of the MSHCP Mitigation Fee.

## **SECTION 2.     ADDITIONAL REQUIRED FINDINGS**

The California Government Code and Section 17.116.050 (Findings) of the City of Banning Municipal Code require that Zoning Text Amendments meet certain findings prior to the approval by the City Council. The following findings are provided in support of the approval of the Zoning Text Amendment No. 18-97503.

**Finding No. 1:**        Proposed Zone Text Amendment No. 18-97503 is consistent with the goals and policies of the General Plan.

**Findings of Fact:**   Proposed Zone Text Amendment No. 18-97503 is consistent with the goals and policies of the General Plan. Commercial cannabis activities can adversely affect the health, safety and well-being of City residents. The unregulated retail sales of cannabis can also lead to an increase in the frequency of robberies and similar crimes. The concentration of cannabis in any location or premises without adequate regulations increases the risk that surrounding homes or businesses may be negatively impacted. The Banning Municipal Code currently bans all retail cannabis uses within the City. It is in the public interest to regulate cannabis, to allow for responsible and lawful retail cannabis sales in the City. With adequate regulation and oversight limited commercial cannabis activity are consistent with the following General Plan goals and policies:

### **Economic Development Element:**

#### Goal

A balanced, broadly-based economy that provides a full range of economic and employment opportunities, while maintaining high standards of development and environmental protection.

#### Policy 1

General Plan land use designations and allocations will facilitate a broad range of residential, commercial, industrial and institutional development opportunities.

#### Policy 2

The City shall take a proactive role in the retention of existing businesses and the recruitment of new businesses, particularly those that generate and broaden employment opportunities, increase discretionary incomes, and contribute to City General Fund revenues.



**Finding No. 2:** Proposed Zone Text Amendment No. 18-97503 is internally consistent with the Zoning Ordinance.

**Findings of Fact:** Proposed Zone Text Amendment No. 18-97503 is consistent with the purpose and objective of the Zoning Ordinance to ensure orderly development of uses and lands within the City to protect the public health, safety, and welfare. The proposed amendments will protect the public health, safety, and welfare of the residents of the City by reasonably regulating retail cannabis sales so as to avoid the risks of criminal activity, malodorous smells, and degradation of the natural environment.

**Finding No. 3:** The City Council has independently reviewed and considered the requirements of the California Environmental Quality Act.

**Findings of Fact:** In accordance with the requirements of the California Environmental Quality Act ("CEQA"), the City Council finds and determines that this Ordinance is not subject to CEQA pursuant to the State CEQA Guidelines Section 15060(c)(3), because it is not a project as defined by the CEQA Guidelines Section 15378. Adoption of this Ordinance does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment. Further projects subject to this Ordinance will require a discretionary permit and CEQA review, and will be analyzed at the appropriate time in accordance with CEQA.

The City Council has analyzed proposed Zone Text Amendment No. 18-97503 and has determined that, pursuant to California Business and Professions Code Section 26055(h), CEQA "...does not apply to the adoption of an ordinance, rule, or regulation by a local jurisdiction that requires discretionary review and approval of permits, licenses, or other authorizations to engage in commercial cannabis activity", provided that said law, ordinance, rule, or regulations shall include any applicable environmental review pursuant to Division 13 of the Public Resources Code. As this Ordinance includes required CEQA compliance for individual conditional use permit applications for commercial cannabis businesses, the CEQA exemption applies to the adoption of this Ordinance.

### **SECTION 3. ZONE TEXT AMENDMENT NO. 18-97503**

Title 17 (Zoning) of the Banning Municipal Code is amended as follows:

A. The alphabetized list of definitions provided for in Section 17.04.070 (Definitions) of Chapter 17.04 (Basic Provisions) of Title 17 (Zoning)

of the Banning Municipal Code is hereby amended to add the definition of “Cannabis Retailer” as follows:

**Cannabis Retailer** means a cannabis business that engages in the retail sale and delivery of cannabis or cannabis products to customers.

B. Table 17.08.020 of Section 17.08.020 (Permitted, conditional and prohibited uses.) of Chapter 17.08 (Residential Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to add “Cannabis Retailer” to the table as a prohibited use, with all other provisions of Table 17.08.020 remaining unchanged:

Zone	R/A	R/A/H	RR	RR/H	VLDR	LDR	MDR	HDR	MHP
Residential Uses									
<u>Cannabis Retailer</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>

C. Table 17.12.020 (Permitted, conditional, and prohibited commercial and industrial uses.) of Section 17.12.020 (Permitted, conditional and prohibited uses) of Chapter 17.12 (Commercial and Industrial Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to add “Cannabis Retailer” to the table as a prohibited use except in the Highway Serving Commercial Zone with a Conditional Use Permit, with all other provisions of Table 17.12.020 remaining unchanged:

Zone	DC	GC	HSC	PO	I	AI	BP	IMR
<b>Resource and Open Space Uses</b>								
<u>Cannabis Retailer</u>	<u>X</u>	<u>X</u>	<u>C<sup>8</sup></u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>

8. Cannabis Retailers shall require approval of a Cannabis Conditional Use Permit by the City Council, after recommendation by the Planning Commission, and shall be subject to the requirements of Chapter 17.54.

D. Table 17.12.050 (Use Specific Development Standards.) of Section 17.12.050 (Use specific standards) of Chapter 17.12 (Commercial and Industrial Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to add “Cannabis Retailer” to the list of Use-Specific Development Standards:



Zone	DC	GC	HSC	PO	I	AI	BP	IMR
<u>Y. Cannabis Retailer</u>			* -					

Y. Cannabis Retailers shall require approval of a Cannabis Conditional Use Permit by the City Council, after recommendation by the Planning Commission, and shall be subject to the requirements of Chapter 17.54.

E. Table 17.16.020 (Permitted, conditional and prohibited public facilities uses.) of Section 17.16.020 (Permitted, conditional, and prohibited uses) of Chapter 17.16 (Public Facilities Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to add "Cannabis Retailer" to the table as a prohibited use, with all other provisions of Table 17.16.020 remaining unchanged:

Zone	PF-A	PF-G	PF-F	PF-S	PF-H
<u>Cannabis Retailer</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>

F. Table 17.20.020 (Permitted, conditional and prohibited open space uses.) of Section 17.20.020 (Permitted, conditional and prohibited uses) of Chapter 17.20 (Open Space Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to add "Cannabis Retailer" to the table as a prohibited use, with all other provisions of Table 17.20.020 remaining unchanged:

Zone	OS-R	OS-PA	OS-PU	OS-H
<u>Cannabis Retailer</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>

G. Chapter 17.54 (Cannabis Conditional Use Permits) is hereby added to Title 17 (Zoning) of the Banning Municipal Code to read as follows:

**"Chapter 17.54 Cannabis Retailer Conditional Use Permits"**

**Sections**

- 17.54.010 Definitions.
- 17.54.020 Cannabis Retailer Conditional Use Permit Required.
- 17.54.030 Cannabis Retailer Conditional Use Permit - Fees and Terms.
- 17.54.040 Cannabis Retailer Conditional Use Permit Application Requirements.
- 17.54.050 Additional Application Requirements.
- 17.54.060 Procedures and Findings for Approval of Cannabis Retailer Conditional Use Permit.
- 17.54.070 Approval of Cannabis Retailer Conditional Use Permit With Conditions.



17.54.080	Separation Requirements and Other Limitations.
17.54.090	Premises.
17.54.100	Personnel and Visitors.
17.54.110	Security.
17.54.120	Track and Trace.
17.54.130	Signage.
17.54.140	Cannabis Waste Management.
17.54.150	General Sanitary Requirements.
17.54.160	Odor Control.
17.54.170	Operating Requirements.
17.54.180	Other Provisions.
17.54.190	Indemnification.

#### **17.54.010 Definitions**

For the purpose of this Chapter, the following words and phrases shall be defined as follows:

A. "Applicant" means an owner applying for a cannabis retailer conditional use permit pursuant to this Chapter.

B. "Bureau" means the Bureau of Cannabis Control within the California Department of Consumer Affairs.

C. "Cannabis" means all parts of the plant *Cannabis sativa* Linnaeus, *Cannabis indica*, or *Cannabis ruderalis*, whether growing or not; the seeds thereof; the resin, whether crude or purified, extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or resin. "Cannabis" also means the separated resin, whether crude or purified, obtained from cannabis. "Cannabis" does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination. For the purpose of this Chapter, "cannabis" does not mean "industrial hemp" as defined by Section 11018.5 of the Health and Safety Code.

D. "Cannabis business" means a cannabis retailer.

E. "Cannabis products" has the same meaning as in Section 11018.1 of the Health and Safety Code.

F. "Cannabis retailer" means a cannabis business that engages in the retail sale and delivery of cannabis or cannabis products to customers.

G. "City" means the City of Banning.

H. "City Manager" means the City Manager or his/her designee.

I. "Convicted" or "Conviction" means a plea or verdict of guilty or a conviction following a plea of nolo contendere was entered, but does not include any plea, verdict, or conviction that is expunged pursuant to California law or a similar federal or state law where the expungement was granted.

J. "Commercial cannabis activity" includes the cultivation, possession, manufacture, distribution, processing, storing, laboratory testing, packaging, labeling, transportation, delivery or sale of cannabis and cannabis products, or engaging in any other cannabis activity that requires a State license issued by a licensing authority.

K. "Financial interest" shall have the meaning set forth in Section 5004 of Title 16 of the California Code of Regulations, as the same may be amended from time to time.

L. "Licensing authority" means the Bureau of Cannabis Control; CalCannabis Cultivation Licensing, a division of the California Department of Food and Agriculture (CDFA); the California Department of Public Health's Manufactured Cannabis Safety Branch; or any other State cannabis licensing authority.

M. "MAUCRSA" means the Medicinal and Adult-Use Cannabis Regulation and Safety Act.

N. "Owner" means any of the following:

1. A person with any ownership interest, unless the interest is solely a security, lien, or encumbrance.

2. The chief executive officer of a nonprofit or other entity.

3. A member of the board of directors of a nonprofit.

4. An individual who will be participating in the direction, control, or management of the person applying for a permit. An owner who is an individual participating in the direction, control, or management of the commercial cannabis business includes any of the following:

a) A partner of a cannabis business that is organized as a partnership.

b) A member of a limited liability company of a cannabis business that is organized as a limited liability company.

c) An officer or director of a cannabis business that is organized as a corporation.

O. "Permit" means a cannabis retailer conditional use permit issued pursuant to this Chapter.

P. "Permittee" means any person holding a cannabis conditional use permit under this Chapter.

Q. "Person" includes any individual, firm, partnership, joint venture, association, corporation, limited liability company, estate, trust, business trust, receiver, syndicate, or any other group or combination acting as a unit, and the plural as well as the singular.

R. "Premises" means the designated structure or structures and land specified in the application that is owned, leased, or otherwise held under the control of the applicant where the cannabis business will be conducted.

S. "Significant discrepancy" means a difference in actual inventory compared to records pertaining to inventory of at least one thousand dollars (\$1,000). For purposes of determining a discrepancy, the acquisition price of the cannabis goods shall be used to determine the value of cannabis goods in a permittee's inventory.

#### **17.54.020 Cannabis Retailer Conditional Use Permit Required.**

A. Except as expressly authorized pursuant to this Title (Title 17, Zoning), all commercial cannabis activity is prohibited in the City.

B. Prior to initiating operations and as a continuing requisite to operating a cannabis business, the person(s) wishing to operate a cannabis business shall:

1. Obtain and maintain a validly issued cannabis conditional use permit approved by the City Council after recommendation by the Planning Commission, and comply with all conditions of approval.

2. Obtain and maintain a State license to engage in the specific cannabis business being operated on the premises.

3. Obtain and maintain a cannabis retailer regulatory permit as required by Chapter 5.33 of this Code.

4. Obtain and maintain a business license or any other license or permit required by this Code.

#### **17.54.030 Cannabis Retailer Conditional Use Permit - Application Fees and Terms.**

A. No cannabis retailer conditional use permit application shall be processed unless the applicant pays the nonrefundable application fee in the amount to be established by resolution of the City Council. No cannabis retailer conditional use permit shall be issued unless the applicant pays the nonrefundable permit fee in the amounts to be established by resolution of the City Council.



B. No cannabis retailer conditional use permit shall be issued if the applicant has an ownership or other direct financial interest in any other commercial cannabis business operating in the City.

**17.54.040 Cannabis Retailer Conditional Use Permit Application Requirements.**

An applicant shall file the following information with the City at the time of application for a cannabis retailer conditional use permit:

A. A completed cannabis retailer conditional use permit application, together with the application fee in an amount to be established by resolution of the City Council.

B. Proof of a cannabis regulatory permit jointly approved by the City Manager and Chief of Police. The owner(s) identified on the cannabis retailer conditional use permit application shall be same owner(s) as listed on the cannabis retailer regulatory permit issued pursuant to Chapter 5.33.

C. An operating plan for the proposed cannabis business that includes:

1. A general description of the types of products and/or services to be sold or provided by the cannabis business;

2. A site plan, drawn to scale and professionally prepared by a licensed civil engineer or architect, of the parcel of property on which the proposed cannabis business will be located. The site plan shall include the outline of all structures, driveways, parking and landscape areas, and boundaries of the parcel.

3. A floor plan, drawn to scale and professionally prepared by a licensed civil engineer or architect, designating all interior dimensions of the premises, the proposed use of all spaces, identification of limited access areas, areas of ingress and egress, and all security camera locations.

4. An evaluation of accessibility by the physically disabled to and within the building and identification of any planned accessibility improvements to comply with all state and federal disability access laws, including, but not limited to, Title 24 of the California Code of Regulations and the Americans with Disabilities Act. The evaluation must be professionally prepared by a licensed civil engineer or architect.

5. A business plan describing how the cannabis business will operate in accordance with the Banning Municipal Code, state law, and other applicable regulations. The business plan must include plans for cash handling and transportation of cannabis and cannabis products to and from the premises.

6. A list of all owners, employees, independent contractors, and volunteers.



D. Neighborhood Context Map. An accurate straight-line drawing depicting the boundaries of the premises, the boundaries of all other properties within 600 feet of the premises, and the uses of those properties, specifically including, but not limited to, any use identified in Business and Professions Code section 26054(b), and any park. The map must also identify any residentially zoned parcel that is located within 200 feet of the premises. The map must be professionally prepared by a licensed civil engineer or architect.

E. Security plan. A detailed security plan outlining the measures that will be taken to ensure the safety of persons and property on the premises. The security plan must be prepared by a qualified professional.

F. Lighting Plan. A lighting plan showing existing and proposed exterior and interior lighting levels that would be the minimum necessary to provide adequate security lighting for the use.

G. The name, phone number, and email address of an on-site community relations representative or staff member or other representative to whom the City can provide notice if there are operating problems associated with the cannabis business or refer members of the public who may have complaints or concerns regarding the cannabis business. This information shall be available to neighboring businesses and residences located within one hundred feet of the cannabis business, as measured in a straight line without regard to intervening structures.

#### **17.54.050 Additional Application Requirements.**

A. Each cannabis business shall obtain a separate conditional use permit.

B. The applicant shall submit proof that the applicant is, or will be, entitled to possession of the premises for which application is made.

C. The applicant shall submit proof of the nature of the cannabis business's organizational status, such as articles of incorporation, by-laws, partnership agreements, and other documentation which may be required by the City.

#### **17.54.060 Procedures and Findings for Approval of Cannabis Retailer Conditional Use Permit.**

A. A cannabis retailer conditional use permit shall be processed in accordance with the procedures set forth in Chapter 17.52, Conditional Use Permits, with the following exceptions:

1. Any provision that requires the approval by the Planning Commission with appeal to the City Council shall be replaced with the requirement that the Planning Commission make a recommendation on the cannabis retailer conditional use permit and that the approval of such permit shall be made by the City Council.



2. Sections 17.52.020 (Application procedures) and 17.52.080 (Modifications) shall not apply.

3. Any procedures pertaining to noticing and the setting of a public hearing before the Planning Commission shall also apply to the City Council.

B. An applicant for a cannabis retailer conditional use permit shall comply with the California Environmental Quality Act ("CEQA"). No cannabis retailer conditional use permit shall be granted until the requisite CEQA review has been conducted.

**17.54.070 Approval of Cannabis Retailer Conditional Use Permit with Conditions**

A. Upon approval of a cannabis conditional use permit, the City Council may impose conditions in excess of the requirements set forth in this Chapter including, but not limited to, conditions relating to hours of operation, the operation of any cannabis business, restrictions relating to the deployment or use of the types of equipment used on the premises, and set back requirements.

B. The City may grant a cannabis conditional use permit prior to the applicant having obtained a state license from a licensing authority; however, no approved cannabis business may receive a certificate of occupancy nor operate in the City prior to possessing the requisite state and local licenses and permits.

C. All cannabis businesses must pay all applicable taxes pursuant to all federal, state, and local laws.

D. Cannabis businesses shall comply with all cannabis state laws and regulations.

**17.54.080 Separation Requirements and Other Limitations.**

A. Only one cannabis retailer for every 10,000 residents may lawfully operate in the City, with any fraction of that ratio being rounded down to the nearest whole number.

B. No cannabis business shall be located within a 200 foot radius of any residential zoning district. No cannabis business shall be located within a 600 foot radius of any day care center, youth center, public or private school providing instruction in kindergarten or any of grades 1-12, or park, ~~or any other retail cannabis business that is lawfully operating in the City and that is in existence at the time the cannabis conditional use permit is issued.~~ The 600-foot distance requirement does not include any private school in which education is primarily conducted in a private home or a family day care home. The distances specified in this subsection shall be the horizontal distance measured in a straight line without regard to intervening structures, from the property line of the lot on which the cannabis business is located to the nearest property line of those uses described in this subsection.



**17.54.090 Premises.**

A. The building where the commercial cannabis activity occurs must be a minimum of 800 square feet in size.

B. All cannabis businesses shall be conducted only in the interior of enclosed structures, facilities and buildings and all operations including the storage or cultivation of cannabis plants at any stage of growth shall not be visible from the exterior of any structure, facility, or building. There shall be no outdoor storage of any kind associated with the cannabis business.

C. Loading areas and loading docks shall be located on the side or rear of the lot, and shall be screened by solid, decorative walls.

D. Hours of operation shall be as approved with the Conditional Use Permit.

E. Cannabis businesses shall only be conducted on properties that are fully compliant with all Banning Municipal Code requirements, including required development standards such as parking, landscaping, etc.

F. All entrances into the premises shall be locked at all times with entry controlled by the permittee's managers and staff.

G. The main entrance shall be maintained clear of barriers, landscaping, and other obstructions. Inside of the main entrance, there shall be a lobby to receive persons into the site and to verify whether they are allowed on the premises.

H. All commercial cannabis activity in any premises shall be separated from the main entrance and lobby, and cannabis and cannabis products shall be secured by a lock accessible only to managers and staff of the permittee.

I. A permittee shall not, without an approved amendment to the cannabis retailer conditional use permit, make a physical change, alteration, or modification of the premises that alters the premises or the use of the premises from the premises diagram filed with the permit application. Material or substantial changes, alterations or modifications requiring approval include, but are not limited to, the removal, creation, or relocation of a common entryway, doorway, passage, or a means of public entry or exit, when such common entryway, doorway or passage alters or changes limited-access areas within the premises.

J. A permittee shall not sublet the premises.

K. Inspections. The City shall have the right to enter all cannabis businesses from time to time upon 24-hour's notice for the purpose of making reasonable inspections to observe and enforce compliance with this Chapter. Such inspections shall be limited to observing the licensed premises for purposes of determining whether the cannabis business is being operated or maintained in



compliance with this Code, state law, and other applicable laws and regulations. Any cannabis business licensed pursuant to this Chapter may be required to demonstrate, upon demand by the City that the source and quantity of any cannabis or cannabis products found upon the licensed premises is in full compliance with any applicable local or state law or regulation.

#### **17.54.100 Personnel and Visitors.**

A. All agents, officers, or other persons acting for or employed by a cannabis business shall display a laminated or plastic-coated identification badge issued by the cannabis business at all times while engaging in commercial cannabis activity. The identification badge shall, at a minimum, include the cannabis business's "Doing business as" name and city business license number, the employee's first name, an employee number exclusively assigned to that employee for identification purposes, and a color photograph of the employee that clearly shows the full front of the employee's face and that is at least 1 inch in width and 1.5 inches in height.

B. Employees and Volunteers Age Requirement. A cannabis business shall not employ an individual less than twenty-one (21) years of age, nor may a cannabis business permit an individual less than twenty-one (21) years of age to volunteer at the cannabis business.

C. Visitors. Limited access areas of a cannabis business shall not be open to the general public. Any individual permitted to enter a limited access area who is not a person that has undergone a background check in accordance with Chapter 5.33 of this Code and is not listed on the premises' worker list shall be considered a visitor. Notwithstanding the foregoing, state and local employees, or their official designees, shall not be considered a visitor provided the individual is on the licensed premises for purposes of official government business.

1. Visitors Identification and Record Requirements. Prior to permitting a visitor into a limited access area, a cannabis business must check the individual's valid government issued identification. The visitor shall be required to sign the cannabis business's visitor log, which must include the individual's name, date of entry, and purpose for entry.

2. Visitors Must Be at Least Twenty-One (21) Years of Age. A cannabis business may not permit a visitor who is less than twenty-one (21) years of age to enter a limited access area.

3. Visitors Prohibited Conduct. A visitor shall not be permitted to engage in any commercial cannabis activity while on the premises.

4. A manager shall be on the site at all times that any other person, except a security guard, is on the site.

#### **17.54.110 Security.**

The premises of a cannabis business must comply with all of the following security requirements:

A. Main entrance and lobby. The premises shall have a building with a main entrance that is clearly visible from the public street or sidewalk. The main entrance shall be maintained clear of barriers, landscaping, and other obstructions. The premises shall have an area designed for the secure receipt of cannabis and cannabis goods from a licensed distributor.

B. Commercial-Grade Locks. All points of ingress and egress to a premises shall ensure the use of commercial-grade, nonresidential door locks or window locks.

C. A permittee shall hire or contract for 24-hour security personnel to provide security services for the premises. All security personnel hired or contracted for by the cannabis business shall comply with Chapters 11.4 and 11.5 of Division 3 of the Business and Professions Code.

D. Video Surveillance. The premises must be equipped with a video surveillance system that meets all of the requirements set forth in this subsection.

1. Each premises shall have a digital audio/video surveillance system with a minimum camera resolution of 1280 x 720 pixels.

2. The surveillance-system storage device or the cameras shall be transmission control protocol (TCP) capable of being accessed through the internet.

3. The video surveillance system shall at all times be able to effectively and clearly record images of the area under surveillance and shall capture audio such that all sounds are intelligible.

4. Each camera shall be permanently mounted and in a fixed location. Each camera shall be placed in a location that allows the camera to clearly record activity occurring within 20 feet of all points of entry and exit on the premises, and allows for the clear and certain identification of any person and activities in all areas required to be filmed under subsection 5 below.

5. Areas that shall be recorded on the audio/video surveillance system include the following:

a) Areas where cannabis goods are weighed, packed, stored, loaded, and unloaded for transportation, prepared, or moved within the premises;

b) Limited-access areas;

c) Security rooms;



d) Areas storing a surveillance-system storage device with at least one camera recording the access points to the secured surveillance recording area.

e) Entrances and exits to the premises.

f) Waste containers.

6. Cameras shall record continuously 24 hours per day and at a minimum of 15 frames per second (FPS).

7. The physical media or storage device on which surveillance recordings are stored shall be secured in a manner to protect the recording from tampering, fire, or theft.

8. Surveillance recordings shall be kept for a minimum of 90 days.

9. Surveillance recordings shall be monitored by a third party surveillance company.

10. Surveillance recordings are subject to inspection by the City, and shall be kept in a manner that allows the City to view and obtain copies of the recordings at the licensed premises upon not less than 24 hours advance notice. The permittee shall also send or otherwise provide copies of the recordings to the City upon reasonable notice by the City.

11. Recorded images shall clearly and accurately display the time and date. Time is to be measured in accordance with the United States National Institute Standards and Technology standards.

12. The video surveillance system shall be equipped with a failure notification system that provides notification to the permittee of any interruption or failure of the video surveillance system or video surveillance-system storage device.

13. The video surveillance system shall be equipped with a battery backup system capable of sustaining system operations in the case of an energy failure.

E. Alarm System. The premises shall have an audible interior and exterior security alarm system installed on all perimeter entry points and perimeter windows.

1. The alarm system shall be installed, maintained, monitored, and responded to by a security company licensed by the Department of Consumer Affairs, Bureau of Security and Investigative Services.

2. Upon request, a permittee shall make available to the City all information related to the alarm system

F. Secure Storage of Product. Cannabis and cannabis products possessed by a cannabis business shall be kept and stored in a secured manner at all times.

G. Lighting. The business entrance(s) and all window areas of any cannabis business shall be illuminated during evening hours. The cannabis business shall comply with the City's lighting standards regarding fixture type, wattage, illumination levels, and shielding.

#### **17.54.120 Track and Trace.**

All permittees shall comply with the track and trace system established by the State of California and as further described in Sections 5048 through 5052, inclusive, of Title 16 of the California Code of Regulations, as the same may be amended from time to time.

#### **17.54.130 Signage.**

The premises must comply with the following signage requirements.

A. Business signage shall be limited to the name of the cannabis business only, shall be in compliance with the City's sign code, and shall contain no advertising of any companies, brands, products, goods, or services.

B. A sign shall be posted in a conspicuous place near each point of public access which shall be not less than twelve (12) inches wide and twelve (12) inches long, composed of letters not less than one inch in height, stating "All Activities Monitored by Video Camera."

C. Limited access areas shall be clearly identified by the posting of a sign which shall be not less than twelve inches wide and twelve inches long, composed of letters not less than one-half inch in height, which shall state, "Limited Access Area—Authorized Personnel Only."

D. A sign shall be posted stating "Smoking, vaporizing, ingesting, or otherwise consuming cannabis or cannabis products on these premises, in their vicinity, or in any public place is prohibited and a violation of the Banning Municipal Code."

#### **17.54.140 Cannabis Waste Management.**

Cannabis waste disposal shall be conducted as follows:

A. Cannabis Waste. Cannabis waste must be made unusable and unrecognizable prior to leaving the licensed premises by grinding it and incorporating it with fifty percent non-medicinal cannabis waste.

B. Cannabis waste must be placed in either a trash enclosure or a trash receptacle for which either is locked with a commercial grade lock that is only accessible by the owner, manager, or employee of the cannabis business and any waste disposal company that provide waste disposal services for the cannabis business.

C. The permittee shall comply with Chapter 13.20, Industrial Wastewater Collection and Treatment.

D. The permittee shall comply with Recycling of Commercial Solid Waste (Public Resources Code section 42649 et seq.) and Mandatory Commercial Organics Recycling (Public Resources Code section 42649.8 et seq.) laws and regulations.

#### **17.54.150 General Sanitary Requirements.**

A. A cannabis business must ensure that its premises is maintained in a sanitary manner and activities on its premises are conducted in a sanitary manner.

B. All facilities of a cannabis business must have adequate and sufficient access to bathrooms and hand-washing facilities with running water at a suitable temperature.

#### **17.54.160 Odor Control.**

A. A cannabis business must have a ventilation and filtration system installed that shall prevent cannabis plant odors from exiting the interior of the structure and shall comply with all related Building Code requirements.

The ventilation and filtration system must be approved by the Building Official and installed prior to the commencement of cannabis cultivation activities.

#### **17.54.170 Operating Regulations.**

A. Limited Hours of Operation. A cannabis retailer may only be open to the public and engage in sales between the hours of 8:00 (eight) a.m. and 10:00 (ten) p.m.

B. Product Not Visible To Public. The display of cannabis and cannabis products for sale shall not be visible from outside the licensed premises.

C. Age Restricted Entry. A cannabis retailer may not permit an individual less than twenty-one years of age into the licensed premises, except a cannabis retailer with an M-license (allowing for the sale of medicinal cannabis and cannabis products) from the state may permit an individual aged eighteen years or older into the licensed premises if the cannabis retailer verifies the individual is a qualified patient with a physician's recommendation or a primary caregiver, as those terms are defined under State law.



D. Cannabis Paraphernalia Sales. Cannabis retailers may sell or otherwise provide equipment, supplies, and paraphernalia used to consume cannabis and cannabis products.

E. Electronic Point-of-Sale System Required. Cannabis retailers must have an electronic point of sale system that is either part of their seed to sale software or integrates with their seed to sale software. The electronic point of sale system must be capable of producing an electronic or automatic paper record for all transactions associated with any product sold, rented, or otherwise provided to the customer.

F. No Sales of Expired Product. Cannabis retailers may not sell any expired products, cannabis or cannabis products. Cannabis retailers shall not alter, edit, or adjust in any manner an expiration date on any item or product once affixed by its manufacturer.

G. Handling of Edible Cannabis Products. Cannabis retailers that possesses edible cannabis products shall comply with the provisions of all relevant state and local laws regarding the storage, handling, and sale of food.

H. Sale of Untested Products. Cannabis retailers may sell cannabis or cannabis products that have not been tested by a testing laboratory from January 1, 2018 until such time as determined by the state. Thereafter, all cannabis and cannabis products sold by a dispensary must be tested by a testing laboratory prior to sale to a purchaser in accordance with MAUCRSA.

I. Consumption of Cannabis and Cannabis Products on Premises. Cannabis and cannabis products shall not be smoked, vaporized, ingested or otherwise consumed on the licensed premises of a cannabis retailer. Premises as used in this subsection includes the actual building, as well as any accessory structures, common areas and parking areas.

J. Tamper-Evident, Child-Resistant Packaging Required. A cannabis retailer shall not deliver or sell cannabis products that are not packaged or labeled in a resealable, tamper-evident, child-resistant package. The cannabis and shall include a unique identifier for the purposes of identifying and tracking cannabis and cannabis products.

K. Cannot Be Attractive to Children. Cannabis packaging and labeling shall not be designed to appeal to children, including, but not limited to, cartoon characters or similar images.

L. State-Mandated Warnings and Information. All cannabis and cannabis product labels and inserts shall include the state-mandated warnings and information contained in Business and Professions Code Section 26120(c). Notwithstanding the foregoing, during the period of time that the state permits untested cannabis and cannabis products to be sold to purchasers, all cannabis and cannabis products must have a label affixed to each package that clearly states "This product has

not been tested as required by the Medicinal and Adult-Use Cannabis Regulation and Safety Act” and must comply with any other labeling requirements imposed by the state.

#### **17.54.180 Other Provisions.**

A. No person shall give, sell, distribute, or otherwise transfer any cannabis product in any manner not consistent with the approved cannabis conditional use permit or that violates local or state law.

B. Permittees must cooperate with City staff and Police Department personnel who are conducting inspections or investigations relevant to the enforcement of laws and regulations related to this Chapter.

C. Permittees must comply with all state laws and regulations that pertain to cannabis businesses including, but not limited to, the MAUCRSA, and any regulations promulgated by a licensing authority.

#### **17.54.190 Indemnification.**

A. Indemnification. To the fullest extent permitted by law, the City shall not assume any liability whatsoever, with respect to approving any permit pursuant to this Chapter or the operation of any cannabis business approved by such permit pursuant to this Chapter. As a condition of approval of a permit granted under this Chapter, the applicant shall:

1. Indemnify and hold the City harmless from any and all claims, damages, legal or enforcement actions, including, but not limited to, any actions or claims associated with violation of federal law associated with the operation of the cannabis business as provided in this chapter.

2. Maintain insurance in the amounts and of the types that are acceptable to the City pursuant to guidelines and policies set forth by the City.

3. Name the City as an additionally insured on all City required insurance policies.

4. Defend, at its sole expense, any action against the City, its agents, officers, and employees related to the approval of a permit or the operation of the cannabis business.

5. Reimburse the City for any court costs and attorney fees that the City may be required to pay as a result of any legal challenge (or federal enforcement action) related to the City's approval of a permit. The City may, at its sole discretion, participate at its own expense in the defense of any such action, but such participation shall not relieve the operator of its obligation hereunder.”

#### **SECTION 4. SEVERABILITY**

If any section, subsection, clause or phase or portion of this code is for any reason to invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of all other provisions of this ordinance.

The City Council hereby declares that it would have passed the ordinance codified in this chapter; and each section, subsection, sentence, clause and phrase or portion thereof, irrespective of the fact that any one or more of the sections, subsections, sentences, clauses, or phrases or portions thereof be declared invalid or unconstitutional.

#### **SECTION 5. PUBLICATION**

The City Clerk shall certify to the passage and adoption of this Ordinance, and shall make a record of the passage and adoption thereof in the records of and the proceedings of the City Council at which time the same is passed and adopted. Within fifteen (15) calendar days after its final passage, the City Clerk shall cause a summary of this Ordinance to be published in a newspaper of general circulation and shall post the same at City Hall, 99 E. Ramsey Street, Banning, California. The City Clerk shall cause the Ordinance to be printed, published, and circulated. The Ordinance shall go into effect thirty (30) days after its adoption, except for Section 3 of this Ordinance which shall have an effective date provided in Section 6 below.

#### **SECTION 6. EFFECTIVE DATE OF SECTION 3 OF THIS ORDINANCE AND CONTINGENCY ON TAX MEASURE APPROVAL BY THE VOTERS**

Section 3 of this Ordinance shall not take effect until January 1, 2019, and shall only take effect if Measure O is approved by the voters at the November 6, 2018 election, and such tax becomes operative.

**PASSED, APPROVED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
George Moyer, Mayor  
City of Banning

ATTEST:

\_\_\_\_\_  
Marie Calderon, City Clerk  
City of Banning



**APPROVED AS TO FORM:**

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Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon, APC

**CERTIFICATION:**

I, Marie Calderon, Deputy City Clerk of the City of Banning, California, do hereby certify that the foregoing Ordinance was duly introduced at a regular meeting of the City Council of the City of Banning, held on the \_\_\_\_ day of \_\_\_\_\_, 2018, and was duly adopted at a regular meeting of said City Council on the \_\_\_\_ day of \_\_\_\_\_, 2018, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
Marie Calderon, City Clerk  
City of Banning

# **ATTACHMENT 3**

## **Planning Commission Resolution No. 2018-18**



## RESOLUTION 2018-18

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF BANNING, CALIFORNIA RECOMMENDING APPROVAL TO THE CITY COUNCIL OF A CATEGORICAL EXEMPTION FROM CEQA AND APPROVAL OF ZONING TEXT AMENDMENT 18-97503 TO AMEND TITLE 17 "ZONING" OF THE BANNING MUNICIPAL CODE TO ADD CHAPTER 17.54, "CANNABIS RETAIL CONDITIONAL USE PERMITS" TO ALLOW CANNABIS RETAILERS IN THE HIGHWAY SERVING COMMERCIAL ZONING DISTRICT WITH APPROVAL OF A CANNABIS CONDITIONAL USE PERMIT**

**WHEREAS**, on October 9, 2015 Governor Brown signed Assembly Bill 243, Assembly Bill No. 266, and Senate Bill 643 into law, which collectively were known as the Medical Cannabis Regulation and Safety Act (hereinafter "MCRSA"). The MCRSA established a State regulatory and licensing scheme for commercial medical cannabis businesses; and

**WHEREAS**, on November 8, 2016, California voters approved Proposition 64, the Control, Regulate and Tax Adult Use of Marijuana Act ("AUMA"). The AUMA made it lawful under State and local law for persons 21 years of age or older to possess and cultivate limited quantities of cannabis for personal use. The AUMA also established a State regulatory and licensing scheme for commercial adult-use cannabis businesses; and

**WHEREAS**, on June 27, 2017, the Governor signed into law Senate Bill 94 which repealed the MCRSA, included certain provisions of the MCRSA in the licensing provisions of the AUMA, and created a single regulatory scheme for both medicinal and adult-use cannabis known as the Medicinal and Adult-Use Cannabis Regulation and Safety Act ("MAUCRSA"). The MAUCRSA retains the provisions in the MCRSA and the AUMA that granted local jurisdictions control over whether cannabis businesses could operate in a particular jurisdiction. Specifically, California Business and Professions Code section 26200 provides that the MAUCRSA shall not be interpreted to supersede or limit authority of a local jurisdiction to adopt and enforce local ordinances to regulate businesses licensed under the MAUCRSA including, but not limited to, local zoning and land use requirements, business license requirements, and requirements related to reducing exposure to secondhand smoke, or to completely prohibit the establishment or operation of one or more businesses licensed by the State, within that local jurisdiction; and

**WHEREAS**, the Planning Commission finds that unregulated retail cannabis activities have the potential to adversely affect the public health and safety of Banning residents and those engaged in retail cannabis activity. The Planning Commission also finds that, if a retail cannabis business tax is adopted by the voters, that retail cannabis

businesses may provide financial benefits to the City as long as these businesses are sufficiently regulated by the City. The establishment of land use regulations for retail cannabis businesses will substantially reduce this threat to the public health and safety; and

**WHEREAS**, the Planning Commission desires to recommend the establishment of reasonable zoning and land use regulations regarding the operation of retail cannabis businesses that are intended to address the potential negative impacts of unregulated cannabis businesses; and

**WHEREAS**, the Planning Commission desires to recommend the establishment of zoning and land use regulations through this Ordinance for retail cannabis businesses that are companion elements to the City's adoption of retail cannabis business permit regulations and the voter's adoption of retail cannabis business taxes; and

**WHEREAS**, the Planning Commission has authority pursuant to Section 17.116.030 (Planning Commission Action on Amendments) of the City of Banning Municipal Code to make a written recommendation to the City Council to approve, approve with modifications, or disapprove amendments to the Zoning Ordinance; and

**WHEREAS**, staff has reviewed the proposed Zoning Text Amendment for compliance with the California Environmental Quality Act (CEQA) and has determined that Zone Text Amendment 18-97503 is not a "project" under CEQA Guidelines section 15061(b)(3) and has further determined that the Zoning Text Amendment is further exempt from CEQA pursuant to CEQA Guidelines section 15061(b)(1); and

**WHEREAS**, on September 21, 2018, the City gave public notice by advertisement in the Record Gazette newspaper of a public hearing concerning Zone Text Amendment 18-97503 and the environmental findings, and also mailed notice of the public hearing to all property owners within the Highway Serving Commercial zone and within a 300-foot radius of the Highway Serving Commercial zone; and

**WHEREAS**, on October 3, 2018, the Planning Commission held the noticed public hearing at which time interested persons had an opportunity to testify in support of, or opposition to, the Zoning Text Amendment and at which the Planning Commission considered the Categorical Exemption and Zone Text Amendment 18-97503.

**NOW THEREFORE**, the Planning Commission of the City of Banning does hereby resolve, determine, find, and order as follows:

#### **SECTION 1. ENVIRONMENTAL FINDINGS.**

The following environmental findings are made and supported by substantial evidence on the record before the Planning Commission, including and incorporating all evidence in the staff report and attendant attachments thereto:

### California Environmental Quality Act (CEQA)

The Planning Commission finds and determines that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to the State CEQA Guidelines Section 15060(c)(3), because it is not a Project as defined by the CEQA Guidelines Section 15378. Adoption of this Ordinance does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment. Further projects subject to this Ordinance will require a discretionary permit and CEQA review, and will be analyzed at the appropriate time in accordance with CEQA.

The Planning Commission further finds and determines that this Ordinance is exempt from review under the CEQA and the State CEQA Guidelines Section 15061(b)(1) which exempts a project from CEQA if the project is exempt by statute. Business and Professions Code section 26055(h) provides that Division 13 (commencing with Section 21000) of the Public Resources Code does not apply to the adoption of an ordinance, rule, or regulation by a local jurisdiction that requires discretionary review and approval of permits, licenses, or other authorizations to engage in commercial cannabis activity. Pursuant to that exemption, the City is providing that discretionary review for applications for cannabis conditional use permits will be required to include any applicable environmental review pursuant to Division 13 (commencing with Section 21000) of the Public Resources Code.

### Multiple Species Habitat Conservation Plan (MSHCP)

The amendments to the Zoning Ordinance do not relate to any one physical project and are not subject to the MSHCP. Further, projects that may be subject to this Ordinance will trigger individual project analysis and documentation related to the requirements of MSHCP including mitigation through payment of the MSHCP Mitigation Fee.

## **SECTION 2. ADDITIONAL REQUIRED FINDINGS.**

The California Government Code and Section 17.116.050 (Findings) of the City of Banning Municipal Code require that Zoning Text Amendments meet certain findings prior to the approval by the City Council. The following findings are provided in support of the approval of the Zoning Text Amendment No. 18-97503.

**Finding No. 1:** Proposed Zone Text Amendment No. 18-97503 is consistent with the goals and policies of the General Plan.

**Findings of Fact:** Proposed Zone Text Amendment No. 18-97503 is consistent with the goals and policies of the General Plan. Unregulated retail cannabis activities can adversely affect the health, safety and well-being of City residents. The unregulated retail sales of cannabis can lead to an increase in the frequency of robberies and similar crimes. Retail cannabis uses or other concentration of cannabis in any location or premises without adequate regulations increases the risk that surrounding homes or businesses may be negatively



impacted. The Banning Municipal Code currently bans all cannabis uses within the City. It is in the public interest to regulate cannabis, to allow for responsible and lawful retail cannabis uses in the City. With adequate regulation and oversight, limited retail cannabis activity is consistent with the following General Plan goals and policies:

**Land Use Element:**

Commercial Goal

Complementary commercial uses which meet the needs of the City's residents, increase the City's revenues, and provide a range of employment opportunities.

**Economic Development Element:**

Goal

A balanced, broadly-based economy that provides a full range of economic and employment opportunities, while maintaining high standards of development and environmental protection.

Policy 1

General Plan land use designations and allocations will facilitate a broad range of residential, commercial, industrial and institutional development opportunities.

Policy 2

The City shall take a proactive role in the retention of existing businesses and the recruitment of new businesses, particularly those that generate and broaden employment opportunities, increase discretionary incomes, and contribute to City General Fund revenues.

**Finding No. 2:** Proposed Zone Text Amendment No. 18-97503 is internally consistent with the Zoning Ordinance.

**Findings of Fact:** Proposed Zone Text Amendment No. 18-97503 is consistent with the purpose and objective of the Zoning Ordinance to ensure orderly development of uses and lands within the City to protect the public health, safety, and welfare. The proposed amendments will protect the public health, safety, and welfare of the residents of the City by reasonably regulating retail cannabis businesses so as to avoid the risks of criminal activity, malodorous smells, and other impacts to nearby commercial and residential uses.

**Finding No. 3:** The Planning Commission has independently reviewed and considered the requirements of the California Environmental Quality Act.

**Findings of Fact:** In accordance with the requirements of the California Environmental Quality Act ("CEQA"), the Planning Commission finds and determines that this Ordinance is not subject to CEQA pursuant to the State CEQA Guidelines Section 15060(c)(3), because it is not a Project as defined by the CEQA Guidelines Section 15378. Adoption of this Ordinance does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment. Further projects subject to this Ordinance will require a discretionary permit and CEQA review, and will be analyzed at the appropriate time in accordance with CEQA.

The Planning Commission has analyzed proposed Zone Text Amendment No. 18-97503 and has determined that, pursuant to California Business and Professions Code Section 26055(h), CEQA "does not apply to the adoption of an ordinance, rule, or regulation by a local jurisdiction that requires discretionary review and approval of permits, licenses, or other authorizations to engage in commercial cannabis activity", provided that said law, ordinance, rule, or regulations shall include any applicable environmental review pursuant to Division 13 of the Public Resources Code. As this Ordinance includes required CEQA compliance for individual conditional use permit applications for commercial cannabis businesses, the CEQA exemption applies to the adoption of this Ordinance.

### **SECTION 3. PLANNING COMMISSION ACTION.**

The Planning Commission hereby takes the following action:

Adoption of Planning Commission Resolution 2018-18:

1. Recommending to the City Council the adoption of a Categorical Exemption for Zone Text Amendment 18-97503; and
2. Recommending to the City Council the adoption of Ordinance 1531 approving Zone Text Amendment 18-97503, as revised by the Planning Commission on October 3, 2018, as reflected in Exhibit "A" attached hereto and incorporated herein by this reference.

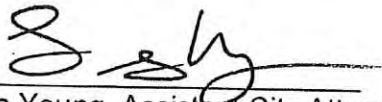
PASSED, APPROVED AND ADOPTED this 3rd day of October, 2018.



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Eric Shaw, Chairman  
Banning Planning Commission

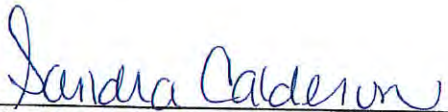
APPROVED AS TO FORM:



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Serita Young, Assistant City Attorney  
Richards Watson & Gershon

ATTEST:



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Sandra Calderon, Recording Secretary  
City of Banning, California



**CERTIFICATION:**

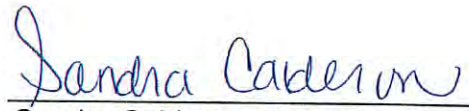
I, Sandra Calderon, Recording Secretary of the Planning Commission of the City of Banning, California, do hereby certify that the foregoing Resolution, 2018-18, was duly adopted by the Planning Commission of the City of Banning, California, at a regular meeting thereof held on the 3rd day of October, 2018, by the following vote, to wit:

AYES: Krick, Schuler, Shaw

NOES: None

ABSENT: Price

ABSTAIN: None



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Sandra Calderon, Recording Secretary  
City of Banning, California

## ORDINANCE 1531

**AN ORDINANCE OF THE CITY OF BANNING, CALIFORNIA, APPROVING A CATEGORICAL EXEMPTION FROM CEQA AND APPROVING ZONING ORDINANCE AMENDMENT 18-97503 TO AMEND TITLE 17 "ZONING" OF THE BANNING MUNICIPAL CODE TO ADD A NEW CHAPTER 17.54, "CANNABIS RETAILER CONDITIONAL USE PERMITS" TO ALLOW CANNABIS RETAILERS IN THE HIGHWAY SERVING COMMERCIAL ZONE WITH APPROVAL OF A CANNABIS CONDITIONAL USE PERMIT, AND MAKING THE ALLOWANCE FOR, AND REGULATION OF, THESE BUSINESSES CONTINGENT UPON THE VOTER'S APPROVAL OF A TAX MEASURE (MEASURE O) ON THE NOVEMBER 6, 2018 GENERAL MUNICIPAL ELECTION BALLOT**

WHEREAS, on October 9, 2015 Governor Brown signed Assembly Bill 243, Assembly Bill No. 266, and Senate Bill 643 into law, which collectively were known as the Medical Cannabis Regulation and Safety Act (hereinafter "MCRSA"). The MCRSA established a State regulatory and licensing scheme for commercial medical cannabis businesses; and

WHEREAS, on November 8, 2016, California voters approved Proposition 64, the Control, Regulate and Tax Adult Use of Marijuana Act ("AUMA"). The AUMA made it lawful under State and local law for persons 21 years of age or older to possess and cultivate limited quantities of cannabis for personal use. The AUMA also established a State regulatory and licensing scheme for commercial adult-use cannabis businesses; and

WHEREAS, on June 27, 2017, the Governor signed into law Senate Bill 94 which repealed the MCRSA, included certain provisions of the MCRSA in the licensing provisions of the AUMA, and created a single regulatory scheme for both medicinal and adult-use cannabis known as the Medicinal and Adult-Use Cannabis Regulation and Safety Act ("MAUCRSA"). The MAUCRSA retains the provisions in the MCRSA and the AUMA that granted local jurisdictions control over whether cannabis businesses could operate in a particular jurisdiction. Specifically, California Business and Professions Code section 26200 provides that the MAUCRSA shall not be interpreted to supersede or limit authority of a local jurisdiction to adopt and enforce local ordinances to regulate businesses licensed under the MAUCRSA including, but not limited to, local zoning and land use requirements, business license requirements, and requirements related to reducing exposure to secondhand smoke, or to completely prohibit the establishment or operation of one or more businesses licensed by the State, within that local jurisdiction; and

WHEREAS, the City Council finds that unregulated retail cannabis sales activity has the potential to adversely affect the public health and safety of Banning residents

and those engaged in retail cannabis activity. For example, on June 23, 2018, there was an armed robbery at an illegal cannabis dispensary in the City that resulted in the perpetrators shooting and stabbing five people who were at the dispensary. The City is aware that similar incidents have occurred at other cannabis dispensaries/retailers due primarily to the fact that these are often all-cash businesses, thus making them magnets for crime; and

WHEREAS, the City Council also finds that, if a retail cannabis business tax is adopted by the voters, that limited retail commercial cannabis sales activity may provide financial benefits to the City as long as they are sufficiently regulated by the City. The establishment of land use regulations for cannabis retailers will substantially reduce this threat to the public health and safety; and

WHEREAS, the City Council desires to establish reasonable zoning and land use regulations regarding the operation of cannabis retailers that are intended to address the potential negative impacts of unregulated cannabis businesses. These regulations include security measures to protect the employees and patrons of the cannabis retail business, as well as the public as a whole; and

WHEREAS, the regulations also include limiting the number of retailers to one for every 10,000 residents. This limitation will ensure that the City can closely monitor these businesses so that they do not create public health and safety risks to residents and visitors. Additionally, this limitation will ensure that an unnecessary strain is not placed on the City's already overtaxed law enforcement personnel. The limitation on the number of cannabis retailers is proportional to existing demand as evidenced by the number of illegal cannabis dispensaries that are currently operating in the City; and

WHEREAS, the City Council desires to establish zoning and land use regulations through this Ordinance for cannabis retailers that are companion elements to the City's adoption of cannabis business permit regulations and the voter's adoption of cannabis business taxes; and

WHEREAS, on October 3, 2018, the Planning Commission of the City of Banning held a public hearing regarding this Ordinance 1531, at which time all persons interested in the contents of this Ordinance had the opportunity and did address the Planning Commission on these matters specific to the establishment of zoning and land use regulations for retail cannabis sales facilities. Following the receipt of public testimony, the Planning Commission closed the public hearing. At the conclusion of the Planning Commission hearing, and after due consideration of the testimony, the Planning Commission adopted Resolution No. 2018-18 recommending that the City Council adopt this Ordinance to allow cannabis retailers as a conditionally permitted use in the Highway Serving Commercial zone; and

WHEREAS, the City Council of the City of Banning held a public hearing on the proposed Ordinance 1531, at which time all persons interested in this Ordinance had the opportunity and did address the City Council on these matters. Following the receipt of public testimony, the City Council closed the public hearing; and



WHEREAS, this Ordinance, Ordinance 1531, will only go into effect if the Banning voters approve a tax measure (Measure O) imposing taxes on these cannabis retailers at the November 6, 2018 municipal election; and

WHEREAS, all legal prerequisites to the adoption of this Ordinance have occurred.

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA DOES HEREBY ORDAIN AS FOLLOWS:**

**SECTION 1. ENVIRONMENTAL FINDINGS**

**A. California Environmental Quality Act (CEQA)**

The City Council finds and determines that this Ordinance is not subject to the California Environmental Quality Act ("CEQA") pursuant to the State CEQA Guidelines Section 15060(c)(3), because it is not a project as defined by the CEQA Guidelines Section 15378. Adoption of the Ordinance does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment. Further projects subject to the Ordinance will require a discretionary permit and CEQA review, and will be analyzed at the appropriate time in accordance with CEQA.

The City Council further finds and determines that this Ordinance is exempt from review under the CEQA and the State CEQA Guidelines Section 15061(b)(1) which exempts a project from CEQA if the project is exempt by statute. Business and Professions Code section 26055(h) provides that Division 13 (commencing with Section 21000) of the Public Resources Code does not apply to the adoption of an ordinance, rule, or regulation by a local jurisdiction that requires discretionary review and approval of permits, licenses, or other authorizations to engage in commercial cannabis activity. Pursuant to that exemption, the City is providing that discretionary review for applications for cannabis conditional use permits will be required to include any applicable environmental review pursuant to Division 13 (commencing with Section 21000) of the Public Resources Code.

The City Council hereby adopts a categorical exemption for this Ordinance and directs staff to file a Notice of Exemption.

**B. Multiple Species Habitat Conservation Plan (MSHCP)**

The amendments to the Zoning Ordinance do not relate to any one physical project and are not subject to the MSHCP. Further, projects that may be subject to this Ordinance will trigger individual project analysis and documentation related to the requirements of MSHCP including mitigation through payment of the MSHCP Mitigation Fee.

**SECTION 2. ADDITIONAL REQUIRED FINDINGS**

The California Government Code and Section 17.116.050 (Findings) of the City of Banning Municipal Code require that Zoning Text Amendments meet certain findings prior to the approval by the City Council. The following findings are provided in support of the approval of the Zoning Text Amendment No. 18-97503.

**Finding No. 1:** Proposed Zone Text Amendment No. 18-97503 is consistent with the goals and policies of the General Plan.

**Findings of Fact:** Proposed Zone Text Amendment No. 18-97503 is consistent with the goals and policies of the General Plan. Commercial cannabis activities can adversely affect the health, safety and well-being of City residents. The unregulated retail sales of cannabis can also lead to an increase in the frequency of robberies and similar crimes. The concentration of cannabis in any location or premises without adequate regulations increases the risk that surrounding homes or businesses may be negatively impacted. The Banning Municipal Code currently bans all retail cannabis uses within the City. It is in the public interest to regulate cannabis, to allow for responsible and lawful retail cannabis sales in the City. With adequate regulation and oversight limited commercial cannabis activity are consistent with the following General Plan goals and policies:

**Economic Development Element:**

Goal

A balanced, broadly-based economy that provides a full range of economic and employment opportunities, while maintaining high standards of development and environmental protection.

Policy 1

General Plan land use designations and allocations will facilitate a broad range of residential, commercial, industrial and institutional development opportunities.

Policy 2

The City shall take a proactive role in the retention of existing businesses and the recruitment of new businesses, particularly those that generate and broaden employment opportunities, increase discretionary incomes, and contribute to City General Fund revenues.

**Finding No. 2:** Proposed Zone Text Amendment No. 18-97503 is internally consistent with the Zoning Ordinance.



**Findings of Fact:** Proposed Zone Text Amendment No. 18-97503 is consistent with the purpose and objective of the Zoning Ordinance to ensure orderly development of uses and lands within the City to protect the public health, safety, and welfare. The proposed amendments will protect the public health, safety, and welfare of the residents of the City by reasonably regulating retail cannabis sales so as to avoid the risks of criminal activity, malodorous smells, and degradation of the natural environment.

**Finding No. 3:** The City Council has independently reviewed and considered the requirements of the California Environmental Quality Act.

**Findings of Fact:** In accordance with the requirements of the California Environmental Quality Act ("CEQA"), the City Council finds and determines that this Ordinance is not subject to CEQA pursuant to the State CEQA Guidelines Section 15060(c)(3), because it is not a project as defined by the CEQA Guidelines Section 15378. Adoption of this Ordinance does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment. Further projects subject to this Ordinance will require a discretionary permit and CEQA review, and will be analyzed at the appropriate time in accordance with CEQA.

The City Council has analyzed proposed Zone Text Amendment No. 18-97503 and has determined that, pursuant to California Business and Professions Code Section 26055(h), CEQA "...does not apply to the adoption of an ordinance, rule, or regulation by a local jurisdiction that requires discretionary review and approval of permits, licenses, or other authorizations to engage in commercial cannabis activity", provided that said law, ordinance, rule, or regulations shall include any applicable environmental review pursuant to Division 13 of the Public Resources Code. As this Ordinance includes required CEQA compliance for individual conditional use permit applications for commercial cannabis businesses, the CEQA exemption applies to the adoption of this Ordinance.

### **SECTION 3.     ZONE TEXT AMENDMENT NO. 18-97503**

Title 17 (Zoning) of the Banning Municipal Code is amended as follows:

A. The alphabetized list of definitions provided for in Section 17.04.070 (Definitions) of Chapter 17.04 (Basic Provisions) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to add the definition of "Cannabis Retailer" as follows:



**Cannabis Retailer** means a cannabis business that engages in the retail sale and delivery of cannabis or cannabis products to customers.

B. Table 17.08.020 of Section 17.08.020 (Permitted, conditional and prohibited uses.) of Chapter 17.08 (Residential Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to add "Cannabis Retailer" to the table, with all other provisions of Table 17.08.020 remaining unchanged:

Zone	R/A	R/A/H	RR	RR/H	VLDR	LDR	MDR	HDR	MHP
Residential Uses									
<u>Cannabis Retailer</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>

C. Table 17.12.020 (Permitted, conditional, and prohibited commercial and industrial uses.) of Section 17.12.020 (Permitted, conditional and prohibited uses) of Chapter 17.12 (Commercial and Industrial Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to add "Cannabis Retailer" to the table with all other provisions of Table 17.12.020 remaining unchanged:

Zone	DC	GC	HSC	PO	I	AI	BP	IMR
<b>Resource and Open Space Uses</b>								
<u>Cannabis Retailer</u>	<u>X</u>	<u>X</u>	<u>C<sup>8</sup></u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>

8. Cannabis Retailers shall require approval of a Cannabis Conditional Use Permit by the City Council, after recommendation by the Planning Commission, and shall be subject to the requirements of Chapter 17.54.

D. Table 17.12.050 (Use Specific Development Standards.) of Section 17.12.050 (Use specific standards) of Chapter 17.12 (Commercial and Industrial Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to add "Cannabis Retailer" to the list of Use-Specific Development Standards:

Zone	DC	GC	HSC	PO	I	AI	BP	IMR
<u>Y. Cannabis Retailer</u>			<u>*</u> <u>-</u>					

Y. Cannabis Retailers shall require approval of a Cannabis Conditional Use Permit by the City Council, after recommendation by the Planning Commission, and shall be subject to the requirements of Chapter 17.54.

E. Table 17.16.020 (Permitted, conditional and prohibited public facilities uses.) of Section 17.16.020 (Permitted, conditional, and prohibited uses) of Chapter 17.16 (Public Facilities Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to add "Cannabis Retailer" to the table, with all other provisions of Table 17.16.020 remaining unchanged:

Zone	PF-A	PF-G	PF-F	PF-S	PF-H
<u>Cannabis Retailer</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>

F. Table 17.20.020 (Permitted, conditional and prohibited open space uses.) of Section 17.20.020 (Permitted, conditional and prohibited uses) of Chapter 17.20 (Open Space Districts) of Title 17 (Zoning) of the Banning Municipal Code is hereby amended to add "Cannabis Retailer" to the table, with all other provisions of Table 17.20.020 remaining unchanged:

Zone	OS-R	OS-PA	OS-PU	OS-H
<u>Cannabis Retailer</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>X</u>

G. Chapter 17.54 (Cannabis Conditional Use Permits) is hereby added to Title 17 (Zoning) of the Banning Municipal Code to read as follows:

**"Chapter 17.54 Cannabis Retailer Conditional Use Permits"**

**Sections**

17.54.010	Definitions.
17.54.020	Cannabis Retailer Conditional Use Permit Required.
17.54.030	Cannabis Retailer Conditional Use Permit - Fees and Terms.
17.54.040	Cannabis Retailer Conditional Use Permit Application Requirements.
17.54.050	Additional Application Requirements.
17.54.060	Procedures and Findings for Approval of Cannabis Retailer Conditional Use Permit.
17.54.070	Approval of Cannabis Retailer Conditional Use Permit With Conditions.
17.54.080	Separation Requirements and Other Limitations.
17.54.090	Premises.
17.54.100	Personnel and Visitors.
17.54.110	Security.
17.54.120	Track and Trace.



- 17.54.130 Signage.
- 17.54.140 Cannabis Waste Management.
- 17.54.150 General Sanitary Requirements.
- 17.54.160 Odor Control.
- 17.54.170 Operating Requirements.
- 17.54.180 Other Provisions.
- 17.54.190 Indemnification.

**17.54.010 Definitions**

For the purpose of this Chapter, the following words and phrases shall be defined as follows:

- A. "Applicant" means an owner applying for a cannabis retailer conditional use permit pursuant to this Chapter.
- B. "Bureau" means the Bureau of Cannabis Control within the California Department of Consumer Affairs.
- C. "Cannabis" means all parts of the plant *Cannabis sativa* Linnaeus, *Cannabis indica*, or *Cannabis ruderalis*, whether growing or not; the seeds thereof; the resin, whether crude or purified, extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds, or resin. "Cannabis" also means the separated resin, whether crude or purified, obtained from cannabis. "Cannabis" does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination. For the purpose of this Chapter, "cannabis" does not mean "industrial hemp" as defined by Section 11018.5 of the Health and Safety Code.
- D. "Cannabis business" means a cannabis retailer.
- E. "Cannabis products" has the same meaning as in Section 11018.1 of the Health and Safety Code.
- F. "Cannabis retailer" means a cannabis business that engages in the retail sale and delivery of cannabis or cannabis products to customers.
- G. "City" means the City of Banning.
- H. "City Manager" means the City Manager or his/her designee.
- I. "Convicted" or "Conviction" means a plea or verdict of guilty or a conviction following a plea of nolo contendere was entered, but does not include any plea, verdict, or conviction that is expunged pursuant to California law or a similar federal or state law where the expungement was granted.



J. "Commercial cannabis activity" includes the cultivation, possession, manufacture, distribution, processing, storing, laboratory testing, packaging, labeling, transportation, delivery or sale of cannabis and cannabis products, or engaging in any other cannabis activity that requires a State license issued by a licensing authority.

K. "Financial interest" shall have the meaning set forth in Section 5004 of Title 16 of the California Code of Regulations, as the same may be amended from time to time.

L. "Licensing authority" means the Bureau of Cannabis Control; CalCannabis Cultivation Licensing, a division of the California Department of Food and Agriculture (CDFA); the California Department of Public Health's Manufactured Cannabis Safety Branch; or any other State cannabis licensing authority.

M. "MAUCRSA" means the Medicinal and Adult-Use Cannabis Regulation and Safety Act.

N. "Owner" means any of the following:

1. A person with any ownership interest, unless the interest is solely a security, lien, or encumbrance.

2. The chief executive officer of a nonprofit or other entity.

3. A member of the board of directors of a nonprofit.

4. An individual who will be participating in the direction, control, or management of the person applying for a permit. An owner who is an individual participating in the direction, control, or management of the commercial cannabis business includes any of the following:

a) A partner of a cannabis business that is organized as a partnership.

b) A member of a limited liability company of a cannabis business that is organized as a limited liability company.

c) An officer or director of a cannabis business that is organized as a corporation.

O. "Permit" means a cannabis retailer conditional use permit issued pursuant to this Chapter.

P. "Permittee" means any person holding a cannabis conditional use permit under this Chapter.

Q. "Person" includes any individual, firm, partnership, joint venture, association, corporation, limited liability company, estate, trust, business trust, receiver,

syndicate, or any other group or combination acting as a unit, and the plural as well as the singular.

R. "Premises" means the designated structure or structures and land specified in the application that is owned, leased, or otherwise held under the control of the applicant where the cannabis business will be conducted.

S. "Significant discrepancy" means a difference in actual inventory compared to records pertaining to inventory of at least one thousand dollars (\$1,000). For purposes of determining a discrepancy, the acquisition price of the cannabis goods shall be used to determine the value of cannabis goods in a permittee's inventory.

#### **17.54.020 Cannabis Retailer Conditional Use Permit Required.**

A. Except as expressly authorized pursuant to this Title (Title 17, Zoning), all commercial cannabis activity is prohibited in the City.

B. Prior to initiating operations and as a continuing requisite to operating a cannabis business, the person(s) wishing to operate a cannabis business shall:

1. Obtain and maintain a validly issued cannabis conditional use permit approved by the City Council after recommendation by the Planning Commission, and comply with all conditions of approval.

2. Obtain and maintain a State license to engage in the specific cannabis business being operated on the premises.

3. Obtain and maintain a cannabis retailer regulatory permit as required by Chapter 5.33 of this Code.

4. Obtain and maintain a business license or any other license or permit required by this Code.

#### **17.54.030 Cannabis Retailer Conditional Use Permit - Application Fees and Terms.**

A. No cannabis retailer conditional use permit application shall be processed unless the applicant pays the nonrefundable application fee in the amount to be established by resolution of the City Council. No cannabis retailer conditional use permit shall be issued unless the applicant pays the nonrefundable permit fee in the amounts to be established by resolution of the City Council.

B. No cannabis retailer conditional use permit shall be issued if the applicant has an ownership or other direct financial interest in any other commercial cannabis business operating in the City.



**17.54.040 Cannabis Retailer Conditional Use Permit Application Requirements.**

An applicant shall file the following information with the City at the time of application for a cannabis retailer conditional use permit:

A. A completed cannabis retailer conditional use permit application, together with the application fee in an amount to be established by resolution of the City Council.

B. Proof of a cannabis regulatory permit jointly approved by the City Manager and Chief of Police. The owner(s) identified on the cannabis retailer conditional use permit application shall be same owner(s) as listed on the cannabis retailer regulatory permit issued pursuant to Chapter 5.33.

C. An operating plan for the proposed cannabis business that includes:

1. A general description of the types of products and/or services to be sold or provided by the cannabis business;

2. A site plan, drawn to scale and professionally prepared by a licensed civil engineer or architect, of the parcel of property on which the proposed cannabis business will be located. The site plan shall include the outline of all structures, driveways, parking and landscape areas, and boundaries of the parcel.

3. A floor plan, drawn to scale and professionally prepared by a licensed civil engineer or architect, designating all interior dimensions of the premises, the proposed use of all spaces, identification of limited access areas, areas of ingress and egress, and all security camera locations.

4. An evaluation of accessibility by the physically disabled to and within the building and identification of any planned accessibility improvements to comply with all state and federal disability access laws, including, but not limited to, Title 24 of the California Code of Regulations and the Americans with Disabilities Act. The evaluation must be professionally prepared by a licensed civil engineer or architect.

5. A business plan describing how the cannabis business will operate in accordance with the Banning Municipal Code, state law, and other applicable regulations. The business plan must include plans for cash handling and transportation of cannabis and cannabis products to and from the premises.

6. A list of all owners, employees, independent contractors, and volunteers.

D. Neighborhood Context Map. An accurate straight-line drawing depicting the boundaries of the premises, the boundaries of all other properties within 600 feet of the premises, and the uses of those properties, specifically including, but not



limited to, any use identified in Business and Professions Code section 26054(b), and any park. The map must also identify any residentially zoned parcel that is located within 200 feet of the premises. The map must be professionally prepared by a licensed civil engineer or architect.

E. Security plan. A detailed security plan outlining the measures that will be taken to ensure the safety of persons and property on the premises. The security plan must be prepared by a qualified professional.

F. Lighting Plan. A lighting plan showing existing and proposed exterior and interior lighting levels that would be the minimum necessary to provide adequate security lighting for the use.

G. The name, phone number, and email address of an on-site community relations representative or staff member or other representative to whom the City can provide notice if there are operating problems associated with the cannabis business or refer members of the public who may have complaints or concerns regarding the cannabis business. This information shall be available to neighboring businesses and residences located within one hundred feet of the cannabis business, as measured in a straight line without regard to intervening structures.

#### **17.54.050 Additional Application Requirements.**

A. Each cannabis business shall obtain a separate conditional use permit.

B. The applicant shall submit proof that the applicant is, or will be, entitled to possession of the premises for which application is made.

C. The applicant shall submit proof of the nature of the cannabis business's organizational status, such as articles of incorporation, by-laws, partnership agreements, and other documentation which may be required by the City.

#### **17.54.060 Procedures and Findings for Approval of Cannabis Retailer Conditional Use Permit.**

A. A cannabis retailer conditional use permit shall be processed in accordance with the procedures set forth in Chapter 17.52, Conditional Use Permits, with the following exceptions:

1. Any provision that requires the approval by the Planning Commission with appeal to the City Council shall be replaced with the requirement that the Planning Commission make a recommendation on the cannabis retailer conditional use permit and that the approval of such permit shall be made by the City Council.

2. Sections 17.52.020 (Application procedures) and 17.52.080 (Modifications) shall not apply.

3. Any procedures pertaining to noticing and the setting of a public hearing before the Planning Commission shall also apply to the City Council.

B. An applicant for a cannabis retailer conditional use permit shall comply with the California Environmental Quality Act ("CEQA"). No cannabis retailer conditional use permit shall be granted until the requisite CEQA review has been conducted.

**17.54.070 Approval of Cannabis Retailer Conditional Use Permit with Conditions**

A. Upon approval of a cannabis conditional use permit, the City Council may impose conditions in excess of the requirements set forth in this Chapter including, but not limited to, conditions relating to hours of operation, the operation of any cannabis business, restrictions relating to the deployment or use of the types of equipment used on the premises, and set back requirements.

B. The City may grant a cannabis conditional use permit prior to the applicant having obtained a state license from a licensing authority; however, no approved cannabis business may receive a certificate of occupancy nor operate in the City prior to possessing the requisite state and local licenses and permits.

C. All cannabis businesses must pay all applicable taxes pursuant to all federal, state, and local laws.

D. Cannabis businesses shall comply with all cannabis state laws and regulations.

**17.54.080 Separation Requirements and Other Limitations.**

A. Only one cannabis retailer for every 10,000 residents may lawfully operate in the City, with any fraction of that ratio being rounded down to the nearest whole number.

B. No cannabis business shall be located within a 200 foot radius of any residential zoning district. No cannabis business shall be located within a 600 foot radius of any day care center, youth center, public or private school providing instruction in kindergarten or any of grades 1-12, park, ~~or any other retail cannabis business that is lawfully operating in the City and that is in existence at the time the cannabis conditional use permit is issued.~~ The 600-foot distance requirement does not include any private school in which education is primarily conducted in a private home or a family day care home. The distances specified in this subsection shall be the horizontal distance measured in a straight line without regard to intervening structures, from the property line of the lot on which the cannabis business is located to the nearest property line of those uses described in this subsection.

**17.54.090 Premises.**

A. All cannabis businesses shall be conducted only in the interior of enclosed structures, facilities and buildings and all operations including the storage or cultivation of cannabis plants at any stage of growth shall not be visible from the exterior of any structure, facility, or building. There shall be no outdoor storage of any kind associated with the cannabis business.

B. Loading areas and loading docks shall be located on the side or rear of the lot, and shall be screened by solid, decorative walls.

C. Hours of operation shall be as approved with the Conditional Use Permit.

D. Cannabis businesses shall only be conducted on properties that are fully compliant with all Banning Municipal Code requirements, including required development standards such as parking, landscaping, etc.

E. All entrances into the premises shall be locked at all times with entry controlled by the permittee's managers and staff.

F. The main entrance shall be maintained clear of barriers, landscaping, and other obstructions. Inside of the main entrance, there shall be a lobby to receive persons into the site and to verify whether they are allowed on the premises.

G. All commercial cannabis activity in any premises shall be separated from the main entrance and lobby, and cannabis and cannabis products shall be secured by a lock accessible only to managers and staff of the permittee.

H. A permittee shall not, without an approved amendment to the cannabis retailer conditional use permit, make a physical change, alteration, or modification of the premises that alters the premises or the use of the premises from the premises diagram filed with the permit application. Material or substantial changes, alterations or modifications requiring approval include, but are not limited to, the removal, creation, or relocation of a common entryway, doorway, passage, or a means of public entry or exit, when such common entryway, doorway or passage alters or changes limited-access areas within the premises.

I. A permittee shall not sublet the premises.

J. Inspections. The City shall have the right to enter all cannabis businesses from time to time upon 24-hour's notice for the purpose of making reasonable inspections to observe and enforce compliance with this Chapter. Such inspections shall be limited to observing the licensed premises for purposes of determining whether the cannabis business is being operated or maintained in compliance with this Code, state law, and other applicable laws and regulations. Any cannabis business licensed pursuant to this Chapter may be required to demonstrate, upon demand by the City that the source and quantity of any cannabis or cannabis products found upon the licensed premises is in full compliance with any applicable local or state law or regulation.



#### **17.54.100 Personnel and Visitors.**

A. All agents, officers, or other persons acting for or employed by a cannabis business shall display a laminated or plastic-coated identification badge issued by the cannabis business at all times while engaging in commercial cannabis activity. The identification badge shall, at a minimum, include the cannabis business's "Doing business as" name and city business license number, the employee's first name, an employee number exclusively assigned to that employee for identification purposes, and a color photograph of the employee that clearly shows the full front of the employee's face and that is at least 1 inch in width and 1.5 inches in height.

B. Employees and Volunteers Age Requirement. A cannabis business shall not employ an individual less than twenty-one (21) years of age, nor may a cannabis business permit an individual less than twenty-one (21) years of age to volunteer at the cannabis business.

C. Visitors. Limited access areas of a cannabis business shall not be open to the general public. Any individual permitted to enter a limited access area who is not a person that has undergone a background check in accordance with Chapter 5.33 of this Code and is not listed on the premises' worker list shall be considered a visitor. Notwithstanding the foregoing, state and local employees, or their official designees, shall not be considered a visitor provided the individual is on the licensed premises for purposes of official government business.

1. Visitors Identification and Record Requirements. Prior to permitting a visitor into a limited access area, a cannabis business must check the individual's valid government issued identification. The visitor shall be required to sign the cannabis business's visitor log, which must include the individual's name, date of entry, and purpose for entry.

2. Visitors Must Be at Least Twenty-One (21) Years of Age. A cannabis business may not permit a visitor who is less than twenty-one (21) years of age to enter a limited access area.

3. Visitors Prohibited Conduct. A visitor shall not be permitted to engage in any commercial cannabis activity while on the premises.

4. A manager shall be on the site at all times that any other person, except a security guard, is on the site.

#### **17.54.110 Security.**

The premises of a cannabis business must comply with all of the following security requirements:

A. Main entrance and lobby. The premises shall have a building with a main entrance that is clearly visible from the public street or sidewalk. The main entrance shall be maintained clear of barriers, landscaping, and other obstructions.

The premises shall have an area designed for the secure receipt of cannabis and cannabis goods from a licensed distributor.

B. Commercial-Grade Locks. All points of ingress and egress to a premises shall ensure the use of commercial-grade, nonresidential door locks or window locks.

C. A permittee shall hire or contract for 24-hour security personnel to provide security services for the premises. All security personnel hired or contracted for by the cannabis business shall comply with Chapters 11.4 and 11.5 of Division 3 of the Business and Professions Code.

D. Video Surveillance. The premises must be equipped with a video surveillance system that meets all of the requirements set forth in this subsection.

1. Each premises shall have a digital audio/video surveillance system with a minimum camera resolution of 1280 x 720 pixels.

2. The surveillance-system storage device or the cameras shall be transmission control protocol (TCP) capable of being accessed through the internet.

3. The video surveillance system shall at all times be able to effectively and clearly record images of the area under surveillance and shall capture audio such that all sounds are intelligible.

4. Each camera shall be permanently mounted and in a fixed location. Each camera shall be placed in a location that allows the camera to clearly record activity occurring within 20 feet of all points of entry and exit on the premises, and allows for the clear and certain identification of any person and activities in all areas required to be filmed under subsection 5 below.

5. Areas that shall be recorded on the audio/video surveillance system include the following:

a) Areas where cannabis goods are weighed, packed, stored, loaded, and unloaded for transportation, prepared, or moved within the premises;

b) Limited-access areas;

c) Security rooms;

d) Areas storing a surveillance-system storage device with at least one camera recording the access points to the secured surveillance recording area.

e) Entrances and exits to the premises.

f) Waste containers.

6. Cameras shall record continuously 24 hours per day and at a minimum of 15 frames per second (FPS).

7. The physical media or storage device on which surveillance recordings are stored shall be secured in a manner to protect the recording from tampering, fire, or theft.

8. Surveillance recordings shall be kept for a minimum of 90 days.

9. Surveillance recordings shall be monitored by a third party surveillance company.

10. Surveillance recordings are subject to inspection by the City, and shall be kept in a manner that allows the City to view and obtain copies of the recordings at the licensed premises upon not less than 24 hours advance notice. The permittee shall also send or otherwise provide copies of the recordings to the City upon reasonable notice by the City.

11. Recorded images shall clearly and accurately display the time and date. Time is to be measured in accordance with the United States National Institute Standards and Technology standards.

12. The video surveillance system shall be equipped with a failure notification system that provides notification to the permittee of any interruption or failure of the video surveillance system or video surveillance-system storage device.

13. The video surveillance system shall be equipped with a battery backup system capable of sustaining system operations in the case of an energy failure.

E. Alarm System. The premises shall have an audible interior and exterior security alarm system installed on all perimeter entry points and perimeter windows.

1. The alarm system shall be installed, maintained, monitored, and responded to by a security company licensed by the Department of Consumer Affairs, Bureau of Security and Investigative Services.

2. Upon request, a permittee shall make available to the City all information related to the alarm system

F. Secure Storage of Product. Cannabis and cannabis products possessed by a cannabis business shall be kept and stored in a secured manner at all times.



G. Lighting. The business entrance(s) and all window areas of any cannabis business shall be illuminated during evening hours. The cannabis business shall comply with the City's lighting standards regarding fixture type, wattage, illumination levels, and shielding.

**17.54.120 Track and Trace.**

All permittees shall comply with the track and trace system established by the State of California and as further described in Sections 5048 through 5052, inclusive, of Title 16 of the California Code of Regulations, as the same may be amended from time to time.

**17.54.130 Signage.**

The premises must comply with the following signage requirements.

A. Business signage shall be limited to the name of the cannabis business only, shall be in compliance with the City's sign code, and shall contain no advertising of any companies, brands, products, goods, or services.

B. A sign shall be posted in a conspicuous place near each point of public access which shall be not less than twelve (12) inches wide and twelve (12) inches long, composed of letters not less than one inch in height, stating "All Activities Monitored by Video Camera."

C. Limited access areas shall be clearly identified by the posting of a sign which shall be not less than twelve inches wide and twelve inches long, composed of letters not less than one-half inch in height, which shall state, "Limited Access Area—Authorized Personnel Only."

D. A sign shall be posted stating "Smoking, vaporizing, ingesting, or otherwise consuming cannabis or cannabis products on these premises, in their vicinity, or in any public place is prohibited and a violation of the Banning Municipal Code."

**17.54.140 Cannabis Waste Management.**

Cannabis waste disposal shall be conducted as follows:

A. Cannabis Waste. Cannabis waste must be made unusable and unrecognizable prior to leaving the licensed premises by grinding it and incorporating it with fifty percent non-medicinal cannabis waste.

B. Cannabis waste must be placed in either a trash enclosure or a trash receptacle for which either is locked with a commercial grade lock that is only accessible by the owner, manager, or employee of the cannabis business and any waste disposal company that provide waste disposal services for the cannabis business.

C. The permittee shall comply with Chapter 13.20, Industrial Wastewater Collection and Treatment of the Banning Municipal Code.

**17.54.150 General Sanitary Requirements.**

A. A cannabis business must ensure that its premises is maintained in a sanitary manner and activities on its premises are conducted in a sanitary manner.

B. All facilities of a cannabis business must have adequate and sufficient access to bathrooms and hand-washing facilities with running water at a suitable temperature.

**17.54.160 Odor Control.**

A. A cannabis business must have a ventilation and filtration system installed that shall prevent cannabis plant odors from exiting the interior of the structure and shall comply with all related Building Code requirements.

The ventilation and filtration system must be approved by the Building Official and installed prior to the commencement of cannabis cultivation activities.

**17.54.170 Operating Regulations.**

A. Limited Hours of Operation. A cannabis retailer may only be open to the public and engage in sales between the hours of 8:00 (eight) a.m. and 10:00 (ten) p.m.

B. Product Not Visible To Public. The display of cannabis and cannabis products for sale shall not be visible from outside the licensed premises.

C. Age Restricted Entry. A cannabis retailer may not permit an individual less than twenty-one years of age into the licensed premises, except a cannabis retailer with an M-license (allowing for the sale of medicinal cannabis and cannabis products) from the state may permit an individual aged eighteen years or older into the licensed premises if the cannabis retailer verifies the individual is a qualified patient with a physician's recommendation or a primary caregiver, as those terms are defined under State law.

D. Cannabis Paraphernalia Sales. Cannabis retailers may sell or otherwise provide equipment, supplies, and paraphernalia used to consume cannabis and cannabis products.

E. Electronic Point-of-Sale System Required. Cannabis retailers must have an electronic point of sale system that is either part of their seed to sale software or integrates with their seed to sale software. The electronic point of sale system must be capable of producing an electronic or automatic paper record for all transactions associated with any product sold, rented, or otherwise provided to the customer.

F. No Sales of Expired Product. Cannabis retailers may not sell any expired products, cannabis or cannabis products. Cannabis retailers shall not alter, edit, or adjust in any manner an expiration date on any item or product once affixed by its manufacturer.

G. Handling of Edible Cannabis Products. Cannabis retailers that possesses edible cannabis products shall comply with the provisions of all relevant state and local laws regarding the storage, handling, and sale of food.

H. Sale of Untested Products. Cannabis retailers may sell cannabis or cannabis products that have not been tested by a testing laboratory from January 1, 2018 until such time as determined by the state. Thereafter, all cannabis and cannabis products sold by a dispensary must be tested by a testing laboratory prior to sale to a purchaser in accordance with MAUCRSA.

I. Consumption of Cannabis and Cannabis Products on Premises. Cannabis and cannabis products shall not be smoked, vaporized, ingested or otherwise consumed on the licensed premises of a cannabis retailer. Premises as used in this subsection includes the actual building, as well as any accessory structures, common areas and parking areas.

J. Tamper-Evident, Child-Resistant Packaging Required. A cannabis retailer shall not deliver or sell cannabis products that are not packaged or labeled in a resealable, tamper-evident, child-resistant package. The cannabis and shall include a unique identifier for the purposes of identifying and tracking cannabis and cannabis products.

K. Cannot Be Attractive to Children. Cannabis packaging and labeling shall not be designed to appeal to children, including, but not limited to, cartoon characters or similar images.

L. State-Mandated Warnings and Information. All cannabis and cannabis product labels and inserts shall include the state-mandated warnings and information contained in Business and Professions Code Section 26120(c). Notwithstanding the foregoing, during the period of time that the state permits untested cannabis and cannabis products to be sold to purchasers, all cannabis and cannabis products must have a label affixed to each package that clearly states "This product has not been tested as required by the Medicinal and Adult-Use Cannabis Regulation and Safety Act" and must comply with any other labeling requirements imposed by the state.

#### **17.54.180 Other Provisions.**

A. No person shall give, sell, distribute, or otherwise transfer any cannabis product in any manner not consistent with the approved cannabis conditional use permit or that violates local or state law.



B. Permittees must cooperate with City staff and Police Department personnel who are conducting inspections or investigations relevant to the enforcement of laws and regulations related to this Chapter.

C. Permittees must comply with all state laws and regulations that pertain to cannabis businesses including, but not limited to, the MAUCRSA, and any regulations promulgated by a licensing authority.

D. Minimum square footage of the building shall be 800 s.f. unless otherwise provided by State.

#### **17.54.190 Indemnification.**

A. Indemnification. To the fullest extent permitted by law, the City shall not assume any liability whatsoever, with respect to approving any permit pursuant to this Chapter or the operation of any cannabis business approved by such permit pursuant to this Chapter. As a condition of approval of a permit granted under this Chapter, the applicant shall:

1. Indemnify and hold the City harmless from any and all claims, damages, legal or enforcement actions, including, but not limited to, any actions or claims associated with violation of federal law associated with the operation of the cannabis business as provided in this chapter.

2. Maintain insurance in the amounts and of the types that are acceptable to the City pursuant to guidelines and policies set forth by the City.

3. Name the City as an additionally insured on all City required insurance policies.

4. Defend, at its sole expense, any action against the City, its agents, officers, and employees related to the approval of a permit or the operation of the cannabis business.

5. Reimburse the City for any court costs and attorney fees that the City may be required to pay as a result of any legal challenge (or federal enforcement action) related to the City's approval of a permit. The City may, at its sole discretion, participate at its own expense in the defense of any such action, but such participation shall not relieve the operator of its obligation hereunder."

#### **SECTION 4. SEVERABILITY**

If any section, subsection, clause or phase or portion of this code is for any reason to invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of all other provisions of this ordinance.

The City Council hereby declares that it would have passed the ordinance codified in this chapter; and each section, subsection, sentence, clause and phrase or portion thereof, irrespective of the fact that any one or more of the sections, subsections, sentences, clauses, or phrases or portions thereof be declared invalid or unconstitutional.

**SECTION 5. PUBLICATION**

The City Clerk shall certify to the passage and adoption of this Ordinance, and shall make a record of the passage and adoption thereof in the records of and the proceedings of the City Council at which time the same is passed and adopted. Within fifteen (15) calendar days after its final passage, the City Clerk shall cause a summary of this Ordinance to be published in a newspaper of general circulation and shall post the same at City Hall, 99 E. Ramsey Street, Banning, California. The City Clerk shall cause the Ordinance to be printed, published, and circulated. The Ordinance shall go into effect thirty (30) days after its adoption, except for Section 3 of this Ordinance which shall have an effective date provided in Section 6 below.

**SECTION 6. EFFECTIVE DATE OF SECTION 3 OF THIS ORDINANCE AND CONTINGENCY ON TAX MEASURE APPROVAL BY THE VOTERS**

Section 3 of this Ordinance shall not take effect until January 1, 2019, and shall only take effect if Measure O is approved by the voters at the November 6, 2018 election, and such tax becomes operative.

**PASSED, APPROVED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
George Moyer, Mayor  
City of Banning

ATTEST:

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning

**APPROVED AS TO FORM:**

\_\_\_\_\_

Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon, APC

**CERTIFICATION:**

I, Sonja De La Fuente, Deputy City Clerk of the City of Banning, California, do hereby certify that the foregoing Ordinance was duly introduced at a regular meeting of the City Council of the City of Banning, held on the \_\_\_\_ day of \_\_\_\_\_, 2018, and was duly adopted at a regular meeting of said City Council on the \_\_\_\_ day of \_\_\_\_\_, 2018, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning



# **ATTACHMENT 4**

## **Public Hearing Notice**

Record Gazette  
218 N. Murray St.  
**Proof of Publication**  
(2015.5 C.C.P.)

159077 CC-PHN CANNABIS

State of California )  
County of Riverside ) ss.

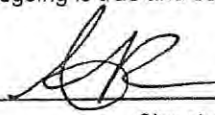
I am a citizen of the United States and a resident of the State of California; I am over the age of eighteen years, and not a party to or interested in the above matter. I am the principal clerk of the printer and publisher of Record Gazette, a newspaper published in the English language in the City of Banning, County of Riverside, and adjudicated a newspaper of general circulation as defined by the laws of the state of California by the Superior Court of the County of Riverside, under the date October 14, 1966, Case No. 54737. That the notice, of which the annexed is a copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

October 12, 2018

Executed on: 10/12/2018

At Banning, CA

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

  
\_\_\_\_\_  
Signature

NOTICE OF INTENT TO ADOPT A CATEGORICAL EXEMPTION AND NOTICE OF PUBLIC HEARING FOR ZONING TEXT AMENDMENT (ZTA) NO. 18-97503 AMENDING TITLE 17 ZONING OF THE BANNING MUNICIPAL CODE TO ADD CHAPTER 17.54, CANNABIS RETAILER CONDITIONAL USE PERMITS TO ALLOW CANNABIS RETAILERS IN THE HIGHWAY SERVING COMMERCIAL ZONING DISTRICT WITH APPROVAL OF A CANNABIS CONDITIONAL USE PERMIT AND MAKING OTHER AMENDMENTS RELATED TO CANNABIS BUSINESSES CONTINGENT UPON THE VOTERS APPROVAL OF MEASURE O, A TAX MEASURE ON THE NOVEMBER 6, 2018 GENERAL MUNICIPAL ELECTION BALLOT, AND MUNICIPAL CODE AMENDMENTS ESTABLISHING PROCEDURES FOR THE ISSUANCE OF CANNABIS REGULATORY PERMITS, ADDING CHAPTER 5.33 AND OTHER RELATED AMENDMENTS TO THE BANNING MUNICIPAL CODE

NOTICE IS HEREBY GIVEN of a public hearing before the City of Banning City Council to be held on Tuesday, October 23, 2018, at 5:00 p.m. in the Council Chambers, City Hall, 99 East Ramsey Street, Banning, California, to consider proposed Zoning Text Amendment (ZTA) No. 18-97503 to amend Title 17 of the Banning Municipal Code to add Chapter 17.54 Cannabis Retailer Conditional Use Permits to allow Cannabis Retailers in the Highway Service Commercial Zoning District with approval of a Cannabis Conditional Use Permit and making other amendments related to cannabis businesses and proposed Municipal Code Amendment (MCA) No. 18-9503 establishing procedures for the issuance of cannabis regulatory permit, adding Chapter 5.33 and other related amendments to the Banning Municipal Code. On October 3, 2018, the Planning Commission considered the proposed Zoning Text Amendment (ZTA) No. 18-97503 and voted 3-0 to recommend that the City Council adopt the proposed Zoning Text Amendment (ZTA) No. 18-97503 with amendments related to minimum square footage and separation requirements and additional requirements related to wastewater.

The Planning Commission determined that the proposed Zoning Text Amendment and Municipal Code Amendments are not subject to the California Environmental Quality Act (CEQA) pursuant to the State CEQA Guidelines Section 15060(c)(3) because they are not a project as defined by the CEQA Guidelines Section 15378. Adoption of the Zoning Text and Municipal Code Amendments do not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment. The Amendments are also exempt from review under the CEQA under State CEQA Guidelines Section 15061(b)(1) which exempts a project from CEQA if the project is exempt by statute. Business and Professions Code section 26055(h) provides that Division 13 (commencing with Section 21000) of the Public Resources Code does not apply to the adoption of an ordinance, rule, or regulation by a local jurisdiction that requires discretionary review and approval of permits, licenses, or other authorizations to engage in commercial cannabis activity. The proposed amendments provide that discretionary review for applications for cannabis conditional use permits will be required to include any applicable environmental review pursuant to Division 13 (commencing with Section 21000) of the Public Resources Code.

Information regarding the Categorical Exemption, Zoning Text Amendment, Municipal Code Amendment, and all relevant materials can be obtained by contacting the City's Community Development Department at (951) 922-3125, or by visiting the City Hall located at 99 East Ramsey Street, Banning during regular business hours. You may also go to the City of Banning website at <http://www.ci.banning.ca.us/>. All parties interested in speaking either in support of or in opposition of this item are invited to attend the hearing, or to send their written comments to the Community Development Department, City of Banning at P.O. Box 998, Banning, California, 92220.

If you challenge any decision regarding the above proposal in court, you may be limited to raising only those issues you or someone else raised in written correspondence delivered to the City Clerk at, or prior to, the time the City Council makes its decision on the proposal; or, that you or someone else raised at the public hearing or in written correspondence delivered to the hearing body at, or prior to, the hearing (California Government Code, Section 65009).

BY ORDER OF THE COMMUNITY DEVELOPMENT DIRECTOR OF THE CITY OF BANNING, CALIFORNIA

Patty Nevins  
Community Development Director

Dated: October 9, 2018

Publish: October 12, 2018

Published in  
The Record Gazette



## **CITY OF BANNING CITY COUNCIL REPORT**

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Maryann Marks, Interim Community Development Director

**MEETING DATE:** October 23, 2018

**SUBJECT:** Resolution 2018-137, Approval of a Twelve (12) Month Extension of Time for Tentative Tract Map No. 30906 for Property Generally Located West of Mountain Avenue, East of Highland Home Road, and North of Gilman Street (APNs: 535-020-004, 535-020-026, 535-020-029, 535-030-050)

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### **RECOMMENDATION:**

That the City Council:

1. Conduct a Public Hearing on the proposed extension of time for Tentative Tract Map No. 30906; and
2. Adopt Resolution No. 2018-137, approving a twelve (12) month extension of time for Tentative Tract Map No. 30906.

Alternatively, if the applicant disagrees with the proposed additional conditions of approval, that the City Council:

1. Direct staff to prepare a resolution denying the proposed twelve (12) month extension of time for Tentative Tract Map No. 30906 for the Council's consideration on its next regular City Council meeting date.

### **APPLICANT INFORMATION:**

**PROJECT APPLICANT:** Bilberry Banning, LLC  
650 Camino De Gloria  
Walnut, CA 91789



**PROPERTY OWNER:** Bilberry Banning, LLC  
650 Camino De Gloria  
Walnut, CA 91789

**PROJECT LOCATION:** Located generally west of Mountain Avenue, east of Highland Home Road, and north of Gilman Street

**APN INFORMATION:** 535-020-004, -026, and -029, and 535-030-050 (formerly APNs 535-020-004, -016, and -024, and 535-030-039).

**PROJECT AREA:** 158.5 acres

**JUSTIFICATION:**

In accordance with California Government Code (CGC) Section 66452.6(a)(1), an approved or conditionally approved tentative map expires 24 months after its approval or conditional approval, or after any additional time as may be prescribed by local ordinance, not to exceed a total of 36 months. CGC Section 66452.6(e) allows for extensions of time for approved or conditionally approved tentative maps if the subdivider submits an application for an extension prior to the expiration of the map.

Tentative maps may be extended by the legislative body for a period or periods not exceeding a total of six years. Therefore, an approved tentative map may remain active for at least a total of eight years before expiring. Additional extensions of time may result from the filing of a final map for part of the property, or by acts of the State Legislature known as automatic "Legislative Extensions".

**BACKGROUND:**

On August 24, 2004, the City Council conditionally approved Tentative Tract Map No. 30906. The original approval of Tentative Tract Map No. 30906 provided for a 24-month expiration date of August 24, 2006. The conditional approval included the provision for 4 phases to complete the subdivision.

CGC Section 66452.6(a)(1) addresses the extension of tentative maps when multiple final maps are recorded. Section 66452.6(a)(1) provides that if the subdivider is required to expend \$236,790.00 or more to construct, improve, or finance the construction or improvement of offsite public improvements, as is the case with this subdivision, "each filing of a final map shall extend the expiration of the approved or conditionally approved tentative map by 36 months from the date of its expiration ... or the date of the previously filed final map, whichever is later." Final maps are "filed" with the Riverside County Recorder in accordance with CGC Section 66499.55.

Final Tract Map No. 30906-1 for Phase 1 was recorded on March 28, 2006 and automatically extended the expiration of Tentative Tract Map No. 30906 to August 24, 2009.

Subsequent Legislative Extensions automatically extended the expiration date of Tentative Tract Map No. 30906 to August 24, 2016. Specifically, Senate Bill 1185 (Gov. Code, § 66452.21) extended the life of the Map by 12 months to August 24, 2010; Assembly Bill 333 (Gov. Code, § 66452.22) extended the life of the Map by 24 months to August 24, 2012; Assembly Bill 208 (Gov. Code, § 66452.23) extended the life of the Map by 24 months to August 24, 2014; and Assembly Bill 116 (Gov. Code, § 66452.24) extended the life of the Map by 24 months to August 24, 2016.

In 2016, the City Council approved the first twelve (12) month extension of time for Tentative Tract Map No. 30906 under Government Code Section 66452.6(e) by adoption of Resolution No. 2016-85 (Attachment 4), which extended the life of the Map to August 24, 2017. In 2017, the City Council approved a second twelve (12) month extension of time for Tentative Tract Map No. 30906 under Government Code Section 66452.6(e) by adoption of Resolution No. 2017-81 (Attachment 4), which extended the life of the Map to August 24, 2018.

On July 27, 2018, the Planning Division received an application from the project applicant seeking approval of a third twelve (12) month extension of time for Tentative Tract Map No. 30906 under Government Code Section 66452.6(e).

#### **ANALYSIS:**

Government Code Section 66452.6(e) authorizes the extension of the life of Tentative Tract Map No. 30906 for up to an additional three years. If approved, the extension of time will extend the life of the Map to August 24, 2019, and will require the project applicant to record the Final Map by or before that date, unless the life of the Map is further extended.

As noted, Final Tract Map No. 30906-1 for the first phase was filed in 2006 and portions of this first phase have already been developed with homes. The Council's approval of the requested 12-month extension of time would provide the subdivider with additional time to develop the remaining phases of the Tentative Tract Map.

In the process of developing homes under Final Tract Map No. 30906-1, the applicant failed to complete construction of all of project improvements including partially completed street improvements that have since deteriorated. The integrity of the partially completed improvements has not been assessed and for this reason City staff is recommending approval of the proposed extension of time subject to additional conditions of approval, which conditions are attached to proposed Resolution No. 2018-137. The proposed additional conditions are consistent with current Municipal Code provisions to ensure, moving forward, that the development complies with all City Community Development, Public Works, Fire, and Building and Safety standards. City staff has provided the applicant with a copy of the proposed additional conditions of approval. However, at the time of preparation of this staff report had not received comments from the applicant concerning the proposed additional conditions. Should the applicant disagree with the proposed additional conditions, City staff recommends that the City Council deny the requested extension of time for Tentative Tract Map No. 30906.

**FISCAL IMPACT:**

There are no direct fiscal impacts to the General Fund from this action. However, should the applicant record the Final Tract Map and obtain permits for the project, the City would receive development impact fees.

**PUBLIC COMMUNICATION:**

The proposed Tentative Map Extension was advertised in the Record Gazette newspaper on October 12, 2018. Additionally, notice was mailed to all property owners within 300 feet of the project. As of the date of this report, staff has not received any verbal or written comments for or against the proposal.

**ATTACHMENTS:**

1. Resolution 2018-137
2. Tentative Tract Map No. 30906
3. Final Conditions of Approval of TTM 30906 dated 8/24/04
4. Previous Extension Approvals
5. Public Hearing Notice

Approved by:



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Douglas Schulze  
City Manager



# **ATTACHMENT 1**

## **Resolution 2018-137 including New Conditions of Approval (Exhibit A)**

## RESOLUTION 2018-137

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA, APPROVING A TWELVE (12) MONTH EXTENSION FOR TENTATIVE TRACT MAP NO. 30906 (TTM 30906), AND DETERMINING NO FURTHER CEQA REVIEW REQUIRED**

**WHEREAS**, an application for an extension of time for Tentative Tract Map No. 30906 was duly filed on July 27, 2018, by:

Project Applicant: Bilberry Banning, LLC

Project Location: Located generally west of Mountain Avenue, east of Highland Home Road, and north of Gilman Street

APNs: 535-020-004, -026, and -029, and 535-030-050 (formerly APNs 535-020-004, -016, and -024, and 535-030-039).

Project Area: 158.5 acres

**WHEREAS**, pursuant to the California Environmental Quality Act ("CEQA") and the state CEQA Guidelines, City staff has considered the potential environmental impacts of the extension of time for Tentative Tract Map No. 30906 (the "Project"). City staff has also reviewed the Initial Study and Mitigated Negative Declaration (MND) prepared for Tentative Tract Map No. 30906 and approved by the City Council on August 24, 2004, including the impacts and mitigation measures identified therein. The prior MND is incorporated herein by this reference. Based on that review, the City of Banning Planning Division has determined that the Project and the circumstances under which the Project is undertaken do not involve substantial changes which will result in new significant environmental effects, and that the Project does not involve new information of substantial importance which shows that the Project will have significant effects not discussed in the prior MND. All potential environmental impacts associated with Tentative Tract Map No. 30906 and the extension of time for Tentative Tract Map No. 30906 are adequately addressed by the prior MND, and the mitigation measures contained in the prior MND will reduce those impacts to a level that is less than significant;

**WHEREAS**, on August 24, 2004, the City Council conditionally approved Tentative Tract Map No. 30906, including approval to complete the subdivision in 4 phases, with an expiration date of August 24, 2006;

**WHEREAS**, Final Tract Map No. 30906-1 for Phase 1 was filed on March 28, 2006, and in accordance with Government Code Section 66452.6(a)(1), the filing of

Final Tract Map No. 30906-1 extended the life of Tentative Tract Map No. 30906 by 3 years to August 24, 2009;

**WHEREAS**, the applicant has failed to complete construction of all improvements under Final Tract Map No. 30906-1 in their entirety and has left partially completed land and street improvements unmaintained for a long period of time;

**WHEREAS**, legislation enacted by the State Legislature, specifically Senate Bill 1185, Assembly Bill 333, Assembly Bill 208, and Assembly Bill 116 automatically extended the life of Tentative Tract Map No. 30906 to August 24, 2016;

**WHEREAS**, On September 27, 2016, the City Council approved the first twelve (12) month extension of time for Tentative Tract Map No. 30906 by adoption of Resolution 2016-85, extending the life of the Map to August 24, 2017;

**WHEREAS**, On August 22, 2017, the City Council approved a second twelve (12) month extension of time for Tentative Tract Map No. 30906 by adoption of Resolution 2017-81, extending the life of the Map to August 24, 2018;

**WHEREAS**, on July 27, 2018, the project applicant timely filed an application seeking a third twelve (12) month extension of time for Tentative Tract Map No. 30906, extending the life of the Map to August 24, 2019; and

**WHEREAS**, on October 23, 2018, the City Council held a duly noticed public hearing to consider the proposed extension of time for Tentative Tract Map No. 30906.

**NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:**

Section 1. The City Council has independently reviewed staff's determination, and based upon the whole record before it, and its independent review and judgment, finds that that the Project, is not subject to further environment review pursuant to the CEQA Guidelines because: (1) the Project and the circumstances under which the Project is undertaken do not involve substantial changes which will result in new significant environmental effects, and that the Project does not involve new information of substantial importance which shows that the Project will have significant effects not discussed in the prior MND; and (2) all potential environmental impacts associated with Tentative Tract Map No. 30906 and the extension of time for Tentative Tract Map No. 30906 are adequately addressed by the prior MND, and the mitigation measures contained in the prior MND will reduce those impacts to a level that is less than significant. The custodian of records for prior MND, and all other materials that constitute the record of proceedings upon which the City Council's determination is based, is the Planning Division of the City of Banning. Those documents are available for public review in the Planning Division located at 99 E. Ramsey Street, Banning, California 92220.



Section 2. The City Council determines that the findings for approval of Tentative Tract Map No. 30906 that were made by the City on August 24, 2004, remain applicable to the proposed extension of time for Tentative Tract Map No. 30906, and on that basis, the City Council of the City of Banning hereby approves an additional twelve (12) month extension of time for Tentative Tract Map No. 30906 in accordance with Government Code Section 66452.6(e), subject to the additional conditions of approval attached hereto as Exhibit A. With this extension, Tentative Tract Map No. 30906 shall now expire on August 24, 2019. Prior to approval of Final Map No. 30906, the applicant shall comply with the final conditions of approval imposed on Tentative Tract Map No. 30906 dated August 24, 2004, and the additional conditions of approval attached hereto as Exhibit A.

**PASSED, APPROVED AND ADOPTED** this 23<sup>rd</sup> day of October, 2018.

---

George Moyer, Mayor  
City of Banning

**APPROVED AS TO FORM  
AND LEGAL CONTENT:**

---

Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon

**ATTEST:**

---

Sonja De La Fuente, Deputy City Clerk  
City of Banning, California

**CERTIFICATION:**

I, Sonja De La Fuente, Deputy City Clerk of the City of Banning, California, do hereby certify that the foregoing Resolution No. 2018-137 was duly adopted by the City Council of the City of Banning at a regular meeting thereof held on the 23<sup>rd</sup> day of October, 2018.

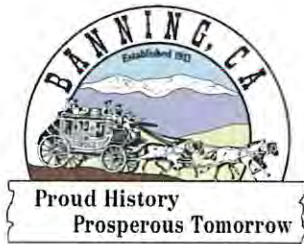
AYES:

NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning, California



# City of Banning

99 E. Ramsey Street • P.O. Box 998 • Banning, CA 92220-0998 • (951) 922-3125 • Fax (951) 922-3128

## COMMUNITY DEVELOPMENT DEPARTMENT

PROJECT #: Time Extension for Tentative Tract Map 30906  
SUBJECT: Conditions of Approval (City Council Resolution No. 2018-137)  
APPLICANT: Bilberry Banning, LLC.  
LOCATION: APNs: 535-020-004, -016, -024, and 535-030-039

### EXHIBIT A

**\* All fair share agreements, covenant agreements and agreements subject to recordation will be subject to review and approval by the City Attorney and will include appropriate enforcement provisions by the City and be properly securitized.**

Applicant shall comply with all conditions as indicated in the attached "FINAL CONDITIONS OF APPROVAL" for Tentative Tract Map 30906 dated 08/24/04.

In addition to the above "FINAL CONDITIONS OF APPROVAL", the applicant shall comply with the following conditions:

#### **Community Development Department**

1. The project shall at all times comply with all Federal, State, County, and City laws, codes, regulations, and standards including those that relate to hazardous materials.
2. The applicant shall indemnify, protect, defend, and hold harmless, the City, and/or any of its officials, officers, employees, agents, departments, agencies, and instrumentalities thereof, from any and all claims, demands, lawsuits, writs of mandamus, and other actions and proceedings (whether legal, equitable, declaratory, administrative or adjudicatory in nature), and alternative dispute resolutions procedures (including, but not limited to, arbitrations, mediations, and other such procedures) (collectively "Actions"), brought against the City, and/or any of its officials, officers, employees, agents, departments, agencies, and instrumentalities thereof, that challenge, attack, or seek to modify, set aside, void, or annul, the action of, or any permit or approval issued by, the City and/or any of its officials, officers, employees, agents, departments, agencies, and



instrumentalities thereof (including actions approved by the voters of the City), for or concerning the project, whether such Actions are brought under the California Environmental Quality Act, the Planning and Zoning Laws, the Subdivisions Map Act, Code of Civil Procedure Section 1085 or 1094.5, or any other state, federal, or local statute, law, ordinance, rule, regulation, or any decision of a competent jurisdiction. It is expressly agreed that the City shall have the right to approve, which approval will not be unreasonably withheld, the legal counsel providing the City's defense, and that applicant shall reimburse City for any costs and expenses directly and necessarily incurred by the City in the course of the defense. City shall promptly notify the applicant of any Action brought and City shall cooperate with applicant in the defense of the Action.

3. Approval of this entitlement shall not waive compliance with any sections of the Development Code, other applicable City Ordinances, in effect at the time of building permit issuance.
4. A copy of the signed resolution of approval and all conditions of approval and any applicable mitigation measures shall be reproduced in legible form on the grading plans, building and construction plans, and landscape and irrigation plans submitted for review and approval as required by the reviewing department.
5. Prior to any use of the project site, all Conditions of Approval shall be completed, as required, to the satisfaction of the Community Development Director. Contact the Planning Department at (951) 922-3125 to request a FINAL INSPECTION prior to issuance of the Certificate of Occupancy a minimum of 48 hours in advance of requested inspection.

**Public Works Department**

6. The applicant shall complete the street paving (asphalt concrete cap of 1" minimum thickness) of Tract No. 30906-1 (phase 1) for the following streets:
  - A. Street "M" (Wood Lane)
  - B. Street "K" (Birch Lane)
  - C. Street "L" (Daisy Lane)
  - D. Foothill Drive
  - E. Street "F" (Pine Circle)
  - F. Street "G" (Willow Place)
  - G. Street "I" (Bilberry Lane)
  - H. Street "J" (Oak Lane)
  - I. Street "H" (Chestnut Lane)

### **Water and Sewer**

7. Developer is to schedule a meeting and meet with public works staff no more than 90 days from the date of approval. The focus of the meeting is to develop an action plan for the immediate repair and connection of public water and sewer service on unimproved parcels.

### **Electric Utility Department**

The following will need to be completed in order to receive electric service. As a reminder obtaining the described information outlined below in a timely matter is critical for design, planning, and ordering of materials for this project. The developer shall be responsible for the following:

8. All Street Light and Secondary Handholes that were installed during the earlier phases of this project will need to be replaced per current utility standards.
9. All damage or missing substructures and or grounds will be required to be replaced to current utility standards.
10. Replace any missing or damaged conductor within the Street Light standards.
11. Completing electric utility service conduits to new meter panels.
12. All conduits will be required to be mandreled with an electric utility inspector present.
13. Paying required fees – electric permit, plan check fee, inspections fees, and cost of an aid of construction costs.

The City of Banning Electric Utility shall be responsible for:

14. Inspecting all trenches prior to backfilling. 24-hour prior notice is required before inspection.
15. Witness conduit mandreling.
16. Install electrical apparatus including primary & secondary conductors, terminations, metering, and transformer to provide electrical service for this project.



### **Building Department**

**The following comments are required at time of plan check submittal**

17. The Site shall be developed in compliance with all current model codes. All plans shall be designed in compliance with the latest editions of the California Building Codes as adopted by the City of Banning.
  - A. The following items will need to be addressed. Based on information provided additional comments may be generated:
    - i. Proposed buildings shall be accessible to persons with disabilities per CBC 11B
    - ii. Plumbing, Mechanical and Electrical systems shall comply with the California Building Codes
    - iii. Buildings shall comply with the latest editions of the CBC, specifically, existing, light and ventilation, accessibility for customers and employees.
    - iv. Riverside County Health Department approval required prior to any permits issued by the Building Department.
18. Pursuant to California Business and Professions Code Section 6737, this project is required to be designed by a California licensed architect or engineer. Based on change of use and potential exiting and fire life safety improvements.
19. Commercial buildings on the site shall be accessible per California Building Code (CBC) 11B.
20. Site Facilities such as parking (open and covered), recreation facilities, and trash dumpsters, shall be accessible per California Building Code (CBC) 11A, 11B, and 31B.
21. Separate submittals and permits are required for all accessory structures such as, but not limited to, trash enclosures, patios, block walls, and storage buildings.
22. Site development and grading shall be designed to provide access to all entrances and exterior ground floor exits and access to normal paths of travel, and where necessary to provide access. Paths of travel shall incorporate (but not limited to) exterior stairs, landings, walks and sidewalks, pedestrian ramps, curb ramps, warning curbs, detectable warnings, signage, gates, lifts and walking surface material. The accessible route(s) of travel shall be the most practical direct route between accessible building entrances, site facilities, accessible parking, public sidewalks, and the accessible entrance(s) to the site. California Building Code (CBC) 11A and 11B.



- B. City of Banning enforces the State of California provisions of the California Building Code disabled access requirements. The Federal ADA standards differ in some cases from the California State requirements. It is the building owner's responsibility to be aware of those differences and comply accordingly.
- C. Disabled access parking shall be located on the shortest accessible route. Relocate parking spaces accordingly.

### **Fire Department**

- 23. The Fire Department requires the listed fire protection measures be provided in accordance with the City of Banning Municipal Code and/or the Riverside County Fire Department Fire Protection Standards. Final conditions will be addressed when complete building plans are reviewed:
- 24. Effective January 1st 2011 all one/two family dwellings and townhouses will require an automatic residential fire sprinkler system designed and installed in accordance with section HCD R313.3 or NFPA 13D.
- 25. For residential areas, approved standard fire hydrants shall be located within 400 feet of all exterior portions of the structure. Minimum fire flow shall be 500 GPM for 1-hour duration at 20 PSI.
- 26. Prior to building plan approval and construction, applicant/developer shall furnish two copies of the water system fire hydrant plans to Fire Department for review and approval. Plans shall be signed by a registered civil engineer, and shall confirm hydrant type, location, spacing, and minimum fire flow. Once plans are signed and approved by the local water authority, the originals shall be presented to the Fire Department for review and approval.
- 27. Prior to issuance of building permits, the water system for fire protection must be provided as approved by the Fire Department and the local water authority.
- 28. Blue dot retro-reflectors pavement markers on private streets, public streets and driveways to indicated location of the fire hydrant.
- 29. Fire Apparatus access road shall be in compliance with the Riverside County Fire Department Standards. Access lanes will not have an up, or downgrade of more than 15%. Access lanes will be designed to withstand the weight of 80 thousand pounds over 2 axles. Access will have a turning radius capable of accommodating fire apparatus.

30. Access lane shall be constructed with a surface so as to provide all weather driving capabilities.
31. Any turn-around requires a minimum 38-foot turning radius. All structures shall be accessible from an approved roadway to within 150 feet of all portions of the exterior of the first floor.
32. The minimum dimension for access roads and gates is 20 feet clear and unobstructed width and a minimum vertical clearance of 13 feet 6 inches in height.
33. The applicant or developer shall prepare and submit to the Fire Department for approval, a site plan designating required fire lanes with appropriate lane printing and/or signs.

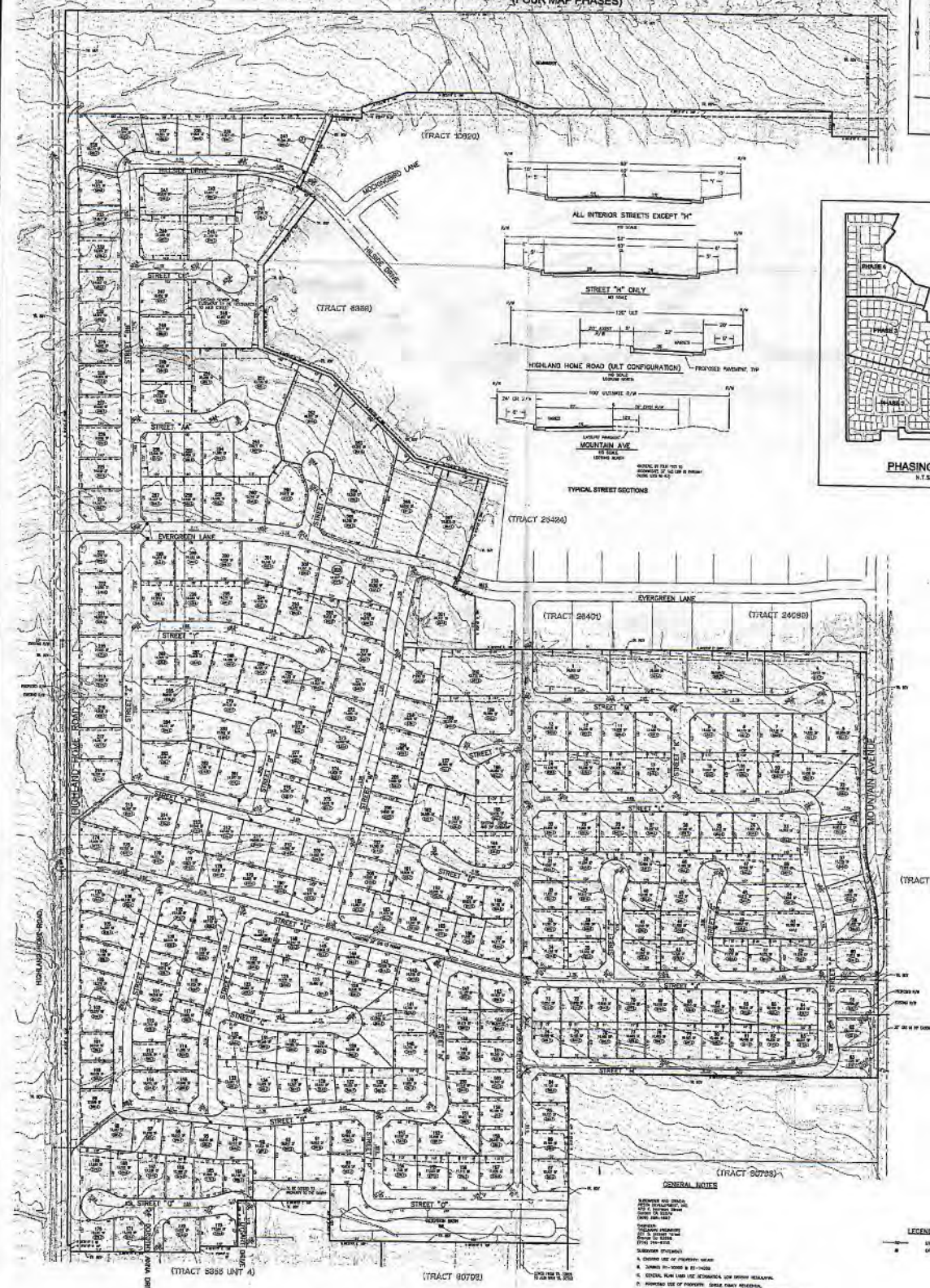
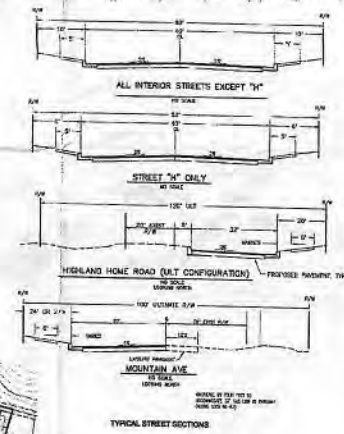
\*\*\*END\*\*\*

# **ATTACHMENT 2**

## **Tentative Tract Map No. 30906**



**TENTATIVE TRACT 30906  
(FOUR MAP PHASES)**



- NOTES**
1. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  2. CLOSING OF THIS LANE TO BE DONE BY ORDER OF COURT.
  3. PERMITTED HOME TRAIL TO BE CONSIDERED TO THE CITY OF SAN JOSE.

- GENERAL NOTES**
- A. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - B. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - C. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
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  - K. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - L. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - M. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - N. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
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  - P. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - Q. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - R. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - S. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - T. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - U. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - V. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - W. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - X. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - Y. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.
  - Z. EXISTING STREET LANE & SIDEWALK EXISTENT TO BE RECONSTRUCTED WITH NEW PUBLIC UTILITY.



**TENTATIVE TRACT 30906**  
PREPARED BY: PETER HODGSON, INC.  
JANUARY 22, 2004  
SHEET 1 OF 1

# **ATTACHMENT 3**

## **Original Conditions of Approval**



**FINAL**  
**CONDITIONS OF APPROVAL**  
**LOT SPLIT 03-4506 / TENTATIVE TRACT MAP 30906**

**PLANNING DEPARTMENT**

1. Approval of Tentative Tract 30906 shall be for a period of two (2) years from the date of approval; the expiration date is August 24, 2006. All Conditions of Approval must be met on or before the expiration date, or the applicant must request an extension of time at least thirty (30) days prior to the expiration date; otherwise, the approval shall expire and become null and void.
2. The design of all lots shall meet the minimum property development requirements contained in the City's Zoning Ordinance for the R-1-10,000, R-1-14,000 and RA Zone Districts.
3. The development of the property shall provide for no more than 304 lots as illustrated by Tentative Tract Map 30906.
4. Six foot high decorative block walls with a decorative stone cap shall be constructed around the perimeter of the property as approved by the City's Planning Department.
5. The minimum size of any dwelling to be constructed on lots located within TTM 30906 shall be 2400 square feet of residential dwelling space (excludes square footage devoted to garage structure).
6. Any developer of more than one dwelling unit shall be required to approximate the range of dwelling square footage's and custom appearance of the existing Mountain Air Rancho Estates Subdivision in such development. Individual development of single lots shall show conformance to these criteria prior to the issuance of a building permit.
7. All residential dwellings adjacent to Mountain Air Estates and Mountain Air Rancho Estates (including accessory structures) shall be single-story.
8. All construction traffic for any construction within TTM 30906 shall ingress and egress from Highland Home Road or Mountain Avenue; no construction traffic shall utilize existing Mountain Air Subdivision or Mountain Air Rancho Estates streets.
9. At Tentative Map review (at time of consideration by the City Council), the developer shall present product concepts, elevations, and floor plans.
10. Prior to the issuance of any building permits, typical building elevations shall be submitted to the Planning Department for design review and approval, in accordance with the provisions and requirements of Article 16E of the Banning Ordinance Code.
11. Applicant shall pay all development fees adopted by the City in effect at the time of issuance of any building permits, which shall include but not be limited to: police and fire

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**EXHIBIT "1"**



safety developer fees, water and sewer fees, park land dedication fees, and electric meter installation fees etc. Project proponent shall provide written evidence to the City that school mitigation fees have been paid or other arrangements acceptable to the Banning Unified School District have been met.

12. The following building setback lines shall be delineated on the composite development plan submitted for building permits:
  - o A variable front yard building setback line of at least 30 feet and not more than 35 feet.
  - o A side yard building setback line of at least 15 feet adjacent to side streets on corner lots.
13. A final, precise grading plan shall be required. Said grading plan shall be submitted to the Engineering Department for review and approval prior to any land disturbance.
14. All on site cut—and—fill slopes shall:
  - A. Be limited to a maximum slope ratio of 2 to 1, and a maximum total vertical height for both cut-and-fill of thirty (30) feet, in horizontal runs not to exceed 200 feet in length. Setbacks from top and bottom of slopes shall be a minimum of one—half the slope height, in accordance with Uniform Building Code requirements.
  - B. Be contour-graded to blend with existing natural contours.
  - C. Be a part of the downhill lot when within or between individual lots.
15. A copy of the final grading plan, approved by Engineering, shall be submitted to the Office of Planning for review and approval of the landscaping and erosion control plans when graded cut slopes exceed five (5) feet in height and fill slopes exceed three (3) feet in height.
16. The developer shall contact the U.S. postal Service to determine the appropriate type and location of mailboxes.
17. The applicant shall install slate, concrete, tile, clay tile, or equal roofing material approved by the Planning and Fire Departments on all units within the subject property.
18. All existing trees on the subject property and on the City right-of-way shall be shown on the project's grading plans, which shall note those to be removed or retained. The developer shall obtain the approval of the Planning Department for such removal or placement.
19. A trailer, used as a temporary residence or office by the property owner or his designee, may be permitted on the site during construction for a period not to exceed six (6) months. Prior to issuance of a building permit for any residential unit, said trailer shall be subject to a Land Use Permit reviewed and approved by the Planning Department.
20. Equipment and temporary structures for the housing of tools and equipment or containing supervisory offices in connection with construction projects may be established and maintained during the progress of such construction on such projects, provided that such

temporary structures and equipment may not be maintained for a period exceeding one (1) year. An extension of time may be granted upon securing approval of a Conditional Use Permit in accordance with Section 9116.4 of the Banning Ordinance Code.

21. Prior to the issuance of any Building Permits, the project proponent shall submit to the City's Planning Department for review and approval, three (3) copies of a drought-tolerant landscape plan and irrigation plan prepared by a licensed landscape architect for Lot 88 (Detention Basin), and the area located between the public right-of-way along Highland Home Road and Mountain Avenue and the proposed perimeter decorative block wall. Said plan shall also depict the proposed placement and materials for the 6-foot high decorative block wall to be established around the perimeter of the subdivision. The drought—tolerant landscape plan shall include the following:
  - A. The location, type, size and quantity of vegetation to be installed, and a date by which the landscaping shall be completed.
  - B. Required drought—tolerant slope planting: Slope planting shall be required for the surface of all cut slopes of three (3) feet or greater in height and fill slopes more than two (2) feet in height. Said slopes shall be protected against damage from erosion by providing jute netting and planting with, ground cover plants or grass, except that grass will not exceed 25% of the total planting area on the slope face.
    - (1) All slopes exceeding three (3) feet in vertical height shall also be planted with shrubs, spaced at distances not to exceed five (5) feet on center; or, trees spaced at distances not to exceed ten (10) feet on center; or a combination of shrubs and trees.
    - (2) Slopes exceeding five (5) feet in vertical height shall be planted with a combination of drought-tolerant trees, shrubs and groundcover; spacing not to exceed the on—center distances set forth in B(1).
    - (3) Drought-tolerant slope planting as required by B(1) and (2), above, shall consist of the following sizes and quantities:
      - a. Trees: 40% — 24- inch box; 25% — 15-gallon; 25% — 5-gallon; 10% — 1—gallon.
      - b. Shrubs: 40% — 10-gallon; 40% — 5-gallon; 20% — 1-gallon.
      - c. Groundcover: 100% coverage from flats planted 10-inch on-center.
    - (4) All trees that are to be planted shall have a deep root barrier installed.
    - (5) The approved landscape plan shall be installed prior to the issuance of a Certificate of Occupancy for any single-family residence to be constructed within the subdivision.
22. The Plan shall be forwarded to a Landscape Architect for review and the applicant shall pay all fees associated with the review process. The approved landscape plan shall be

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implemented / installed prior to the issuance of a Certificate of Occupancy for any single-family residence constructed within TTM 30906. (Submit landscape and irrigation plans as soon as possible to allow sufficient time for a Landscape Architect to review same).

23. Prior to the issuance of a Certificate of Occupancy for any single-family residence constructed within TTM 30906 the applicant shall submit to the City for review and approval three (3) copies of a detailed landscape and irrigation plan (comprised of xeriscape plant material) indicating type, species and location of the following minimum number of drought tolerant, multi—branched trees on each lot adjacent to the street right—of—way (all trees shall be planted with root barriers):

- 1) Cul-de-sac lots —1 tree; minimum 24" box
- 2) Interior lot— 2 trees; one 24" box, one 15—gallon
- 3) Corner lot — 3 trees; two 24" box and one 15—gallon.

The Plan shall be forwarded to a Landscape Architect for review and the applicant shall pay all fees associated with the review process. The approved landscape plan shall be implemented / installed prior to the issuance of a Certificate of Occupancy for any single-family residence constructed within TTM 30906. (Submit landscape and irrigation plans as soon as possible to allow sufficient time for a Landscape Architect to review same).

24. A six-(6) foot high chain link fence must be maintained around the perimeter of the site during all phases of construction.
25. Developer shall meet all requirements of responsible agencies, including but not limited to: Southern California Gas Company, and Southern California Edison Company.

#### **ENGINEERING DIVISION:**

##### **A. STREET IMPROVEMENTS**

1. Dedicate the necessary 60' right-of-way along the entire Highland Home Road fronting the proposed subdivision and up to the Tract's northern boundary line, making a full street right-of-way width of 120' from Wilson Street to the northerly Tract boundary, as required by the City's Circulation Element. The additional right-of-way on the west side of the channel, from Wilson Street to the northern Tract boundary, will require coordination between the adjacent property owners and the Developer.
2. Dedicate the necessary right-of-way along the entire Mountain Avenue fronting the proposed subdivision to the City of Banning, making a half-street width of 50', measured west of the Mountain Avenue centerline to the right-of-way.
3. Submit Street Improvement Plans, prepared by a licensed professional engineer, to the Engineering Division for review and approval. Construct street improvements along Highland Home Road, (two north bound and two south bound lanes) from Wilson Street to the Tract's northern boundary line and along



Mountain Avenue, from Wilson Street to the Tract boundary (half street improvements with curb and gutter at 26' from the street's centerline so that existing trees may be preserved in a parkway with a meandering sidewalk). The improvements shall consist of new A.C. pavement, a median along Highland Home Road, a meandering sidewalk on Highland Home Road and Mountain Avenue, landscaped parkway between the curb and Tract boundary and in any open spaces, curb, gutter, handicap access ramps, streetlights, traffic signs, striping and street name signs. Curb returns shall have a 35' radius (Highland Home Road and Mountain Avenue). Along the Tract boundary on Highland Home Road, the curb is to be 40' from the centerline with two paved northbound lanes and two southbound lanes. Between the Tract's northern boundary line and Wilson Street, provide for two paved northbound lanes on the east side of the flood control channel and two paved southbound lane on the west side of the channel. The east and west side improvements will be constructed within Phase One of the project. The Geotechnical Engineer shall determine the traffic index for pavement design on Highland Home Road, Mountain Avenue, and on the interior streets.

4. A boundary wall shall be constructed along the entire tract boundary and Highland Home Road and Mountain Avenue at the right-of-way line. Submit landscape drawings, prepared by a licensed architect, to the Engineering Division. Direct vehicular access from individual lots to Highland Home Road and Mountain Avenue at the right-of-way line shall be prohibited.
5. Automatic sprinkler systems shall be installed within the median, landscaped open space areas between the curb and gutter and tract boundary, retention basin(s) and any open space areas within the tract and along Highland Home Road and Mountain Avenue. Deposit the amount for the cost of constructing one half of the median in lieu of performing construction, to the City of Banning.
6. Streetlights along Highland Home Road and Mountain Avenue shall be installed offset of the existing streetlights, and those already surrounding the proposed development, per the approved Street Improvement Plans.
7. Construct street improvements of the interior streets (with 60' right of way), consisting of curb, gutter, 5' wide sidewalk, A.C. pavement, driveway approaches, handicap access ramps, streetlights, street name signs, traffic signs, and roadway striping, etc., as per the approved Street Improvement Plans and City of Banning Public Works Specifications. Curb returns shall have a radius of 25'.
8. A 52' wide total right-of-way along "H" Street will be allowed with 7' measured North of the northern curb face. Dedicate an 8' wide easement, north of the right-of-way line, to the City of Banning for the purpose of public utilities.
9. Install traffic control devices (signals) at the following intersections: Wilson Street and Mountain Avenue, Wilson Street and Highland Home Road, and Ramsey Street and Highland Home Road, per the City's Traffic Engineer's

recommendations and the City of Banning's Standard Specifications. The design shall be included with the street improvement plans.

10. Traffic signals shall be designed and constructed by the Developer and construction cost obligations of the Developer shall not exceed the traffic signal mitigation fees at the time of Building Permit issuance. Signals shall not be constructed until warranted by each map phase. In the event that the traffic signal construction costs exceeds mitigation fees, the City shall pay the Developer the difference before actual construction cost.
11. The Developer may request a Reimbursement Agreement for the design and construction of Street Improvements on Highland Home Road. Pay all required fees to the City of Banning to establish such Agreement.
12. The Developer shall participate in the City's Landscape Maintenance District No. 1 to be established by the City of Banning for the maintenance of landscape within the public right-of-way and the open space areas within the development's boundary.
13. The Developer shall design and construct the electrical system and contact the City of Banning, Electric Division to obtain comments, and will submit all necessary plans for their approval.

#### **B. WATER**

1. The developer shall cooperate with the City in developing a water supply assessment study at a future time. Also, the developer may be required to construct facilities, such as a well or reservoir, in lieu of payment of water connection fees.
  1. Submit Water Improvement Plans to the Engineering Division for review and approval. The proposed new waterlines shall connect into the City's water supply on Highland Home Road, Evergreen Lane and Mountain Avenue and shall be designed and constructed along those streets, as per the City's Approved Water Master Plan. Design and construct Master Plan 18" waterline on Highland Home Road from the existing 18" waterline at Wilson Street northerly to Evergreen Lane. Design and construct Master Plan 24" waterline on Highland Home Road, from Evergreen Lane to the north tract boundary line. Design and construct Master Plan 24" waterline on Evergreen Lane, from Highland Home Road to Mountain Avenue. Design and construct Master Plan 24" waterline on Mountain Avenue from Evergreen Lane to the existing 12" waterline located south of Street "L." Design and construct 8" waterline loop on Street "Q."
  2. The Project is located within two Pressure Zones: Pressure Zone 1 (Mountain Avenue Water Zone) and Foothill West Pressure Zone (tied-into Sunset Reservoirs at future 30' transmission line). The Pressure Zones should be split at approximately elevation 2722.

3. Waterlines to be constructed to and across property boundaries of Tract. During phasing of the Tract, all waterlines are to be looped for each phase (two points of connection). Developer is to make proper connections to the existing Mountain Avenue System for it to remain in service at all times during construction of the Tract. Waterline easements are to be a minimum of 20' wide.
4. Submit a hydraulic analysis, prepared by a licensed Civil Engineer, showing that the Tract will meet all required water pressures and fire flows.
5. Fire hydrants shall be installed as per the approved plans, and at a 300' maximum spacing.
6. All dead end water mains shall be provided with 4-inch blow off valves.
7. All water lines shall be a minimum of 8" diameter, and fittings shall be 10-gauge steel pipes, cement/mortar-lined and wrapped, and the entire water system shall be looped to the existing system on Wilson Street, Mountain Avenue, Evergreen Lane, Hillside Drive, and Highland Home Road.
8. A backflow device must be installed for each irrigation water connection and in compliance with the State of California Department of Health Regulations. Contact the City of Banning, Water Operations Division, prior to the installation.
9. An on-site waterline shall be sized and extended to the northerly Tract boundary for future connection on Mountain Avenue.
10. The developer may request a Reimbursement Agreement for the 18" and 24" waterlines designed and constructed on Highland Home Road and the 24" waterline on Mountain Avenue from Evergreen Lane to the existing 12" waterline located south of Street "L." Pay all required fees to the City of Banning to establish such Agreement.
11. Pay Reimbursement Agreement amount to the developer of Tract No. 30186 and No. 30222 for the newly constructed 12" waterline on Mountain Avenue or pay the water frontage fee to the City of Banning.

### **C. SEWER**

1. Submit Sewer Improvement Plans to the City Engineer for review and approval. Design and construct Master Plan 12" trunk line on Highland Home Road from the north boundary to existing 12" sewer line on Wilson Street. The proposed Tract's sewer system shall provide a connection to the intersection of Mountain Avenue and "L" Street. Abandon existing sewer line between lots 170 and 171 to Street "Q." Dedicate the necessary sewer easements to the City of Banning.
2. All sewer lines shall be extra strength Vitriified Clay Pipes constructed to and across the property boundaries of the tract, and the sewer main shall be a minimum of 8"



diameter. Sewer line easements to be a minimum of 20' wide and shall have an all weather access cover.

3. A sewer check valve shall be provided for each lot with a finished pad elevation lower than the rim elevation of the immediate up-stream sewer manhole.
4. The two existing 8" sewer lines running through the tract to the north to remain in service during construction of tract and to be relocated into street right-of-ways of tract.
5. The developer may request a Reimbursement Agreement for the 12" sewer line designed and constructed on Highland Home Road. Pay all required fees to the City of Banning to establish such Agreement.

#### **D. DRAINAGE**

1. The existing open channel drains, located west of the existing Highland Home Road, shall be improved, expanded, and designed as required and approved by the Riverside County Flood Control and Water Conservation District (RCFC & WCD) and reconstructed with the street improvements. The hydraulic design shall be submitted to the Engineering Division for review and approval, per the RCFC & WCD's Manual.
2. The property's street and lot grading shall be designed in a manner that perpetuates the existing natural drainage patterns with respect to tributary drainage area, outlet points and outlet conditions; otherwise, a drainage easement shall be obtained from the affected property owners for the release of concentrated or diverted storm flows. A copy of the recorded drainage easement shall be submitted to the City of Banning for review prior to the recordation of the Final Map.
3. An Encroachment Permit shall be obtained for any work on City facilities or within the City's right-of-way. The Encroachment Permit application shall be processed and approved concurrently with the improvement plans.
4. The Storm Drain Plan for the proposed subdivision shall be accompanied by hydrology and hydraulic analysis, for both developed and undeveloped conditions, prepared by a licensed engineer and shall be designed per the RCFC&WCD Hydrology Manual. All of the sheet flow shall be collected onsite in a retention basin within the development.
5. Submit drainage/hydrology study calculations and a hydraulic analysis, for both developed and undeveloped conditions, to the City of Banning, for review and approval. All of the drainage from each individual lot shall drain into the public right-of-way and not impact surrounding properties, or a drainage easement acceptance letter from the adjacent landowner must be obtained. The retention basin(s) and open space areas shall be landscaped and maintained by the Developer, until the City fully accepts the areas to be included in Landscape Maintenance District No. 1, and then for one year past the City's Acceptance date.

The design shall incorporate the drainage from the existing tracts along the northerly and easterly boundary of the proposed project. All drainage facilities shall be designed and sized to accommodate any future developments to the north and east of this proposed subdivision.

6. The 10-year storm flow shall be contained within the curb and the 100-year storm flow shall be contained within the street right-of-way. When either of these criteria is exceeded, additional drainage facilities shall be installed.
7. File a Notice of Intent, prepare a Storm Water Pollution Prevention Plan (SWPPP), obtain an NPDES Construction Activity General Permit from the State Regional Water Quality Control Board and submit a copy of each to the Engineering Division prior to obtaining the Grading Permit. Ensure that Best Management Practices (BMPs) are followed, per NPDES requirements to reduce storm water runoff during construction and thereafter. Temporary erosion control measures shall be implemented immediately following rough grading to prevent deposition of debris into downstream properties or drainage facilities.
8. Prepare and submit to the Engineering Division and FEMA, all required forms, applications, hydrology studies, reports, etc. necessary to obtain a LOMR (Letter of Map Revision) from FEMA. Pay all costs associated with the LOMR to the City of Banning and FEMA.

#### **E. BONDINGS**

1. Amount of bonding of public improvements shall be as follows:

Faithful Performance Bond.....	100% of Estimated Cost
Labor & Material Bond.....	100% of Estimated Cost
Monumentation Bond .....	\$15,000.00

The amounts shall be on file in the City Clerk's Office prior to the Final Map going to City Council for approval.

2. Unit prices for bonding estimates shall be those specified or approved by the City Engineer.

#### **F. FEES**

1. A Plan Check fee for Final Map review and all Improvement Plans for the proposed subdivision shall be paid prior to plan checking proceedings in accordance with the fee schedule in effect at the time the fees are paid.
2. Public Works Inspection fee shall be paid prior to the Final Map going to the City Council for approval in accordance with the fee schedule in effect at the time the fees are paid. Public Works permits are required prior to construction within the public right-of-way.

3. Water and Sewer Connection fees and Water Meter Installation charges shall be paid on a per lot basis, at the time of issuance of building permits, for each lot within this subdivision in accordance with the fee schedule in effect at the time the fees are paid. Also, pay all water and sewer frontage fees, if applicable, and in accordance with the fee schedule in effect at the time the fees are submitted, prior to plan checking proceedings.
4. A Plan Storage fee shall be paid prior to approval of Final Maps and improvement plans in accordance with the fee schedule in effect at the time the fee is paid.
5. A Traffic Signal Mitigation fee or any other applicable transportation fees (TUMF, MSHCP, etc.) shall be paid on a per lot basis, at the time of issuance of building permits, for each lot within this subdivision.

#### **G. IMPROVEMENT PLANS AND FINAL MAP**

1. Improvement Plans for the proposed subdivision shall be prepared as a separate set of drawings for each of the following categories:
  - a) Rough Grading
  - b) Street
  - c) Drainage/Storm Drain
  - d) Water and Sewer
  - e) Precise Grading and Plot
  - f) Electrical
  - g) Striping
  - h) Landscaping
2. Construct all proposed improvements in accordance with the approved Improvement Plans and the City of Banning Standard Specifications for the proposed tract.
3. Street Improvement Plans for the proposed subdivision shall be supplemented with a soil and geology report prepared by a licensed engineer for street structural section design.
4. Storm Drain Plan for the proposed subdivision shall be accompanied by a hydrology and hydraulic analysis prepared by a licensed engineer. All of the sheet flow shall be collected onsite in retention basin(s) and maintained by the Developer, or be directed to Line "K" (West Pershing Channel). The retention basin and open space areas shall be landscaped and maintained by the Developer until the City accepts the areas to be included in Landscape Maintenance District No. 1 and then for one year past the City's Acceptance date. The design shall incorporate the drainage from the tracts (No. 30186 & No. 30222) along the easterly side of Mountain Avenue and the existing tracts that surround the boundary of the proposed project.



5. A licensed Traffic Engineer shall prepare and submit a preliminary traffic impact and circulation analysis to the City of Banning, Engineering Division for review and approval, and prior to approval of the Final Map.
6. Submit a Rough and Precise Grading Plan to the City for review and approval. All of the grading shall conform to the latest edition of the Uniform Building Code (U.B.C.) and the grading permit must be obtained prior to the commencement of any grading activity. Submit a soil analysis report prepared by a licensed engineer, along with a grading plan.
7. The Developer shall remove and replace any areas of existing improvements that are or may become damaged during any phase of construction, as determined by the City's Public Works Inspector. A Public Works Permit shall be obtained prior to the commencement of any work within the City right-of-way. The contractor working within the right-of-way must submit proof of a Class "A" State Contractor's License, City of Banning Business License and liability insurance.
8. All street centerline monument ties shall be submitted to the Engineering Division.
9. Submit a copy of the Title Report to the Engineering Division.
10. All plans, including grading plans, shall be drawn on 24" x 36" Mylar.
11. Closure calculations, vesting deeds and title report and record maps of adjoining properties shall accompany the Final Map.
12. The original drawings shall be revised to reflect As-Built conditions by the Design Engineer prior to final acceptance of the work by the City. Water service lines, water meters, sewer laterals and electric, irrigation lines, etc., within the street right-of-way and 5' outside of the street right-of-way shall be shown on the As-Built Water/Sewer Plans. Construction plans for gas, telephone, electric and cable TV etc., shall be submitted to the City for records.
13. A small index map shall be included on the title sheet of each set of plans, showing the overall layout of the public improvements.
14. A map of the proposed subdivision drawn to scale 1" = 200', showing the outline of streets and street names, shall be submitted to the City to update the City wall atlas map.
15. An original Mylar of the Final Map (after it is recorded) shall be provided to the City for the City's map files.

16. The street name signs and traffic control devices shall be relocated or installed as required per the approved plans and City of Banning Standard Specifications.
17. Contact all affected agencies, (Army Corps of Engineers, California Department of Fish & Game, Regional Water Quality Control Board, and Riverside County Flood Control & Water Conservation District, etc.), and obtain the necessary approvals with regards to the proposed development, which includes Line "K" (West Pershing Channel). Submit copies of correspondence with the agencies to the Engineering Division.
18. Submit improvement plans to all affected utilities including the Gas Company, Time Warner, Verizon, etc. Provide all correspondence of such to the Engineering Division.
19. Prepare all of the necessary environmental documents and checklist form (Appendix "G") to conform with all of the requirements of the California Environmental Quality Act (CEQA). Submit copies of all documents to the Engineering Division, for review and approval.
20. Construct all improvements as per the Electrical Improvement Plans approved by the Electric Division.
21. The Developer shall participate in the City's Landscape Maintenance District No. 1, for the maintenance of landscape within the public right of way and the open space areas within the development's boundaries and pay all fees and annual assessments associated with the maintenance cost of said Landscape Maintenance District.

#### **H. CONSTRUCTION AND MAINTENANCE OF PUBLIC IMPROVEMENTS**

1. All required water lines and fire hydrants shall be installed and made operable before any building permits for framing are issued. This may be done in phases if the construction work is in progress for emergency vehicles.
2. Vehicular access shall be maintained at all times to all parts of the proposed subdivision, where construction work is in progress, for emergency vehicles.
3. All precautions shall be taken to prevent washouts, under mining and subsurface ponding, caused by rain or runoff to all surface structures (curbs, gutters, sidewalks, paving, etc.). The Engineering Division may order repair, removal and replacement, extra compaction tests, load tests, etc. or any combination thereof for any such structure that was damaged or appears to have been damaged. All of the additional work, testing, etc., shall be at the expense of the Developer.

4. All required public improvements for each tract shall be completed, tested and approved by the Engineering Division prior to the issuance of any Certificate of Occupancy for such tract.
5. Individual property owners, in accordance with the existing City policy, shall maintain sewer laterals.
6. A standard agreement for Construction of Public Improvements for the proposed subdivision shall be executed prior to Final Map approval.

**FIRE DEPARTMENT (NOTE: Only the "bolded" areas apply)**

The following are the minimum Fire Department requirements. There may be additional requirements when the project specifics are defined and the final proposal is submitted for approval.

**1. FIRE DEPARTMENT DEVELOPER FEES:**

Fees are increased annually and may be different at the time of construction. The fee schedule at the time of plan submittal shall apply.

**Residential Dwelling Units - \$543.00 per unit +**  
**\$ 5.00 per unit Disaster Planning**  
 Apartments - Condominiums - \$543.00 per unit  
 Mobile Home Parks - \$543.00 per unit  
 Recreational Vehicle Units - \$274.00 per unit  
 Plan Check & Inspection - \$ 42.00 per unit  
 Commercial, Industrial and/or Office Complex –  
 \$ .275 per square foot +  
 \$ 25.00 per unit Disaster Planning  
**Plan Check and Inspection - \$ 42.00 per hour**  
 \*Exception, Sprinkler and Alarm System Plan Check  
 See Number (7) for Fee Schedule.

**2. CITY OF BANNING BUSINESS LICENSE AND PROOF OF INSURANCE:**

All contractors, subcontractors etc. are required to obtain a City of Banning Business license prior to submitting plans or starting construction.

**3. CODE COMPLIANCE:**

All Plans, Specifications and Construction shall comply with and conform to the current edition of the Uniform Fire Code (UFC), Uniform Building Code (UBC), and other state and local laws as applicable.

**4. PLAN SUBMITTAL:**



Three (3) Sets of Plans and Specifications shall be submitted for review prior to obtaining a permit. This requirement applies to all work regardless of the size of the job; new construction or remodel.

5. SPRINKLER SYSTEMS REQUIRED:

Fire Sprinkler Systems shall be installed as required by the UFC or in any and all structures that are ten thousand (10,000) sq. ft. or more, or that are at or beyond the Fire Department's response time of ten (10) minutes beginning at the time the call is received at Dispatch.

6. SPRINKLER AND ALARM SYSTEMS:

Three (3) sets of plans and calculations, including three (3) sets of manufacturer's hardware specifications, shall be submitted to a State Certified Fire Protection Engineering Firm, designated by the Fire Marshal, for review for compliance with recognized codes and standards.

Alarm monitoring stations must be located within 100 miles of the City of Banning or approved by the Fire Marshal.

7. SPRINKLER AND ALARM SYSTEM FEE SCHEDULE:

Inspections - Fire Department: \$42.00 per hour, per person. (One-hour minimum)  
Additional fees as charged by the designated Fire Protection Engineering Firm.

Plan Checks - Established by the Fire Protection Engineering firm designated.

8. SPRINKLER SYSTEM UNDERGROUND:

No work shall be started prior to issuance of the permit.

The minimum size for water supply to the base of the riser shall be six (6) inches for commercial systems.

An approved AWWA double check detector check assembly, as approved by the C.O.B Water Department located as close to the property line as possible, and a minimum of twelve (12) inches above the ground shall be provided.

The Water Department shall approve all plans involving water main service.

9. FIRE HYDRANTS:

**Prior to construction or renovation, fire hydrants shall be provided when any portion of any structure exceeds 150 feet from a water supply on a public street.**

Spacing of fire hydrants shall comply with UFC Appendix III B and the City of Banning Public Works Standards.

Minimum 6-inch riser, street valve, approved shear valve and blue dot identification marker shall be provided for each fire hydrant.

The City standard fire hydrant is the Commercial, James Jones #J3765, **Residential, James Jones #J3700, or an equivalent approved by the Fire Marshal.**

Fire Hydrants are to be painted by the developer, contractor, etc., prior to the final inspection. (EOS Standard W714) Rustoleum Red, damp proof #769 and two (2) coats of Rustoleum semi-gloss yellow #659, or an approved equivalent.

10. **WATER SUPPLY:**

Fire flow shall be established by the Fire Department using the information provided in the UFC Appendix III A. Fire Flow may be adjusted upward where conditions indicate an unusual susceptibility to fire. (1000 gallons/minute for 2 hours)

11. **FIRE DEPARTMENT ACCESS:**

Shall be required when any portion of the first story of any structure is more than 150 feet from Fire Department apparatus access.

Minimum clearances or widths may be increased when the minimum standards are not adequate for Fire Department access.

Surfaces shall be designed and maintained to support the imposed loads of fire apparatus (65,000gvw). Surfaces shall have all-weather driving capabilities, including bridges. All roads must be place and meet the above standard before any combustible materials can be delivered to the site.

Minimum unobstructed width shall be 20 feet.

Minimum unobstructed vertical clearance shall not be less than 13 feet 6 inches.

Minimum turning radius shall be 42 feet.

All dead-end access roads in excess of 150 feet shall have approved provisions for turning around of fire apparatus.

Maximum grade shall be established by the Fire Department.

Vehicles shall not be parked or otherwise obstruct the required width of any fire apparatus access.

Two means of ingress/egress shall be provided for emergency vehicles and fire apparatus.

The requirements for this segment are covered in UFC Article 9.

**12. PREMISES IDENTIFICATION:**

Approved numbers or addresses shall be placed on all new and existing buildings in such a position as to be plainly visible and legible from the street or road fronting the property. Said numbers shall contrast with their background.

Commercial - 6" mm. Size

Residential - 3-1/2" mm. Size

**13. DIRECTORIES:**

Approved illuminated directions shall be provided at the entrance approach to apartments, trailer parks and condominiums. Information to be provided shall be, but is not limited to, a map of the complex showing each dwelling unit and name of the occupant.

**14. SPARK ARRESTORS:**

Chimneys used in conjunction with fireplaces or heating appliances in which solid or liquid fuel is used shall be maintained with an approved spark arrestor.

**15. FIRE EXTINGUISHING EQUIPMENT FOR PROTECTION OF KITCHEN GREASE HOODS AND DUCTS.**

An approved fire-suppression system shall be provided for the protection of commercial type food heat-processing equipment.

Three (3) sets of plans and a copy of the manufacturers installation manual are required.

**16. FLAMMABLE LIQUID:**

The storage, use, dispensing and mixing of flammable and combustible liquids shall be in accordance with UFC Article 79 and UBC Section 307.

Underground tank installation requires three (3) sets of plans approved by the Riverside County Health Department Hazardous Material Division. The Fire Department will inspect the product lines and supervise the test thereof.

Above ground tanks may be approved for non-commercial use in certain zones by the Fire Marshal. Only above ground tanks that are UL listed, provide two (2) hour firewall protection and which exceeds 110% minimum interstitial, or 150% exterior containment shall be considered.

**17. SPRAY FINISHING:**

TTM 30906  
08/24/04



Spray Booth/Spray Room/Spray Area shall conform to the provision of Article 45 of the UFC Article 45, UBC Section 307 and all other state and local laws, ordinance and regulations.

18. INSPECTIONS:

Inspections shall be requested a minimum of forty-eight (48) hours prior to the time the required inspection is needed.

Fee for each inspection is \$42.00 per hour per person. Exception, residential inspections are \$21.00 per unit per person.

Work begun without a permit or without an approved set of plans at the job site will result in a triple fee and/or the work stopped.

19. HAZARDOUS MATERIALS:

The storage, dispensing, use or handling of hazardous materials shall be in accordance with the provisions of UFC Article 80 and UBC Section 307 in addition to all federal, state and local laws or ordinances.

Business Plans may be required per SB 2186 and 2187 including MSDS, HMMP and RMPP.

20. A GREENBELT OR FUEL MODIFICATION ZONE MAY BE REQUIRED.

Requirements will be site specific to the project. The Greenbelt/Zone Plan and the provisions for maintenance shall be approved by the Fire Marshal.

21. OTHER REQUIREMENTS:

**All fire hydrants must be in place and working prior to combustible construction material being delivered to the site. All access roads must be in place and capable of supporting 65,000 gvw vehicles in all weather conditions prior to combustible construction material being delivered to the site.**

**If the above conditions are not met, the project is in violation of the Uniform Fire Code and construction will be halted until the violations are corrected.**

# **ATTACHMENT 4**

## **Previous Extension Approvals**

**Resolution No. 2007-134**

**Resolution No. 2016-85**

**Resolution No. 2017-81**

**RESOLUTION NO. 2007-134**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA APPROVING A ONE-YEAR EXTENSION OF TIME FOR TENTATIVE TRACT MAP 30906 (TTM 30906) PREVIOUSLY APPROVED BY CITY COUNCIL ON AUGUST 24, 2004.**

**WHEREAS**, an application for time extension for Tentative Tract Map No. 30906 has been duly filed by:

Applicant / Owner:	<b>Fiesta Development</b>
Authorized Agent:	<b>Alfredo Martinez</b>
Project Location:	<b>Generally located west of Mountain Avenue, east of Highland Home Road, and north of Gilman Street.</b>
APN Number:	<b>535-020-004, -016, -024; 535-030-039</b>
Project Area:	<b>158.5-acres</b>
Application Complete:	<b>August 20, 2007</b>

**WHEREAS**, the City Council of the City of Banning, on August 24, 2004, approved Tentative Tract Map 30906, to allow the subdivision of approximately 158.5-acre site into 303 lots for single-family residential use; and,

**WHEREAS**, the City Council of the City of Banning, on August 8, 2006, further approved a one year extension of time for Tentative Tract Map 30906; and,

**WHEREAS**, Alfredo Martinez, agent for Fiesta Development submitted a request for a time extension for Tentative Tract Map 30906 in accordance with Section 66452.6(e) of the Subdivision Map Act; and,

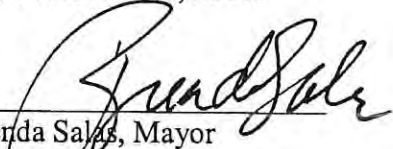
**WHEREAS**, On August 24, 2004, a Mitigated Negative Declaration and a Mitigation Monitoring Program prepared for the project was certified and approved in accordance with the California Environmental Quality Act (CEQA) when the project was approved by City Council; therefore, a subsequent/supplemental environmental document is not required;

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Banning hereby approves an additional one-year time extension for Tentative Tract Map No. 30906 in accordance with Government Code Section 66452.6(e). Therefore, said tentative tract map shall expire on August 24, 2008, unless said map has been recorded, or a request has been filed with the City for an extension of time in accordance with law.

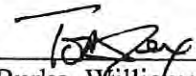
The above action is final unless an appeal is filed pursuant to Section 9117.10 of the Banning Municipal Code within fifteen (15) calendar days following City Council action.



**PASSED, APPROVED AND ADOPTED** this 13<sup>th</sup> day of November, 2007.

  
Brenda Salas, Mayor  
City of Banning

**APPROVED AS TO FORM  
AND LEGAL CONTENT:**

  
Burke, Williams & Sorensen, LLP  
Dep City Attorney

**ATTEST:**

  
Marie A. Calderon, City Clerk

**CERTIFICATION:**

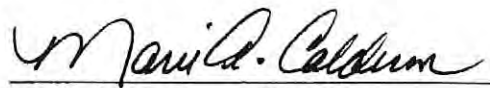
I, Marie A. Calderon, City Clerk of the City of Banning, California, do hereby certify that the foregoing Resolution, No. 2007-134, was duly adopted by the City Council of the City of Banning, California, at a regular meeting thereof held on the 13<sup>th</sup> day of November 2007, by the following vote, to wit:

AYES: Councilmembers Botts, Franklin, Hanna, Machisic, Mayor Salas

NOES: None

ABSENT: None

ABSTAIN: None

  
Marie A. Calderon, City Clerk  
City of Banning  
Banning, California

## RESOLUTION NO. 2016-85

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA, APPROVING A TWELVE (12) MONTH EXTENSION FOR TENTATIVE TRACT MAP NO. 30906 (TTM 30906)

**WHEREAS**, an application for time extension for Tentative Tract Map No. 30906 has been duly filed by:

Project Applicant: Bilberry Banning, LLC

Project Location: Located generally west of Mountain Avenue, east of Highland Home Road, and north of Wilson Street

APN's: APN'S 535-020-004, -016, -024; 535-030-039

Project Area: 158.5 acres

**WHEREAS**, The City Council conditionally approved Tract Map (TTM) 30906 at their regular scheduled meeting held August 24, 2004. The conditional approval included the provisions for 4 phases to complete the subdivision. Subsequent to that approval, a one year extension of time was approved by City Council on August 8, 2016. On November 13, 2007, the City Council again extended the map by adoption of Resolution No. 2007-13. Thus the map would have expired on August 24, 2008, unless extended further, or the final map records.

**WHEREAS**, Section 66452.6 of the Subdivision Map Act (SMA) makes provision for extending tentative maps when multiple final maps are recorded. This provision requires that the subdivider have a requirement to expend more than \$236,790.00 on offsite public improvements, as is the case with this subdivision. It states that "each filing of a final map" shall extend the TTM for a period of 36 months. "Filing" means delivering to the Riverside County Recorder (SMA §66499.55).

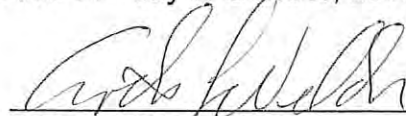
**WHEREAS**, Final Map 30906-1 was recorded on March 28, 2006. TTM 30906 was to expire on August 24, 2006, by operation of law. The filing of the final map therefore automatically extended the expiration of TTM 30906 to August 24, 2009. Subsequent actions by the State of California have extended the map to August 24, 2010 (SB1185), August 24, 2012 (AB333), August 24, 2014 (AB208), and finally to August 24, 2016 (AB116).

**WHEREAS,** The State of California is not providing additional automatic extensions at this time. If approved, this would grant the third and final discretionary extension and will require the project applicant to record the subdivision map by August 24, 2017.


**NOW THEREFORE, BE IT RESOLVED,** that the City Council of the City of Banning hereby approves an additional twelve (12) month extension of time for Tentative Tract Map No. 30906 in accordance with Government Code Section 66452.6. Therefore, said tentative tract map shall expire August 24, 2017.

The above action is final unless an appeal is filed pursuant to Section 17.68.100 of the Banning Municipal Code within fifteen (15) calendar days following City Council action.


**PASSED, APPROVED AND ADOPTED** this 11<sup>th</sup> day of October, 2016.

  
\_\_\_\_\_  
Arthur L. Welch, Mayor  
City of Banning

**ATTEST:**

  
\_\_\_\_\_  
Marie A. Calderon, City Clerk  
City of Banning, California

**APPROVED AS TO FORM  
AND LEGAL CONTENT:**

  
\_\_\_\_\_  
John C. Cotti, Interim City Attorney  
Jenkins & Hogan, LLP



**CERTIFICATION:**

I, Marie A. Calderon, City Clerk of the City of Banning, California, do hereby certify that the foregoing Resolution No. 2016-85 was duly adopted by the City Council of the City of Banning at a regular meeting thereof held on the 11<sup>th</sup> day of October, 2016, by the following vote, to wit:.

AYES: Councilmembers Franklin, Miller, Moyer, Peterson, Mayor Welch

NOES: None

ABSENT: None

ABSTAIN: None



---

Marie A. Calderon, City Clerk  
City of Banning, California

## **RESOLUTION 2017-81**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA, APPROVING A TWELVE (12) MONTH EXTENSION OF TIME FOR TENTATIVE TRACT MAP 30906 (TTM 30906)**

**WHEREAS**, an application for time extension for Tentative Tract Map 30906 has been duly filed by:

Project Applicant: Bilberry Banning, LLC

Project Location: Located generally west of Mountain Avenue, east of Highland Home Road, and north of Wilson Street

APN's: APN'S 535-020-004, -016, -024; 535-030-039

Project Area: 158.5 acres

**WHEREAS**, The City Council conditionally approved Tentative Tract Map (TTM) 30906 at their regular scheduled meeting held August 24, 2004. The conditional approval included the provisions for 4 phases to complete the subdivision.

**WHEREAS**, Final Map 30906-1 was recorded on March 28, 2006. In accordance with Subdivision Map Act 66452.6(a)(1), which includes a provision requiring that the subdivider expend more than \$236,790.00 on offsite public improvements, the filing of the final map extended the approved tentative map by three years and the new expiration date was August 24, 2009.

**WHEREAS**, actions by the State Legislature, specifically SB1185, AB333, AB208, and AB 116, extended TTM 30906 until August 24, 2016.

**WHEREAS**, On October 11, 2016, The City Council approved a twelve (12) month extension of time for TTM 30906 by adoption of Resolution 2016-85. Therefore, Tentative next expiration date is August 24, 2017.

**NOW THEREFORE, BE IT RESOLVED**, that the City Council of the City of Banning hereby approves an additional twelve (12) month extension of time for Tentative Tract Map 30906 in accordance with Government Code Section 66452.6. Therefore, said tentative tract map shall expire August 24, 2018.


The above action is final unless an appeal is filed pursuant to Section 17.68.100 of the Banning Municipal Code within fifteen (15) calendar days following City Council action.

**PASSED, APPROVED AND ADOPTED** this 22<sup>nd</sup> day of August, 2017.



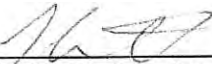
George Moyer, Mayor  
City of Banning

**ATTEST:**



Marie A. Calderon, City Clerk  
City of Banning

**APPROVED AS TO FORM  
AND LEGAL CONTENT:**



John C. Cotti, Interim City Attorney  
Jenkins & Hogin, LLP



**CERTIFICATION:**

I, Marie A. Calderon, City Clerk of the City of Banning, California, do hereby certify that the foregoing Resolution No. 2017-81 was duly adopted by the City Council of the City of Banning at a regular meeting thereof held on the 22<sup>nd</sup> day of August, 2017, by the following vote, to wit:

AYES: Councilmembers Andrade, Franklin, Peterson, Welch, Mayor Moyer

NOES: None

ABSENT: None

ABSTAIN: None



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Marie A. Calderon, City Clerk  
City of Banning, California

# **ATTACHMENT 5**

## **Public Hearing Notice**

Record Gazette  
218 N. Murray St.  
**Proof of Publication**  
(2015.5 C.C.P.)

159075 CC-PHN TTM 30906 EXT

State of California )  
County of Riverside ) ss.

I am a citizen of the United States and a resident of the State of California; I am over the age of eighteen years, and not a party to or interested in the above matter. I am the principal clerk of the printer and publisher of Record Gazette, a newspaper published in the English language in the City of Banning, County of Riverside, and adjudicated a newspaper of general circulation as defined by the laws of the state of California by the Superior Court of the County of Riverside, under the date October 14, 1966, Case No. 54737. That the notice, of which the annexed is a copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

October 12, 2018

Executed on: 10/12/2018

At Banning, CA

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

NOTICE OF PUBLIC HEARING TO CONSIDER APPROVAL FOR A TWELVE (12) MONTH EXTENSION OF TIME FOR TENTATIVE TRACT MAP NO. 30906 (TTM 30906), LOCATED GENERALLY WEST OF MOUNTAIN AVENUE, EAST OF HIGHLAND HOME ROAD, AND NORTH OF GILMAN STREET APN(S) 535-020-004, 535-020-026, 535-020-029, AND 535-030-050

NOTICE IS HEREBY GIVEN of a public hearing before the City of Banning City Council, to be held on Tuesday, October 23, 2018, at 5:00 p.m. in the Council Chambers, City Hall, 99 East Ramsey Street, Banning, California, to consider granting a twelve (12) month time extension for Tentative Tract Map No. 30906 (TTM 30906). The proposed project site is located generally west of Mountain Avenue, east of Highland Home Road, and north of Gilman Street APN(s) 535-020-004, 535-020-026, 535-020-029, and 535-030-050. TTM 30906 was previously approved on August 24, 2004.

Information regarding the request for twelve (12) month extension of time for Tentative Tract Map No. 30906 (TTM 30906) can be obtained by contacting the City's Community Development Department at (951) 922-3125, or by visiting the City Hall located at 99 East Ramsey Street, Banning. You may also go to the City of Banning website at <http://www.ci.banning.ca.us/>.

All parties interested in speaking either in support of or in opposition to this item are invited to attend the hearing, or to send their written comments to the Community Development Department, City of Banning at 99 E. Ramsey Street, P.O. Box 998, Banning, California, 92220.

If you challenge any decision regarding the above proposal in court, you may be limited to raising only those issues you or someone else raised in written correspondence delivered to the City Clerk at, or prior to, the time the City Council makes its recommendation on the proposal; or, you or someone else raised at the public hearing or in written correspondence delivered to the hearing body at, or prior to, the hearing (California Government Code, Section 65009).

BY ORDER OF THE COMMUNITY DEVELOPMENT DIRECTOR OF THE CITY OF BANNING, CALIFORNIA

Patty Nevins

Community Development Director

Dated: October 9, 2018

Publish: October 12, 2018

Published in

The Record Gazette

No. 159075

10/12/2018





## CITY OF BANNING CITY COUNCIL REPORT

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Tom Miller, Electric Utility Director

**MEETING DATE:** October 23, 2018

**SUBJECT:** Resolution 2018-130, Amending the Residential Rate Structure

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### **RECOMMENDED ACTION:**

Staff recommends that the City Council of the City of Banning adopts Resolution 2018-130 which approves the following actions:

- Transitions from a tiered rate structure to a flat rate structure
- Transitions the qualified low-income rate to a discount rate rider
- Retains the qualified medical discount as a discount rate rider
- Suspends the qualified senior low-income discount indefinitely
- Suspends the unmetered street light charge indefinitely
- Adjusts the net metered energy true-up procedures by adding up to \$156 annually for the increased service charge to \$18/meter/month

Should city council decide to proceed with these recommendations, the city manager and his staff are directed to take the necessary actions to implement the revised utility charges.

### **GOAL STATEMENT:**

- Simplify the rate structure by transitioning from a tiered rate to a flat rate design
- Remain revenue neutral from a cost of service standpoint
- Correct the perception of revenue variability in the billing cycle that is inherent to the tiered rate design

### **COMMITTEE RECOMMENDATION:**

Reviewed with city council at a special workshop on September 25<sup>th</sup>, 2018; general consensus was to proceed with the notice of rate change and public hearing for resolution discussion and possible action.

### **BACKGROUND:**

A tiered rate design was implemented in 2004. In developing the tiered rate, the records indicate a desire to compete directly with Southern California Edison by designing Banning Electric's rate in a similar tiered rate fashion. Many years have passed and much has changed in the power industry. Tiered rates have been used to promote load growth and encourage energy efficiency. The current regulatory desire is to promote off-peak consumption for battery charging and zero-emissions vehicles. The flat rate design meets the current regulatory trend.

### **JUSTIFICATION:**

Our customer's wish to have rates that are simple in design and easy to understand. A flat rate design stabilizes customer's bills year around, incentivizes electrification, showcases our virtually carbon-free portfolio, supports the utility's energy efficiency rebate programs, and reflects the current price stability in the market place.

### **FISCAL IMPACT:**

- Residential Rate restructure should be revenue neutral based upon an average monthly usage of 514kWh/customer/month, no fiscal impact
- Qualified low-income discount will increase \$5/customer/month impacting the Public Benefit Fund approximately \$61,500 annually
- Qualified medical discount will remain as a cost of goods sold discount of \$25/customer/month, no fiscal impact
- Suspending the \$2 senior low-income discount will decrease sales revenue by approximately \$24,600 annually
- Suspending the \$2 unmetered street light charge will decrease sales revenue by \$30,000 per month
- Net metered energy sales for solar should be revenue neutral but in order to do so a \$156/year/customer will be factored into the annual true-up

### **OPTIONS:**

1. Approve as recommended
2. Approve with modifications
3. Do not approve and provide alternative direction

**ATTACHMENTS:**

1. Resolution 2018-130
2. Rate Tariffs
3. September 17<sup>th</sup>, 2018, staff report
4. September 25<sup>th</sup>, 2018, city council workshop presentation

Approved by:

  
\_\_\_\_\_  
Douglas Schulze  
City Manager



# **ATTACHMENT 1**

Resolution 2018-130

## RESOLUTION 2018-130

### **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA, AMENDING THE RESIDENTIAL RATE STRUCTURE, MODIFYING LOW-INCOME AND MEDICAL DISCOUNTS, AND INDEFINITELY SUSPENDING THE LOW-INCOME SENIOR DISCOUNT AND STREET LIGHT UTILITY CHARGES.**

**WHEREAS**, the City of Banning (City) owns and operates an electric utility known as the Banning Electric Utility (Utility); and,

**WHEREAS**, the purpose of the Utility is to provide electric power generation and electrical energy procurement, transmission and delivery of electrical energy, retail electrical energy distribution, metering, customer billing and energy efficiency services; and,

**WHEREAS**, the City Council has the authority to establish and adjust utility charges and electrical energy rates; and,

**WHEREAS**, the Utility has adopted the Bonbright Principles as guidelines for designing rates including: practical, simple, understandable, and acceptable; uncontroversial as to interpretation; should meet the revenue requirements; should provide stable rates; promote fairness between rate classes; avoidance of undue discrimination; should be economically efficient; and discourage wasteful usage; and,

**WHEREAS**, amending the residential rate structure is intended to be a revenue neutral action by maintaining the annual residential revenue requirement of \$11,103,419.96 based upon an average monthly consumption of 514 kWh; and

**WHEREAS**, amending the residential rate design impacts entitlements for low-income, medical, and senior low-income customers which requires the implementation of sales discounts in order to remain revenue neutrality; and

**WHEREAS**, the Utility recommends indefinitely suspending the low-income senior discount of \$2 per meter per month and all unmetered street lighting service utility charges.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Banning as follows:

**SECTION 1.** The Banning City Council adopts Resolution 2018-130, approving a revenue neutral restructuring of the residential rate from a tiered rate design to a flat rate design, as set forth in Schedule A (Residential Service) of Exhibit A entitled "Electric Utility Rate Schedule". Pursuant to Schedule A, the residential rates shall be as follow:

<b>Customer Service Charge of</b>	<b>\$18.00 per meter per month</b>
<b>Energy Charge for all kWh of</b>	<b>\$0.15232 per kWh</b>

SECTION 2. City Council authorizes the modification of the low-income, medical, and combined sales discounts, as provided in Schedule A of Exhibit A. Pursuant to Schedule A, the residential rate discounts shall be as follows:

<b>Low-income Discount</b>	<b>\$30.00 per meter per month</b>
<b>Medical Discount</b>	<b>\$25.00 per meter per month</b>
<b>Low-income &amp; Medical combined Discounts</b>	<b>\$50.00 per meter per month</b>

SECTION 3. City Council authorizes the indefinite suspension of the senior low-income discount and all unmetered street lighting service utility charges.

SECTION 4. Except with respect to Schedule A (Residential Service) of the Electrical Utility Rate Schedule, all other Schedules and provisions of the Electrical Utility Rate Schedule shall remain in full force and effect, and by this action are not being amended or readopted by the approval of the Resolution.

SECTION 5. City Council authorizes the city manager and/or the electric utility director to make all necessary utility billing system software modifications and billing statement reproductions to implement the aforementioned changes in utility charges.

**PASSED, APPROVED AND ADOPTED** this 23th day of October, 2018.

\_\_\_\_\_  
George Moyer, Mayor  
City of Banning

**ATTEST:**

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning

**APPROVED AS TO FORM AND  
LEGAL CONTENT:**

\_\_\_\_\_  
Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon



**CERTIFICATION:**

I, Sonja De La Fuente, Deputy City Clerk of the City of Banning, California, do hereby certify that the foregoing Resolution 2018-130, was duly adopted by the City Council of the City of Banning, California, at a regular meeting thereof held on the 23rd day of October, 2018, by the following vote, to wit:

AYES:

NOES:

ABSTAIN:

ABSENT:

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning, California

# **ATTACHMENT 2**

## **Rate Tariffs**

CITY OF BANNING  
Electric Division

SCHEDULE A

RESIDENTIAL SERVICE

A) APPLICABILITY

This schedule is applicable to single family and multiple family accommodations devoted primarily to domestic use, and includes services for lighting, cooking, heating and power consuming appliances.

B) CHARACTER OF SERVICE

Alternating current with regulated frequency of 60 hertz, delivered at 120 or 240 volts, single phase, as may be specified by the Division.

C) TERRITORY

Within the area served by the City of Banning

D) RATES

Customer Service Charge	\$ 18.00 Per Meter Per Month
Energy Charge – All kWh	\$0.15232 Per kWh

E) MINIMUM CHARGE

The minimum charge per billing cycle will be the \$18.00 Customer Service Charge.

F) MINIMUM REQUIREMENTS

1. Meter: All services shall be through one meter.
2. Multiple Family Dwellings

Whenever two or more individual family accommodations (in an apartment house, duplex, court, mobile home park, etc.) receive electric service from the Division through a master meter, the service shall be billed under this Schedule. The customer service charge per month will be \$18.00 multiplied by the number of individual dwelling units served.

3. Energy Taxes and Surcharges



All applicable local, county, state, and federal taxes or surcharges or franchise fees may be included in the above rates or may be added to the rates.

#### G) LOW INCOME QUALIFIED DISCOUNT

Upon application to the City, each approved low-income residential customer shall receive a discount of \$30.00 on their bill. The customer shall be required to recertify their eligibility every two years. Failure to recertify will result in removal from the Low Income Qualified Discount.

#### H) LIFE SUPPORT DEVICES

1. Medical Baseline Discount: Upon application to the City, the account of each eligible residential customer will be provided a monthly Medical Baseline Discount of \$25.00.

- a. Eligibility: For an account to be eligible for the standard Medical Baseline Discount, the residential customer will provide certification as set forth in Paragraph E below to the City that:

- (1) Regular use in the customer's home of one or more medical life support devices is essential to maintain the life of a full-time resident of the household; and/or
- (2) A full-time resident of the household is a paraplegic, hemiplegic, quadriplegic, multiple sclerosis, or schlerodemic patient.

- b. Life-support Devices

The account of each eligible residential customer will be provided a standard Medical Baseline Discount following certification acceptable to the City that a full-time resident of the household requires the regular use in the customer's home of one or more life-support devices.

Life-support devices mean those devices or equipment which utilize mechanical or artificial means to sustain, restore, or supplement a vital function, or mechanical equipment which is relied upon for mobility both within and outside of buildings. Life-support devices or equipment include the following:

Aerosol Tent	Electrostatic Nebulizer
Compressor	Electric Nerve Stimulator
Iron Lung	Ultrasonic Nebulizer
Pressure Pump	Motorized Wheel Chair
IPPB Machine	Kidney Dialysis Machine
Suction Machine	Respirator (all types)
Oxygen Generator (Electrically Operated)	

- c. Paraplegic, Hemiplegic, Quadriplegic, Multiple Sclerosis or Schlerodemic Patients

The account of each eligible residential customer, who provides certification that a full-time resident of the household is a paraplegic, hemiplegic, quadriplegic,

multiple sclerosis or scherodemic patient or suffers from abnormality of centrally controlled body thermostat will be provided a standard Medical Baseline Discount in consideration of special heating and/or cooling needs.

e. Certification

The City may require the following Certification:

- (1) The Customer shall have a medical doctor or osteopath licensed to practice medicine in the State of California provide the City with a certification letter, acceptable to the City. The letter shall describe in detail the type of life-support device(s) regularly required by the patient and the utilization requirements, and/or certify that the full-time resident is a paraplegic, hemiplegic, quadriplegic, multiple sclerosis, or scherodemic patient; or
- (2) County, State, or Federal agencies, using an established notification letter to electric utilities, shall provide the City with information relative to a patient who regularly requires the use of a life-support device in a customer's residence.

Within 15 days after acceptance of the above certification, the City will provide a Medical Baseline Discount to the customer's account. The City may require a new or renewed application and/or certification every two years, or when needed, in the opinion of the City.

f. Termination of Use

The Customer shall notify the City of termination of use of equipment or devices set forth above.

g. Combined Discounts

If a customer is on both the Low Income and Life Support Devises programs, the maximum combined monthly discount will be \$50.00

I) NET ENERGY METERING CUSTOMERS

Those customers who are on the terminal Net Energy Metering program will receive a credit of up to \$156.00 on their annual true up. This \$156 amount is compensation for the increase in the customer charge, less the elimination of the streetlight charge.  $((\$18 - \$3 - \$2) \times 12 \text{ months})$ .

# **ATTACHMENT 3**

September 17, 2018

Staff Report





## CITY OF BANNING CITY COUNCIL REPORT

**TO:** FINANCE AND BUDGET COMMITTEE

**FROM:** Rochelle Clayton, Interim City Manager

**PREPARED BY:** Tom Miller, Electric Utility Director

**MEETING DATE:** September 17, 2018

**SUBJECT:** Revising the Electric Rate Design for Residential Rate Class

---

### **RECOMMENDED ACTION:**

Staff recommends that the Finance and Budget Committee review and discuss redesigning the residential class rate structure and provide input to the final work product prior to consideration of the City Council. As a result of a new rate design, staff suggests a review of the qualified low-income, medical, and senior rate subsidies and consider a monthly discount in lieu of a redesigned low-income rate structure.

### **GOAL STATEMENT:**

The goal of the revised residential rate structure is maintaining revenue neutrality for the **average** residential rate user and the electric utility overall. (There is no change in the revenue requirements therefore no impact to rate of return on rate base.) Also, in order to suitably implement the change in the residential rate design, our goal is to simplify and balance the use of privileged subsidies provided by the suggested discount.

### **COMMITTEE RECOMMENDATION:**

Recommendation pending review of the Finance and Budget Committee.

### **BACKGROUND:**

The City is in the process of formalizing the long-term practice of transferring electric enterprise revenues to the general fund. Accompanying the transfer of funds are assurances to freeze electric utility rates for three years. There is some public concern that electric utility rates are not competitive and there is a perception that rates are punitive and unaffordable. There is some customer unrest centered around electric utility

rates. For example, some customers opine that management manipulates the number of billing days in a billing cycle in order to move kWh volume to the highest unit charge thereby earning additional revenue. Staff believes there is opportunity to reduce the discourse through rate restructuring.

The existing residential rate is tiered with inclining rate blocks, with a baseline and seasonal differentials. The structure emphasizes energy efficiency and promotes cross-subsidization between solar and non-solar customers.

**JUSTIFICATION:**

The purpose of redesigning the residential rate is for the purpose of adhering to and emphasizing the principles of rate making.

**Bonbright's Principles** for rate making:

- Practical, simple, understandable, acceptable, feasible
- Easy to interpret
- Effective in meeting revenue requirements
- Stable
- Fair
- Non-discriminatory in rate relationships
- Promotes all justified types of amounts of use yet discourages waste

**FISCAL IMPACT:**

Revenue neutral impact for the restructured rate design.

Potential increase in low-income rate subsidy to be charged against the Public Benefit Fund.

**OPTIONS:**

1. Approve as recommended
2. Do not approve and provide alternative direction

**ATTACHMENTS:**

1. Power Point Presentation to be provided during discussion.
2. American Public Power Association –August 22, 2018, Bills and Rates topic article by Ethan Howland, **“Oregon public power utility eyes flat energy rate”**

Approved by:

---

Rochelle Clayton  
Interim City Manager



[\(https://www.publicpower.org/\)](https://www.publicpower.org/)

*Powering Strong  
Communities*

(TEL: 202)

TOPICS

MEMBERS

#### BILLS AND RATES

## Oregon public power utility eyes flat energy rate

August 22, 2018

[Ethan Howland \(/people/ethan-howland/\)](/people/ethan-howland/)

[Home \(/\)](#) / [Periodical](#) / [Article](#) / [Oregon public power utility eyes flat energy rate](#)

[SHARE THIS](#)

The Eugene Water & Electric Board in Oregon is preparing to move away from tiered residential rates in favor of a flat rate, a change the utility says would stabilize customer bills year-round.

Currently, EWEB customers pay 5.9 cents per kilowatt-hour for the first 800 kWh they use and then pay 7.4 cents per kWh when they use more. Under the revenue-neutral proposal set to be taken up by the utility's board next month, residential customers would pay a flat energy rate of 6.5 cents per kWh. Customers also pay a \$20.50 monthly basic charge and a 2.6 cents per kWh delivery fee.



EWEB adopted the two-tiered rate structure in 2003 after the western energy crisis, when it was having to buy high-cost electricity in the wholesale market, the public power utility explained.

"That tiered pricing structure no longer reflects our true cost for power," EWEB said. "With current market conditions, we typically don't have to pay more for additional power, so we shouldn't pass nonexistent higher costs to our customers."

Shifting to a flat rate will alleviate the "sticker shock" about 60 percent of EWEB's customers experience in the winter heating season when their electric use jumps, moving them into the higher-priced tier, according to the utility.

Also, customers didn't know their electric use had pushed them into the higher rate tier until they got their electric bills, EWEB said.

EWEB said having a flat rate will incentivize electrification, allow the utility to showcase its virtually carbon-free power portfolio, and help the utility be more competitive with natural gas.

Instead of using high prices to spur conservation, it is more effective to use rebates and loans for efficient heating and cooling systems and weatherization projects, according to EWEB.

EWEB expects that some low-use customers may see their electric bills increase by \$1 to \$4 a month.

Next year will mark the fourth year in a row that EWEB has avoided electric rate increases.

The proposal grew out of a customer pricing committee that studied options for structural reforms in how EWEB recovers its costs, according to the utility. The committee recommended a gradual approach and endorsed the elimination of the second pricing tier, EWEB said.

In a July memo to EWEB's board stated that all options involve trade-offs. "Pricing reform carries a high risk of public misunderstanding and elevated customer concerns about bill impacts to certain customer classes and/or consumption behavior," the memo said.

EWEB said its proposed move is part of a utility trend towards having fewer tiers or having flat rates to stabilize their financial positions.

Utilities around the United States have been grappling with rate structure issues because of increases in distributed generation, such as rooftop solar panels, and low to flat growth. The rate structure issues range from time-of-use rates to demand charges.

EWEB, the largest public power utility in Oregon, has about 93,000 residential, commercial and industrial electric customers.

Topics [Bills And Rates \(/Topic/Bills-And-Rates\)](#)

0 Comments publicpower

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OR SIGN UP WITH DISQUS?

Name

Be the first to comment

ALSO ON PUBLICPOWER



**Honeywell**

ENERGY THEFT: THE \$96B PROBLEM  
NO ONE IS TALKING ABOUT

# **ATTACHMENT 4**

September 17, 2018  
City Council Workshop  
Presentation





# City Council Workshop

September 25, 2018

Residential Rate Redesign Discussion

# Why are we here?

- Redesigning the Residential Rate Structure
- Review the “Boutique” Subsidies
  - Low-income
  - Medical
  - Senior
- Discuss
  - Rates v. Discounts
- Review \$2/customer/month Street Lighting utility charge
- Develop a “game plan”
  - No action to be taken today but to give direction



# Residential Rate Redesign

- Proposition 26
  - Electric “Utility Charges”
  - Proportionality (business piece)
    - Cost of Service
      - Financial goals
      - Revenue Requirements
    - Cash basis
      - Functionalizing costs
      - Allocating costs
    - Utility basis
      - Rate of return on rate base
  - Rate Design (art piece)
  - Rates
  - Tariffs





# Residential Rate Redesign

- “REVENUE NEUTRAL”
  - We are not impacting:
    - Proportionality
      - Cost of Service
        - Financial goals
        - Revenue Requirements
      - Cash basis
      - Functionalizing costs
      - Allocating costs
    - Utility basis
      - Rate of return on rate base
- We are NOT raising or lowering the revenue requirements
  - Aka NOT raising or lower rates



# Bonbright's Principles (Bonbright, 1961)

## Fundamental Rate Making Principles

- Paraphrased
  - Practical: simple, understandable, acceptable
  - Uncontroversial as to interpretation
  - Should meet revenue requirements
  - Should provide stable rates
  - Fairness among rate classes
  - Avoidance of undue discrimination
  - Should be economically efficient
  - Discourage wasteful usage



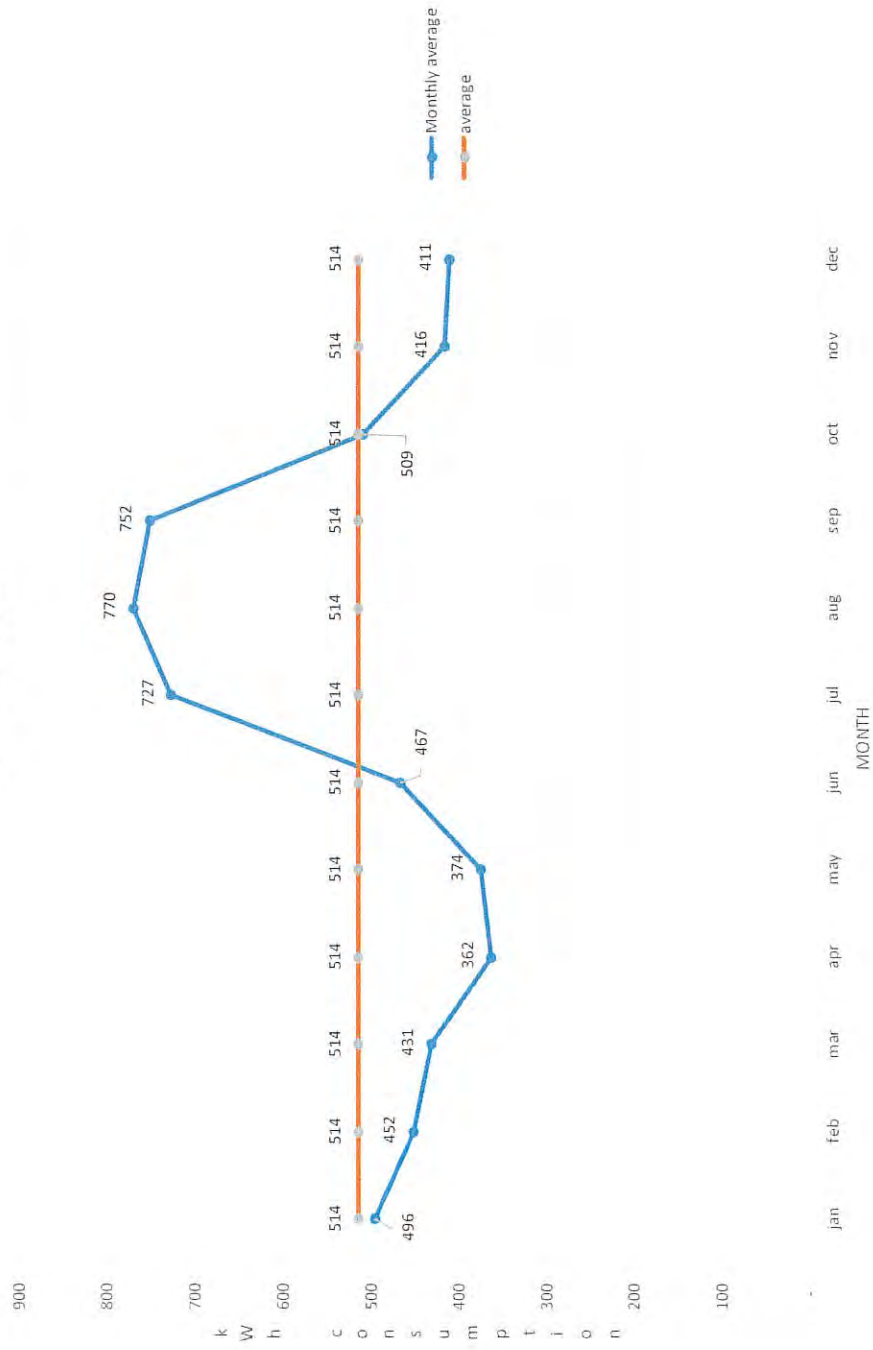
Previous rate design average  
was 500 kWh/month

Spread	AVG	2015	2016	2017	YEAR
8.05%	496	493	494	502	jan
7.33%	452	422	431	503	feb
6.99%	431	386	355	552	mar
5.88%	362	372	352	363	apr
6.07%	374	375	358	390	may
7.58%	467	475	417	510	jun
11.78%	727	704	648	828	jul
12.49%	770	675	829	807	aug
12.19%	752	700	755	801	sep
8.25%	509	562	515	449	oct
6.74%	416	400	421	426	nov
6.66%	411	422	418	392	dec
100.00%	<b>6,167</b>	<b>5,986</b>	<b>5,993</b>	<b>6,523</b>	<b>Total</b>
	<b>514</b>	<b>499</b>	<b>499</b>	<b>544</b>	<b>Average</b>





# Banning Electric 3-year Averages



## Banning Electric Residential

Customer's *average* usage is 514 kWh/month

### Winter (431 kWh) ~\$0.19

- Customer Charge      \$    3.00
- Baseline 308 kWh  
@ \$0.1688                      \$ 51.99
- From 309-1,000 kWh's  
@ \$0.2190 (123 kWh)      \$ 26.94
- Total                              \$ 81.93
- >1,000 kWh @ \$0.2880
- 8 months (jan, feb, mar, apr, may, oct, nov, dec)

### Summer (679 kWh) ~\$0.182

- Customer Charge      \$    3.00
- Baseline 558 kWh  
@ \$0.1688                      \$ 94.19
- From 309-1,500 kWh's  
@ \$0.2190 (121 kWh)      \$ 26.50
- Total                              \$ 123.69
- >1,500 kWh @ \$0.2880
- 4 months (jun, jul, aug, sep)

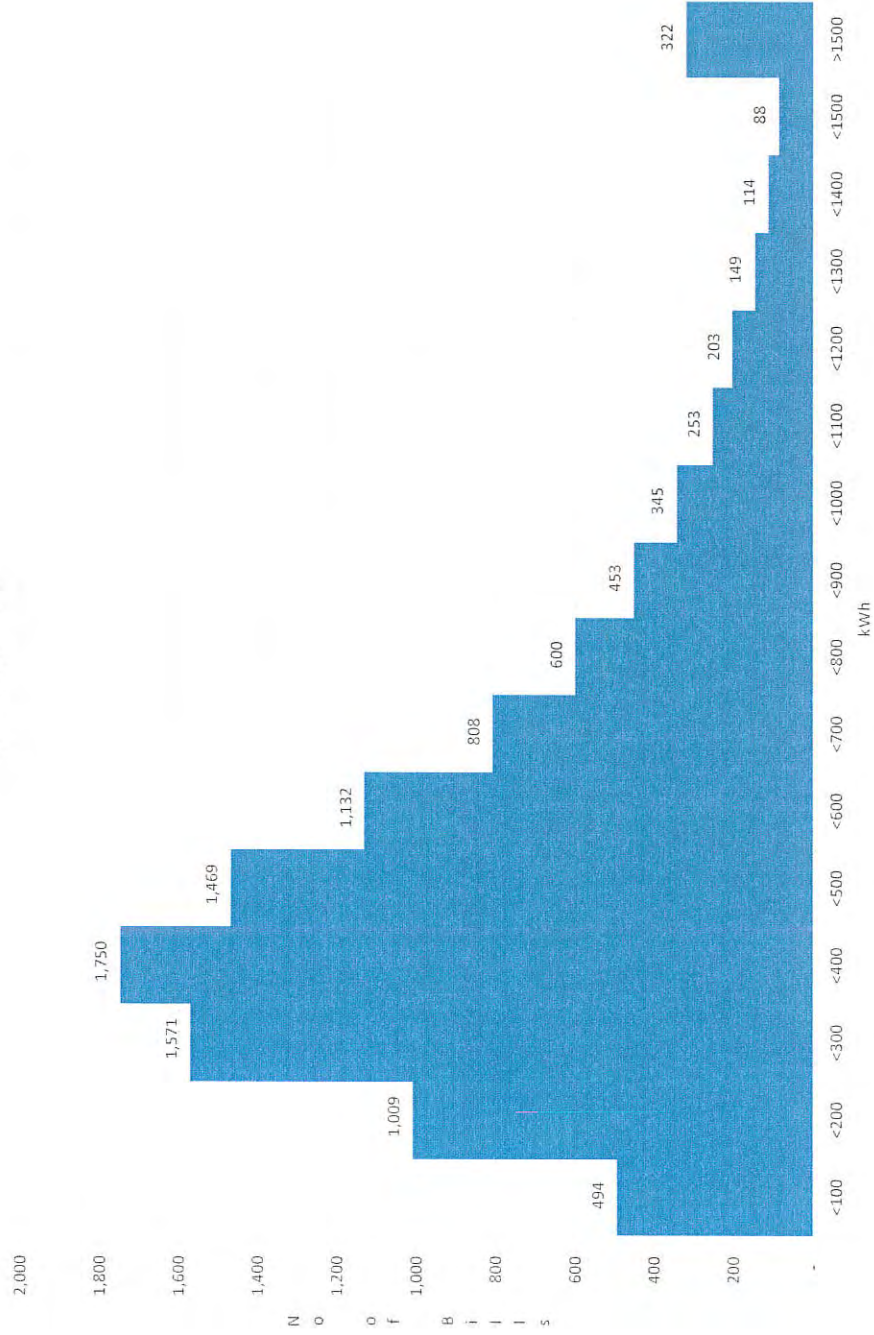
In 2017, Utility Billing issued 129,136 residential bills or 10,761 monthly bills (on avg)

<100	494	4.59%	
<200	1,009	9.38%	13.97%
<300	1,571	14.60%	28.57%
<400	1,750	16.26%	44.83%
<500	1,469	13.65%	58.48%
<600	1,132	10.52%	69.00%
<700	808	7.51%	76.51%
<800	600	5.58%	82.09%
<900	453	4.21%	86.30%
<1000	345	3.21%	89.51%
<1100	253	2.35%	91.86%
<1200	203	1.89%	93.74%
<1300	149	1.39%	95.13%
<1400	114	1.06%	96.19%
<1500	88	0.82%	97.01%
>1500	322	2.99%	100.00%
	10,761	100.00%	

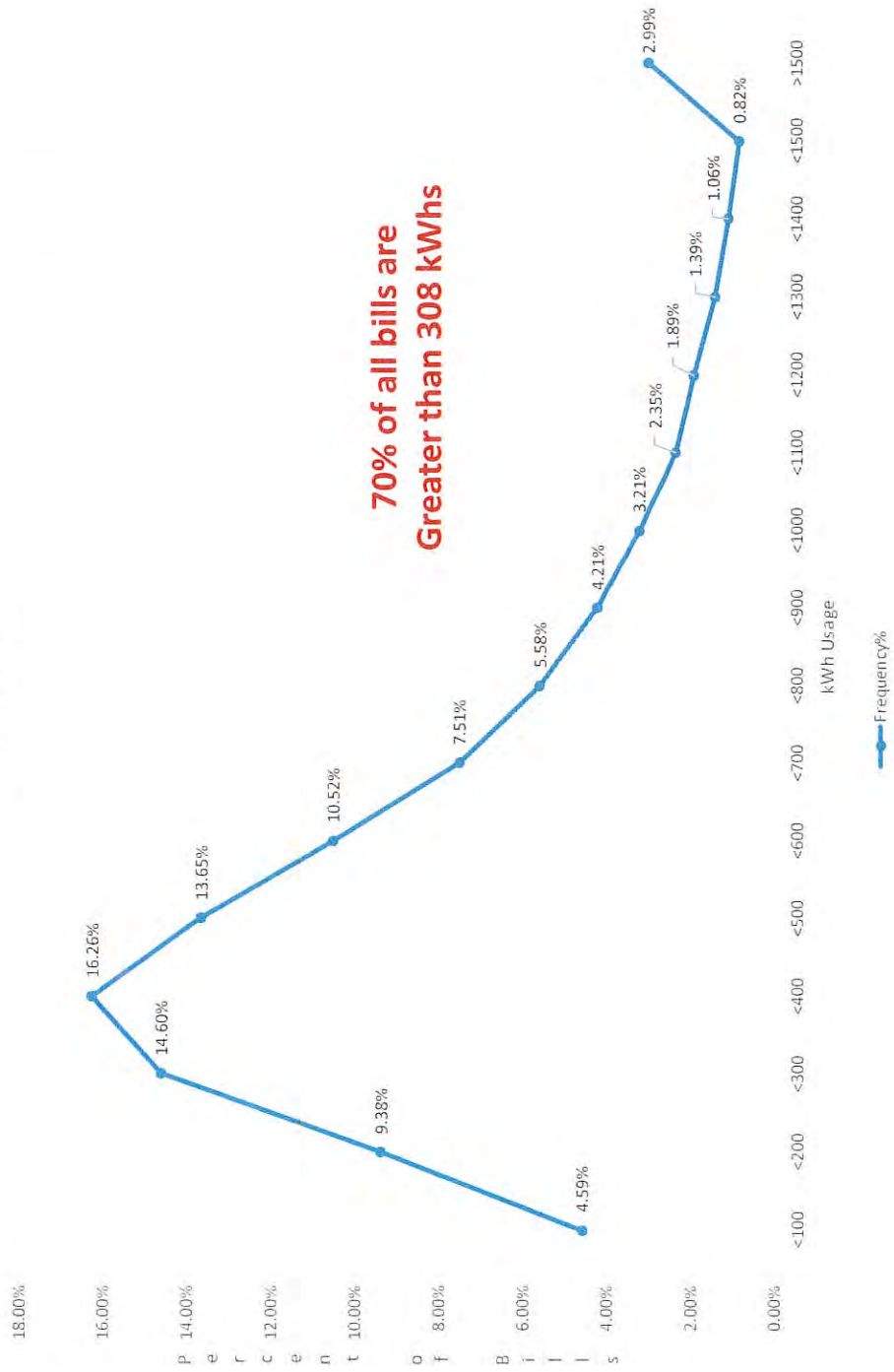





# Banning Electric Utility Residential Bills



# Banning Electric Utility Residential Bills



## Time-of-Use Pricing for All Residential and Commercial Customers



Although some utilities have made time-of-use rates available for several classes of customers, they are generally for larger customers and not universally applied. The time-of-use rates are usually optional, but in some cases mandatory. Most of the California utilities on Table A-1 have time-of-use rates for various customer classes. COB has a time-of-use rate for the large general and industrial customer only. COB's purchased power costs do not vary significantly by the time of day and the residential customer base consists largely of retirees which would not be conducive to time-of-use rates. It should be noted that the IOU's and SMUD are moving toward collapsing tiers and transitioning to time-of-use rates. For IOU's the time-of-use rate is the default rate for commercial customers, and for SCE it is mandatory for commercial customers. These utilities have implemented advanced metering, which would be required for COB to have time-of-use rates.



# LEIDOS, June 2016

## Tiered Rates

Tiered rates are rates that consist of charges based on usage levels or blocks, and can either be declining or inclining block rates. With declining block rates, increased customer usage is charged a lower rate per unit than lower monthly usages. Inclining block rates charge a higher rate per unit for increased customer usage. In the past, in order to promote electricity usage, many utilities provided declining block-pricing incentives that rewarded higher usage customers with lower prices. However, in today's business environment, many utilities across the country are trying to curb load growth and demand as a means to reduce their exposure to market risks, overall costs and environmental impacts of power production. Utilities now offer rates, including inclining block rates, that encourage a higher load factor, conservation and energy efficiency. As shown on Table A-1, the selected California utilities currently have tiered rates, including COB. It should be noted that the California Investor Owned Utilities (IOU's) and the Sacramento Municipal Utility District (SMUD) are moving toward collapsing the tiered rates and moving more toward time-of-use rates.

# LEIDOS, June 2016

Table A-2

## City of Banning Rate Trends Study Advantages and Disadvantages of Rate Structures

	Advantages	Disadvantages
1 Power Cost Adjustment	Recovers utility costs	Customer acceptance may be poor; adds complexity to bills
2 Regulatory Adjustment	Recovers utility costs	Adds complexity to bills
3 Increased Fixed Charge	Recovers utility fixed costs; justified based on cost of service	Customer acceptance may be difficult; impacts small users
4 Residential Demand Charge	Recovers utility fixed costs; justified based on cost of service	Requires advanced metering; customer acceptance may be difficult
5 Small Commercial Demand Charge	Recovers utility fixed costs; justified based on cost of service	Requires advanced metering; customer acceptance may be difficult
6 Economic Development Rate	May increase high load factor customers; may lower average costs	Existing customers may not accept; not based on cost of service (is it cost of service if fixed distribution costs are not allocated in initial years)
7 Electric Vehicle TOU Rate- Residential	Provides incentive for charging off-peak; may improve system and circuit load factor and lower average costs	Requires separate metering and special billing
8 Electric Vehicle Public Charging Stations	Provides utility owned EV public charging stations; justified based on cost of service	Administrative burden
9 Standby Charge	Recovers fixed distribution costs	Adds complexity to bills; may discourage distributed generation; does not apply to NEM
10 Net Metering Rate	Promotes distributed generation; helps meet California mandates	May not recover fixed distribution costs
11 TOU for Residential	Sends price signals to change customer behavior; may improve system load factor and lower average costs	Requires advanced metering and may not be understood by customers
12 TOU for Small & Medium Commercial	Sends price signals to change customer behavior; may improve system load factor and lower average costs	Requires advanced metering and may not be understood by customers
13 Unbundled Rates	Tracks revenues by generation, transmission and distribution	Adds complexity to bills; customer acceptance may be difficult
14 Real-Time Pricing	Pure cost based rate; may be advantageous for industrial customers	Requires advanced metering, communications and billing systems
15 Street Lighting LED Rates	Recovers cost by LED fixture type if energy is unmeasured	Administrative burden
16 Seasonal Rates	Tracks costs by season	Adds complexity to bills
17 Tiered Rates	Promotes conservation; recovers utility costs	Impacts large users; may produce revenue volatility

# LEIDOS, June 2016

Table A-3

City of Banning  
Rate Trends Study  
Rate Structure Rankings

	Customer Acceptance	Causes Customer to Change Usage Behavior	Ability to Implement from a Technological Perspective	Social, Legal and Regulatory Barriers Affecting Implementation	Financial Risks Related to Implementation	Costs Related to Implementation	Potential Benefits to Utility's Financial Stability
1 Power Cost Adjustment	Moderate	Moderate	Easy	Moderate	Low	Low	High
2 Regulatory Adjustment	Moderate	Moderate	Easy	Moderate	Low	Low	High
3 Increased Fixed Charge	Difficult	Moderate	Easy	Moderate	Low	Low	High
4 Residential Demand Charge	Difficult	High	Moderate	Moderate	High	Moderate	High
5 Small Commercial Demand Charge	Difficult	High	Moderate	Moderate	Moderate	Moderate	High
6 Economic Development Rate	Moderate	High	Easy	Moderate	Moderate	Low	High
7 Electric Vehicle TOU Rate	Easy	High	Moderate	Moderate	Moderate	Moderate	High
8 Electric Vehicle Public Charging Stations	Moderate	High	Easy	Moderate	Low	Moderate	High
9 Standby Charge	Moderate	High	Low	Low	Low	Low	High
10 Net Metering Rate	Easy	High	Moderate	Low	High	Moderate	Low
11 TOU for Residential	Difficult	High	Moderate	Difficult	High	Moderate	High
12 TOU for Small & Medium Commercial	Moderate	High	Moderate	Moderate	Moderate	Moderate	High
13 Unbundled Rates	Moderate	Moderate	Easy	Moderate	Low	Low	High
14 Real-Time Pricing	Difficult	High	Difficult	Moderate	Moderate	Moderate	High
15 Street Lighting LED Rates	Easy	Moderate	Easy	Low	Low	Low	High
16 Seasonal Rates	Easy	Moderate	Easy	Low	Low	Low	High
17 Tiered Rates	Moderate	High	Easy	Moderate	Moderate	Low	Moderate



## Functional cost per kWh.....

• Generation	\$0.0884
• Transmission	\$0.0305
• Distribution	\$0.0596
• Customer Billing	<u>\$0.0152</u>
• <b>Total</b>	<b>\$0.1937</b>

G&T  
\$0.1189

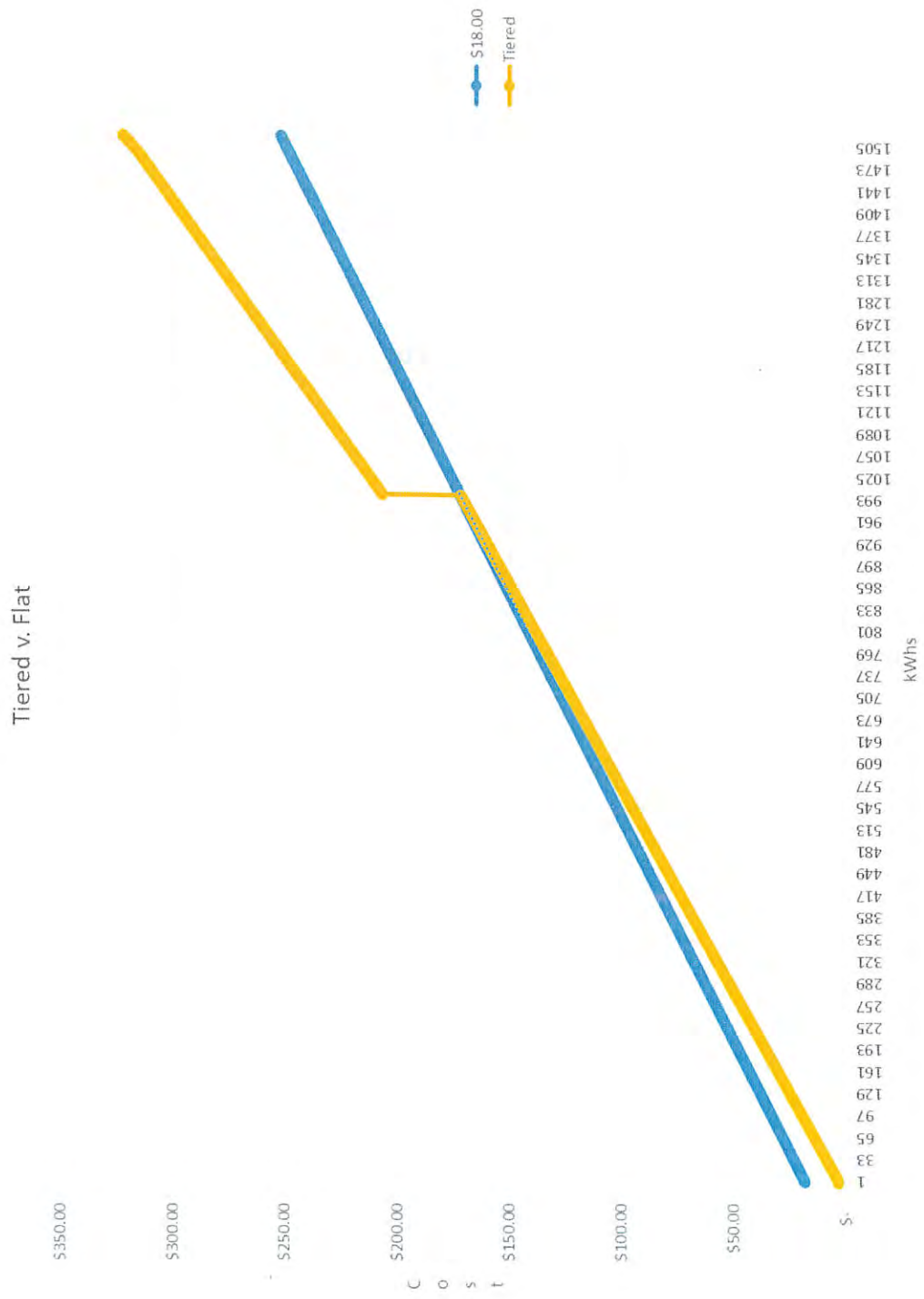


LEIDOS – June 2017

# Proposed Rate Design

- Distribution Network Charge \$18.00/billing cycle
- Energy Charge per kWh \$ 0.15232/all energy







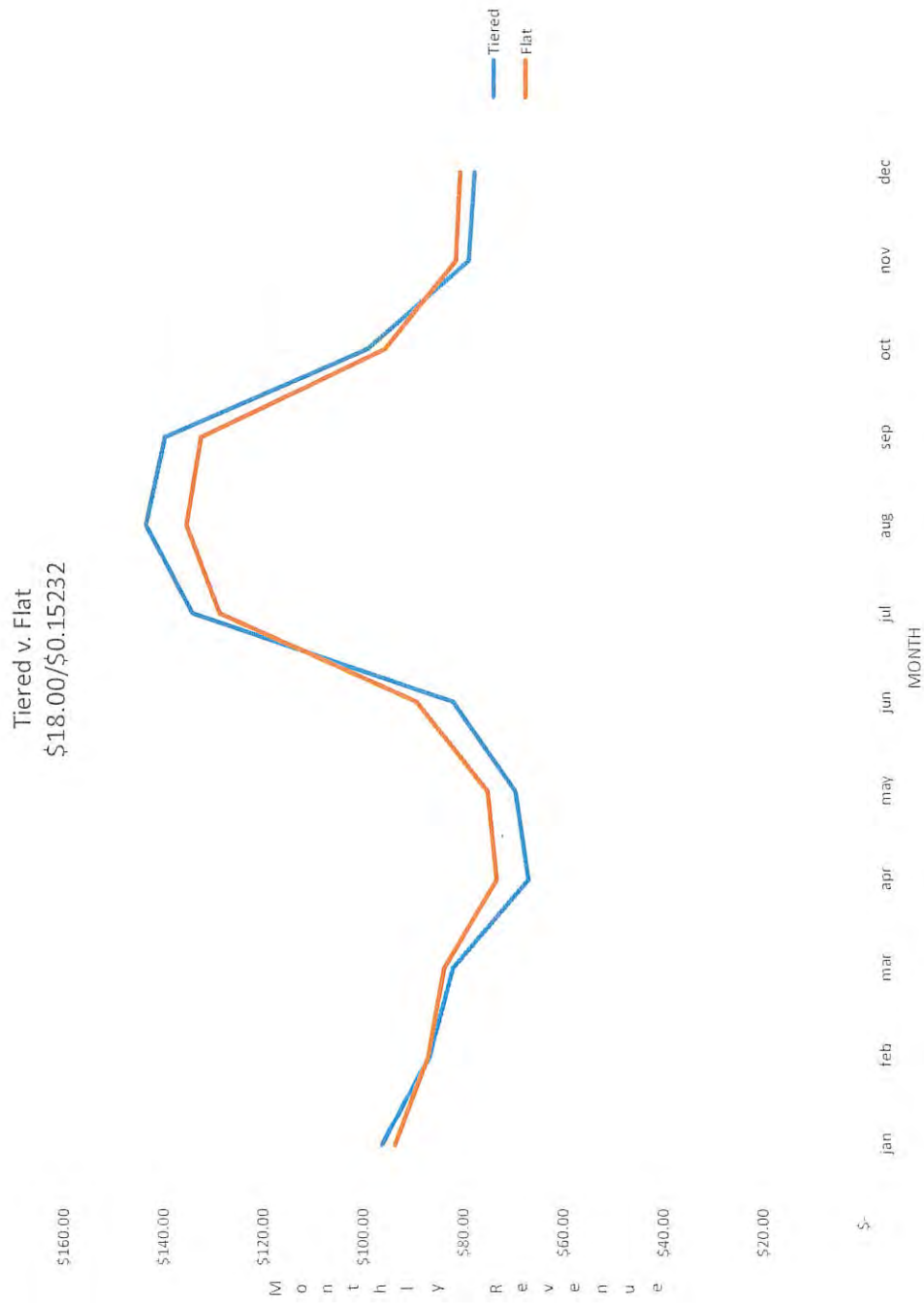
# Tiered Rate v. Flat Rate

## AVERAGE CUSTOMER

Month	AVG	308	558	\$ 0.2190	\$ 0.1688	S/C	Total
jan	496	188		\$ 41.17	\$ 51.99	\$ 3.00	\$ 96.16
feb	452	144		\$ 31.54	\$ 51.99	\$ 3.00	\$ 86.53
mar	431	123		\$ 26.94	\$ 51.99	\$ 3.00	\$ 81.93
apr	362	54		\$ 11.83	\$ 51.99	\$ 3.00	\$ 66.82
may	374	66		\$ 14.45	\$ 51.99	\$ 3.00	\$ 69.44
jun	467		(91)		\$ 78.83	\$ 3.00	\$ 81.83
jul	727		169	\$ 37.01	\$ 94.19	\$ 3.00	\$ 134.20
aug	770		212	\$ 46.43	\$ 94.19	\$ 3.00	\$ 143.62
sep	752		194	\$ 42.49	\$ 94.19	\$ 3.00	\$ 139.68
oct	509	201		\$ 44.02	\$ 51.99	\$ 3.00	\$ 99.01
nov	416	108		\$ 23.65	\$ 51.99	\$ 3.00	\$ 78.64
dec	411	103		\$ 22.56	\$ 51.99	\$ 3.00	\$ 77.55
<b>Total</b>	<b>6,167</b>	<b>987</b>	<b>484</b>	<b>\$ 342.08</b>	<b>\$ 777.32</b>	<b>\$ 36.00</b>	<b>\$1,155.40</b>
<b>Average</b>	<b>514</b>			<b>29.61%</b>	<b>67.28%</b>	<b>3.12%</b>	<b>\$ 0.18734</b>

New S/C	\$ 0.15232	Total
\$ 18.00	\$ 75.60	\$ 93.60
\$ 18.00	\$ 68.85	\$ 86.85
\$ 18.00	\$ 65.65	\$ 83.65
\$ 18.00	\$ 55.19	\$ 73.19
\$ 18.00	\$ 57.02	\$ 75.02
\$ 18.00	\$ 71.18	\$ 89.18
\$ 18.00	\$ 110.69	\$ 128.69
\$ 18.00	\$ 117.34	\$ 135.34
\$ 18.00	\$ 114.54	\$ 132.54
\$ 18.00	\$ 77.48	\$ 95.48
\$ 18.00	\$ 63.31	\$ 81.31
\$ 18.00	\$ 62.55	\$ 80.55
\$ 216.00	\$ 939.41	\$1,155.41
18.69%	81.31%	\$ 0.18734

\$0.03503 \$ 0.15233 \$ 0.18735



# Revenue Neutral – 2017 Summary



Current:

New:

	kWh	Rate	Revenue	Energy Charge	Rate	Revenue
BAS1	39,236,249	\$ 0.1688	\$ 6,623,078.82		\$0.15232	\$ 9,092,585.96
BAS2	18,869,435	\$ 0.2190	\$ 4,132,406.28			
BAS3	1,588,289	\$ 0.2880	\$ 457,427.23			
Customers	9,309	\$ 3.00	\$ 335,139.00	Customer Charge	\$ 18.00	\$ 2,010,834.00
Monthly Average:	534.35					
Total Annual Charges:			\$ 11,548,051.32			\$ 11,103,419.96

Delta  
444,631

\$ 346,298  
\$ 98,333

Doable  
645,569 kWh





SOUTHERN CALIFORNIA  
EDISON  
A CALIFORNIA UTILITIES COMPANY

Page 3 of 6

Bottom Line:

\$0.20951

Usage kWh	Avg. cost \$	Total cost \$
On peak 411 kWh	x \$0.34048	= \$139.93
Off peak 867 kWh	x \$0.15644	= \$135.63
Super off peak 384 kWh	x \$0.11826	= \$45.41
1662 kWh		\$320.97 Subtotal
		\$27.23 Other credits + charges
		<b>\$348.20 Total</b>

Costs are rounded and include delivery and generation charges. During season or price changes, averages are used. To view all charges and credits and to calculate your bill, refer to **Details of your new charges**.

#### Your past and current electricity usage

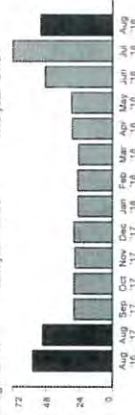
For meter 222012-596388 from 08/09/18 to 09/10/18  
Total electricity you used this month in kWh

1,662

Your next billing cycle will end on or about 10/09/18

#### Your daily average electricity usage (kWh)

2 Years ago 57.13 Last year 50.28 This year 51.84



#### Details of your new charges

Your rate: TOU-D-5  
Billing period: 08/09/18 to 09/10/18 (32 days)

<b>Delivery charges - Cost to deliver your electricity</b>	32 days x \$0.55100
Basic charge	
Energy-Summer	281 kWh x \$0.09815
On peak	527 kWh x \$0.09815
Off peak	239 kWh x \$0.07921
Super off peak	130 kWh x \$0.07869
On peak	340 kWh x \$0.07869
Off peak	145 kWh x \$0.07869
DVR bond charge	1,662 kWh x \$0.00549
<b>Generation charges - Cost to generate your electricity</b>	
SCS	
Energy-Summer	281 kWh x \$0.26723
On peak	527 kWh x \$0.06440
Off peak	384 kWh x \$0.03914
Super off peak	130 kWh x \$0.18871
On peak	

<b>Your Delivery charges include:</b>	
• \$26.16 transmission charges	\$17.63
• \$115.50 distribution charges	\$27.68
• \$0.08 nuclear decommissioning charges	\$51.73
• \$21.32 public purpose programs charge	\$18.93
• \$9.51 new system generation charge	\$12.73
• \$11.45 competition transition charge	\$33.28
• \$1.25 competition transition charge	\$11.45
<b>Your overall energy charges include:</b>	
• \$3.16 franchise fees	\$9.12
• \$33.94	\$75.09
• \$15.03	\$33.94
• Service voltage 240 volts	\$15.03
	\$24.53

(Continued on next page)

# Questions or discussion on the proposal?

## • Tiered Rates

- Produce revenue volatility
- Hard on large users
- Complicated
- Used to change lifestyles
- Controversial
- Cost of Service - moderate

## • Flat Rate

- Revenue stability
- Hard on small users
- Easy
- Promotes a good standard of living
- Non-controversial
- Cost of Service - easy



# “Boutique” Rates

- Boutique means small and exclusive
- Examples at Banning Electric:

- Low-income rate (Baseline rate from \$0.1688 to \$0.0972 on 308/558 kWh) ~\$336 annually
  - BEAR
  - Master Meter Customers
- Senior Discount (Service Charge from \$3.00 to \$1.00) ~\$24 annually
- Medline (Baseline addition from 308/558 kWh to 808/1058 kWh) ~\$301 annually
- Each program can be added to the other
- Tri-Fecta of \$661 annually 52% annual discount





Public Benefit Program = ~\$750,000

Non-by passable charge of 2.85% of electric bill revenue

- Promote Energy Efficiency
  - Appliance rebates
  - Weatherization rebates
- Research and Development
  - New technologies
- Renewable Energy
  - Solar rooftops
  - Distributed Energy Resources
- Education and Information
  - Promotion of Public Benefit Programs
- Low-Income Subsidies

## Value of the Boutique Subsidies

2017-2018	2016-2017
• BEAR	• BEAR
\$ 290,553	\$ 283,771
• Master Meter	• Master Meter
\$ 31,747	\$ 27,358
• Senior Discount	• Senior Discount
\$ 13,213	\$ 13,100
• Medline	• Medline
<u>\$ 560,723</u>	<u>\$ 581,802</u>
Total \$ 896,236	Total \$ 906,031
• Average Monthly Cust. 1,448	• Average Monthly Cust. 1,406
• Average Monthly subsidy \$52	• Average Monthly subsidy \$54

# Service Characteristics

- Residential
  - Single phase service at 7200 Volts
  - Transformer 15 kVa
  - 120/240 Voltage
  - Service Panel at 125 amps (generally speaking)
  - Meter and meter socket
- How does the service characteristics change?
  - Low-income?
  - Medline?
  - Senior Citizen?
- Bonbright's principle
  - Avoidance of undue discrimination in rate relationships

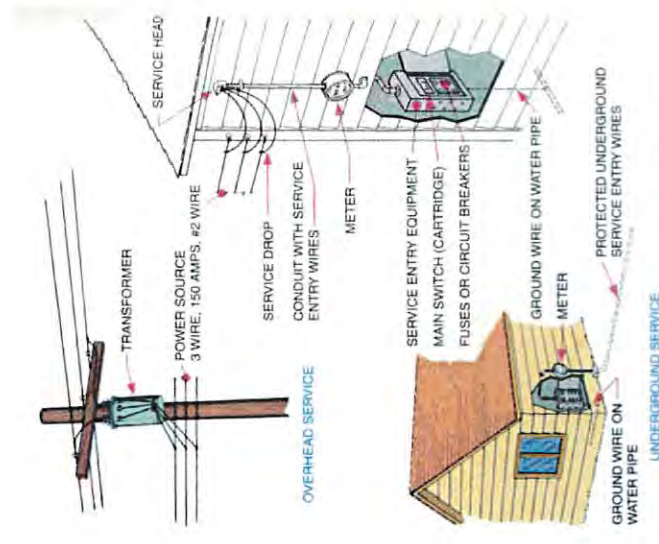


Fig. 31-1 ■ Electrical distribution to buildings.



## Rate v. Discount

- Recommendation is not to do Boutique rates
- Recommendation is to do discounts
  - Medline \$25/month
  - Low-income \$30/month
  - Maximum subsidy of \$50/month
- Recommendation is to fund discounts:
  - Medline as a cost of goods discount per accounting treatment
  - Low-income as a public benefits discount per code



## Any questions on Boutique Discounts?

- Increase low-income from \$25 to \$30/customer/month
- Maintain Medline discount at \$25
- Suspend senior discount
- Maximum discount \$50/customer/month



# Street Light Charge

- Banning Electric Utility owns a street lighting and related secondary power distribution system
- Generally speaking, the City's Public Works department directs the location and installation of street lights
- In many instances a developer installs the street lights in a new development and dedicates the street lighting to Banning Electric
- Maintenance of street lighting system is a budgeted expense
- New LED light fixtures have proven to be low replacement
- Who is the appropriate benefactor of the street lighting system?
- Currently charge all customers \$2/month ~\$313,829 in 2017



## Street Light Charges – Need more homework

- \$2/customer/month?
- Total amount of capital invested in LED lighting
- Rate of return on investment
- Annual cost of maintenance
- Estimate kWh consumption (energy and demand)
- Cost of service approximately \$179,219 direct assignment to street lighting (LEIDOS, June 2017)

# Street Lighting

- Recommend suspending the \$2 charge/customer/month?
- Recommend building into Flat Rate structure?
- Council wishes?







## Recap of discussion

- Flat Rate
- Discounts
- Street Lights
- Next steps?
  - Notice of Public Hearing
  - Resolution to append rates
  - Council action
  - 30 day implementation
- Rate Freeze



## **CITY OF BANNING CITY COUNCIL REPORT**

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Ted Shove, Economic Development Manager

**MEETING DATE:** October 23, 2018

**SUBJECT:** Resolution 2018-128, Approving Fiscal Year 2019-2020  
Community Development Block Grant Program Project

---

### **RECOMMENDED ACTION:**

The City Council Adopt Resolution No. 2018-128 Approving Fiscal Year 2019-2020 Community Development Block Grant Program Project, and authorize staff to submit application to the Riverside County Economic Development Agency.

### **COMMITTEE RECOMMENDATION:**

On September 10, 2018, the City Council appointed an Ad-hoc Committee comprised of two Council members to review and recommend approval of Community Development Block Grant ("CDBG") Funding Cycle 2019-2020. The committee met on October 4<sup>th</sup> and recommended the City's full CDBG entitlement be allocated to the construction of fencing and a bathroom and concession building at Dysart Park.

### **BACKGROUND:**

The City of Banning, through the Riverside County Economic Development Agency (EDA), has submitted various projects annually for funding under the CDBG program. Notifications of application availability were mailed directly to non-profit organizations by the Community Development Department on August 20, 2018. In August, notification of the application period was published on the City's website and press releases were transmitted to the Record Gazette, Banning Patch, and Press Enterprise (ATTACHMENT 2).

As part of the CDBG guidelines, the proposed projects/activities must meet the following criteria:

1. The project or activity must primarily benefit the low and moderate-income community.
2. The project or activity must aid in the prevention or elimination of slums and blight areas.
3. The project or activity must be designed to meet the Community's development needs and have a particular urgency.

Applications were due to the City for consideration on or before September 26, 2018. The City received and the Ad-hoc Committee reviewed two applications and recommended full funding for one project.

#### **JUSTIFICATION:**

In response to the 2019-2020 grant cycle, one application for a service-related project was submitted by a non-profit organization and an application from the City. The applications are summarized in Exhibit A (ATTACHMENT 3). As set forth in the guidelines for utilization of the CDBG funding, the City Council may designate up to 14% of the City's allocation, to service oriented non-profit agencies for public services projects, but is not required.

The City 2019-2020 application and project represents a request for funding physical improvements (i.e. fencing, restroom and concessions building) at Dysart Park. CDBG funding will be utilized for the construction phase of the project. The project is estimated to be completed on or around June 2020.

#### **FISCAL IMPACT:**

The estimated funding under the CDBG Fiscal Year 2018-2019 program is approximately \$155,979. Upon approval of the City Council, the City project will be submitted to the EDA for review and consideration. It is anticipated that final funding approval will be provided to the City by September of 2019.

#### **OPTIONS:**

1. Approve as recommended.
2. Reject Ad-hoc Committee's recommendation and provide staff further direction.



**ATTACHMENTS:**

1. Resolution 2018-128
2. Press Release, Article in Record Gazette, Proof of Publication
3. Exhibit A – CDBG Application Summary

Approved by:



---

Douglas Schulze  
City Manager

# **ATTACHMENT 1**

## **Resolution 2018-128**

## **RESOLUTION 2018-128**

### **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA, APPROVING FISCAL YEAR 2019-2020 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PROJECT**

**WHEREAS**, the City of Banning has submitted applications for projects/activities under the Community Development Block Grant ("CDBG") program to the Riverside County Economic Development Agency ("EDA") annually; and

**WHEREAS**, during the months of August and September, notifications of application availability were provided to non-profit organizations, City Departments, and the general public through various media, including: press release, legal notice, City website, and the City's Social Media outlets; and

**WHEREAS**, on September 10, 2018 at its regular meeting, the City Council appointed an Ad-hoc Committee to review applications received and on October 4, 2018 the applications were provided to the committee for review and recommendation as shown as Exhibit "A"; and

**WHEREAS**, the CDBG Ad-hoc Committee reviewed applications and recommend that all CDBG allocations for the City be allocated toward the City Project, benefitting the community as a whole; and

**WHEREAS**, the project submitted herein meets the CDBG program guidelines and/or requirements; and

**WHEREAS**, it is necessary that the project be approved by the City Council through resolution in order for the City and its residents to obtain and utilize the federally funded CDBG grant funds.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Banning as follows:

**SECTION 1.** The Banning City Council adopts Resolution 2018-128, approving the project submitted for funding under the Community Development Block Grant programs for Fiscal Year 2019-2020.

**SECTION 2.** The Administrative Services Director or her designee is authorized to make necessary budget adjustments, appropriations and transfers related to this amendment.

**SECTION 3.** The City Manager is authorized to submit one City Project Fiscal Year 2019-2020 Community Development Block Grant program application to Riverside Economic Development Agency for approval by their Board.



**PASSED, APPROVED AND ADOPTED** this 23rd day of October, 2018.

---

George Moyer, Mayor  
City of Banning

**ATTEST:**

---

Sonja De La Fuente, Deputy City Clerk  
City of Banning

**APPROVED AS TO FORM AND  
LEGAL CONTENT:**

---

Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon

**CERTIFICATION:**

I, Sonja De La Fuente, Deputy City Clerk of the City of Banning, California, do hereby certify that the foregoing Resolution 2018-128, was duly adopted by the City Council of the City of Banning, California, at a regular meeting thereof held on the 23rd day of October, 2018, by the following vote, to wit:

AYES:

NOES:

ABSTAIN:

ABSENT:

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning, California

# **ATTACHMENT 2**

## **Press Release, Article on Record Gazette, Proof of Publication**





**For Immediate Release**

**Contact:** Ted Shove  
(951) 922-3181

**Applications Now Available for Community Development Block Grants**

*The deadline to submit applications for the City of Banning's Fiscal Year 2019-2020 Community Development Block Grants is Wednesday, September 26th by 5:00 P.M.*

**Banning, CA** – The City of Banning is now accepting applications for the Community Development Block Grant Program (CDBG), for Fiscal Year 2019-2020.

The U.S. Department of Housing and Urban Development (HUD), through Riverside County Economic Development (EDA) administers the CDBG funding. The funding will allow the community the opportunity to provide services within the City of Banning.

Eligible public services include but are not limited to:

- Healthcare
- Job training
- Childcare
- Services for the homeless
- Recreation programs
- Services for seniors
- Public safety services

A description of guidelines and program eligibility criteria for individual programs is located online at <https://riversidecoeda.gosmart.org/>. Organizations must submit an application to the City of Banning to be considered for a sub-recipient award. Applications can be found on the city's website in the 'City News' section.

**Applications are due no later than 5:00 p.m. on September 26th, 2018. Applications will be accepted at Banning City Hall – Community Development Department or via email to [tshove@ci.banning.ca.us](mailto:tshove@ci.banning.ca.us).**

Please contact the City of Banning, Community Development Department at (951) 922-3181 with any questions.



## ont school district and city form first-ever CFD's for mutual Olivewood Homes project in Beaumont

developed by Newpoert Beach-based William Lyon Homes.

The Beaumont City Council approved a resolution at its Aug. 7 meeting to form a CFD for Olivewood.

Heidi Schoeppe, of Riverside-based engineering firm Albert A. Webb Associates, presented the idea to the council.

The CFD is to fund public safety and maintenance serv-

ices. That includes police protection, fire protection, ambulance and paramedic services.

Residents will pay \$440 per unit for the special taxes, which will escalate at 5 percent per year effective July 1, 2019.

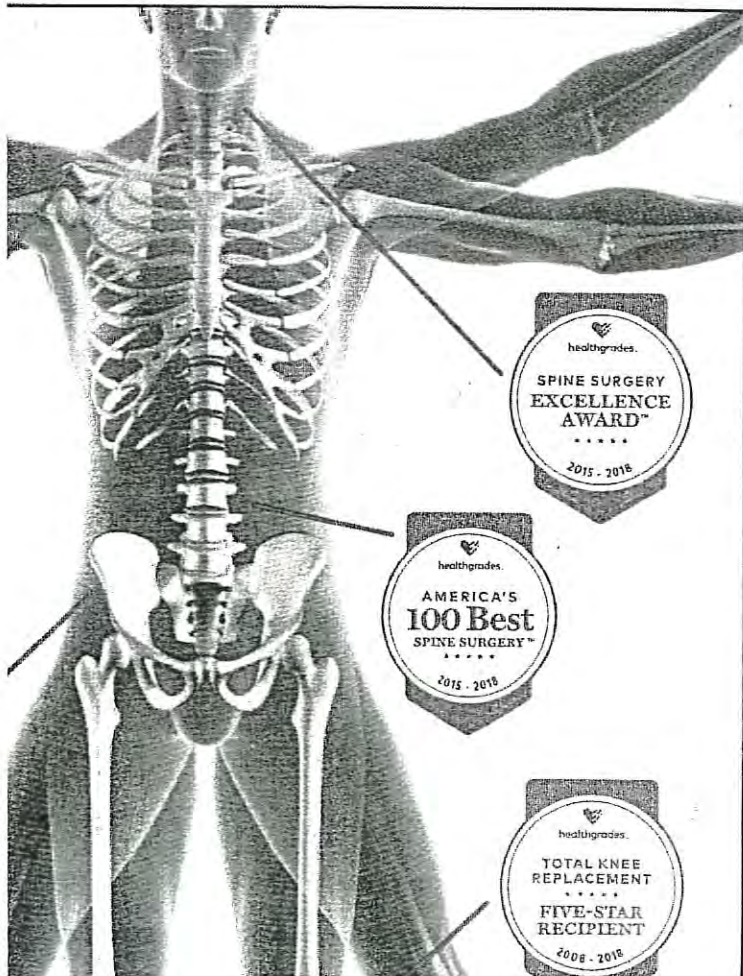
This will generate \$431,640 in annual revenue for public safety services.

There also is a contingent maintenance tax, which



Olivewood Homes, off of Potrero Boulevard, has model homes for future residents to look at in this new development set to open near the end of September in Beaumont.

been honored as one of the  
s best for our body of work.



would pay for the water quality basin, roads and landscaping should the homeowners association be unable to pay for these services.

The maintenance tax would cost \$480 per unit, escalating at 2 percent a year.

The 3,425 square foot

(continued on page 6)

## Banning accepting development block grant applications

The city of Banning is accepting applications for Community Development Block Grants for 2019-20, administered through the Department of Housing and Urban Development.

Funding is available to organizations seeking to provide public services in health-care, job training, childcare, services for the homeless, recreation programs, services for seniors, and public safety services.

HUD determines grant amounts through a formula comprised of measures that factor in community need, including the extent of poverty, population, housing overcrowding, age of housing, and

population growth lag in relationship to other metropolitan areas.

Entities eligible to apply include nonprofit organizations, county agencies, government entities such as cities, special districts and tribes, who are expected to contribute at least 5 percent of the CDBG request, and in addition to donations, can include in-kind contributions and volunteer hours.

Applications to the city of Banning are due no later than 5 p.m. Wednesday, Sept. 26 at city hall, or e-mailed to tshove@ci.banning.ca.us. For information, contact the city at (951) 922-3181.

## ARRESTED

the woman in that position had to leave school.



Record Gazette  
218 N. Murray St.  
**Proof of Publication**  
(2015.5 C.C.P.)

157787 APPLICATION

State of California )  
County of Riverside ) ss.

I am a citizen of the United States and a resident of the State of California; I am over the age of eighteen years, and not a party to or interested in the above matter. I am the principal clerk of the printer and publisher of Record Gazette, a newspaper published in the English language in the City of Banning, County of Riverside, and adjudicated a newspaper of general circulation as defined by the laws of the state of California by the Superior Court of the County of Riverside, under the date October 14, 1966, Case No. 54737. That the notice, of which the annexed is a copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

August 24, 2018

Executed on: 08/24/2018

At Banning, CA

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

Applications Now Available for Community Development Block Grants  
The deadline to submit applications for the City of Banning's Fiscal Year 2019-2020 Community Development Block Grants is Wednesday, September 26th by 5:00 P.M.  
Banning, CA The City of Banning is now accepting applications for the Community Development Block Grant Program (CDBG), for Fiscal Year 2019-2020.  
The U.S. Department of Housing and Urban Development (HUD), through Riverside County Economic Development (EDA) administers the CDBG funding. The funding will allow the community the opportunity to provide services within the City of Banning.  
Eligible public services include but are not limited to:  
Healthcare  
Job training  
Childcare  
Services for the homeless  
Recreation programs  
Services for seniors  
Public safety services  
A description of guidelines and program eligibility criteria for individual programs is located online at <https://riversidecoeda.gosmart.org/>. Organizations must submit an application to the City of Banning to be considered for a sub-recipient award. Applications can be found on the city's website in the City News section.  
Applications are due no later than 5:00 p.m. on September 26th, 2018. Applications will be accepted at Banning City Hall Community Development Department or via email to [tshova@ci.banning.ca.us](mailto:tshova@ci.banning.ca.us).  
Please contact the City of Banning, Community Development Department at (951) 922-3181 with any questions.  
Published in  
The Record Gazette  
No. 157787  
08/24/2018



## Record Gazette

## Public Notices

PUBLIC NOTICES

## DEADLINES

Tuesday at 4pm

For new ads, corrections or cancellations.

## HOW TO REACH US

Phone: 951-849-4586

Fax: 951-849-2437

legals@recordgazette.net

## OFFICE HOURS &amp; LOCATION

Monday-Friday 8am-5pm

218 N. Murray St.,  
Banning, CA 92220

www.recordgazette.net

## Public Notices

**SENTRY STORE N LOCK**  
Mini Storage, 310 E. Ramsey St., #B, Banning, CA 92220, 951-849-7184.  
Notice is hereby given that the undersigned will dispose of abandoned household goods, tools, business, and personal items stored in the space described below.  
A-5 + 6 Valerie Smith, A-25 Rogelio Damian; A-30 Ramon Rubio; A-41 Tyler Moore; A-43 Larue Mike; B-11 Mary Ann Williams; B-14 Markeisha Harrison; B-17 Wayne Louis; B-21 Leroy Todd; C-17 Carol Les; C-18 Martinez Hector; D-6 Jamie Lynne.  
All contents will be disposed of at 9 a.m., Sept. 07, 2018 at the place where stored, 310 E. Ramsey St., Banning, CA 92220, 849-7184.  
The Record Gazette  
No. 157689  
8/24, 09/31, 2018

**CITY OF BANNING**  
**NOMINEES FOR PUBLIC OFFICE NOTICE** IS HEREBY GIVEN that the following persons have been nominated for the office hereinafter mentioned to be filled at the General Municipal Election to be held in the City of Banning on Tuesday, the 6th day of November, 2018.  
City Council Member - District 4 - Vote for 1  
Bill Franklin  
David Happe  
Jerry Westholder  
Adolfo Mediano, Jr.  
Timothy Smith  
City Council Member - District 5 - Vote for 1  
Colleen Wallace  
David Ellis  
Patrick Cork Irvan  
As/Sonia De La Fuente,  
Deputy City Clerk  
City of Banning, California  
DATED: August 16, 2018  
PUBLISHED: Record Gazette  
August 24, 2018  
Published in  
The Record Gazette  
No. 157673  
8/24, 09/24, 2018

**CIUDAD DE BANNING**  
**NOMBRAMIENTOS PARA EMPLEO PUBLICO**  
**AVISO ES DADO POR ESTE MEDIO** que las siguientes personas han sido nombradas para el oficio mencionado en lo sucesivo que ser ocupado en la Elección General Municipal que tendrá lugar en la Ciudad de Banning el Martes, 6 de noviembre, 2018.  
Miembro del Concejo Municipal, Distrito Cuatro - Voto para Uno  
Bill Franklin  
David Happe  
Jerry Westholder  
Adolfo Mediano, Jr.  
Timothy Smith  
Miembro del Concejo Municipal, Distrito Cinco - Voto para Uno  
Colleen Wallace  
David Ellis  
Patrick Cork Irvan  
As/Sonia De La Fuente,  
Asistente de la Secretaria Municipal  
Ciudad de Banning,

## Public Notices

California  
Fechado: 16 de Agosto de 2018  
Publicado: Record Gazette  
No. 157674  
08/24/2018

**PETITION OF**  
Marita Joann Jones  
**FOR CHANGE OF NAME**  
**ORDER TO SHOW CAUSE**  
**FOR CHANGE OF NAME**  
CASE NO. HEG1801499  
**TO ALL INTERESTED PERSONS:**  
Petitioner, Marita Joann Jones filed a petition with this court for a decree changing names as follows:  
a. Present name - Marita Joann Jones to Proposed name - M. JoAnn Jones.  
THE COURT ORDERS that all persons interested in this matter appear before this court at the hearing indicated below to show cause, if any, why the petition for change of name should not be granted. Any person objecting to the name changes described above must file a written objection to the objection at least two court days before the matter is scheduled to be heard and must appear at the hearing to show cause why the petition should not be granted. If no written objection is timely filed, the court may grant the petition without a hearing.  
**NOTICE OF HEARING:**  
Date: Oct 04 2018 Time: 1:30pm Dept.: H1 Room: N1A  
Superior Court of California, County of Riverside Address: 880 N. State Street Hemet, CA 92343. A copy of this Order to Show Cause shall be published at least once each week for four successive weeks prior to the date set for hearing on the petition in the following newspaper of general circulation, printed in this county - The Record Gazette, 218 N. Murray St., Banning, CA 92220. 951-849-4586  
Date: Aug 06 2018  
Bradley O. Snell  
Judge of the Superior Court  
Published in  
The Record Gazette  
No. 157541  
08/17, 24, 31, 09/07, 2018.

Applications Now Available for Community Development Block Grants  
The deadline to submit applications for the City of Banning's Fiscal Year 2019-2020 Community Development Block Grants is Wednesday, September 26th by 5:00 P.M.  
Banning, CA. The City of Banning is now accepting applications for the Community Development Block Grant Program (CDBG) for Fiscal Year 2019-2020.  
The U.S. Department of Housing and Urban Development (HUD), through Riverside County Economic Development (EDA) administers the CDBG funding. The funding will allow the community the opportunity to provide services within the City of Banning.

## Public Notices

Eligible public services include but are not limited to:  
Healthcare  
Job training  
Childcare  
Services for the homeless  
Recreation programs  
Services for seniors  
Public safety services  
A description of guidelines and program eligibility criteria for individual programs is located online at <https://riversidecoeda.gov/mar/leg/>. Organizations must submit an application to the City of Banning to be considered for a sub-recipient award. Applications can be found on the city's website at the City News section.  
Applications are due no later than 5:00 p.m. on September 26th, 2018. Applications will be accepted at Banning City Hall Community Development Department or via email to [tslove@ci.banning.ca.us](mailto:tslove@ci.banning.ca.us). Please contact the City of Banning, Community Development Department at (951) 922-3181 with any questions.  
Published in  
The Record Gazette  
No. 157787  
08/24/2018

**NOTICE OF PUBLIC HEARING PURSUANT TO LAW, NOTICE IS HEREBY GIVEN** of a Public Hearing before the City Council of the City of Banning to be held at a regular City Council Meeting on Tuesday, September 10, 2018 at 5:00 p.m. at the Banning City Center Council Chambers, 99 E. Ramsey Street, Banning, California regarding the following:  
An application for Edward Byrne Memorial Grant funding through the Office of Justice Planning in the amount of \$11,604 to purchase new Tasers for use by the Banning Police Department.  
Information regarding the foregoing can be obtained by contacting the Banning Police Department (951) 849-1195 or by visiting the Police Department located at 125 E. Ramsey.  
ALL INTERESTED PARTIES are invited to attend said hearing and present oral or written testimony on the matter or send their written comments to the City Clerk, P. O. Box 398 Banning, California 92220. If you challenge any decision regarding the above proposal in court, you may be limited to raising only those issues you or someone else raised in written correspondence delivered to the City Clerk at or prior to the time the City Council makes its decision on the proposal, or if a public hearing is held on the proposal, you or someone else must have raised those issues at the public hearing or in written correspondence delivered to the hearing body at or prior to the hearing (California Government Code, Section 55009).  
BY ORDER OF THE CITY CLERK of the City of Banning, California.

## Public Notices

ning, California.  
/s/ Sonja De La Fuente.  
City Clerk  
City of Banning  
California  
DATED: August 15, 2018  
PUBLISHED: August 24, 2018 and August 31, 2018  
Published in  
The Record Gazette  
No. 157673  
08/24, 31, 2018

Citywide Survey for Five Year Community Development Block Grant Funding Priorities (Community Survey) The survey is now available and your participation is encouraged to provide your input for the City of Banning's 2019-2024 Funding Priorities for Community Development Block Grant funding, now through Wednesday, September 26th by 5:00 P.M. Banning, CA. The City of Banning is now accepting community input, via online survey in preparation for the Riverside County 2019-2024 Consolidated Plan. The plan assists the City and County in directing Community Development Block Grant Program (CDBG) funding to carry out a wide range of community development programs, including but not limited to:  
Job Development  
Senior Services  
Code Enforcement  
Community Centers  
Street Improvements/Sidewalks  
Transportation Services  
Economic Development  
Public Safety Programs  
Youth Services  
Water/Sewer Improvements  
Child Care Centers  
Flood and Drainage Facilities  
Workforce Development Centers  
Neighborhood Revitalization  
Health Services  
Municipal Services  
Senior Centers  
Demolition  
Police/Fire Stations  
Health Facilities  
The survey can be accessed through the City's website in the City News section at [www.ci.banning.ca.us](http://www.ci.banning.ca.us). In addition, paper surveys will be available at City Hall (99 E. Ramsey Street Community Development Department mail), Survey will be accepted until 5:00 p.m. on September 26th, 2018. Please contact the City of Banning, Community Development Department at (951) 922-3181 with any questions.  
Published in  
The Record Gazette  
No. 157786  
08/24/2018

**FICTITIOUS BUSINESS NAME STATEMENT**  
FILE NO. R-20181205  
The following person(s) is (are) doing business as John Hamilton Enterprises at 236 Marian Way Banning, CA 92220 County of Riverside, Mailing Address: N/A. Full Name of Registrant(s): John Albert Hamilton Jr Address 236 Marian Way Banning CA 92220 List State of Corp./LLC.

## Public Notices

Must be registered in California: N/A. This business is conducted by: Individual. Registrant has not yet begun to transact business under the fictitious business name(s) listed above. I declare that all the information in this statement is true and correct. (A registrant who declares as true any material matter pursuant to Section 17913 of the Business and Professions Code that the registrant knows to be false is guilty of a misdemeanor punishable by a fine not to exceed one thousand dollars (\$1,000).)  
Signature(s):  
John Albert Hamilton Jr  
Typed or Printed Name(s): John Albert Hamilton Jr  
If Limited Liability Company/Corporation, Title: N/A. This Statement was filed with the County Clerk of Riverside County on 08/13/2018. Notice-In accordance with Subdivision (a) of Section 17920, A Fictitious Business Name Statement generally expires at the end of five years from the date on which it was filed in the office of the County Clerk, except, as provided in Subdivision (b) of Section 17920, Where it expires 40 days after any change in the facts set forth in this statement pursuant to Section 17913 other than a change in the residence address of a registered owner. A new Fictitious Business Name Statement must be filed before the expiration. The filing of this statement does not of itself authorize the use in this state of a Fictitious Business Name in violation of the rights of another Federal, State or Common Law (See Section 14411 Et Seq., Business and Professions Code). I hereby certify that this copy is a correct copy of the original statement on file in my office. PETER ALDANA Riverside County Clerk.  
Published in  
The Record Gazette  
No. 157578  
08/17, 24, 31, 09/07, 2018

**FICTITIOUS BUSINESS NAME STATEMENT**  
FILE NO. R-201811394  
The following person(s) is (are) doing business as Cooking From Your Heart at 474 Rushmore Peak, Beaumont, CA 92223 County of Riverside, Mailing Address: N/A. Full Name of Registrant(s): Ekhtas Recad Ibrahim Address 474 Rushmore Peak Beaumont CA 92223. List State of Corp./LLC. Must be registered in California. N/A. This business is conducted by: Individual. Registrant has not yet begun to transact business under the fictitious business name(s) listed above. I declare that all the information in this statement is true and correct. (A registrant who declares as true any material matter pursuant to Section 17913 of the Business and Professions Code that the registrant knows to be false is guilty of a misdemeanor punishable by a fine not to

## Public Notices

exceed one thousand dollars (\$1,000).)  
Signature(s):  
Ekhtas Recad Ibrahim  
Typed or Printed Name(s): Ekhtas Recad Ibrahim  
If Limited Liability Company/Corporation, Title: -. This Statement was filed with the County Clerk of Riverside County on 08/16/2018. Notice-In accordance with Subdivision (a) of Section 17920, A Fictitious Business Name Statement generally expires at the end of five years from the date on which it was filed in the office of the County Clerk, except, as provided in Subdivision (b) of Section 17920, Where it expires 40 days after any change in the facts set forth in this statement pursuant to Section 17913 other than a change in the residence address of a registered owner. A new Fictitious Business Name Statement must be filed before the expiration. The filing of this statement does not of itself authorize the use in this state of a Fictitious Business Name in violation of the rights of another Federal, State or Common Law (See Section 14411 Et Seq., Business and Professions Code). I hereby certify that this copy is a correct copy of the original statement on file in my office. PETER ALDANA Riverside County Clerk.  
Published in  
The Record Gazette  
No. 157671  
08/24, 31, 09/07, 14, 2018

**FICTITIOUS BUSINESS NAME STATEMENT**  
FILE NO. R-201810598  
The following person(s) is (are) doing business as: Louise's Clinical Skin Care at 73744 Hwy 111 #5, Palm Desert, CA 92250 County of Riverside, Mailing Address: N/A. Full Name of Registrant(s): Louise Murphy Correnti Address 1804 Ivy Ct Beaumont CA 92223. List State of Corp./LLC. Must be registered in California. N/A. This business is conducted by: Individual. Registrant commenced to transact business under the fictitious business name(s) listed above on October 2008. I declare that all the information in this statement is true and correct. (A registrant who declares as true any material matter pursuant to Section 17913 of the Business and Professions Code that the registrant knows to be false is guilty of a misdemeanor punishable by a fine not to exceed one thousand dollars (\$1,000).)  
Signature(s):  
Louise Murphy Correnti  
Typed or Printed Name(s): Louise Murphy Correnti  
If Limited Liability Company/Corporation, Title: CEO/President. This Statement was filed with the County Clerk of Riverside County pursuant to 07/24/2018. Notice-In accordance with Subdivision (a) of Section 17920, A Fictitious Business Name Statement generally expires at the end of five years from the date on which it was filed in the office of the County Clerk, except, as provided in Subdivision (b) of Section 17920, Where it expires 40 days after any change in the facts set forth in this statement pursuant to Section 17913 other than a change in the residence address of a registered owner. A new Fictitious Business Name Statement must be filed before the expiration. The filing of this statement does not of itself authorize the use in this state of a Ficti-

the date on which it was filed in the office of the County Clerk, except, as provided in Subdivision (b) of Section 17920, Where it expires 40 days after any change in the facts set forth in this statement pursuant to Section 17913 other than a change in the residence address of a registered owner. A new Fictitious Business Name Statement must be filed before the expiration. The filing of this statement does not of itself authorize the use in this state of a Fictitious Business Name in violation of the rights of another Federal, State or Common Law (See Section 14411 Et Seq., Business and Professions Code). I hereby certify that this copy is a correct copy of the original statement on file in my office. PETER ALDANA Riverside County Clerk.  
Published in  
The Record Gazette  
No. 157418  
08/10, 17, 24, 31, 2018

**FICTITIOUS BUSINESS NAME STATEMENT**  
FILE NO. R-201810390  
The following person(s) is (are) doing business as: Cross Connections at 35860 Pamba Rd, Temecula, CA 92592 County of Riverside, Mailing Address: N/A. Full Name of Registrant(s): Cross Connections Emergency Services, Inc Address: 35860 Pamba Rd Temecula CA 92592. List State of Corp./LLC. Must be registered in California: CA. This business is conducted by: Corporation. Registrant has not yet begun to transact business under the fictitious business name(s) listed above. I declare that all the information in this statement is true and correct. (A registrant who declares as true any material matter pursuant to Section 17913 of the Business and Professions Code that the registrant knows to be false is guilty of a misdemeanor punishable by a fine not to exceed one thousand dollars (\$1,000).)  
Signature(s):  
Dennis Dwight Cross  
Typed or Printed Name(s): Dennis Dwight Cross  
If Limited Liability Company/Corporation, Title: CEO/President. This Statement was filed with the County Clerk of Riverside County pursuant to 07/24/2018. Notice-In accordance with Subdivision (a) of Section 17920, A Fictitious Business Name Statement generally expires at the end of five years from the date on which it was filed in the office of the County Clerk, except, as provided in Subdivision (b) of Section 17920, Where it expires 40 days after any change in the facts set forth in this statement pursuant to Section 17913 other than a change in the residence address of a registered owner. A new Fictitious Business Name Statement must be filed before the expiration. The filing of this statement does not of itself authorize the use in this state of a Ficti-



# **ATTACHMENT 3**

## **Exhibit “A”- CDBG Application Summary**

Resolution 2018-128 - Exhibit A  
Community Development Block Grant Funding Cycle  
2019/20  
City of Banning Application Summary

Anticipated Funding Year Grant Amount: \$155,979

**City of Banning**

- Funding Requested: \$325,000
- Project: Dysart Park fencing, Bathroom and Concession Building Project
- Permanent facility
- Application complete

**Boys & Girls Club of the San Geronio Pass**

- Funding Requested: \$15,000
- Program: Teen Leadership (existing)
- Application complete





## CITY OF BANNING CITY COUNCIL REPORT

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Ted Shove, Economic development Manager

**MEETING DATE:** October 23, 2018

**SUBJECT:** Resolution 2018-134, Approving Community Development Block Grant 2019-2024 Consolidated Plan Needs Assessment

---

### **RECOMMENDED ACTION:**

The City Council Adopt Resolution No. 2018-134 Approving Community Development Block Grant Program 2019-2024 Consolidated Plan Needs Assessment, and authorize staff to submit application to the Riverside County Economic Development Agency.

### **COMMITTEE RECOMMENDATION:**

On September 10, 2018, the City Council appointed an Ad-hoc Committee comprised of two Council members to review and recommend approval of the 2019-2024 Community Development Block Grant ("CDBG") Consolidated Plan Needs Assessment. The committee met on October 4<sup>th</sup> and recommended CDBG funding be prioritized in the following method:

1. Neighborhood Revitalization
2. Community Centers
3. Street Improvements/Sidewalks
4. Youth Services
5. Senior Programs

## **BACKGROUND:**

The City of Banning, through the Riverside County Economic Development Agency (EDA), annually receives funding under the CDBG program. The United States Department of Housing and Urban Development ("HUD") requires that communities that receive CDBG funding perform a five year plan that evaluates community needs and funding priorities. The overarching goals of the Five Year Consolidated Plan Needs Assessment, include:

- Consultation and Citizen Participation – alignment of community development programs with other plans and programs within the community to achieve greater impact.
- Consolidated Plan – provides for prioritization of the jurisdiction's community development priorities and multi-year goals based upon an assessment of housing and community development needs.
- Annual Action Plan – Funding and project completion is summarized and reported back to HUD by Riverside County Economic Development Agency

## **JUSTIFICATION:**

On August 7, 2018, EDA issued a Notice of Funds Availability for the CDBG Funding Cycle 2019-2020. Within that notice, EDA provided guidance to conduct a five year community needs assessment in order to participate in future CDBG funding opportunities.

The City initiated an online survey originating from the City's website. The announcement of the survey opening and closing period was noticed (ATTACHMENT 2) via: press release (to local media); legal notice posted on August 24<sup>th</sup>; announcement on the City's website; and broadcasted through the City's various social media outlets. The survey (ATTACHMENT 3) was modeled after the survey developed by EDA and was available for 32 days and received 45 responses (ATTACHMENT 4). The City Council appointed an Ad-hoc Committee to review the responses and determine if any additional action should be taken.

As a condition of funding in future fiscal years, HUD requires administering entities to conduct a Five Year Consolidated Plan ("Plan"). The Plan requires that all participating cities survey and engage their communities. Participating cities then must certify, by Resolution, a prioritized list of their needs and submit to EDA on or before December 14<sup>th</sup>.

**FISCAL IMPACT:**

None. However, if the City elects not to approve a five year CDBG priorities and needs assessment, future funding would be jeopardized.

**OPTIONS:**

1. Approve as recommended.
2. Reject Ad-hoc Committee's recommendation and provide staff further direction.

**ATTACHMENTS:**

1. Resolution 2018-134
2. Press Release, Proof of Publication
3. Online Survey
4. Survey Results

Approved by:



---

Douglas Schulze  
City Manager



# **ATTACHMENT 1**

## **Resolution 2018-134**

## RESOLUTION 2018-134

### RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA, APPROVING THE CITY OF BANNING'S 2019-2024 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM CONSOLIDATED PLAN NEEDS ASSESSMENT

**WHEREAS**, the City of Banning has routinely secured grant funding under the Community Development Block Grant ("CDBG") program through the Riverside County Economic Development Agency ("EDA"), on an annual basis; and

**WHEREAS**, the United States Department of Housing and Urban Development ("HUD") requires all jurisdictions receiving funding to perform and update, a Five Year Consolidated Plan, with is conducted by EDA, as the City is a participating jurisdiction; and

**WHEREAS**, on September 10, 2018 at its regular meeting, the City Council appointed an Ad-hoc Committee to review input received from community engagement efforts and prioritize the City's Needs for the next five years; and

**WHEREAS**, On August 20, 2018, the City issued a press release to local media, posted a legal notice on August 24, 2018 and utilized all social media platforms to direct residents and business owners to the City's website, to access an online survey; and

**WHEREAS**, the online survey closed on September 26, 2018 with an active period of approximately 32 days, in that time, 45 responses were recorded; and

**WHEREAS**, upon review of the survey results collected the Ad-hoc Committee recommended no further community engagement and set forth recommendations based upon the responses received, current community programs, and City budgetary considerations; and

**WHEREAS**, the City Council concurs with the Ad-hoc Committee and has set forth by this Resolution the following priorities, in order, for the City over the next five years for CDBG funding opportunities, and they include: Neighborhood Revitalization; Community Centers; Street Improvements/Sidewalks; Youth Services; and Senior Programs; and

**WHEREAS**, the funding priorities set forth herein meets the CDBG program guidelines and/or requirements for input to Riverside County's 2019-2024 Five Year Consolidated Plan and Needs Assessment; and

**WHEREAS**, it is necessary that the City periodically review and update its needs assessment and be approved by the City Council by Resolution in order for the City and its residents to obtain and utilize federally funded CDBG grant funds.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Banning as follows:

SECTION 1. The Banning City Council adopts Resolution 2018-134, approving the Banning 2019-2024 Community Development Block Grant Consolidated Plan Needs Assessment.

SECTION 3. The City Manager is authorized to submit the City of Banning's 2019-2024 Consolidated Plan Needs Assessment to Riverside Economic Development Agency for approval by their Board.

**PASSED, APPROVED AND ADOPTED** this 23rd day of October, 2018.

\_\_\_\_\_  
George Moyer, Mayor  
City of Banning

**ATTEST:**

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning

**APPROVED AS TO FORM AND  
LEGAL CONTENT:**

\_\_\_\_\_  
Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon



**CERTIFICATION:**

I, Sonja De La Fuente, Deputy City Clerk of the City of Banning, California, do hereby certify that the foregoing Resolution 2018-134, was duly adopted by the City Council of the City of Banning, California, at a regular meeting thereof held on the 23rd day of October, 2018, by the following vote, to wit:

AYES:

NOES:

ABSTAIN:

ABSENT:

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning, California

# **ATTACHMENT 2**

## **Press Release Proof of Publication**



**For Immediate Release**

**Contact:** Ted Shove  
(951) 922-3181

**Citywide Survey for Five Year Community Development Block Grant Funding Priorities  
(Community Survey)**

*The survey is now available and your participation is encouraged to provide your input for the City of Banning's 2019-2024 Funding Priorities for Community Development Block Grant funding, now through Wednesday, September 26th by 5:00 P.M.*

**Banning, CA** – The City of Banning is now accepting community input, via online survey in preparation for the Riverside County 2019-2024 Consolidated Plan. The Plan assists the City and County in directing Community Development Block Grant Program (CDBG) funding to carry out a wide range of community development programs, including but not limited to:

Job Development	Public Safety Programs	Health Services
Senior Services	Youth Services	Municipal Services
Code Enforcement	Water/Sewer Improvements	Senior Centers
Community Centers	Child Care Centers	Demolition
Street Improvements/Sidewalks	Flood and Drainage Facilities	Police/Fire Stations
Transportation Services	Workforce Development Centers	Health Facilities
Economic Development	Neighborhood Revitalization	

The survey can be accessed through the City's website in the 'City News' section at [www.ci.banning.ca.us](http://www.ci.banning.ca.us). In addition, paper surveys will be available at City Hall (99 E. Ramsey Street – Community Development Department). Survey will be accepted until 5:00 p.m. on September 26th, 2018.

Please contact the City of Banning, Community Development Department at (951) 922-3181 with any questions.



Record Gazette  
218 N. Murray St.  
**Proof of Publication**  
(2015.5 C.C.P.)

157786 5YR CONSOLIDATED PLAN

State of California )  
County of Riverside ) ss.

I am a citizen of the United States and a resident of the State of California; I am over the age of eighteen years, and not a party to or interested in the above matter. I am the principal clerk of the printer and publisher of Record Gazette, a newspaper published in the English language in the City of Banning, County of Riverside, and adjudicated a newspaper of general circulation as defined by the laws of the state of California by the Superior Court of the County of Riverside, under the date October 14, 1966, Case No. 54737. That the notice, of which the annexed is a copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

August 24, 2018

Citywide Survey for Five Year Community Development Block Grant Funding Priorities (Community Survey) The survey is now available and your participation is encouraged to provide your input for the City of Bannings 2019-2024 Funding Priorities for Community Development Block Grant funding, now through Wednesday, September 26th by 5:00 P.M. Banning, CA. The City of Banning is now accepting community input, via online survey in preparation for the Riverside County 2019-2024 Consolidated Plan. The Plan assists the City and County in directing Community Development Block Grant Program (CDBG) funding to carry out a wide range of community development programs, including but not limited to:

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Public Safety Programs  
Youth Services  
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Child Care Centers  
Flood and Drainage Facilities  
Workforce Development Centers  
Neighborhood Revitalization  
Health Services  
Municipal Services  
Senior Centers  
Demolition  
Police/Fire Stations  
Health Facilities

The survey can be accessed through the City's website in the City News section at [www.ci.banning.ca.us](http://www.ci.banning.ca.us). In addition, paper surveys will be available at City Hall (99 E. Ramsey Street Community Development Department). Survey will be accepted until 5:00 p.m. on September 26th, 2018. Please contact the City of Banning, Community Development Department at (951) 922-3181 with any questions.

Published in  
The Record Gazette  
No. 157786  
08/24/2018

Executed on: 08/24/2018

At Banning, CA

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

  
Signature



## Record Gazette

## Public Notices

## DEADLINES

Tuesday at 4pm

For new ads, corrections or cancellations.

## HOW TO REACH US

Phone: 951-849-4586

Fax: 951-849-2437

legals@recordgazette.net

## OFFICE HOURS &amp; LOCATION

Monday-Friday 8am-5pm

218 N. Murray St.,  
Banning, CA 92220

PUBLIC NOTICES

www.recordgazette.net

## Public Notices

SENTRY STORE N LOCK  
Mini Storage, 310 E. Ram-  
sey St. #B, Banning, CA  
92220, 951-849-7184.

Notice is hereby given that  
the undersigned will dis-  
pose of abandoned house-  
hold goods, tools,

business and personal  
items stored in the space  
described below.

A-5 + 6 Valerie Smith, A-25  
Rogelio Damian, A-39 Ra-  
mon Rubio, A-41 Tyler  
Moore, A-43 Larue Mike;

B-11 Mary Ann Williams;  
B-14 Markeisha Harrison;

B-17 Wayne Louis, B-21  
Leroy Tadi, C-17 Carol  
Lox, C-18 Martinez He-  
ctor, D-6 Jamie Lynn.

All contents will be dis-  
posed of at 9 a.m., Sept.  
07, 2018, at the place  
where stored, 310 E. Ram-  
sey St. #B Banning CA  
92220, 849-7184.

Sentry Store-N-Lock,  
Published in  
The Record Gazette  
No. 157689  
8/24, 08/31, 2018

CITY OF BANNING  
NOMINEES FOR PUBLIC  
OFFICE NOTICE IS  
HEREBY GIVEN THAT THE  
following persons have  
been nominated for the of-  
fice hereinafter mentioned  
to be filled at the General  
Municipal Election to be  
held in the City of Banning  
on Tuesday, the 6th day of  
November, 2018.

City Council Member - Dis-  
trict 4 - Vote for 1  
Bill Franklin  
David Happe  
Jerry Westholder  
Adolfo Mediano, Jr.  
Timothy Smith

City Council Member - Dis-  
trict 5 - Vote for 1  
Colleen Wallace  
David Ellis  
Patrick Cork Irwin  
/s/Sonja De La Fuente,  
Deputy City Clerk  
City of Banning, California  
DATED: August 16, 2018  
PUBLISH Record Gazette  
August 24, 2018  
Published in  
The Record Gazette  
No. 157673  
8/24/2018

CIUDAD DE BANNING  
NOMBRAMIENTOS  
PARA EMPLEO PUBLICO  
AVISO ES DADO POR  
ESTE MEDIO que las si-  
guientes personas han sido  
nominadas para el oficio  
mencionado en lo sucesivo  
que ser ocupado en la  
Elección General Municipal  
que tomara lugar en la Ci-  
udad de Banning el Martes,  
6 de noviembre, 2018.

Miembro del Consejo  
Municipal, Distrito Cuatro -  
Vote para Uno.  
Bill Franklin  
David Happe  
Jerry Westholder  
Adolfo Mediano, Jr.  
Timothy Smith

Miembro del Consejo  
Municipal, Distrito Cinco -  
Vote para Uno.  
Colleen Wallace  
David Ellis  
Patrick Cork Irwin  
/s/Sonja De La Fuente,  
Asistente de la  
Secretaria Municipal  
Ciudad de Banning.

California  
Fechado:  
16 de Agosto de 2018  
Publicador: Record Gazette  
-24 de Agosto de 2018  
Published in  
The Record Gazette  
No. 157674  
08/24/2018

PETITION OF  
MARITA JOANN JONES  
FOR CHANGE OF NAME  
ORDER TO SHOW CAUSE  
FOR CHANGE OF NAME  
CASE NO. HEC1801499  
TO ALL INTERESTED  
PERSONS:

Marita Joann Jones  
has filed a petition with  
this court for a decree  
changing names as follows:

a. Present name - Marita  
Joann Jones to Proposed  
name - M. JoAnn Jones.  
THE COURT ORDERS that  
all persons interested in this  
matter appear before this  
court at the hearing indi-  
cated below to show cause,  
if any, why the petition for  
change of name should not  
be granted. Any person ob-  
jecting to the name change  
described above must file  
a written objection that  
includes the reasons for  
the objection at least two  
court days before the hear-  
ing is scheduled to be  
heard and must appear at  
the hearing to show cause  
why the petition should not  
be granted. If no written ob-  
jection is timely filed, the  
court may grant the peti-  
tion without a hearing.

NOTICE OF HEARING:  
Date: Oct 04 2018 Time:  
1:30pm Dept.: H1 Room:  
N/A  
Superior Court of California,  
County of Riverside Ad-  
dress: 880 N. State Street  
Hemet, CA 92543. A copy  
of this Order to Show  
Cause shall be published at  
least once each week for  
four successive weeks prior  
to the date set for hearing  
on the petition in the fol-  
lowing newspaper of general  
circulation, printed in this  
county - The Record Ga-  
zette, 218 N. Murray St.,  
Banning, CA 92220.  
951-849-4586  
Date: Aug 06 2018  
Bradley O. Snell  
Judge of the Superior Court  
Published in  
The Record Gazette  
No. 157541  
08/17, 24, 31, 09/07, 2018

Applications Now Available  
for Community Develop-  
ment Block Grants  
The deadline to submit ap-  
plications for the City of  
Banning's Fiscal Year  
2019-2020 Community De-  
velopment Block Grants is  
Wednesday, September  
26th by 5:00 P.M.  
Banning, CA. The City of  
Banning is now accepting  
applications for the Com-  
munity Development Block  
Grant Program (CDBG) for  
Fiscal Year 2019-2020.

The U.S. Department of  
Housing and Urban Devel-  
opment (HUD), through  
Riverside County Economic  
Development (EDA) admin-  
isters the CDBG funding.  
The funding will allow the  
community the opportunity  
to provide services within  
the City of Banning.

Eligible public services in-  
clude but are not limited to:  
Healthcare  
Job training  
Childcare  
Services for the homeless  
Recreation programs  
Services for seniors  
Public safety services

A description of guidelines  
and program eligibility cri-  
teria for individual programs  
is located online at  
<https://riversideceda.gov/martorg/>. Organizations  
must submit an application to  
the City of Banning to be  
considered for a sub-recip-  
ient award. Applications can  
be found on the city's web-  
site in the City News sec-  
tion.

Applications are due no  
later than 5:00 p.m. on Sep-  
tember 26th, 2018. Applica-  
tions will be accepted at  
Banning City Hall Commu-  
nity Development Depart-  
ment or via email to  
tslove@ci.banning.ca.us.  
Please contact the City of  
Banning, Community De-  
velopment Department at  
(951) 922-3181 with any  
questions.  
Published in  
The Record Gazette  
No. 157787  
08/24/2018

NOTICE OF PUBLIC  
HEARING PURSUANT TO  
LAW, NOTICE IS HEREBY  
GIVEN of a Public Hearing  
before the City Council of  
the City of Banning, to be  
held at a regular City Coun-  
cil Meeting on Tuesday,  
September 10, 2018 at 5:00  
p.m. at the Banning Civic  
Center Council Chambers,  
99 E. Ramsey Street, Ban-  
ning, California regarding  
the following:

An application for Edward  
Byrne Memorial Grant fund-  
ing through the Office of  
Justice Planning in the  
amount of \$11,604 to pur-  
chase new Tasers for use  
by the Banning Police De-  
partment.

Information regarding the  
foregoing can be obtained  
by contacting the Banning  
Police Department (951)  
849-1195 or by visiting the  
Police Department located  
at 125 E. Ramsey.

ALL INTERESTED PAR-  
TIES are invited to attend  
said hearing and present  
oral or written testimony on  
the matter or send their  
written comments to the  
City Clerk, P. O. Box 998,  
Banning, California 92220.  
If you challenge any deci-  
sion regarding the above  
proposal in court, you may  
be limited to raising only  
those issues you or some-  
one else raised in written  
correspondence delivered  
to the City Clerk at or prior  
to the time the City Council  
makes its decision on the  
proposal, or, if a public  
hearing is held on the pro-  
posal, you or someone else  
must have raised those is-  
sues at the public hearing  
or in written correspond-  
ence delivered to the  
hearing body at or prior to  
the hearing (California Gov-  
ernment Code Section  
65009).

BY ORDER OF THE CITY  
CLERK of the City of Ban-

ning, California,  
/s/ Sonja De La Fuente,  
City Clerk  
City of Banning,  
California  
DATED: August 15, 2018  
PUBLISHED IN  
The Record Gazette  
No. 157675  
08/24, 30, 2018

Citywide Survey for Five  
Year Community Develop-  
ment Block Grant Funding  
Priorities (Community Sur-  
vey) The survey is now  
available and your partici-  
pation is encouraged to  
provide your input for the  
City of Banning's 2019-2024  
Funding Priorities for Com-  
munity Development Block  
Grant funding, now through  
Wednesday, September  
26th by 5:00 P.M. Banning,  
CA. The City of Banning is  
now accepting community  
input, via online survey in  
preparation for the River-  
side County 2019-2024  
Consolidated Plan. The  
Plan assists the City and  
County in directing Com-  
munity Development Block  
Grant Program (CDBG)  
funding to carry out a wide  
range of community devel-  
opment programs, including  
but not limited to:  
Job Development  
Senior Services  
Code Enforcement  
Community Centers  
Street Improvements/Side-  
walks  
Transportation Services  
Economic Development  
Public Safety Programs  
Youth Services  
Water/Sewer Improvements  
Child Care Centers  
Flood and Drainage Facili-  
ties  
Workforce Development  
Centers  
Neighborhood Revitaliza-  
tion  
Health Services  
Municipal Services  
Senior Centers  
Demolition  
Police/Fire Stations  
Health Facilities  
The survey can be ac-  
cessed through the City's  
website in the City News  
section at  
[www.ci.banning.ca.us](http://www.ci.banning.ca.us). In  
addition, paper surveys will  
be available at City Hall (99  
E. Ramsey Street Commu-  
nity Development Depart-  
ment). Survey will be ac-  
cepted until 5:00 p.m. on  
September 26th, 2018.  
Please contact the City of  
Banning, Community De-  
velopment Department at  
(951) 922-3181 with any  
questions.  
Published in  
The Record Gazette  
No. 157786  
08/24/2018

FICTITIOUS BUSINESS  
NAME STATEMENT  
FILE NO. R-201811205  
The following person(s) is  
(are) doing business as  
(are) doing business as  
John Hamilton Enterprises  
at 236 Marian Way, Ban-  
ning, CA 92220 County of  
Riverside, Mailing Address,  
N/A, Full Name of Regis-  
trant(s), John Albert Hamil-  
ton Jr Address 236 Marian  
Way Banning CA 92220.  
List State of Corp./LLC.

Must be registered in Cal-  
ifornia: N/A. This business is  
conducted by: Individual.  
Registrant has not yet be-  
gun to transact business  
under the fictitious business  
name(s) listed above. I de-  
clare that all the informa-  
tion in this statement is true  
and correct. I, a registrant who  
declares as true any materi-  
al matter pursuant to Sec-  
tion 17913 of the Business  
and Professions Code that  
the registrant knows to be  
false is guilty of a misde-  
meanor punishable by a fine  
not to exceed one thou-  
sand dollars (\$1,000.)  
Signature(s):  
John Albert Hamilton Jr  
Typed or Printed Name(s):  
John Albert Hamilton Jr  
If Limited Liability Com-  
pany/Corporation, Title:  
N/A. This Statement was  
filed with the County Clerk  
of Riverside County on:  
08/16/2018, Notice-In ac-  
cordance with Subdivision  
(a) of Section 17920. A Fic-  
titious Business Name  
Statement generally expires  
at the end of five years from  
the date on which it was  
filed in the office of the  
County Clerk, except, as  
provided in Subdivision (b)  
of Section 17920, Where it  
expires 40 days after any  
change in the facts set forth  
in this statement pursuant  
to Section 17913 other than  
a change in the residence  
address of a registered  
owner. A new Fictitious  
Business Name Statement  
must be filed before the ex-  
piration. The filing of this  
statement does not of itself  
authorize the use in this  
state of a Fictitious Busi-  
ness Name in violation of  
the rights of another Fed-  
eral, State or Common Law  
(See Section 14411 Et  
Seq., Business and Profes-  
sional Code). I hereby cer-  
tify that this copy is a cor-  
rect copy of the original  
statement on file in my of-  
fice. PETER ALDANA Riv-  
erside County Clerk,  
Published in  
The Record Gazette  
No. 157677  
08/24, 31, 09/07, 14, 2018

FICTITIOUS BUSINESS  
NAME STATEMENT  
FILE NO. R-201810598  
The following person(s) is  
(are) doing business as:  
Louise's Clinical Skin Care  
at 7374 Hwy 111 #5,  
Palm Desert, CA 92260  
County of Riverside, Mail-  
ing Address: N/A, Full  
Name of Registrant(s): Lou-  
ise Murphy Correnti Ad-  
dress 1624 Ivy Ct Beau-  
mont CA 92223, List State  
of Corp./LLC, Must be re-  
gistered in California: N/A.  
This business is conducted  
by: Individual. Registrant  
commenced to transact  
business under the ficti-  
tious business name(s) listed  
above. I declare that all  
the information in this  
statement is true and cor-  
rect. (A registrant who de-  
clares as true any material  
matter pursuant to Section  
17913 of the Business and  
Professions Code that the  
registrant knows to be false  
is guilty of a misdemeanor  
punishable by a fine not to  
exceed one thousand dol-  
lars (\$1,000.)  
Signature(s):  
Louise Murphy Correnti  
Typed or Printed Name(s):  
Louise Murphy Correnti  
If Limited Liability Com-  
pany/Corporation, Title  
N/A. This Statement was  
filed with the County Clerk  
of Riverside County on:  
07/30/2018, Notice-In ac-  
cordance with Subdivision  
(a) of Section 17920. A Fic-  
titious Business Name  
Statement generally expires  
at the end of five years from  
the date on which it was  
filed in the office of the  
County Clerk, except, as  
provided in Subdivi-  
sion (b) of Section 17920,  
Where it expires 40 days  
after any change in the  
facts set forth in this  
statement pursuant to Sec-  
tion 17913 other than a  
change in the residence ad-  
dress of a registered owner.  
A new Fictitious Business  
Name Statement must be  
filed before the expira-  
tion. The filing of this  
statement does not of itself  
authorize the use in this  
state of a Ficti-

the date on which it was  
filed in the office of the  
County Clerk, except, as  
provided in Subdivision (b)  
of Section 17920, Where it  
expires 40 days after any  
change in the facts set forth  
in this statement pursuant  
to Section 17913 other than  
a change in the residence  
address of a registered  
owner. A new Fictitious  
Business Name Statement  
must be filed before the ex-  
piration. The filing of this  
statement does not of itself  
authorize the use in this  
state of a Fictitious Busi-  
ness Name in violation of  
the rights of another Fed-  
eral, State or Common Law  
(See Section 14411 Et  
Seq., Business and Profes-  
sional Code). I hereby cer-  
tify that this copy is a cor-  
rect copy of the original  
statement on file in my of-  
fice. PETER ALDANA Riv-  
erside County Clerk,  
Published in  
The Record Gazette  
No. 157418  
08/10, 17, 24, 31, 2018

FICTITIOUS BUSINESS  
NAME STATEMENT  
FILE NO. R-201810590  
The following person(s) is  
(are) doing business as:  
Cross Connections at  
35860 Pauba Rd, Temecula,  
CA 92592 County of  
Riverside, Mailing Address:  
N/A, Full Name of Regis-  
trant(s): Cross Connections  
Emergency Services, Inc.  
Address: 35860 Pauba Rd  
Temecula CA 92592, List  
State of Corp./LLC, Must be  
registered in California: CA.  
This business is conducted  
by: Corporation. Registrant  
has not yet begun to trans-  
act business under the fic-  
titious business name(s)  
listed above. I declare that  
all the information in this  
statement is true and cor-  
rect. (A registrant who de-  
clares as true any material  
matter pursuant to Section  
17913 of the Business and  
Professions Code that the  
registrant knows to be false  
is guilty of a misdemeanor  
punishable by a fine not to  
exceed one thousand dol-  
lars (\$1,000.)  
Signature(s):  
Dennis Dwight Cross  
Typed or Printed Name(s):  
Dennis Dwight Cross  
If Limited Liability Com-  
pany/Corporation, Title  
CEO/President. This State-  
ment was filed with the  
County Clerk of Riverside  
County on: 07/24/2018, No-  
tice-In accordance with  
Subdivision (a) of Section  
17920. A Fictitious Busi-  
ness Name Statement gen-  
erally expires at the end of  
five years from the date on  
which it was filed in the  
office of the County Clerk,  
except, as provided in Sub-  
division (b) of Section 17920,  
Where it expires 40 days  
after any change in the  
facts set forth in this  
statement pursuant to Sec-  
tion 17913 other than a  
change in the residence ad-  
dress of a registered owner.  
A new Fictitious Business  
Name Statement must be  
filed before the expira-  
tion. The filing of this  
statement does not of itself  
authorize the use in this  
state of a Ficti-



# **ATTACHMENT 3**

## **Online Survey**



# Banning 2019-2024 Consolidated Plan Needs Assessment Resident Survey

(untitled)

---

1. Please provide your email address. \*

2. Please provide your residential Zip Code. \*

3. Please choose one: \*

☐ Resident

☐ Service Provider

☐ Other:

4. Optional - If you would like, please provide your name and contact information. All responses will be kept confidential.

5. Repairs/Improvements to Apartments

High

☐

Medium

☐

Low

☐

No Need

☐

6. Repairs/Improvements to Rental Homes

High

☐

Medium

☐

Low

☐

No Need

☐

7. Repairs/Improvements to Owner Occupied Homes

High

☐

Medium

☐

Low

☐

No Need

☐

8. Improvements for Handicapped Accessibility

High

☐

Medium

☐

Low

☐

No Need

☐

9. Exterior Property Maintenance/Code Enforcement

High

☐

Medium

☐

Low

☐

No Need

☐

10. Help in Purchasing a Home

High

☐

Medium

☐

Low

☐

No Need

☐

11. Need of Homeless People: Emergency Shelters

High	Medium	Low	No Need
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

12. Need of Homeless People: Transitional Housing

High	Medium	Low	No Need
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

13. Need of Homeless People: Supportive Services

High	Medium	Low	No Need
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

14. Need of Homeless: Permanent Housing

High	Medium	Low	No Need
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

15. Special Needs Housing Facilities: Mental Illness

High	Medium	Low	No Need
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

16. Special Needs Housing Facilities: Drug/Alcohol Abuse

High	Medium	Low	No Need
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>



17. Special Needs Housing Facilities: Elderly

High	Medium	Low	No Need
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

18. Special Needs Housing Facilities: HIV Needs

High	Medium	Low	No Need
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

19. Housing Facilities: Veterans

High	Medium	Low	No Need
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

20. Rental Assistance

High	Medium	Low	No Need
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

21. Construction of New Housing: Rental

High	Medium	Low	No Need
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

22. Construction of New Housing: For Sale

High	Medium	Low	No Need
<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

23. Lead Paint Testing & Abatement

High

Medium

Low

No Need

☐

☐

☐

☐

24. Tenant/Landlord Counseling

High

Medium

Low

No Need

☐

☐

☐

☐

25. Residential Historic Preservation

High

Medium

Low

No Need

☐

☐

☐

☐

26. Other

High

Medium

Low

No Need

☐

☐

☐

☐

27. Please Identify Other General Needs

28. Flood/Drainage/Sewer Improvements

High

Medium

Low

No Need

☐

☐

☐

☐

### 29. Water System Improvements

High

☐

Medium

☐

Low

☐

No Need

☐

### 30. Street Improvements

High

☐

Medium

☐

Low

☐

No Need

☐

### 31. Sidewalks

High

☐

Medium

☐

Low

☐

No Need

☐

### 32. Other

High

☐

Medium

☐

Low

☐

No Need

☐

### 33. Please Identify Other Infrastructure Needs

### 34. Senior Citizen Centers

High

☐

Medium

☐

Low

☐

No Need

☐



### 35. Youth Centers

High

☐

Medium

☐

Low

☐

No Need

☐

### 36. Centers for the Disabled

High

☐

Medium

☐

Low

☐

No Need

☐

### 37. Child Care Centers/Preschool/Daycare

High

☐

Medium

☐

Low

☐

No Need

☐

### 38. Community Centers

High

☐

Medium

☐

Low

☐

No Need

☐

### 39. Fire Stations/Equipment

High

☐

Medium

☐

Low

☐

No Need

☐

### 40. Parks & Recreation Facilities

High

☐

Medium

☐

Low

☐

No Need

☐

41. Parking Facilities

High

Medium

Low

No Need

☐

☐

☐

☐

42. Other Neighborhood Facilities

High

Medium

Low

No Need

Very Satisfied

☐

☐

☐

☐

☐

43. Other Neighborhood Facilities (Please identify)

44. Senior Citizen Services

High

Medium

Low

No Need

☐

☐

☐

☐

45. Special Needs Services

High

Medium

Low

No Need

☐

☐

☐

☐

46. Youth Services

High

Medium

Low

No Need

☐

☐

☐

☐

#### 47. Transportation Services

High

Medium

Low

No Need

☐

☐

☐

☐

#### 48. Services for Battered and Abused Spouses

High

Medium

Low

No Need

☐

☐

☐

☐

#### 49. Health Services

High

Medium

Low

No Need

☐

☐

☐

☐

#### 50. Services for Abused and Neglected Children

High

Medium

Low

No Need

☐

☐

☐

☐

#### 51. Substance Abuse Services

High

Medium

Low

No Need

☐

☐

☐

☐

#### 52. Employment Training

High

Medium

Low

No Need

☐

☐

☐

☐



53. Crime Awareness

High

Medium

Low

No Need

☐

☐

☐

☐

54. Fair Housing Counseling

High

Medium

Low

No Need

☐

☐

☐

☐

55. Other Public Service Needs

High

Medium

Low

No Need

Very Satisfied

☐

☐

☐

☐

☐

56. Please Identify Other Public Service Needs

57. Public Buildings

High

Medium

Low

No Need

☐

☐

☐

☐

58. Park & Recreation Facilities

High

Medium

Low

No Need

☐

☐

☐

☐

59. Health Facilities

High

Medium

Low

No Need

☐

☐

☐

☐

60. Other Neighborhood Facilities

High

Medium

Low

No Need

☐

☐

☐

☐

61. Please Indentify Other Neighborhood Facilities

62. Neighborhood-Based Small Business uses (Laundromat, Grocery Store, etc.)

High

Medium

Low

No Need

☐

☐

☐

☐

63. Job Creation

High

Medium

Low

No Need

☐

☐

☐

☐

64. Commercial Rehabilitation

High

Medium

Low

No Need

☐

☐

☐

☐

65. Business Support Services

High

Medium

Low

No Need



66. Other Economic Development Needs

High

Medium

Low

No Need



67. Please Identify Other Economic Development Needs



# **ATTACHMENT 4**

## **Survey Results**

# Report for Banning 2019-2024

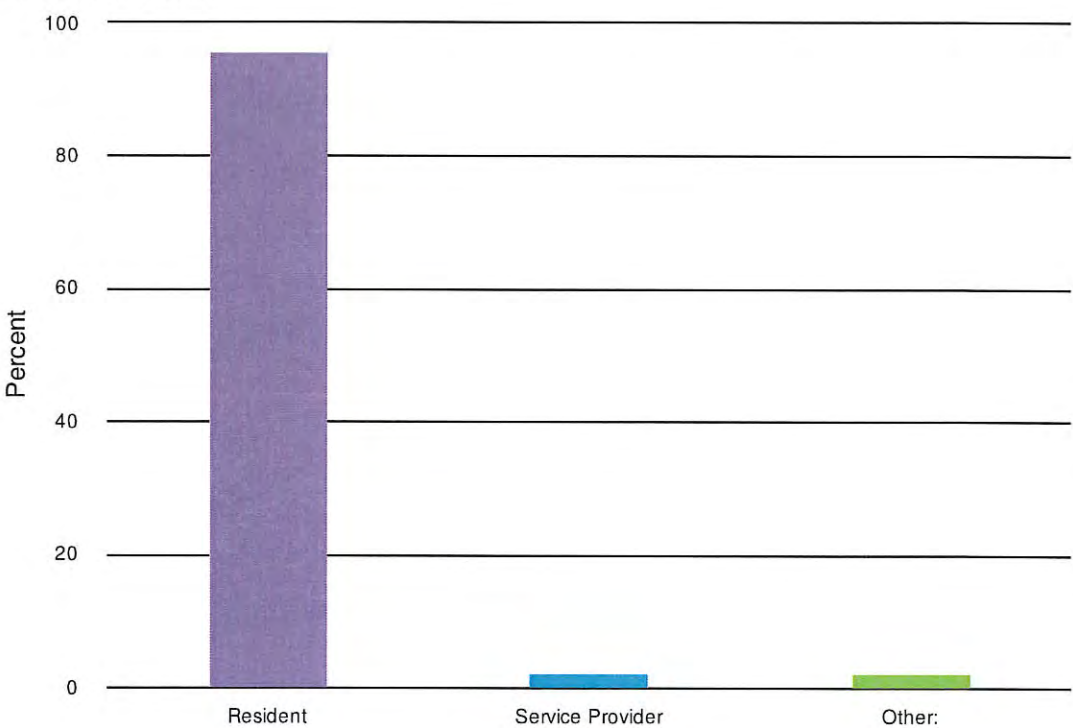
## Consolidated Plan Needs Assessment

### Resident Survey

#### Response Counts

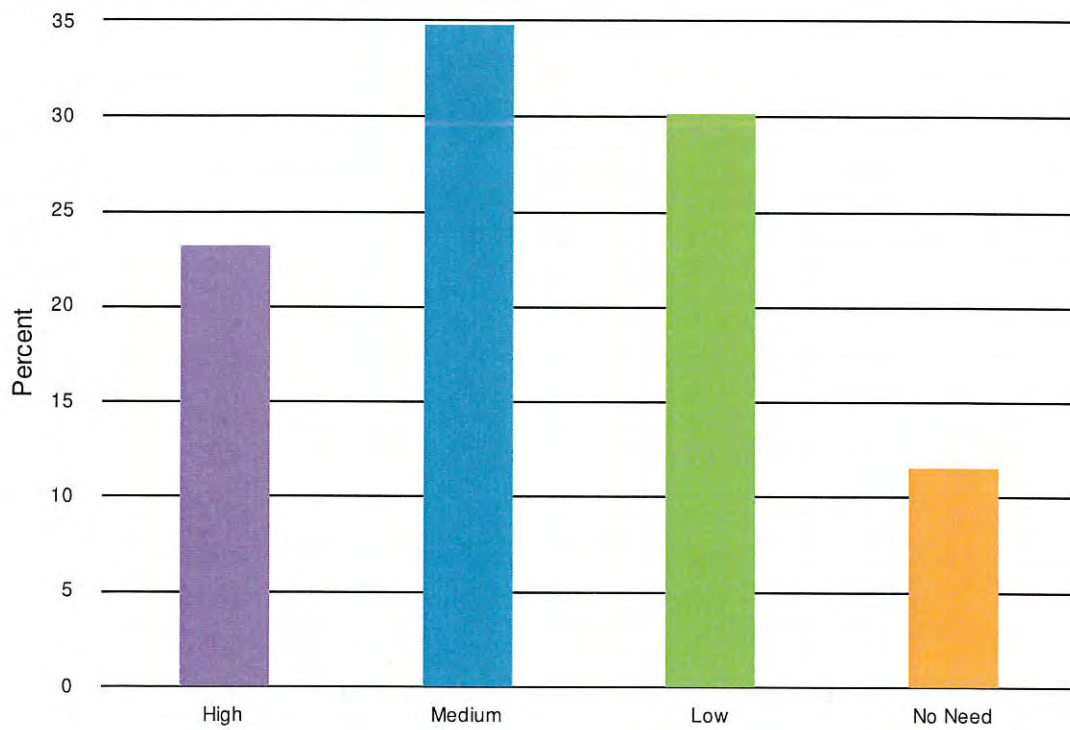


#### 1. Please choose one:



Value	Percent
Resident	95.6%
Service Provider	2.2%
Other:	2.2%

## 2. Repairs/Improvements to Apartments



### Value

High



Medium



Low



No Need



### Percent

23.3%

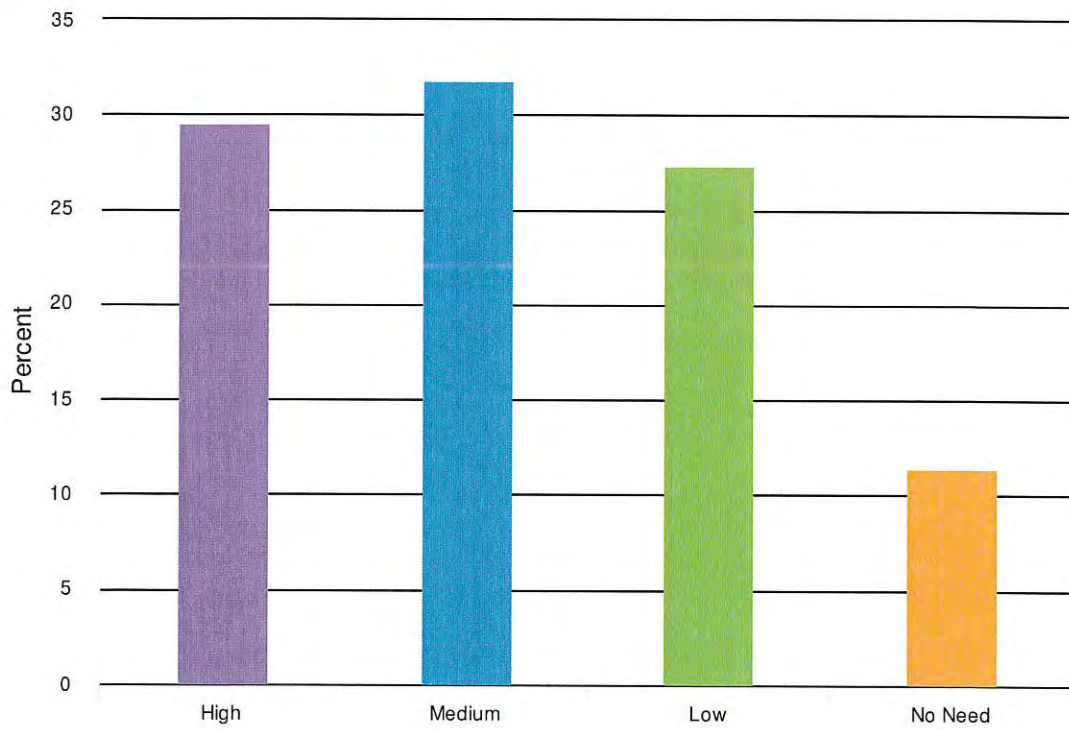
34.9%

30.2%

11.6%

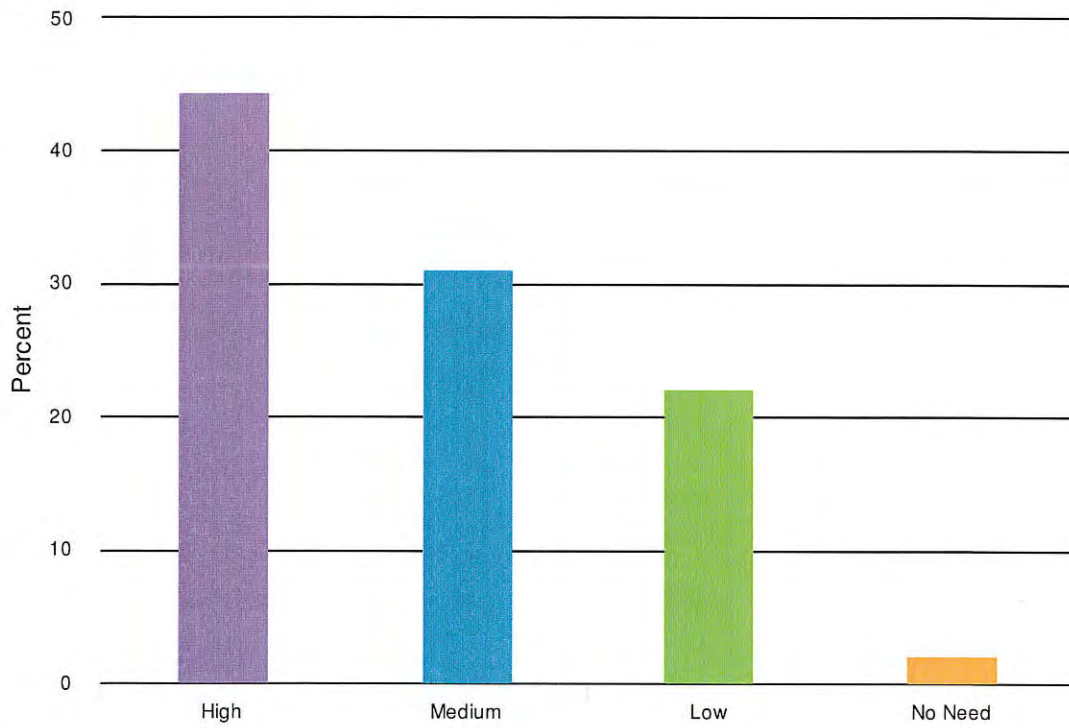
## 3. Repairs/Improvements to Rental Homes





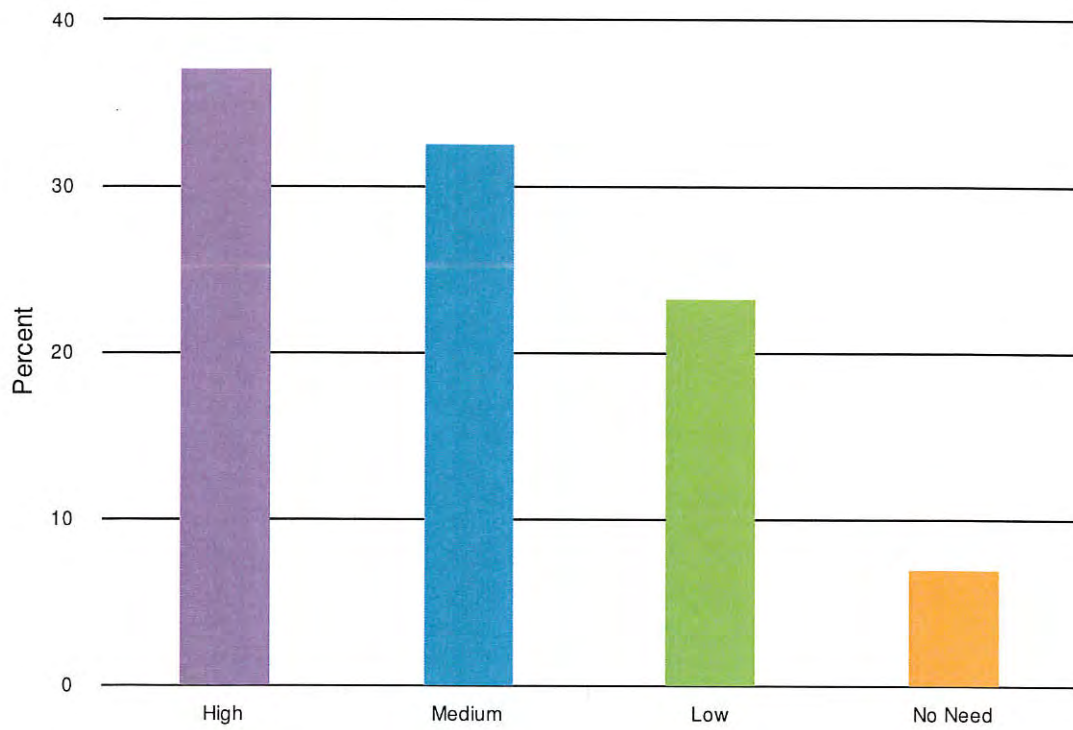
Value		Percent
High	<div><div></div></div>	29.5%
Medium	<div><div></div></div>	31.8%
Low	<div><div></div></div>	27.3%
No Need	<div><div></div></div>	11.4%

#### 4. Repairs/Improvements to Owner Occupied Homes



Value		Percent
High	<div><div></div></div>	44.4%
Medium	<div><div></div></div>	31.1%
Low	<div><div></div></div>	22.2%
No Need	<div><div></div></div>	2.2%

## 5. Improvements for Handicapped Accessibility



Value

Percent

High



37.2%

Medium



32.6%

Low



23.3%

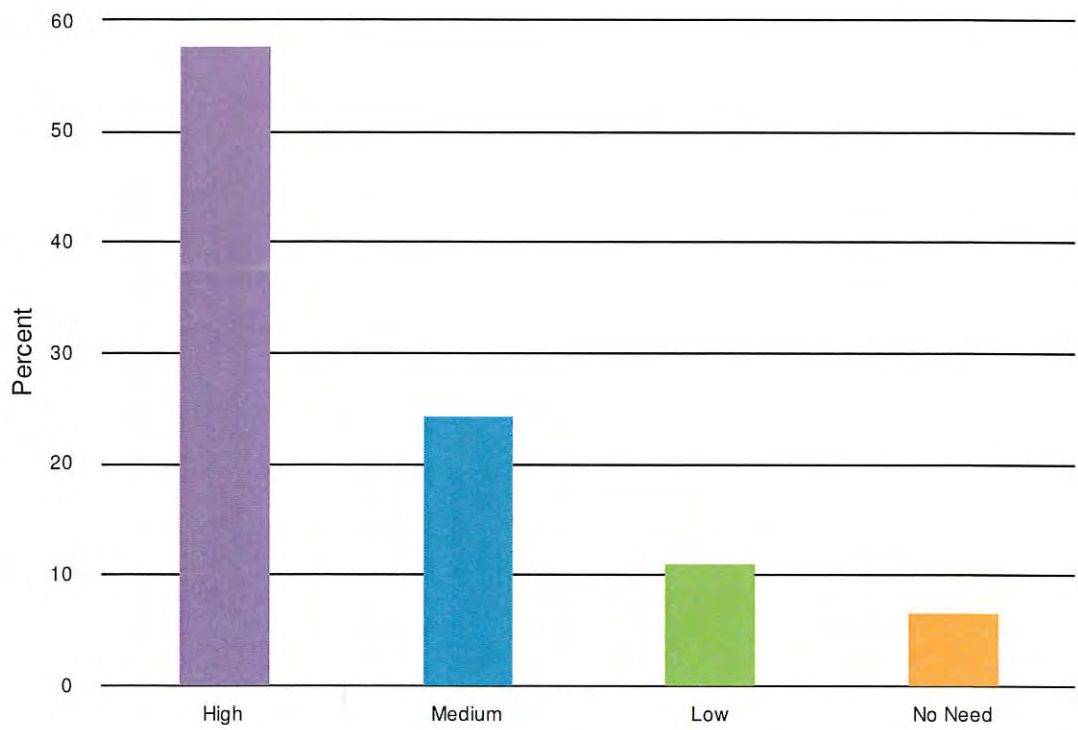
No Need



7.0%

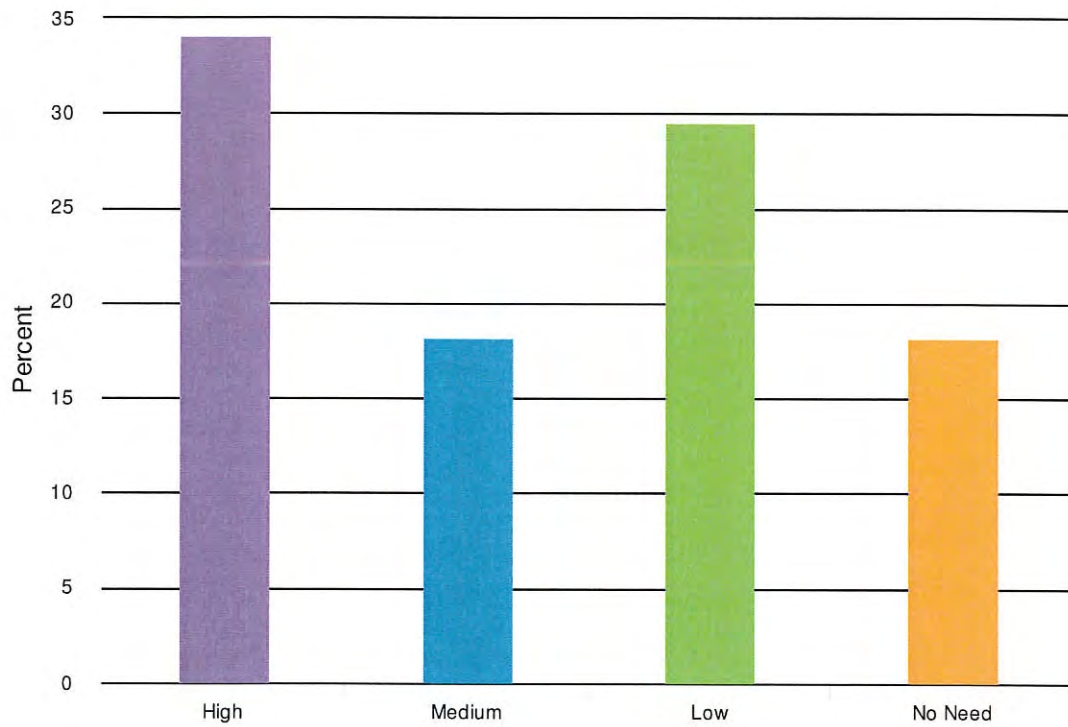
## 6. Exterior Property Maintenance/Code Enforcement





Value		Percent
High	<div><div></div></div>	57.8%
Medium	<div><div></div></div>	24.4%
Low	<div><div></div></div>	11.1%
No Need	<div><div></div></div>	6.7%

## 7. Help in Purchasing a Home



#### Value

High



Medium



Low



No Need



#### Percent

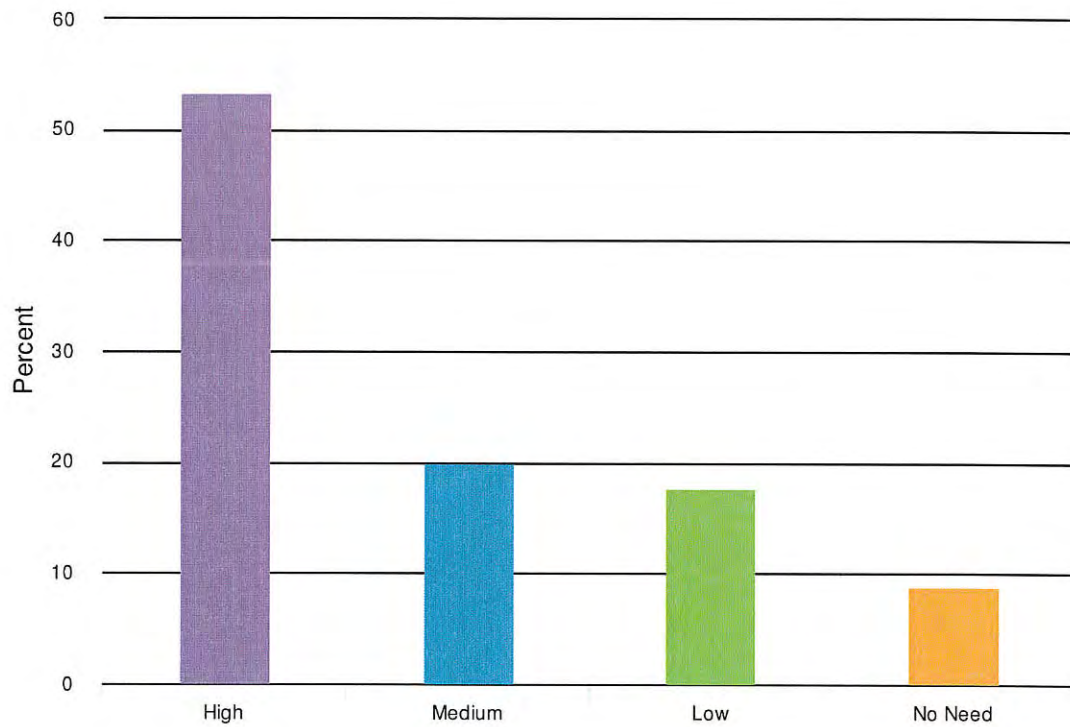
34.1%

18.2%

29.5%

18.2%

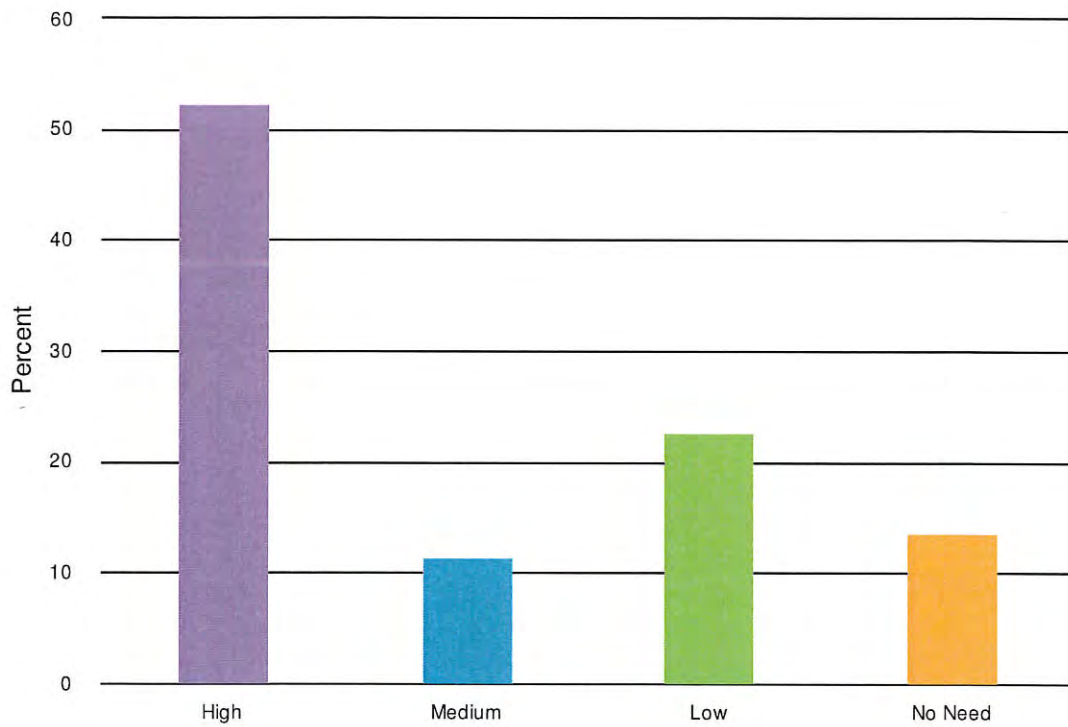
### 8. Need of Homeless People: Emergency Shelters



Value		Percent
High	<div><div></div></div>	53.3%
Medium	<div><div></div></div>	20.0%
Low	<div><div></div></div>	17.8%
No Need	<div><div></div></div>	8.9%

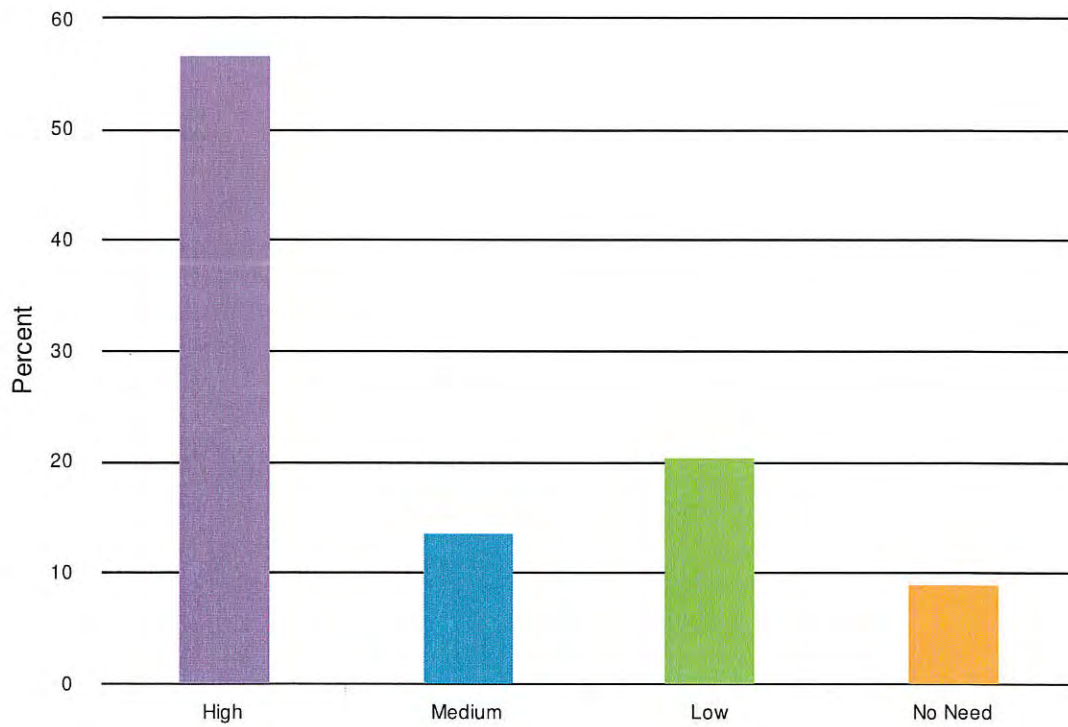
## 9. Need of Homeless People: Transitional Housing





Value		Percent
High	<div><div></div></div>	52.3%
Medium	<div><div></div></div>	11.4%
Low	<div><div></div></div>	22.7%
No Need	<div><div></div></div>	13.6%

## 10. Need of Homeless People: Supportive Services

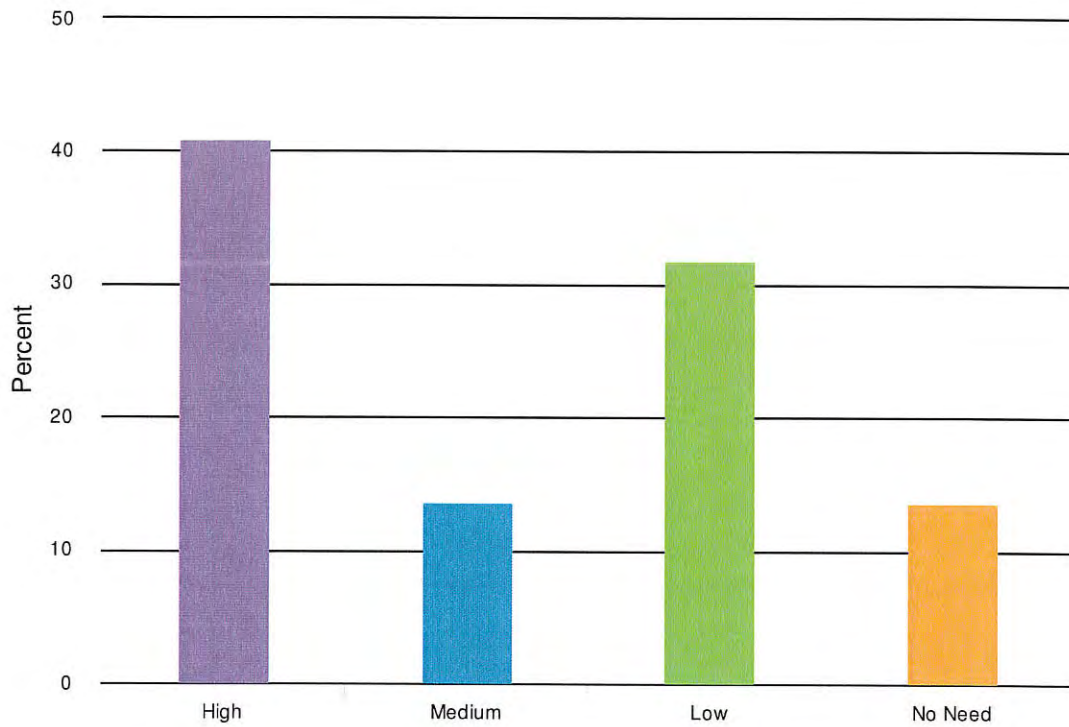


**Value**

**Percent**

High	<div><div style="width: 56.8%;"></div></div>	56.8%
Medium	<div><div style="width: 13.6%;"></div></div>	13.6%
Low	<div><div style="width: 20.5%;"></div></div>	20.5%
No Need	<div><div style="width: 9.1%;"></div></div>	9.1%

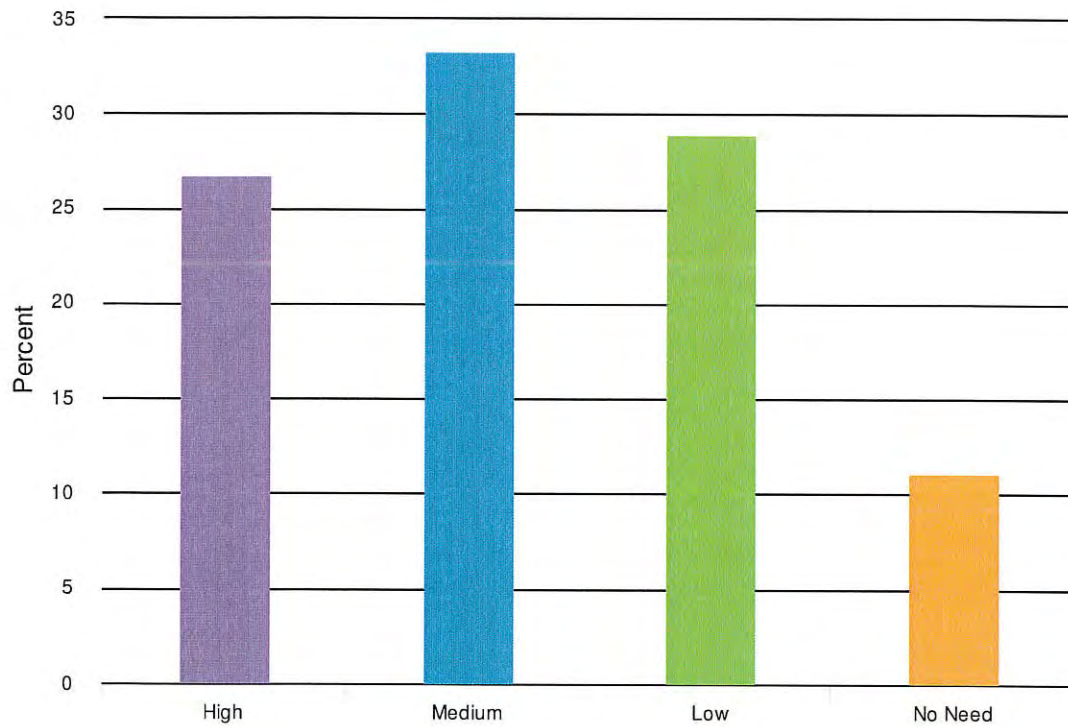
## 11. Need of Homeless: Permanent Housing



Value		Percent
High	<div><div></div></div>	40.9%
Medium	<div><div></div></div>	13.6%
Low	<div><div></div></div>	31.8%
No Need	<div><div></div></div>	13.6%

## 12. Special Needs Housing Facilities: Mental Illness





**Value**

**Percent**

High



26.7%

Medium



33.3%

Low



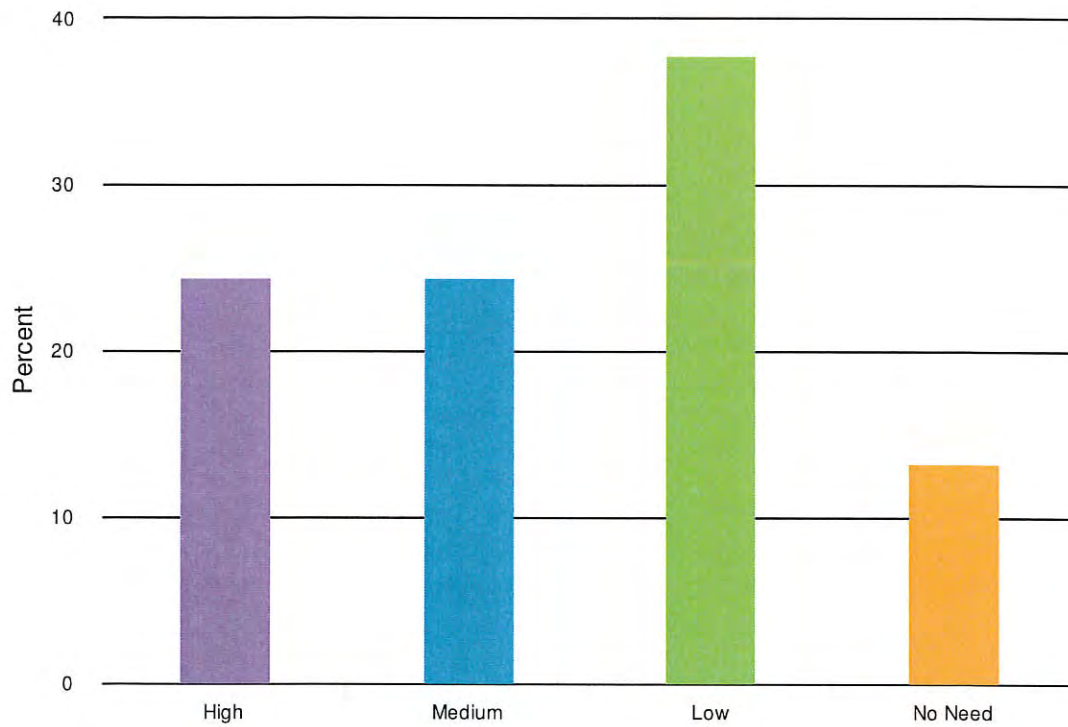
28.9%

No Need



11.1%

### 13. Special Needs Housing Facilities: Drug/Alcohol Abuse

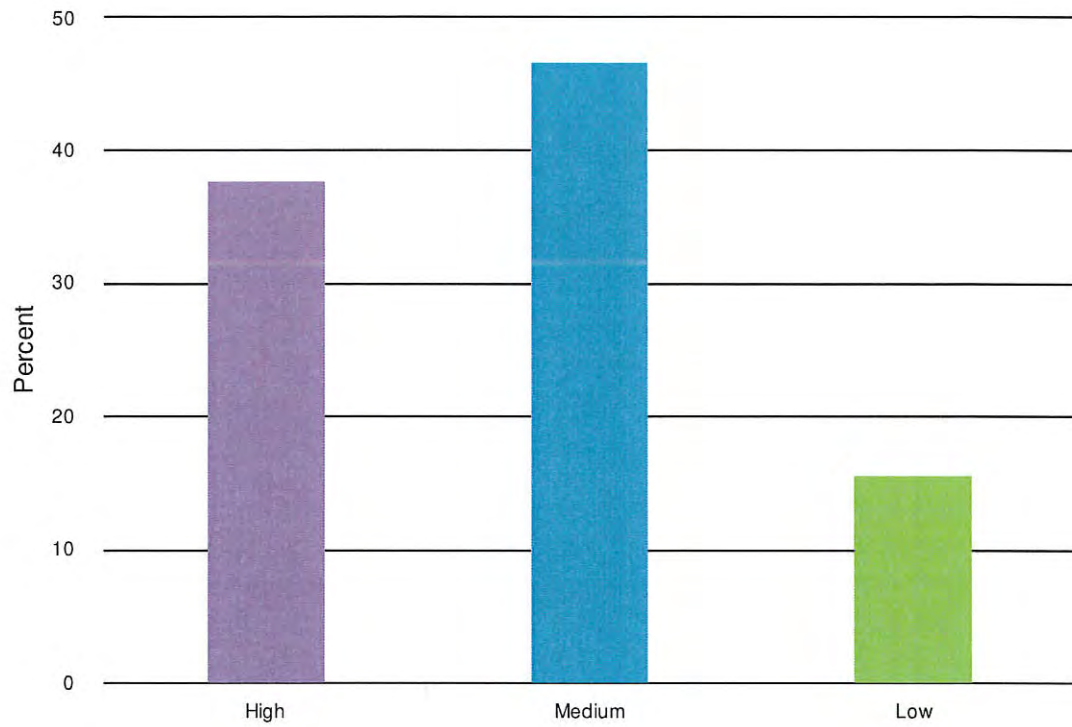


#### Value

#### Percent

High	<div><div></div></div>	24.4%
Medium	<div><div></div></div>	24.4%
Low	<div><div></div></div>	37.8%
No Need	<div><div></div></div>	13.3%

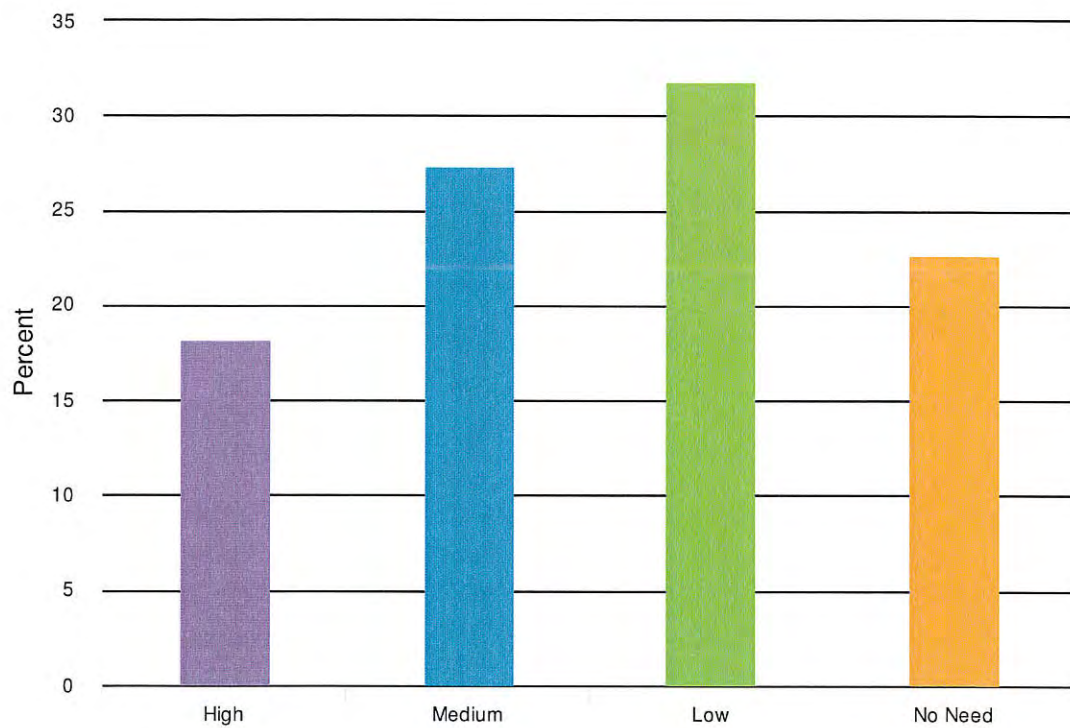
### 14. Special Needs Housing Facilities: Elderly



Value		Percent
High	<div><div></div></div>	37.8%
Medium	<div><div></div></div>	46.7%
Low	<div><div></div></div>	15.6%

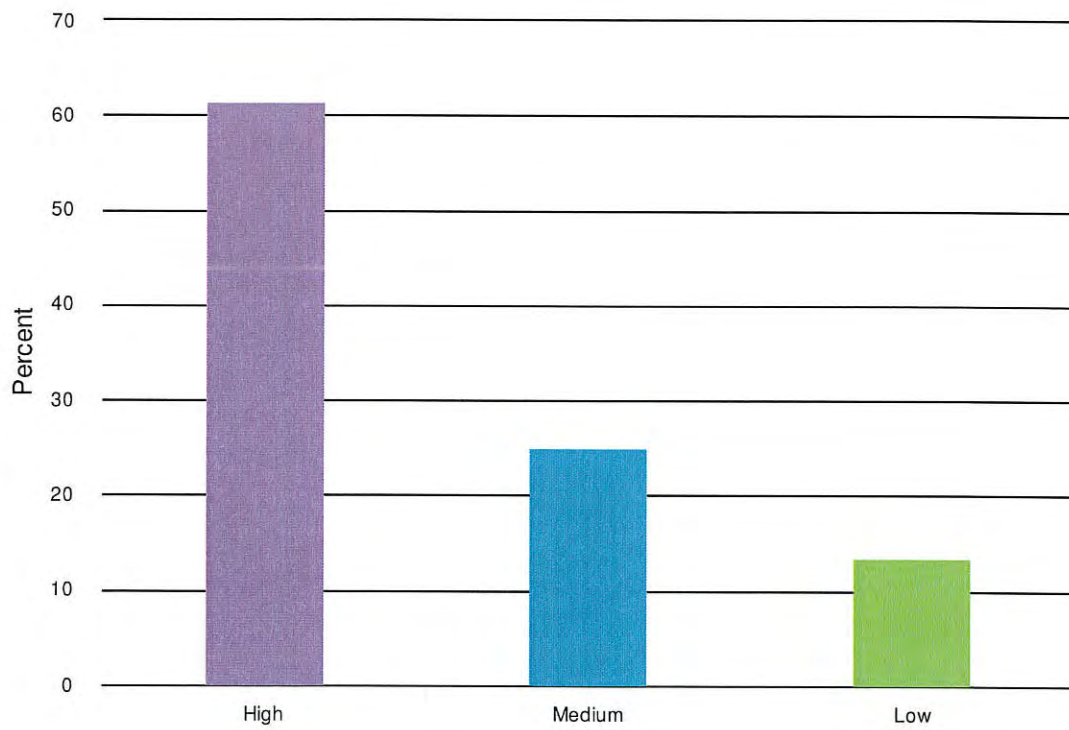
## 15. Special Needs Housing Facilities: HIV Needs





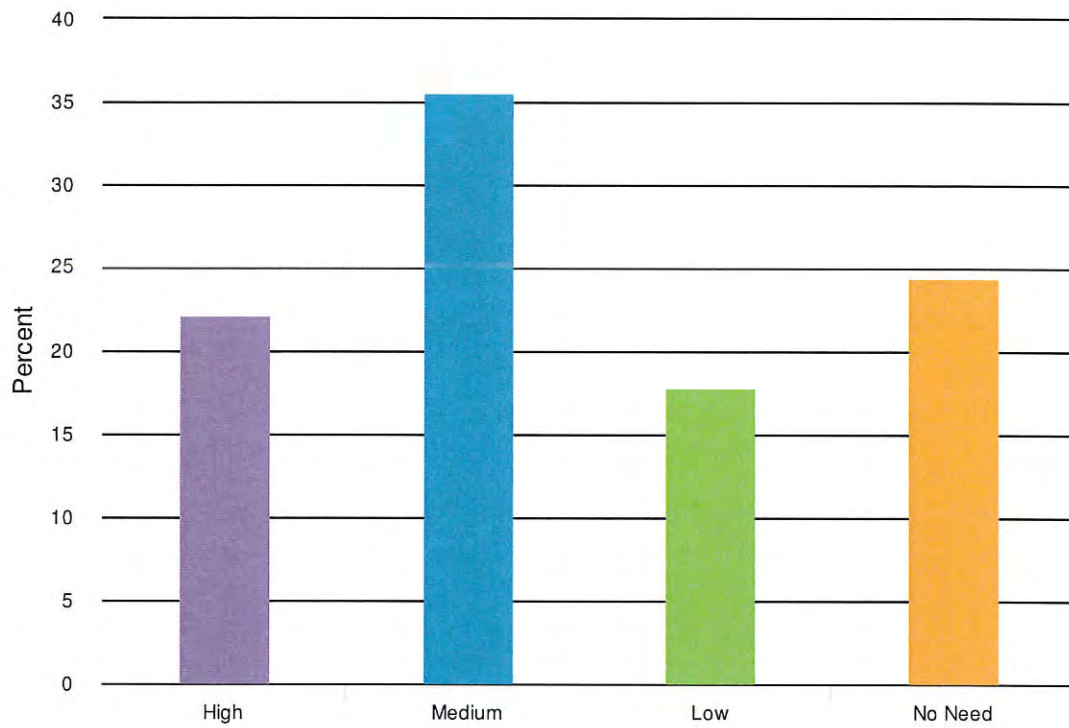
Value		Percent
High	<div><div></div></div>	18.2%
Medium	<div><div></div></div>	27.3%
Low	<div><div></div></div>	31.8%
No Need	<div><div></div></div>	22.7%




## 16. Housing Facilities: Veterans



Value		Percent
High	<div><div></div></div>	61.4%
Medium	<div><div></div></div>	25.0%
Low	<div><div></div></div>	13.6%

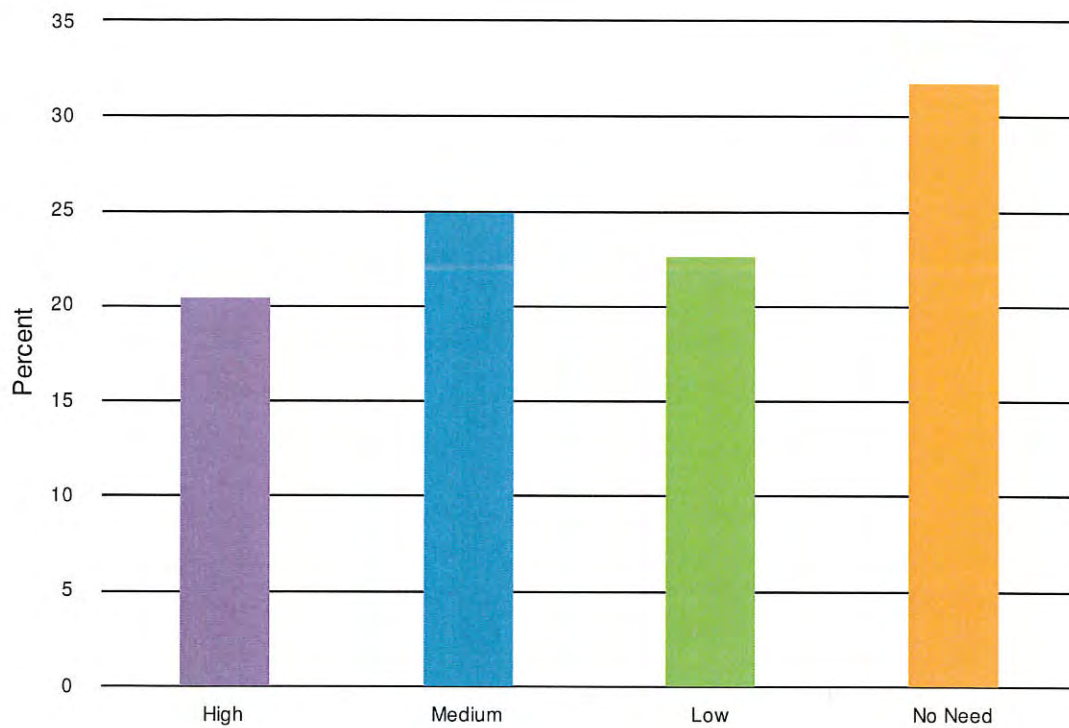
## 17. Rental Assistance



Value		Percent
High		22.2%
Medium		35.6%
Low		17.8%
No Need		24.4%

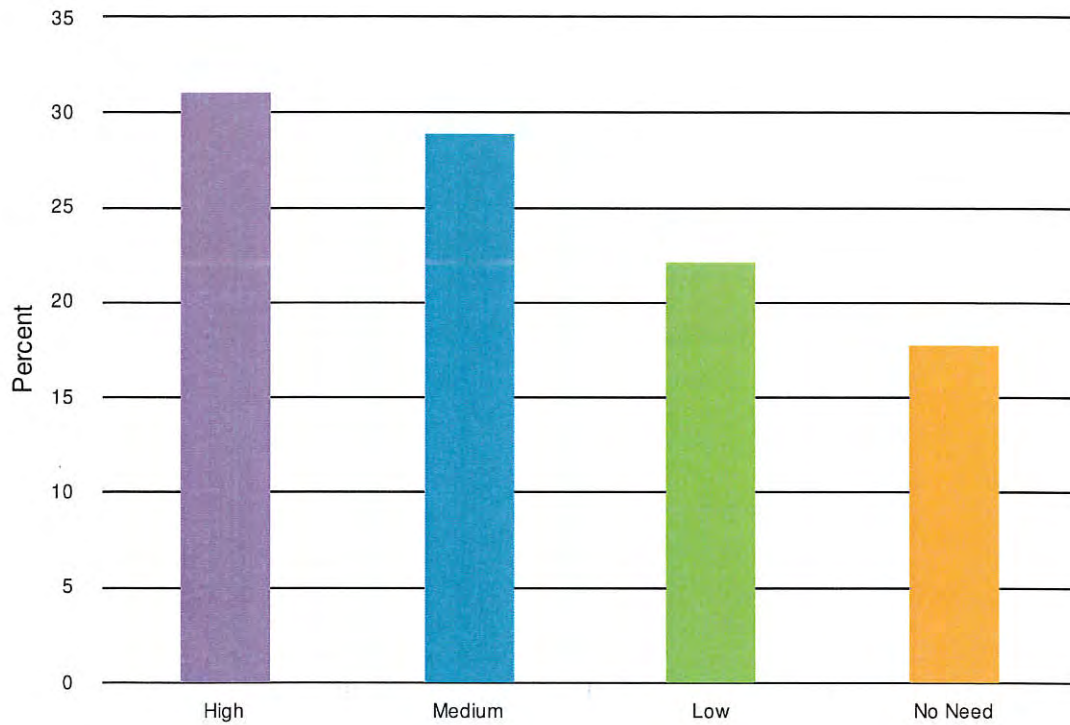
## 18. Construction of New Housing: Rental





Value		Percent
High	<div><div></div></div>	20.5%
Medium	<div><div></div></div>	25.0%
Low	<div><div></div></div>	22.7%
No Need	<div><div></div></div>	31.8%

## 19. Construction of New Housing: For Sale



**Value**

**Percent**

High



31.1%

Medium



28.9%

Low



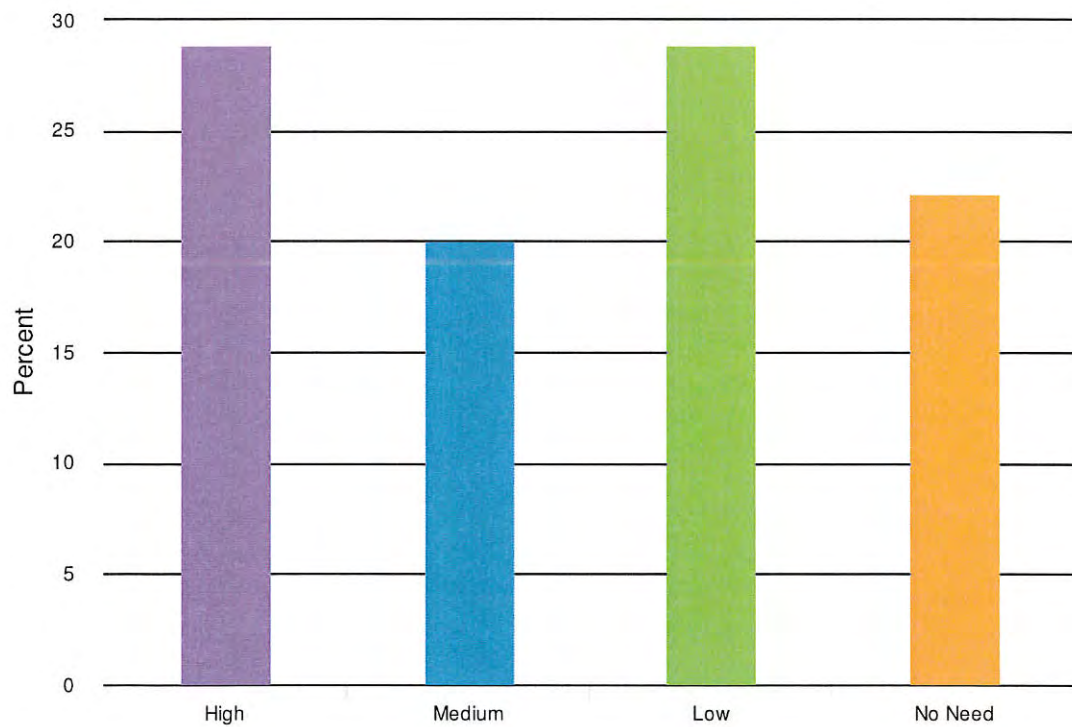
22.2%

No Need



17.8%

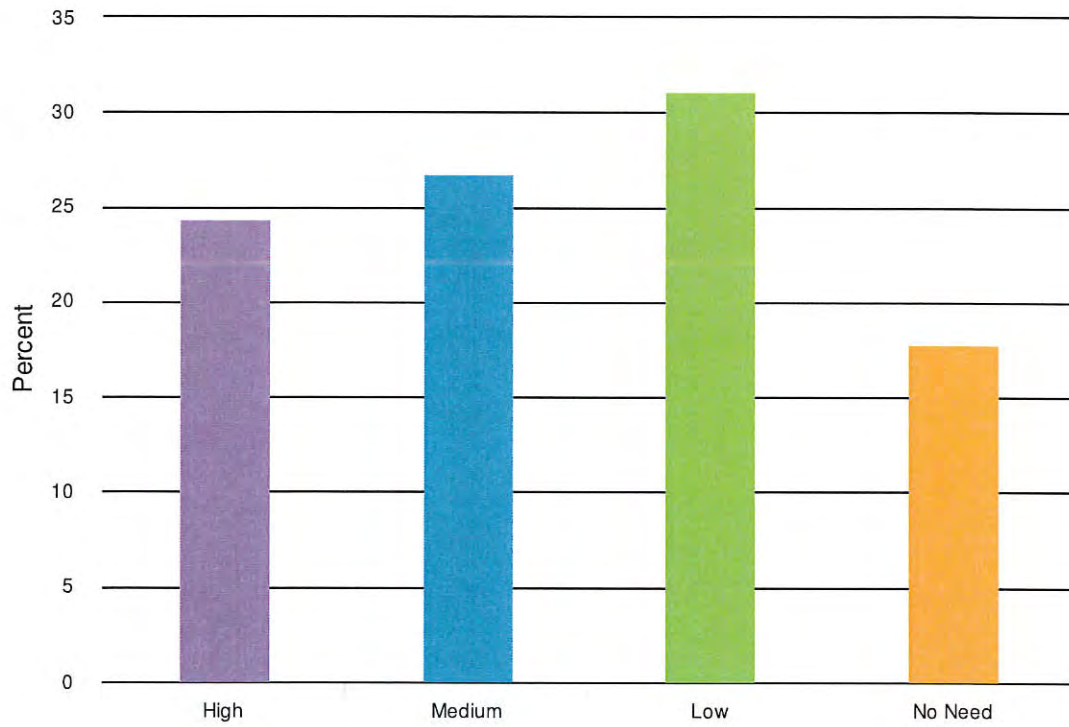
## 20. Lead Paint Testing & Abatement



Value		Percent
High	<div><div></div></div>	28.9%
Medium	<div><div></div></div>	20.0%
Low	<div><div></div></div>	28.9%
No Need	<div><div></div></div>	22.2%

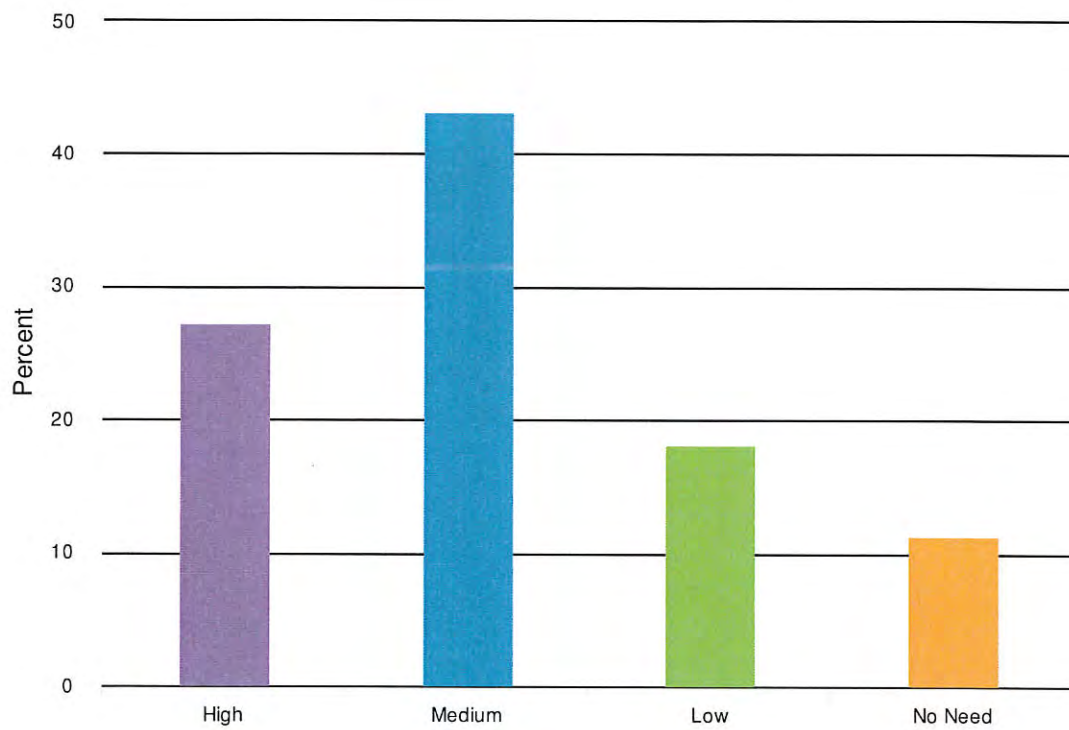
## 21. Tenant/Landlord Counseling





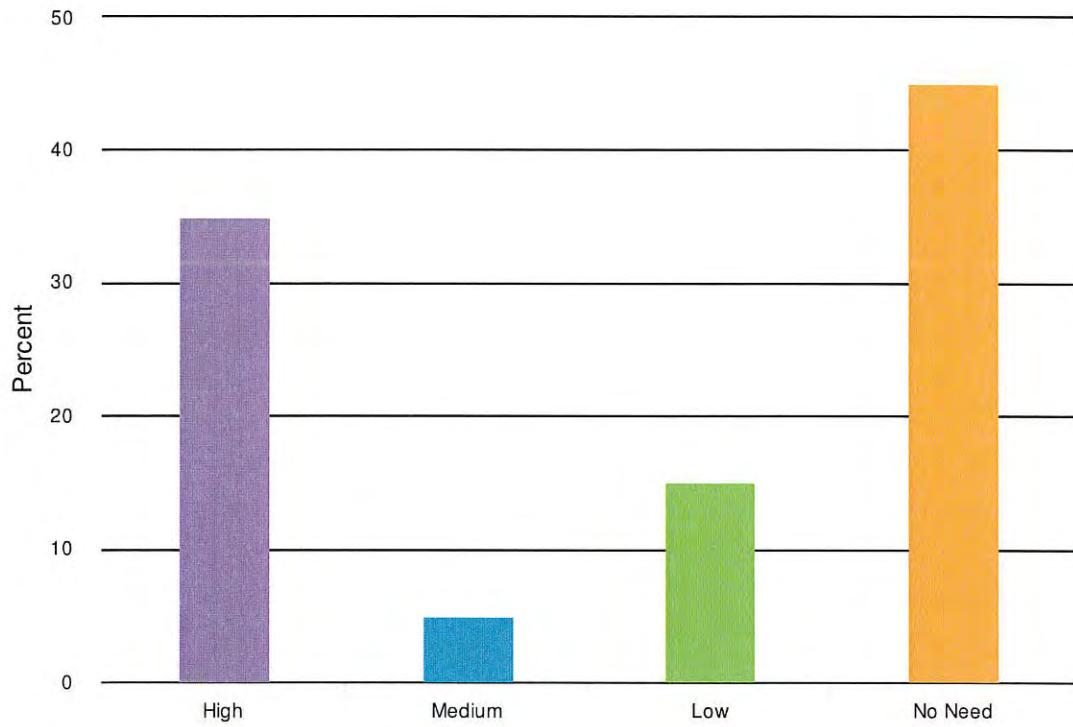
Value		Percent
High	<div><div></div></div>	24.4%
Medium	<div><div></div></div>	26.7%
Low	<div><div></div></div>	31.1%
No Need	<div><div></div></div>	17.8%

## 22. Residential Historic Preservation



Value		Percent
High	<div><div></div></div>	27.3%
Medium	<div><div></div></div>	43.2%
Low	<div><div></div></div>	18.2%
No Need	<div><div></div></div>	11.4%

23. Other



**Value**

**Percent**

High



35.0%

Medium



5.0%

Low



15.0%

No Need



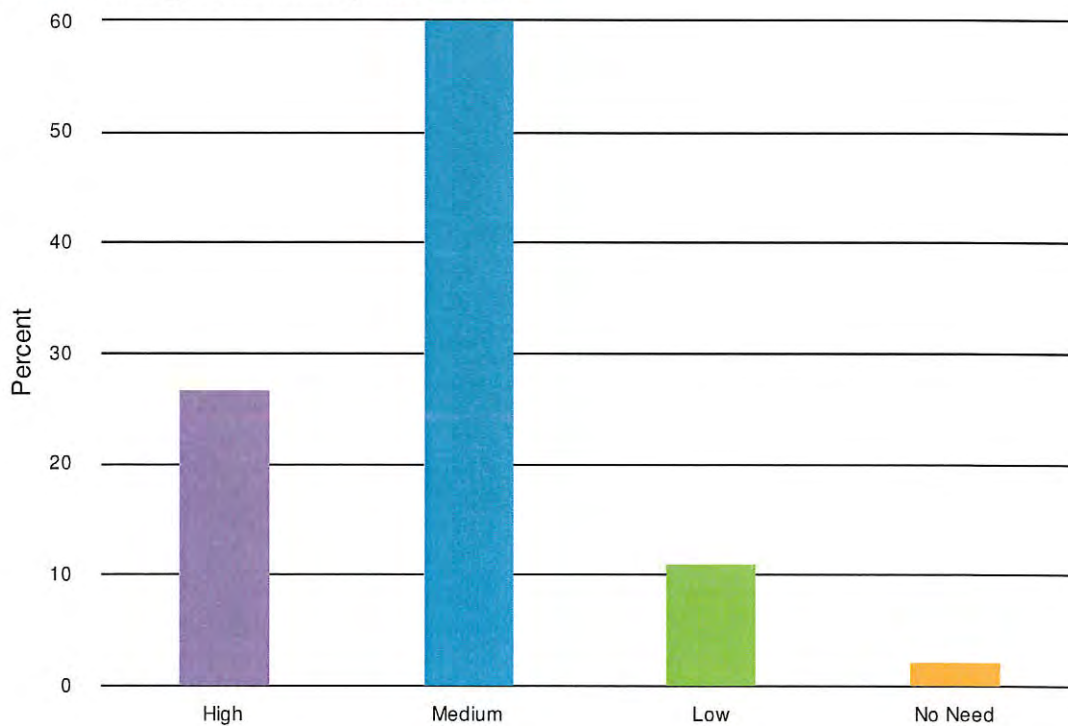
45.0%

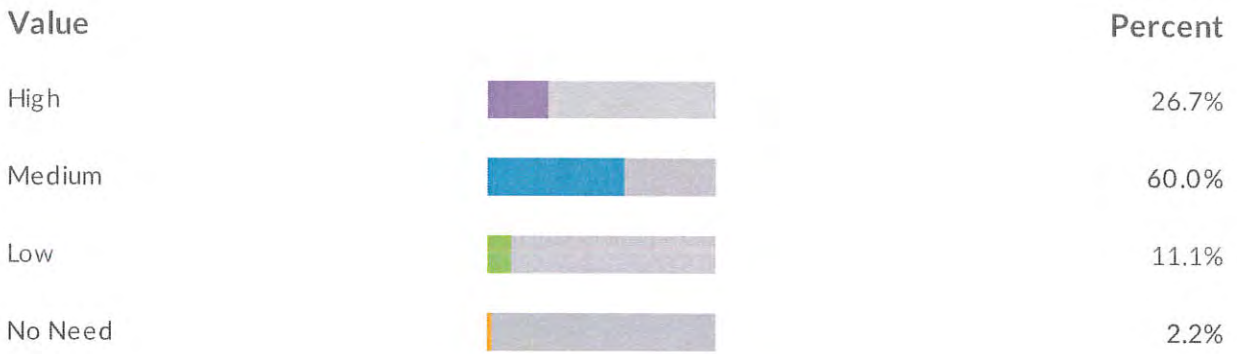
24. Please Identify Other General Needs



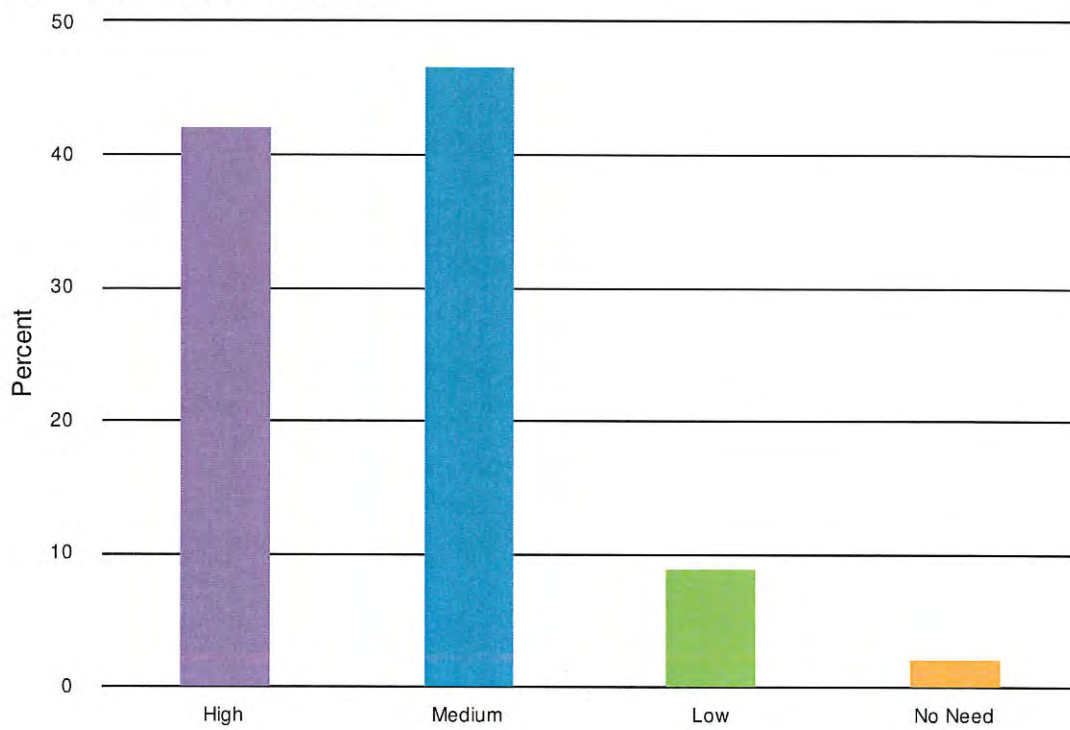
broke growth police  
 16th cars code  
 trader 0 1 residential bill  
 animal banning area areas  
 bills business safety  
 armory utilities  
 building parks park  
 target

25. Flood/Drainage/Sewer Improvements

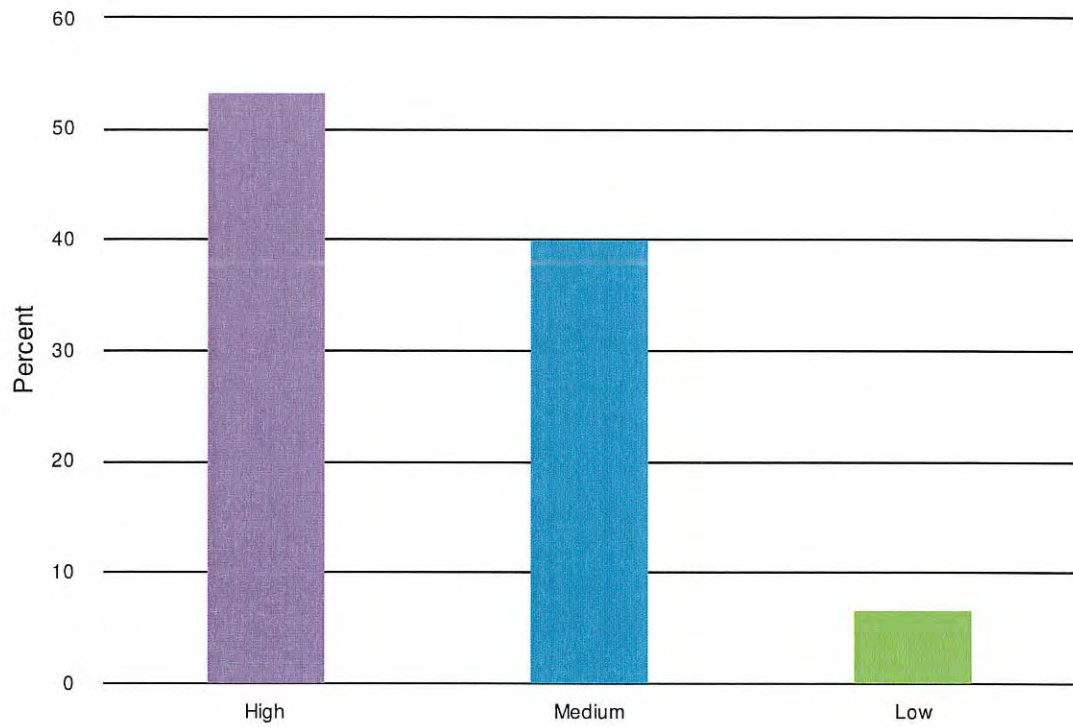




## 26. Water System Improvements



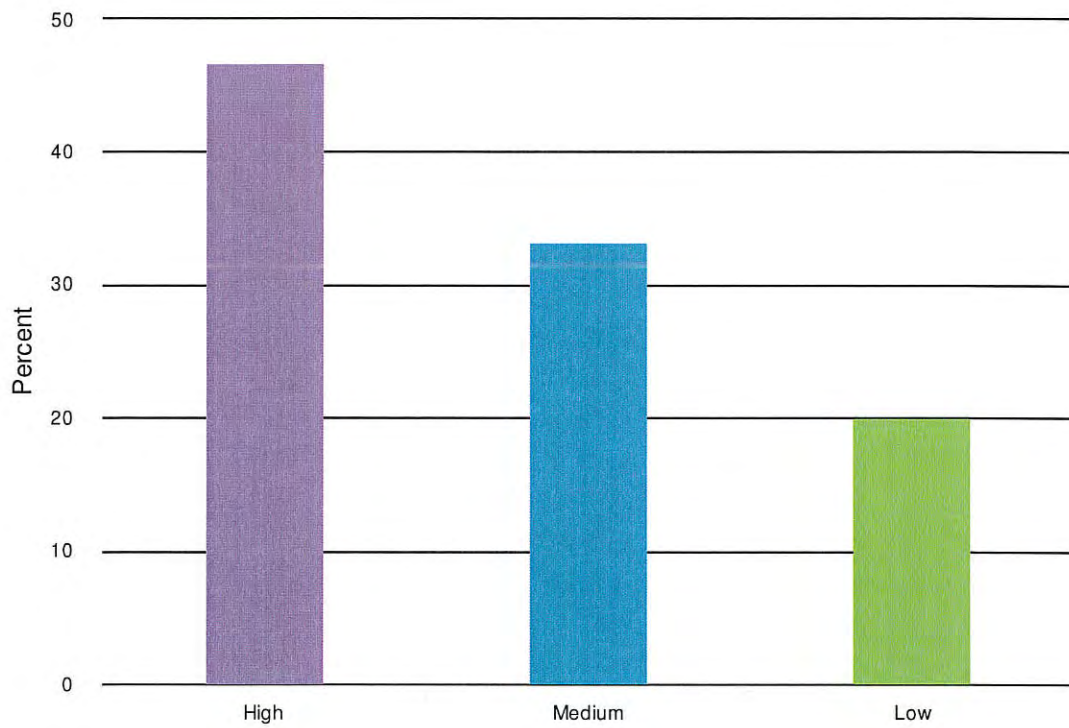
## 27. Street Improvements



Value		Percent
High	<div><div></div></div>	53.3%
Medium	<div><div></div></div>	40.0%
Low	<div><div></div></div>	6.7%

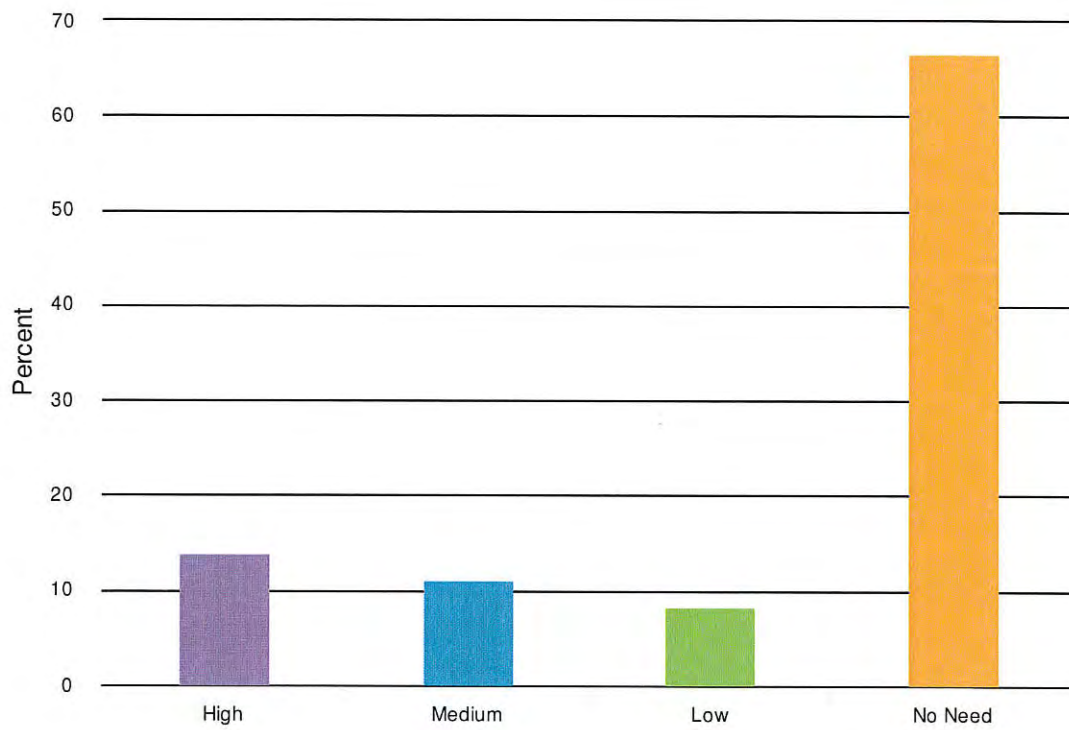
## 28. Sidewalks





Value		Percent
High		46.7%
Medium		33.3%
Low		20.0%

29. Other

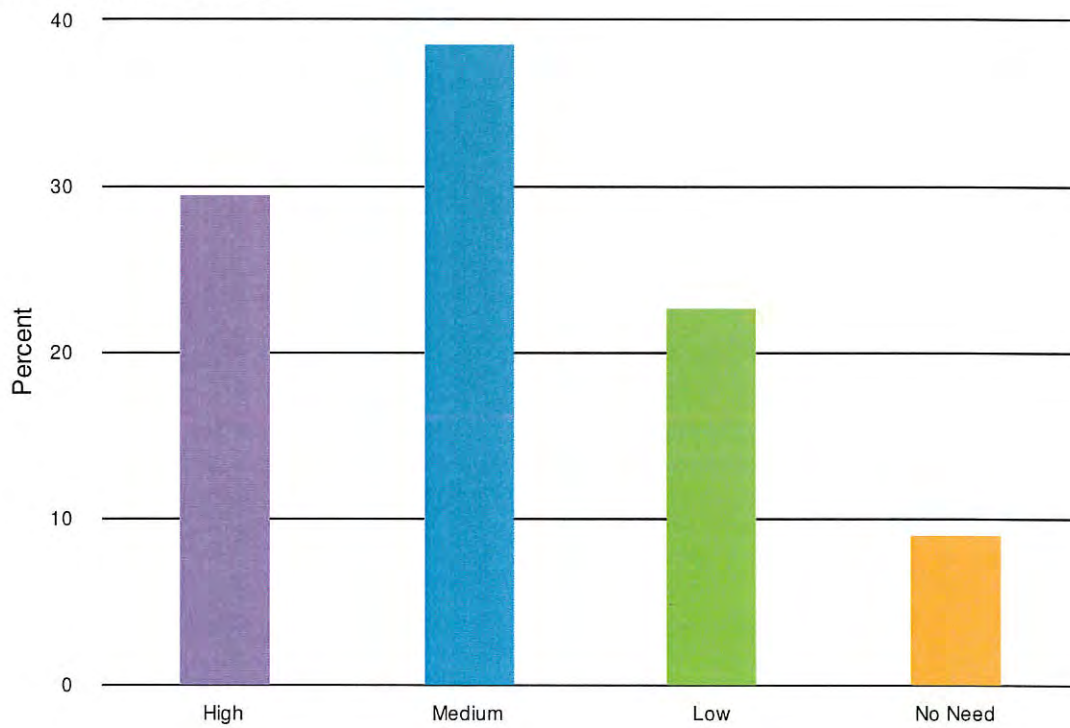


Value		Percent
High		13.9%
Medium		11.1%
Low		8.3%
No Need		66.7%

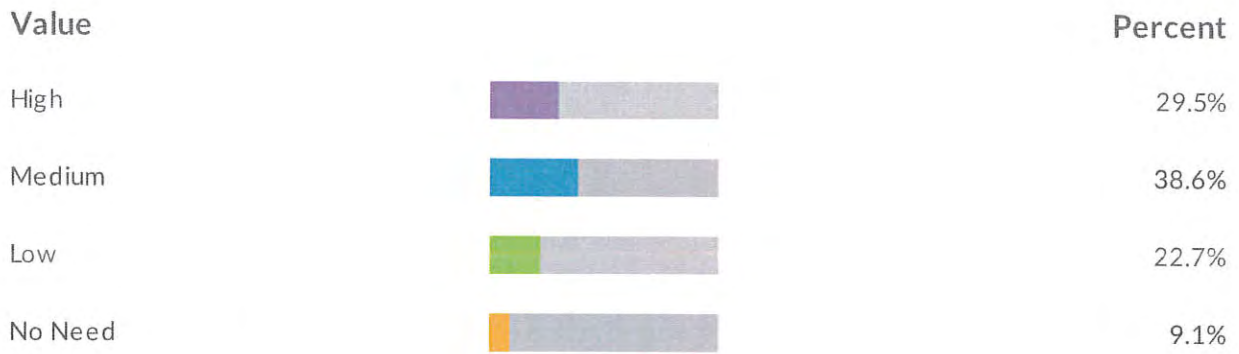
30. Please Identify Other Infrastructure Needs



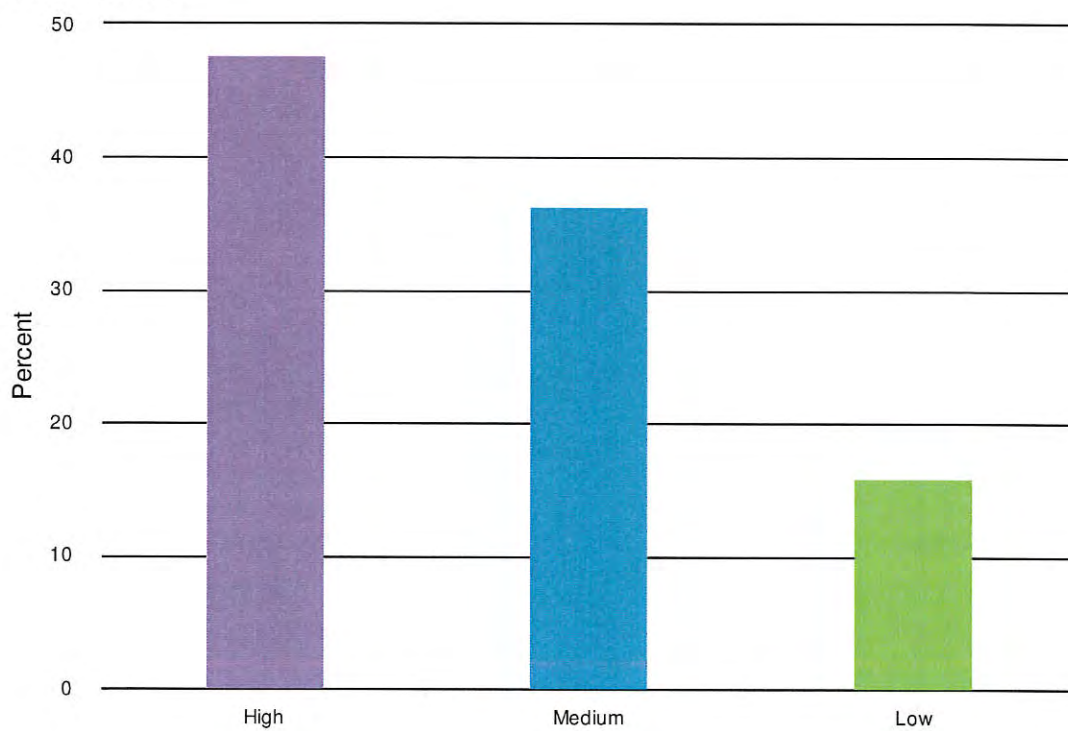
### 31. Senior Citizen Centers



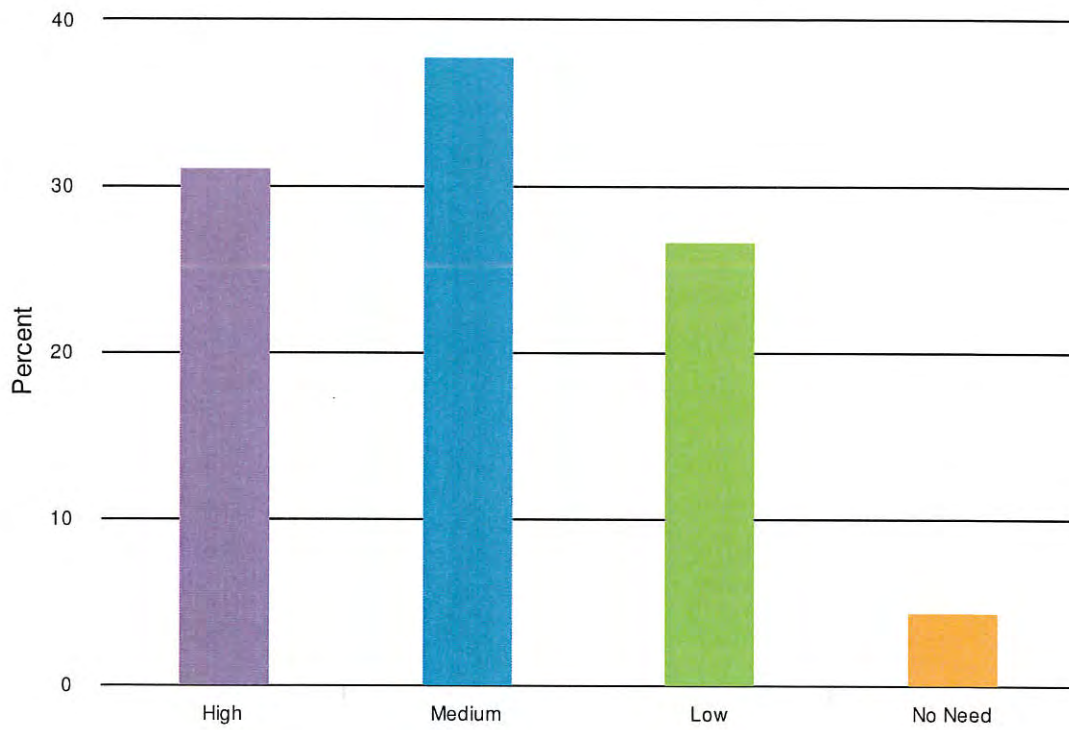




### 32. Youth Centers



### 33. Centers for the Disabled



Value

Percent

High



31.1%

Medium



37.8%

Low



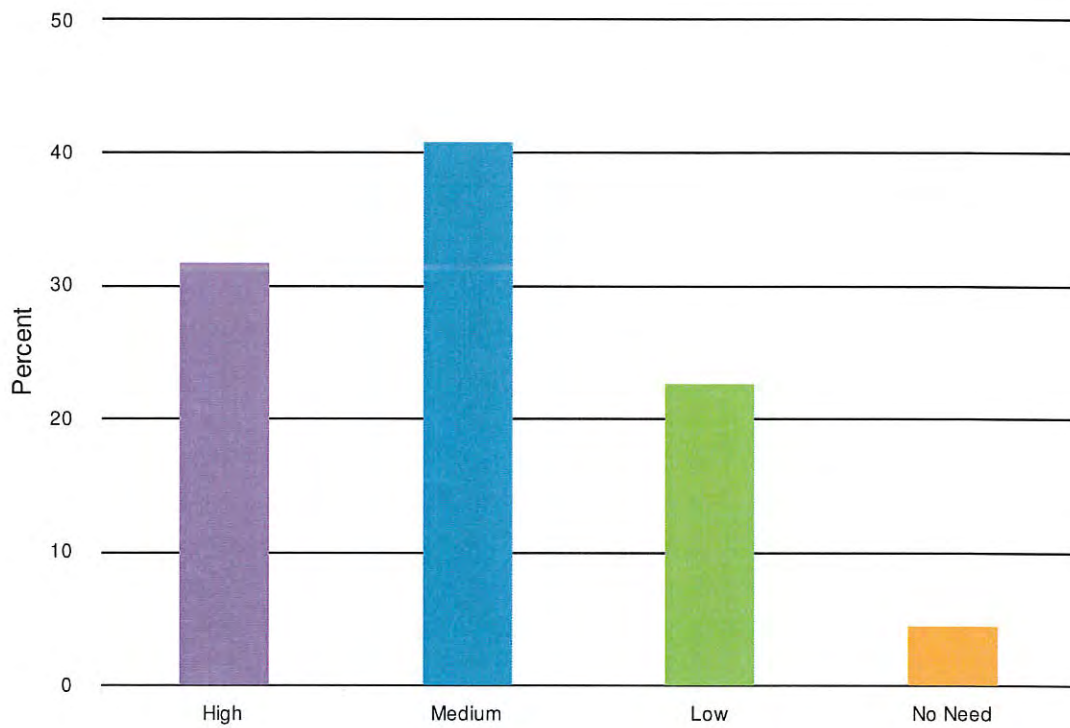
26.7%



No Need



4.4%

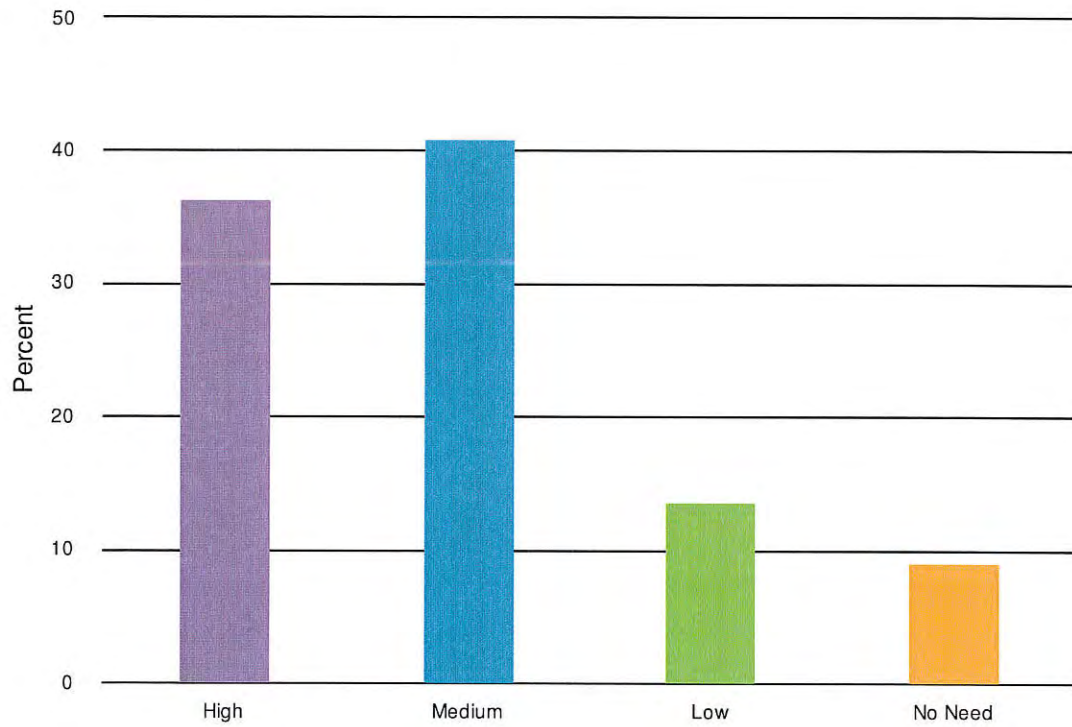
34. Child Care Centers/Preschool/Daycare



Value		Percent
High		31.8%
Medium		40.9%
Low		22.7%
No Need		4.5%





### 35. Community Centers



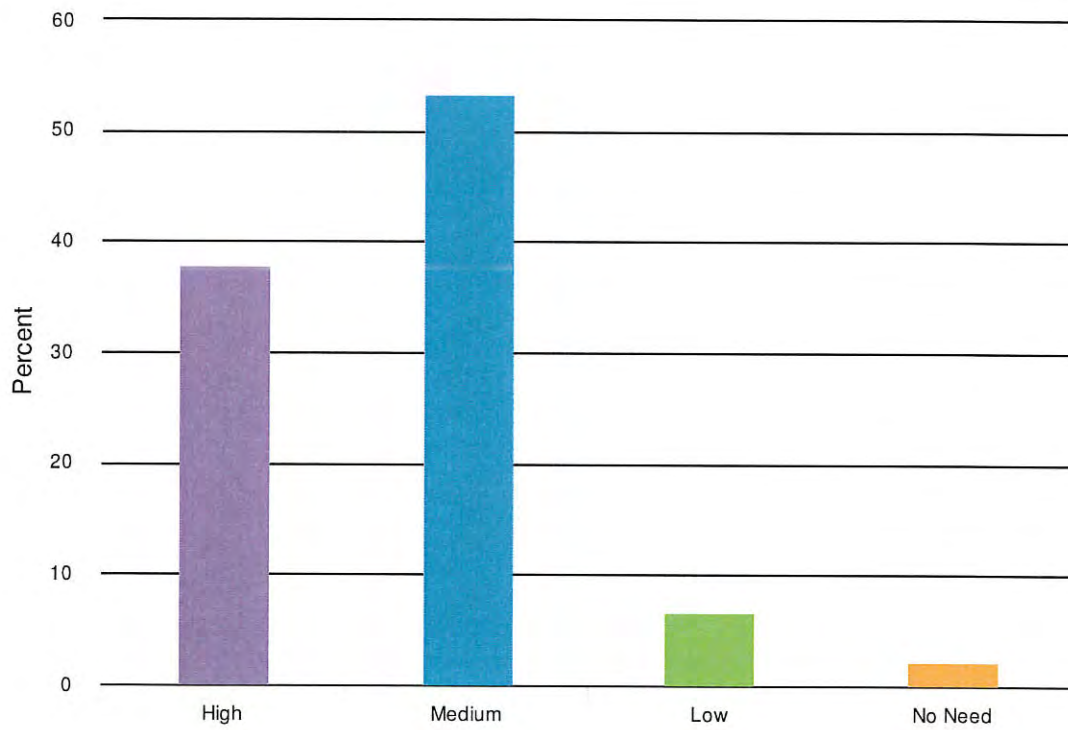


**Value**

**Percent**

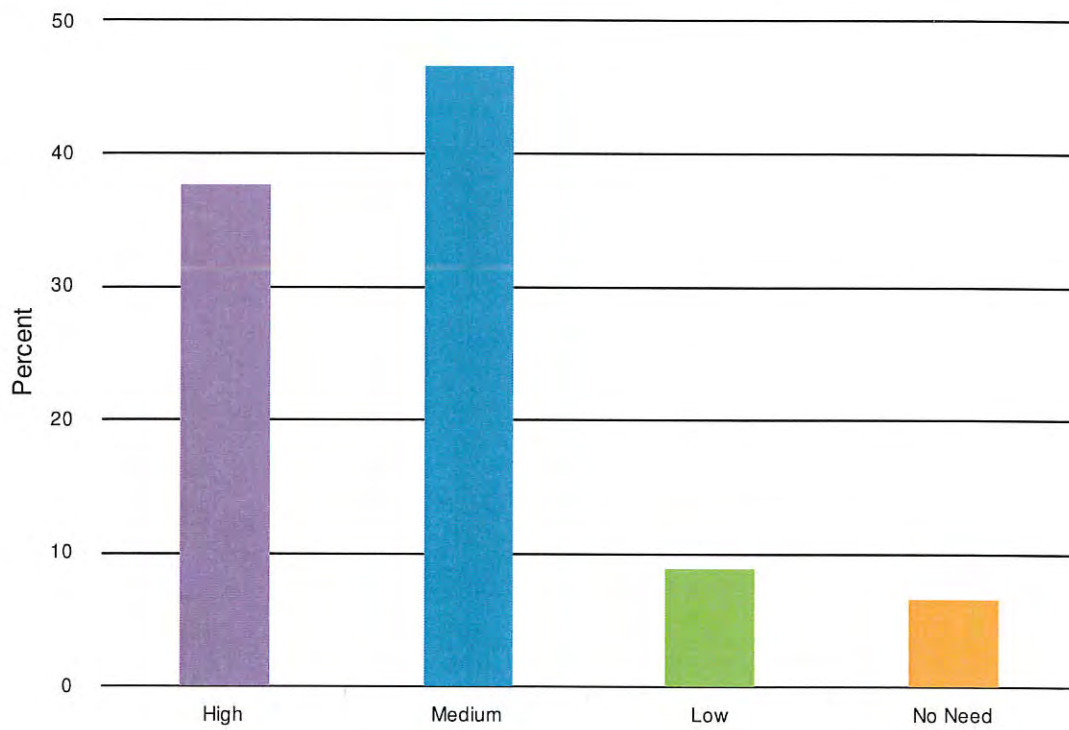
High		36.4%
Medium		40.9%
Low		13.6%
No Need		9.1%

### 36. Fire Stations/Equipment



Value		Percent
High	<div><div></div></div>	37.8%
Medium	<div><div></div></div>	53.3%
Low	<div><div></div></div>	6.7%
No Need	<div><div></div></div>	2.2%

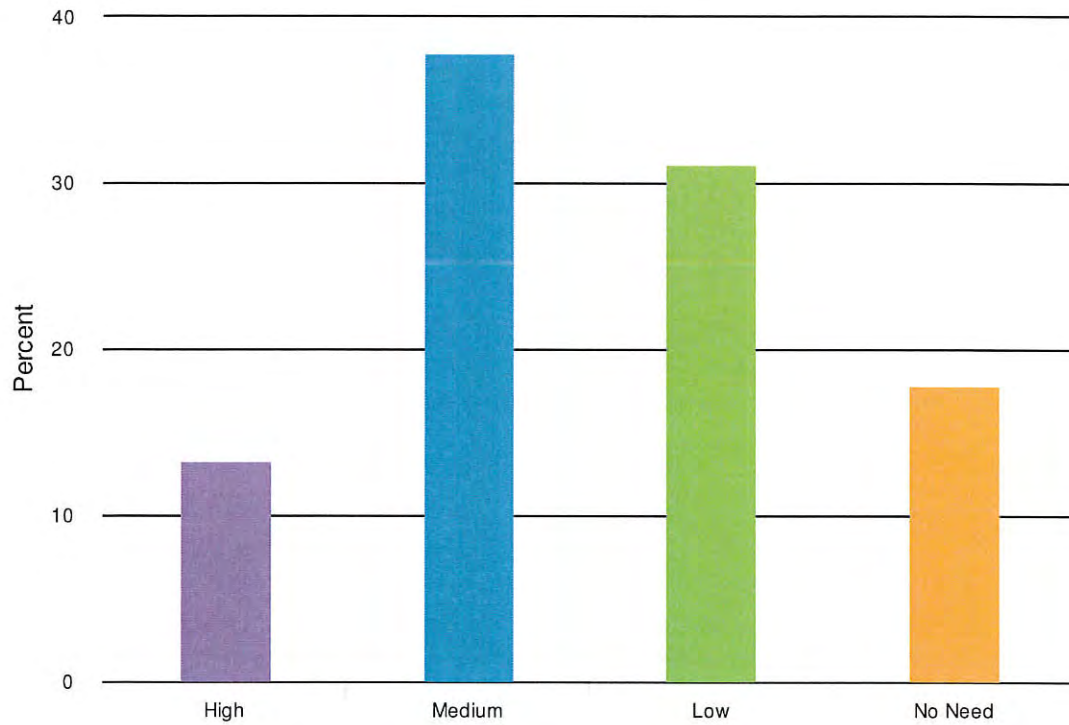
### 37. Parks & Recreation Facilities



Value		Percent
High	<div><div></div></div>	37.8%
Medium	<div><div></div></div>	46.7%
Low	<div><div></div></div>	8.9%
No Need	<div><div></div></div>	6.7%

### 38. Parking Facilities



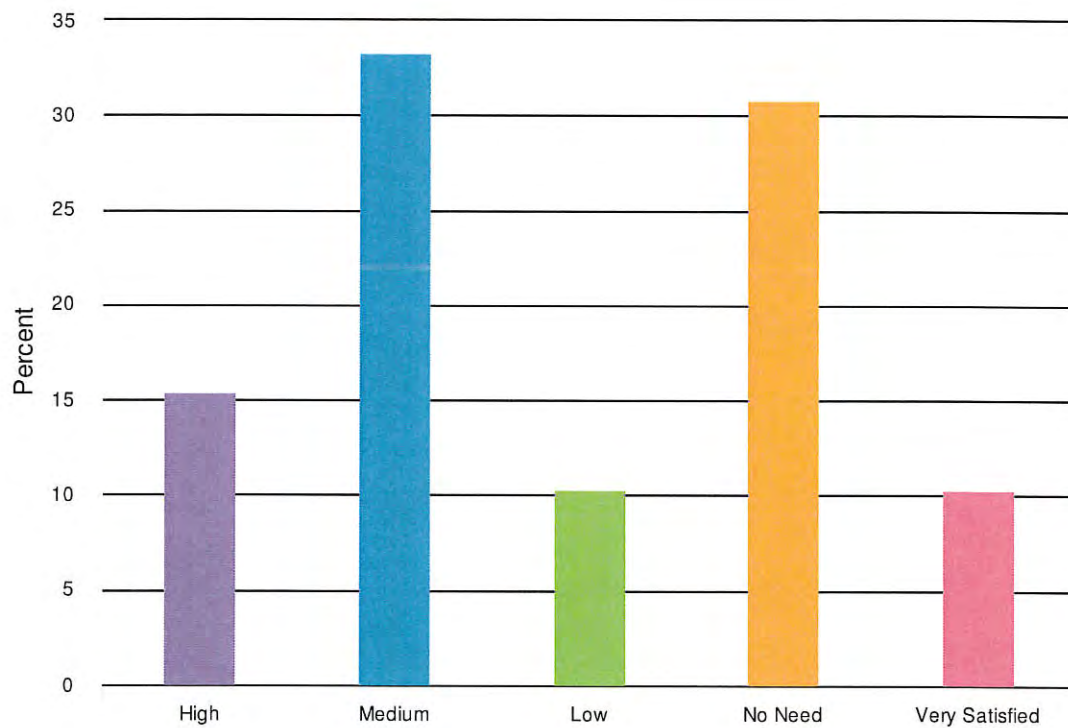


Value

Percent

High	<div><div></div></div>	13.3%
Medium	<div><div></div></div>	37.8%
Low	<div><div></div></div>	31.1%
No Need	<div><div></div></div>	17.8%

### 39. Other Neighborhood Facilities

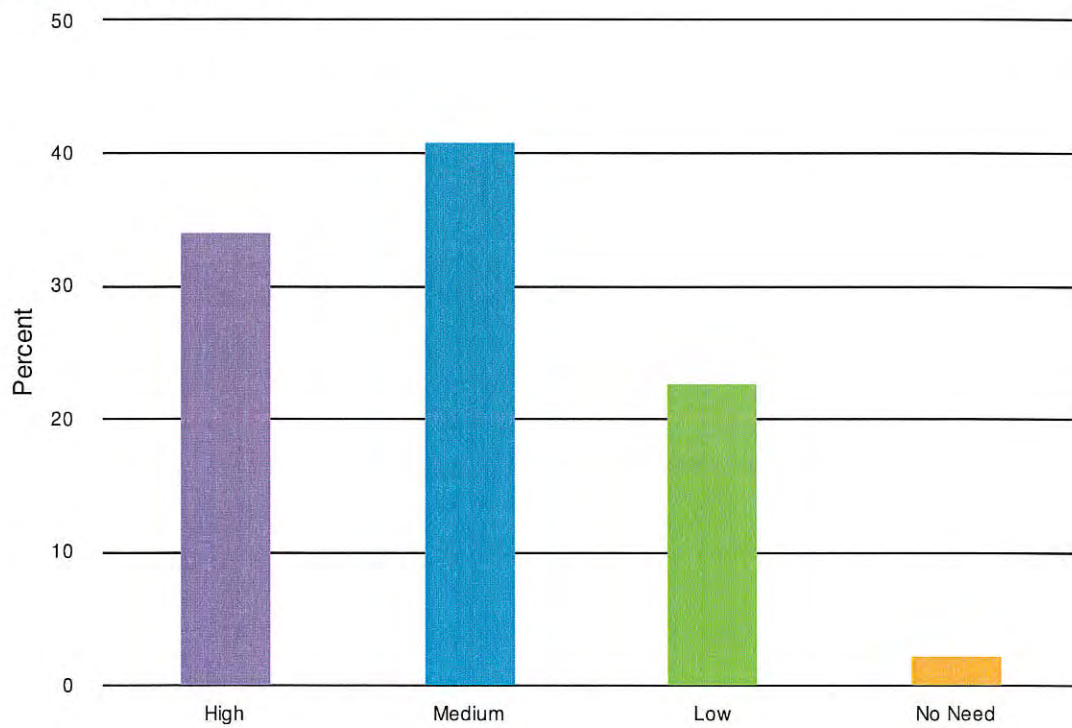


Value		Percent
High		15.4%
Medium		33.3%
Low		10.3%
No Need		30.8%
Very Satisfied		10.3%

40. Other Neighborhood Facilities (Please identify)

shopping speed safe security  
 indoor market local  
 year bumps classes  
 activities grocery  
**police**  
 officers na house community  
 support pool patrol needed

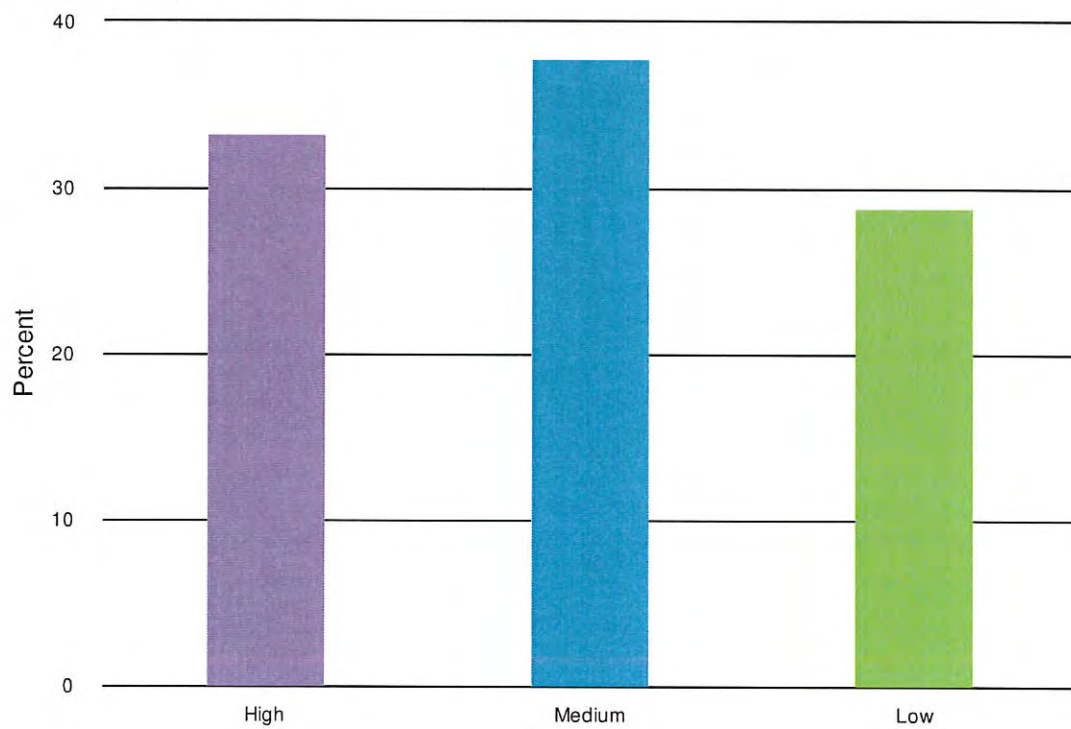
#### 41. Senior Citizen Services





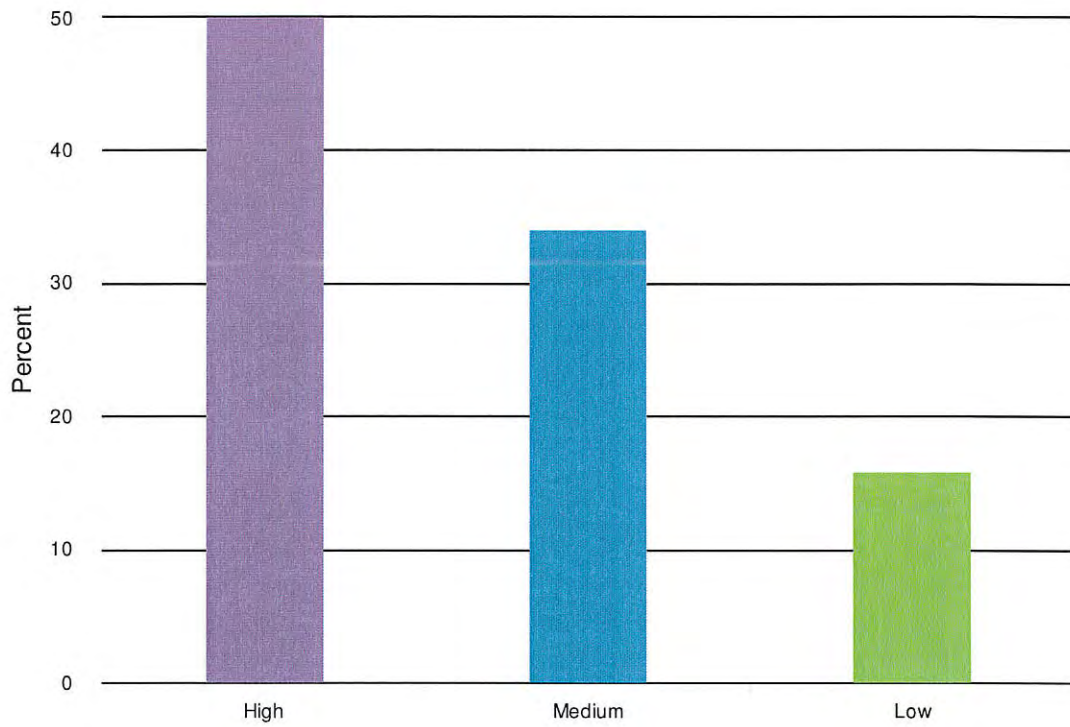
Value		Percent
High		34.1%
Medium		40.9%
Low		22.7%
No Need		2.3%

#### 42. Special Needs Services



Value		Percent
High		33.3%
Medium		37.8%
Low		28.9%

#### 43. Youth Services

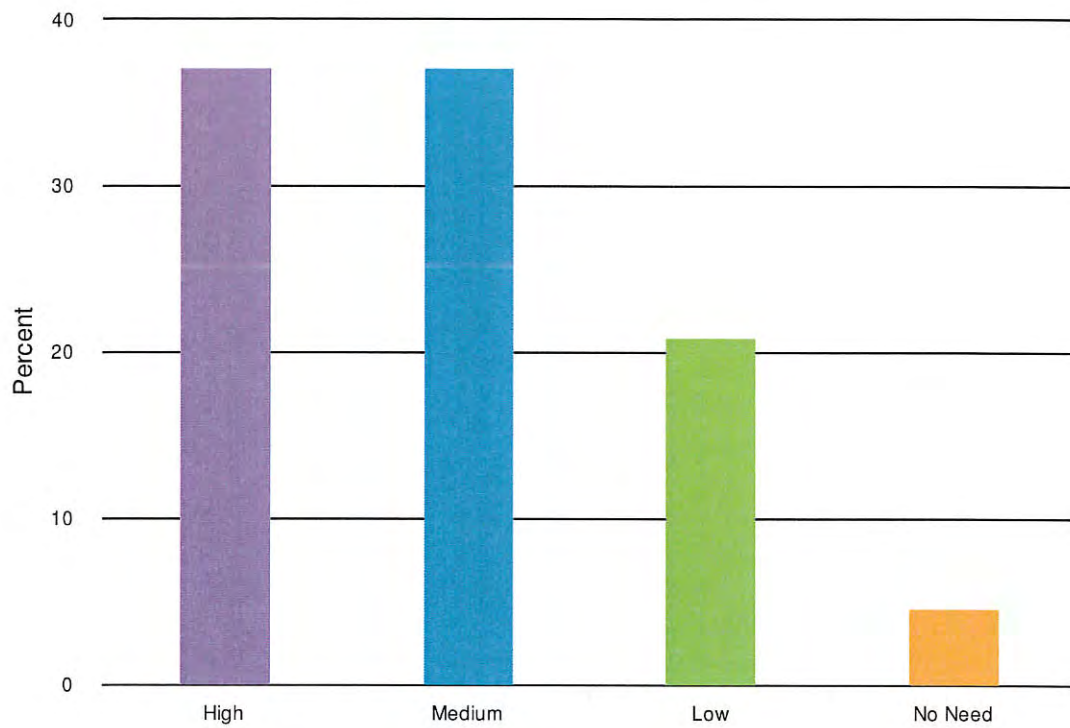


Value

Percent

High	<div><div></div><div></div></div>	50.0%
Medium	<div><div></div><div></div></div>	34.1%
Low	<div><div></div><div></div></div>	15.9%

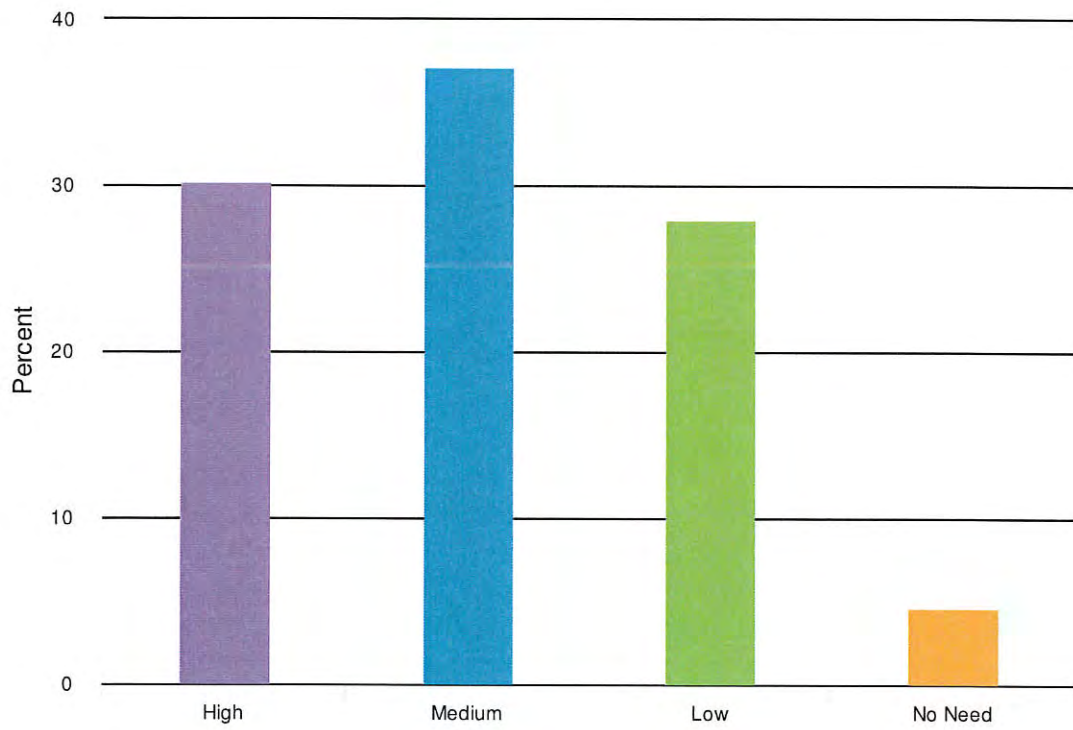
#### 44. Transportation Services



Value		Percent
High	<div><div></div></div>	37.2%
Medium	<div><div></div></div>	37.2%
Low	<div><div></div></div>	20.9%
No Need	<div><div></div></div>	4.7%

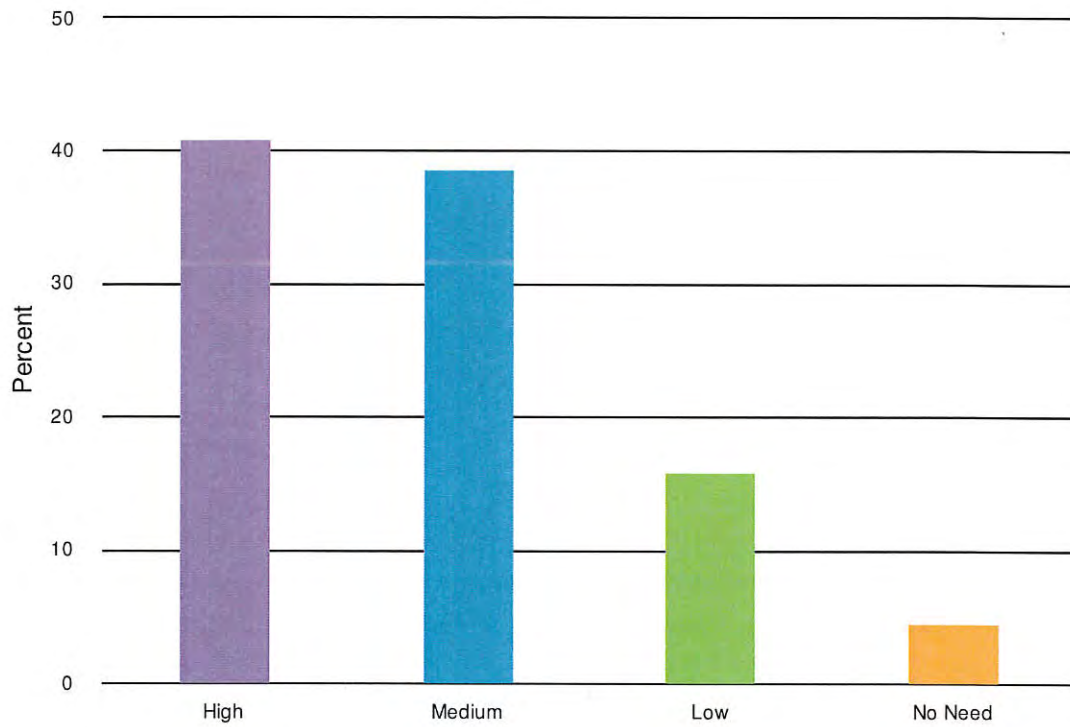
## 45. Services for Battered and Abused Spouses





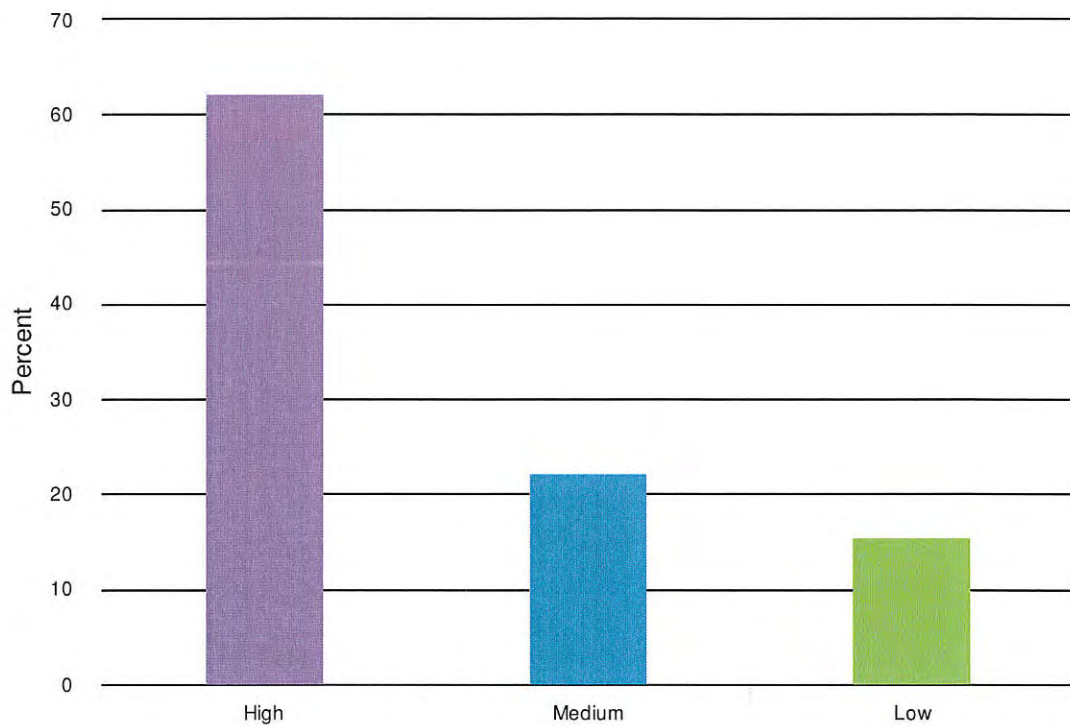
Value		Percent
High		30.2%
Medium		37.2%
Low		27.9%
No Need		4.7%

## 46. Health Services



Value		Percent
High	<div><div></div></div>	40.9%
Medium	<div><div></div></div>	38.6%
Low	<div><div></div></div>	15.9%
No Need	<div><div></div></div>	4.5%

#### 47. Services for Abused and Neglected Children



**Value**

**Percent**

High



62.2%

Medium



22.2%

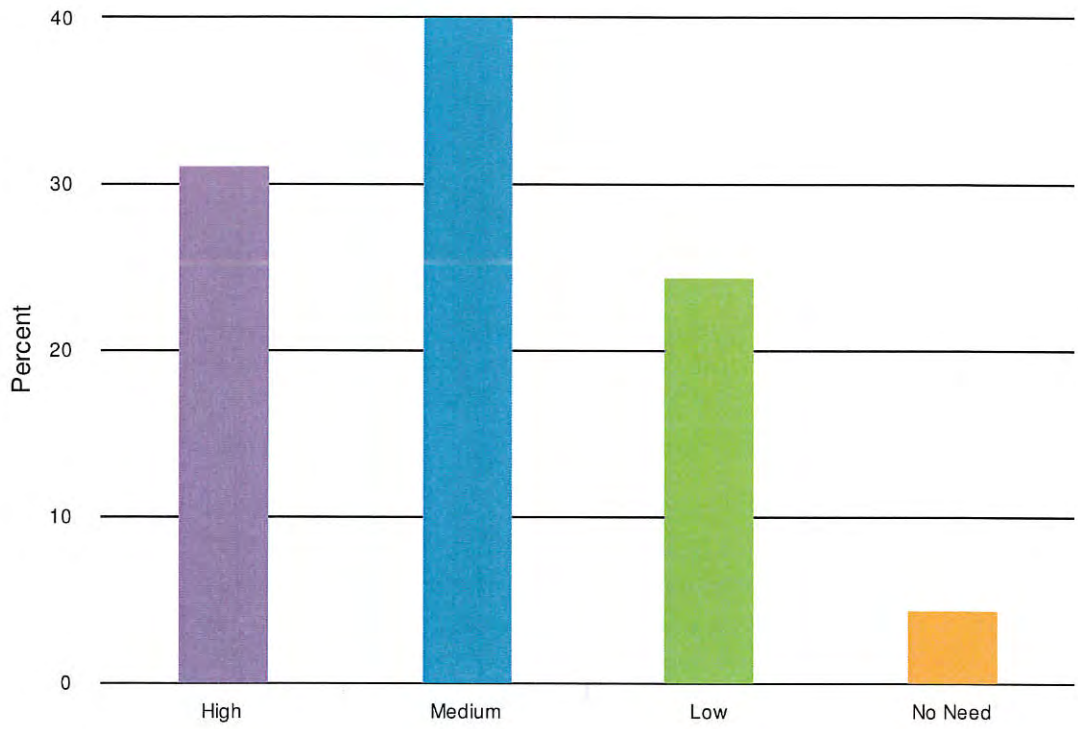
Low



15.6%

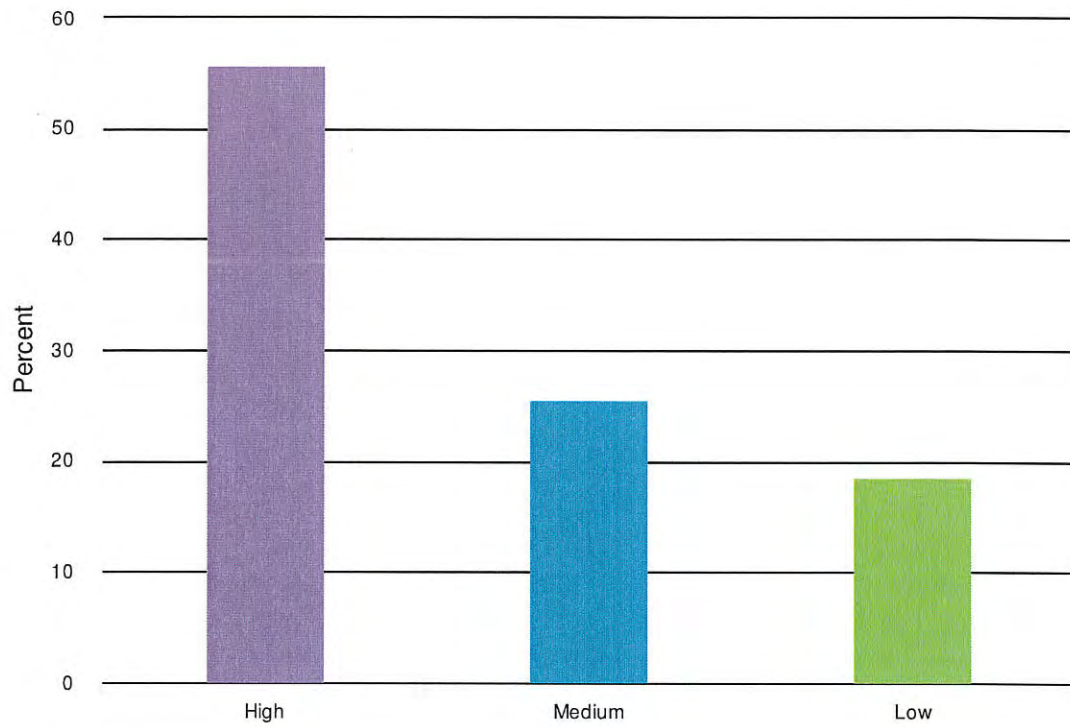
48. Substance Abuse Services





Value		Percent
High	<div><div></div></div>	31.1%
Medium	<div><div></div></div>	40.0%
Low	<div><div></div></div>	24.4%
No Need	<div><div></div></div>	4.4%

#### 49. Employment Training



**Value**

**Percent**

High



55.8%

Medium



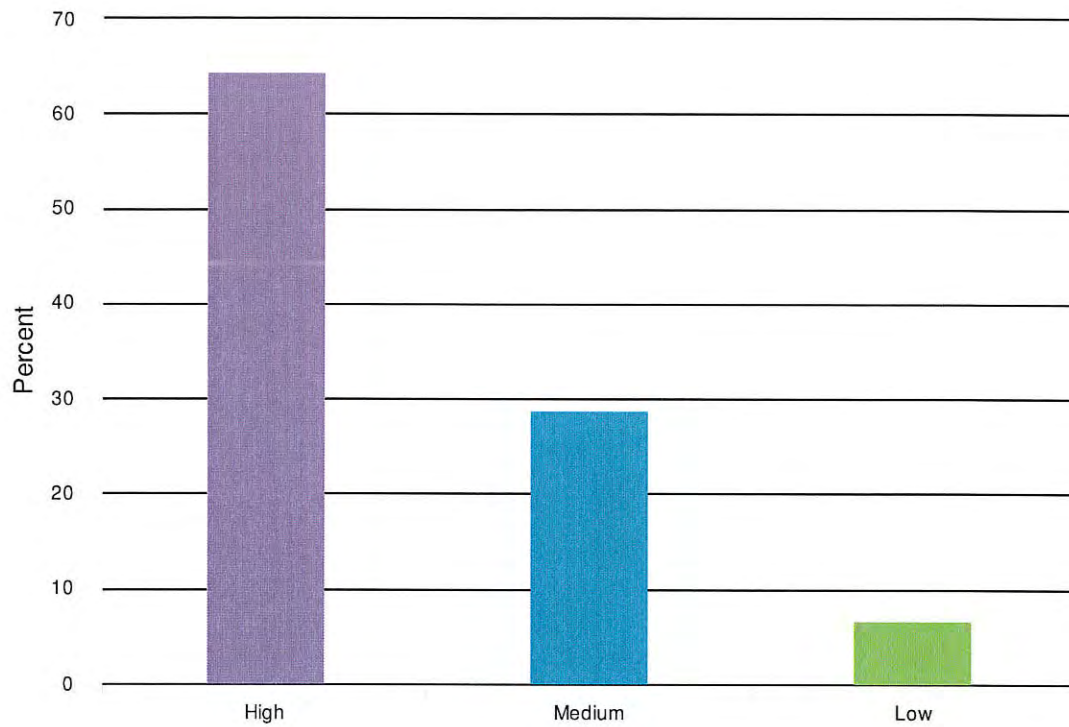
25.6%

Low



18.6%

50. Crime Awareness



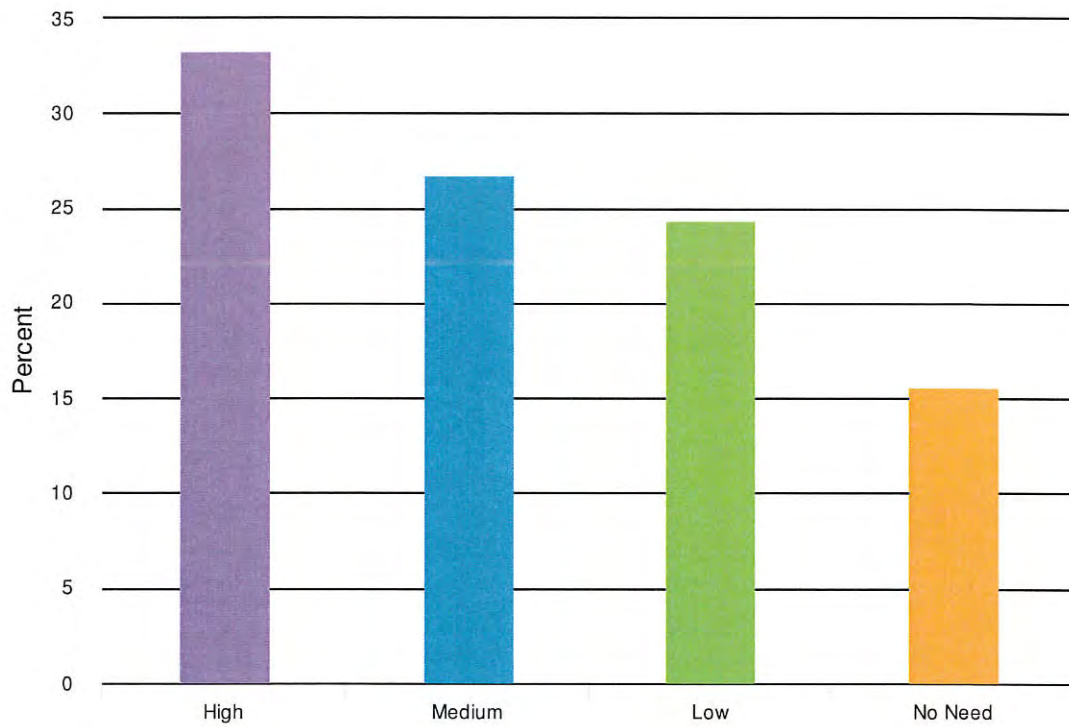
**Value**

**Percent**

High	<div><div></div></div>	64.4%
Medium	<div><div></div></div>	28.9%
Low	<div><div></div></div>	6.7%

51. Fair Housing Counseling





#### Value

High



Medium



Low



No Need



#### Percent

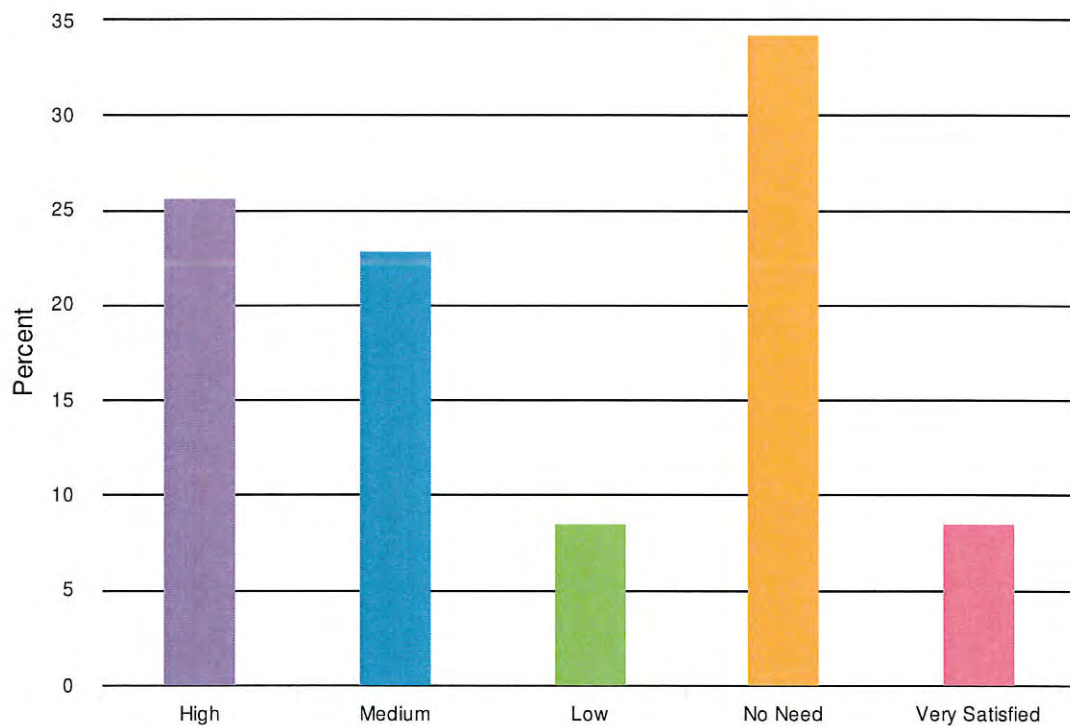
33.3%


26.7%

24.4%

15.6%

## 52. Other Public Service Needs

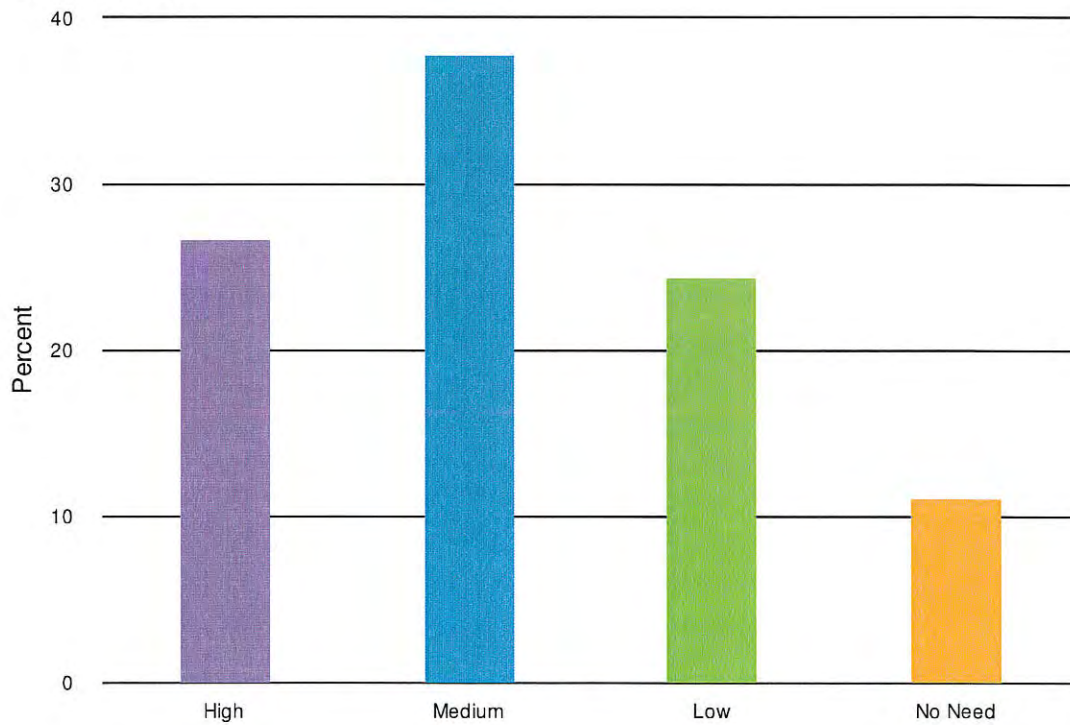


Value		Percent
High		25.7%
Medium		22.9%
Low		8.6%
No Need		34.3%
Very Satisfied		8.6%

### 53. Please Identify Other Public Service Needs

investigations entertainment  
 center child na  
 assistance  
**police**  
 legal job fairs detention  
 officers

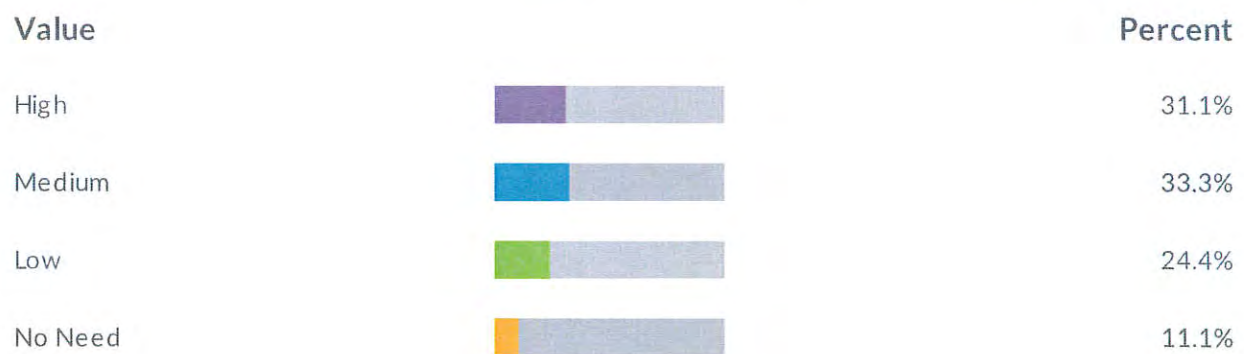
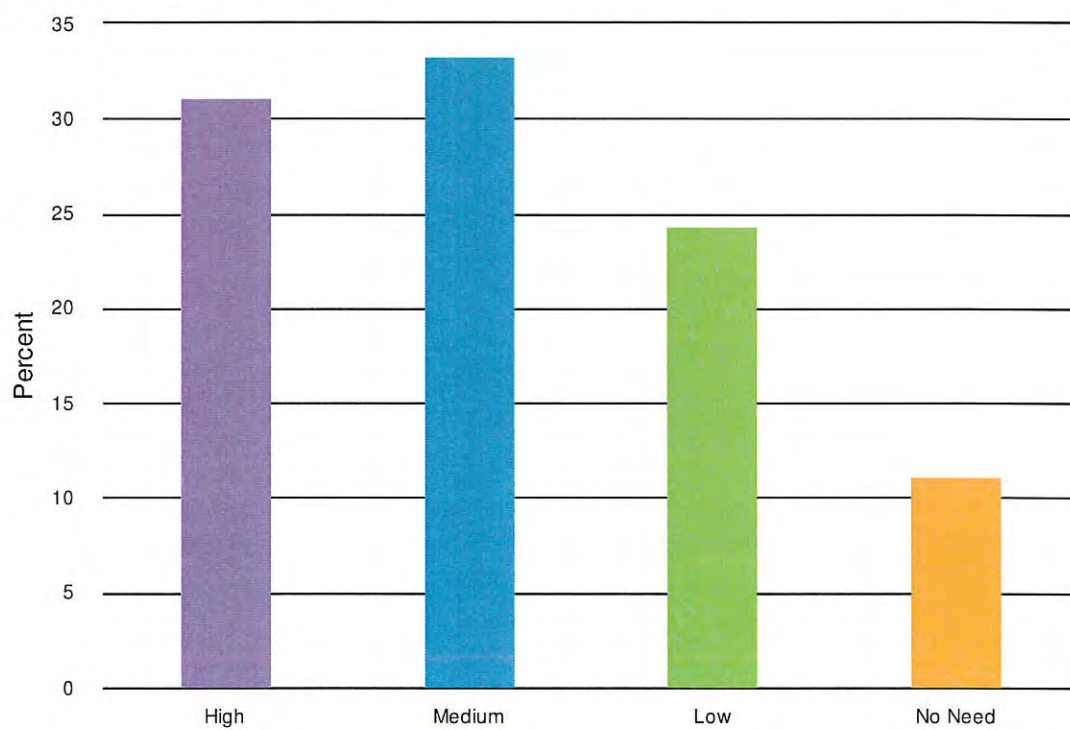
#### 54. Public Buildings



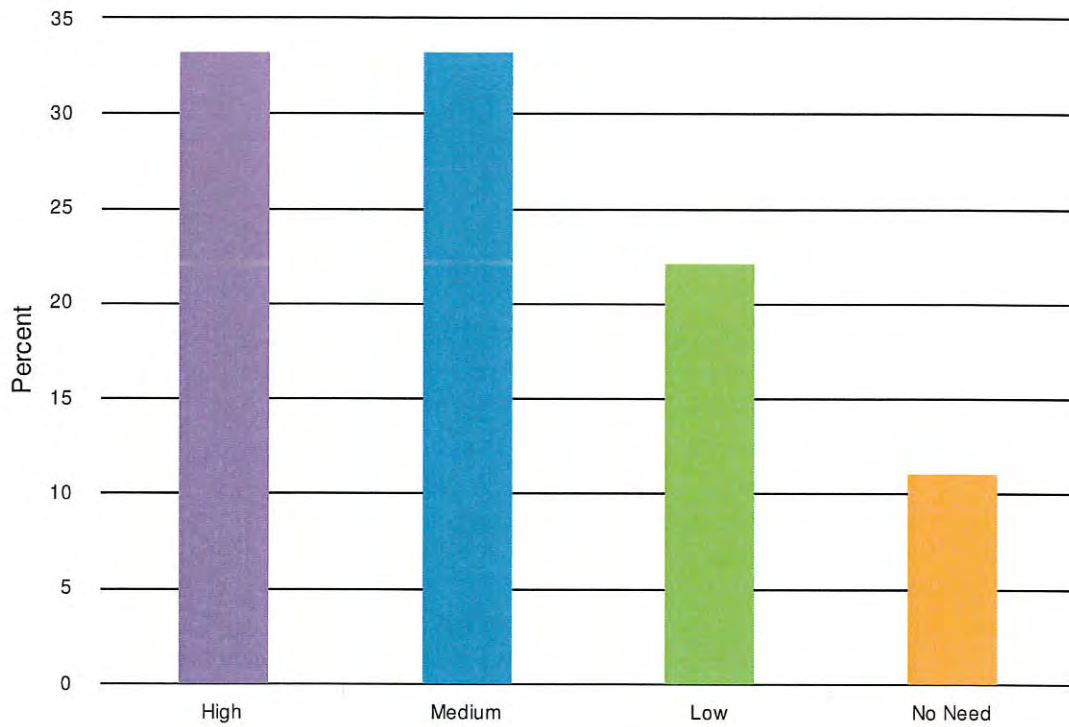




## 55. Park & Recreation Facilities

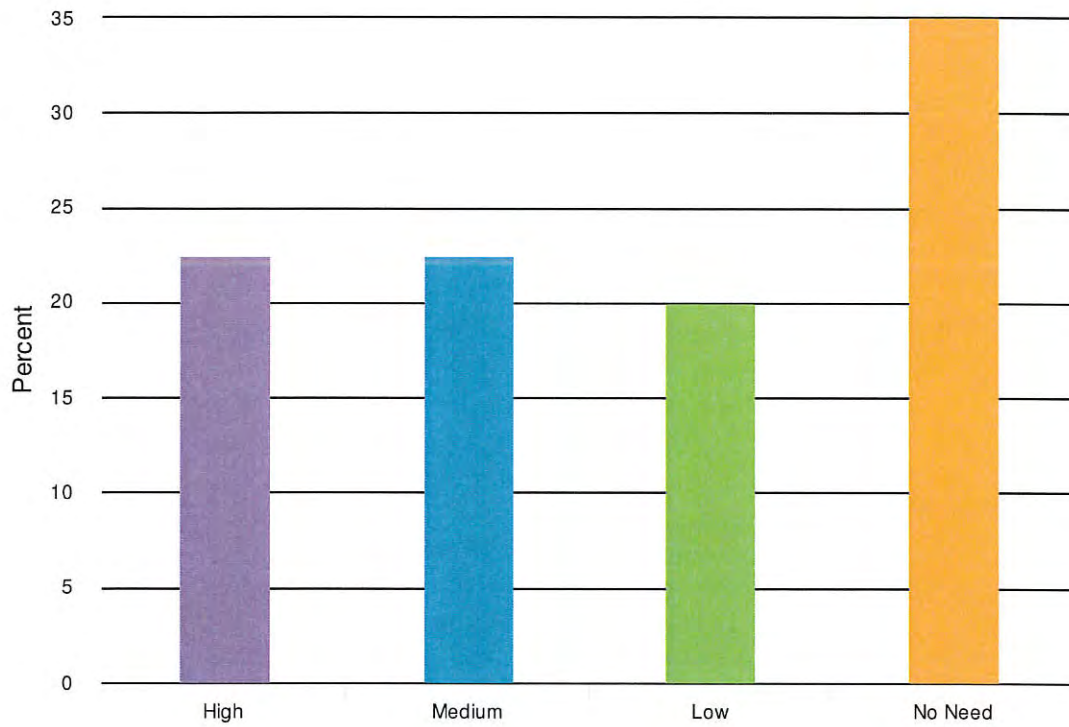


## 56. Health Facilities



Value		Percent
High	<div><div></div></div>	33.3%
Medium	<div><div></div></div>	33.3%
Low	<div><div></div></div>	22.2%
No Need	<div><div></div></div>	11.1%

## 57. Other Neighborhood Facilities



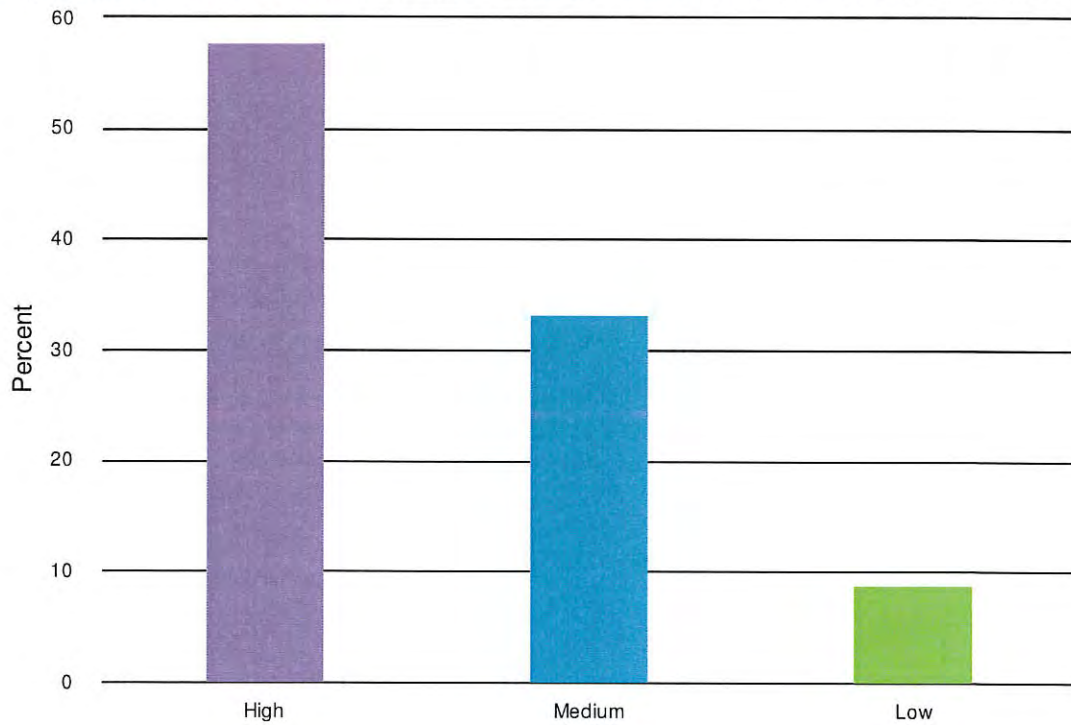
Value		Percent
High	<div><div></div></div>	22.5%
Medium	<div><div></div></div>	22.5%
Low	<div><div></div></div>	20.0%
No Need	<div><div></div></div>	35.0%

58. Please Indentify Other Neighborhood Facilities



prevention centers shopping  
 domestic facilities  
 awareness owner  
 abuse parks  
 na access  
 critical battered  
 foundations private

59. Neighborhood-Based Small Business uses (Laundromat, Grocery Store, etc.)



Value

High

Medium

Low

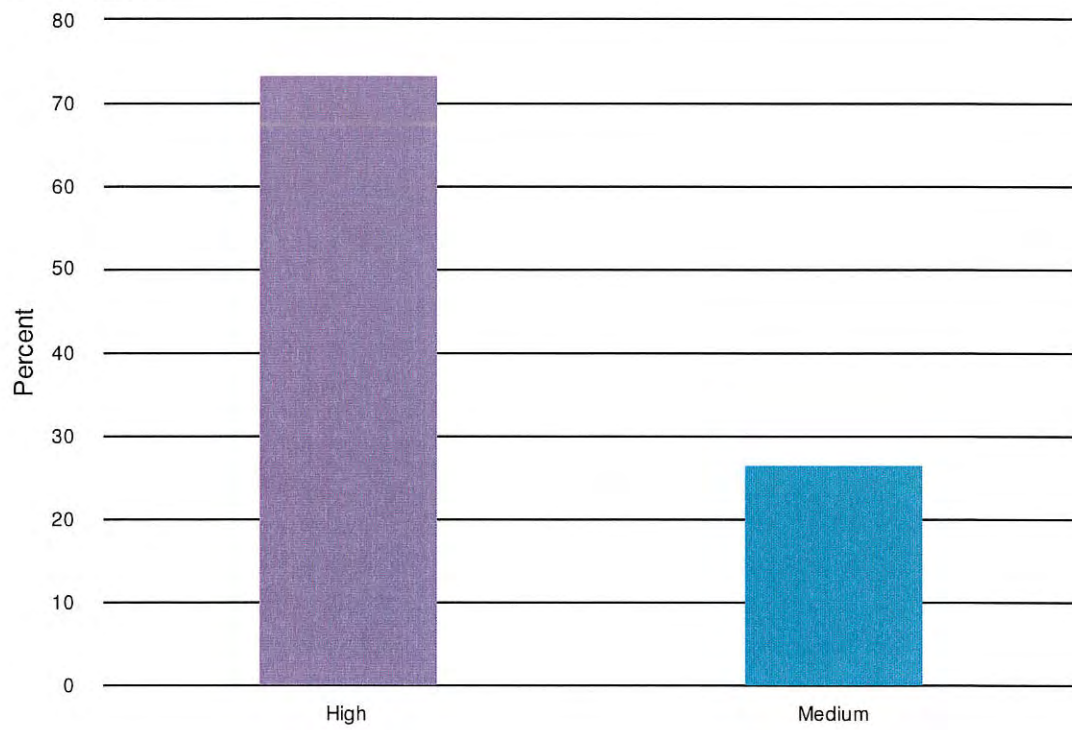
Percent

57.8%

33.3%

8.9%

## 60. Job Creation



### Value

High



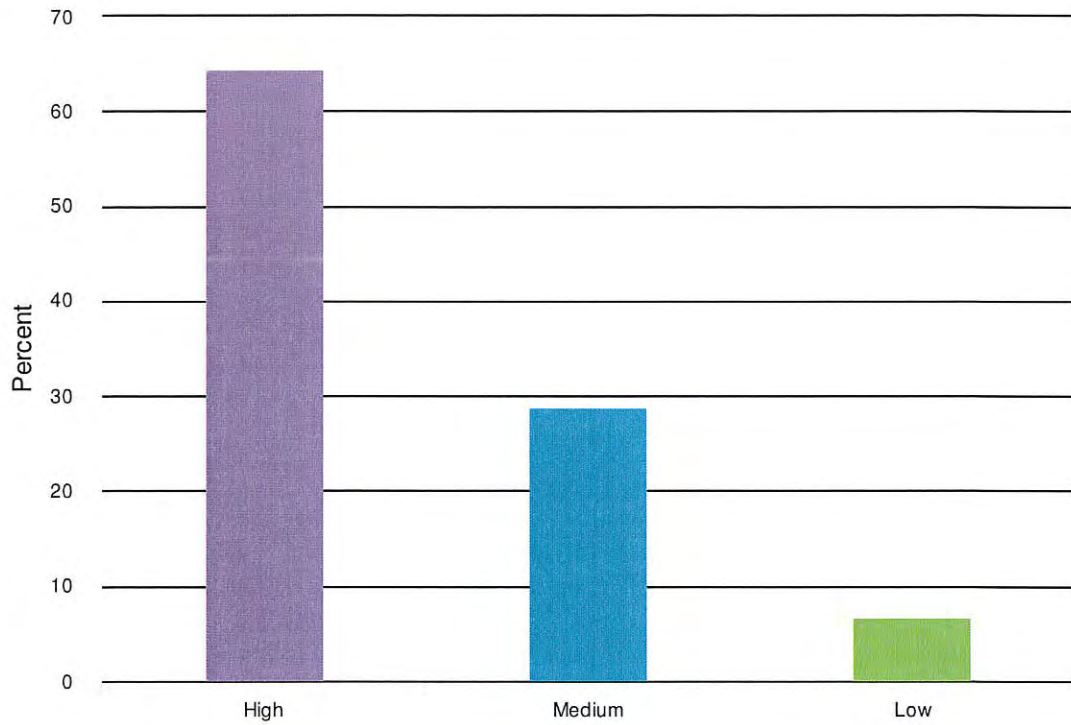
Medium

### Percent

73.3%

26.7%

## 61. Commercial Rehabilitation



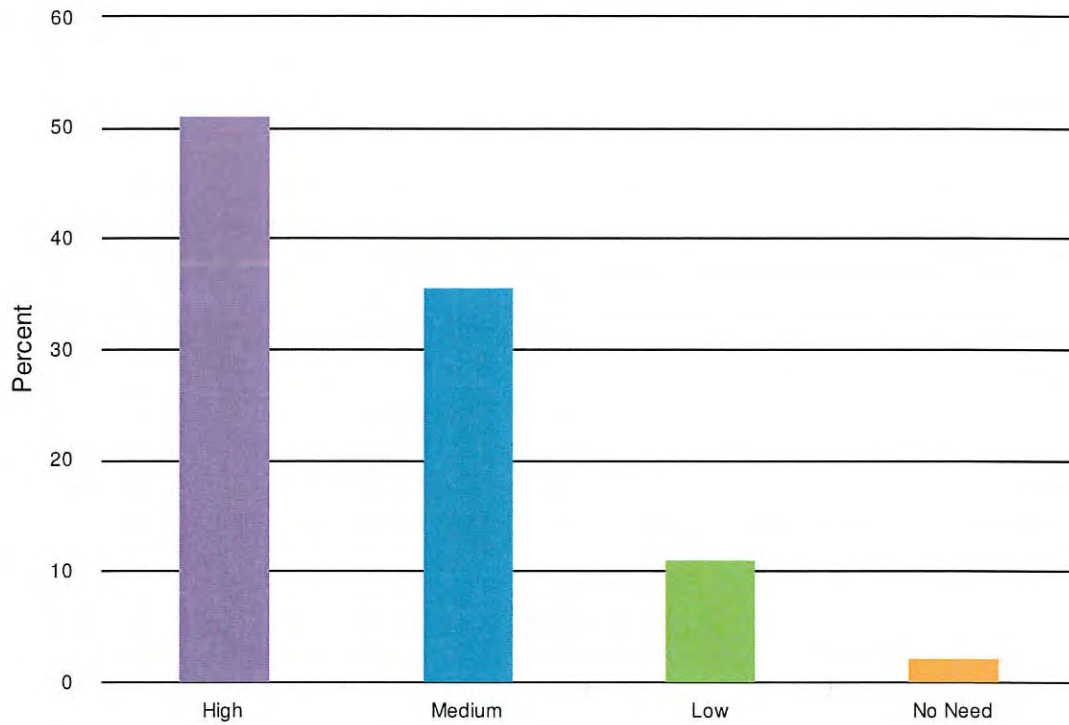
**Value**

**Percent**

High	<div><div></div></div>	64.4%
Medium	<div><div></div></div>	28.9%
Low	<div><div></div></div>	6.7%

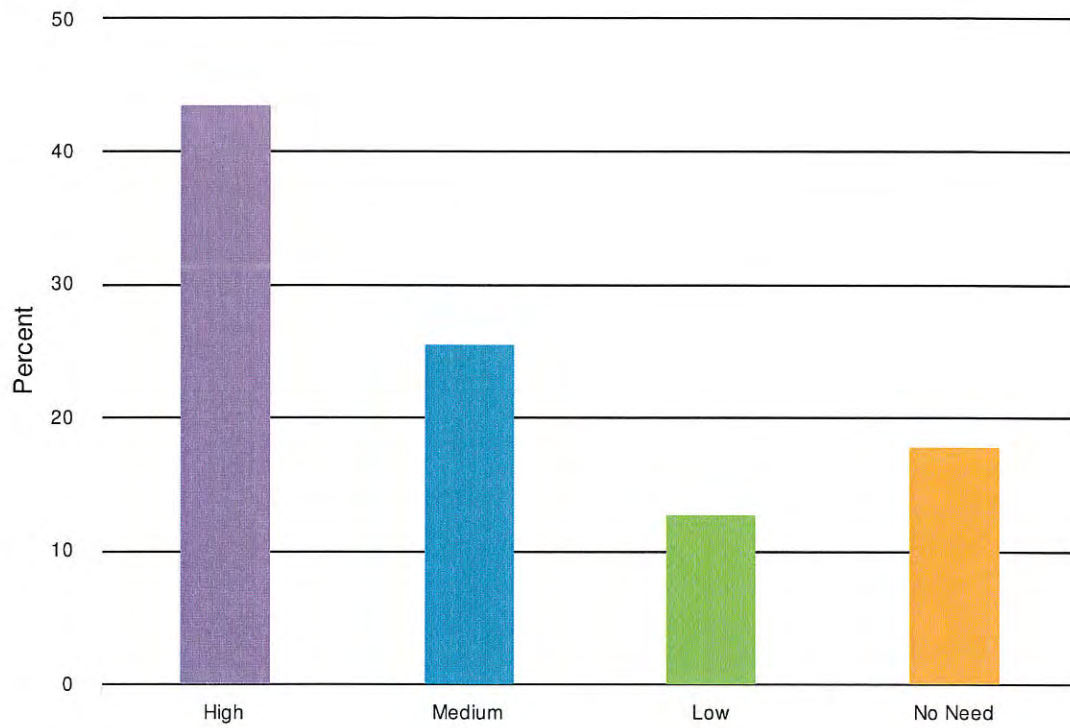
## 62. Business Support Services





Value		Percent
High	<div><div></div></div>	51.1%
Medium	<div><div></div></div>	35.6%
Low	<div><div></div></div>	11.1%
No Need	<div><div></div></div>	2.2%

### 63. Other Economic Development Needs



Value

Percent

High



43.6%

Medium



25.6%

Low



12.8%

No Need



17.9%

64. Please Identify Other Economic Development Needs

dumping  
center corporations creation  
beaumont botique  
east jobs amp bannig  
businesses city  
business  
stores job banning  
drugs big chain buildings bring  
closure distress danger crime





**CITY OF BANNING  
CITY COUNCIL REPORT**

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Maryann Marks, Interim Community Development Director

**MEETING DATE:** October 23, 2018

**SUBJECT:** Consider Setting a Public Hearing to Address a Request for Waiver of Fees in Accordance with Section 15.72.050 of the Banning Municipal Code, submitted by Ronnell Gallon and John Weeks, for Properties Identified as Assessor's Parcel Numbers 532-160-007, 532-160-008, and 532-160-009.

---

**RECOMMENDED ACTION:**

Staff recommends that the City Council:

1. Set a public hearing; and,
2. Provide direction to staff regarding the requested waiver of fees for one of the following options:
  - a. Should the City Council desire to further consider the fee waiver request as presented, provide guidance to staff regarding supporting language for the necessary findings and continue the public hearing so that staff may prepare the appropriate approving resolution;
  - b. Should the City Council desire to further consider the fee waiver request but find it necessary to obtain more information regarding proposed development plans for the parcels, provide guidance regarding additional development information (e.g. written development descriptions, site plans, etc.) needed sufficient to support consideration; or
  - c. Should the City Council desire to deny the fee waiver request, the City Council may find and determine that the request does not contain sufficient facts as presented to approve the waiver, and therefore direct staff to bring back a resolution of denial with appropriate findings.

### **GOAL STATEMENT:**

The proposed waiver would support the Economic Development Strategic Goals adopted by the City Council of "Business attraction, retention, and job development."

### **PROJECT/APPLICANT INFORMATION:**

Project Applicants:      Ronnell J. Gallon, VP Factory Operations and Production  
   ZENNER Performance Meters, Inc.  
   1910 Westward Avenue  
   Banning, CA 92220

John Weeks, Owner  
Weeks Group Investment  
1592 Westward Avenue  
Banning, CA 92220

### **BACKGROUND:**

The fee waiver request would relieve the applicants of fees associated with applications for a proposed General Plan Amendment, Zone Change, and Environmental Assessment for three properties located on the south side of Westward Avenue, east of S. Hathaway Street (APNs 532-160-007, 532-160-009, and 532-160-008). The properties are located in the Very Low Density Residential (VLDR) zoning district, within a larger area of VLDR-zoned properties that is generally surrounded by Industrial (I) and Public Facilities-Government (PF-G) zoning as depicted in the zoning map excerpt below.



The applicants have expressed a desire to expand and/or develop their properties for industrial purposes but are unable to do so due to the residential zoning designation on their properties.

## **ANALYSIS:**

### **Authority for Fee Waivers**

Banning Municipal Code Section 15.72.050(A) identifies certain fees that may be waived by the City Council:

- A. The city council may waive the requirement for the payment of the following listed fees:
1. Miscellaneous development fees described in Chapter 15.72 of this Code;
  2. Bridge and major thoroughfare fees described in Chapter 12.08 of this Code;
  3. Open space and park fee described in Chapter 15.68 of this Code;
  4. Water, sanitation and sewage connection fees established pursuant to Chapter 13.08 of this Code;
  5. Fees and service charges described in Chapter 3.36 of this Code;
  6. Any other fee as deemed just and proper by the city council.

As identified by #5 above, fees and service charges described in Chapter 3.36 of the Municipal Code include Planning Department fees for (S-7) Zone change review, (S-12) General plan amendment review, and (S-20) Environmental review (see BMC 3.36.080, attached). The request for fee waivers applies to application fees in this category.

### **Required Findings for Fee Waivers**

Municipal Code Section 15.72.050(B) states that one or more findings must be made before waiving such fees as listed below:

1. Finding. "The fee is not required for the payment of any outstanding indebtedness of the city, whether such debt is owed to third parties or is intradepartmental, or of any assessment district in the city"

Analysis. *The fees are not related to any outstanding indebtedness of the City.*

2. Finding. "The fee is not required for the ongoing expenses of any assessment district in the city."

Analysis. *The fees are not related to assessment districts.*

3. Finding. "The waiver of the fee will not have an adverse fiscal impact on the ongoing operations of the city."

Analysis. *Planning fees reimburse staff time and expense, including reviews by other divisions such as Fire and Building & Safety. Waiver of this fee will mean that the City's General Fund will need to pay for the processing of the applications.*



4. Finding. "That the waiver does not create a gift of public funds to the beneficiary of the waiver in that by such waiver the city will derive a benefit of equal or greater value from the beneficiary."

*Analysis. The dollar value of the benefit to be derived has not been estimated. However, if the waiver results in development of the property, then it may result in employment and tax generation benefits for the City.*

5. Finding. "The fee was not properly collected by the city, through no fault of the beneficiary."

*Analysis. This finding is not applicable.*

6. Finding. "The city council finds that the fee, or the amount of the fee, is not properly chargeable to the beneficiary under the applicable law."

*Analysis. The fees are chargeable under the City's municipal code and thus can be properly imposed by the City under law.*

As noted above, the City Council could make one of more of the above findings should there be a desire to grant the fee waiver request. Specifically, the City could make findings 1, 2 and 4 to support a fee waiver in this situation.

#### Justification for Approval of Fee Waiver

Staff has been working individually with each applicant for more than a year regarding their wishes to expand and/or develop the individually-owned properties in question. Both applicants have indicated previously that the cost of the applications, coupled with the lack of certainty as to the outcome, are prohibitive. As a matter of business development and/or retention, waiver of the fees would support the City's Economic Development strategic goals stated previously. The waiver could demonstrate the Council's support of business development (related to Mr. Weeks' property) and expansion of an existing business (for the Zenner property), although it should be noted that there is no pre-determination on either the General Plan and Zoning Map Amendments or the future projects assumed by this waiver.

#### Justification for Disapproval of Fee Waiver

Staff has previously advised the applicants that there are upcoming plans to review and update the City's General Plan Land Use Element (an effort that would be anticipated to be concluded in time for required 2021 Housing Element updates) and that it could be possible to look at the area in question in conjunction with that effort. If the General Plan Amendment and Zone Map Amendment were combined with or incorporated into that general update process, this would be a more cost-effective solution that would also avoid added strain to current Planning division staffing workloads.

Additionally, the Planning division is currently processing multiple industrial projects involving General Plan Amendments/Zoning Map amendments. If a fee waiver is granted for these applicants, it is entirely possible that other developers will ask for a similar waiver. In order to approve a waiver for this project, it could be necessary to be able to identify factors that distinguish this project from other similar projects so that a waiver in this instance is not viewed as singling out these applicants for special treatment without appropriate justification. Staff has not yet identified criteria that would provide such direction. In addition, it should be noted that generally when a city changes a land use or zoning classification from a less intense designation (residential) to a higher intensity designation (industrial) the value of the land may increase thereby offsetting the costs incurred in seeking and obtaining the change.

#### Additional Considerations

##### Prioritization

If approved, direction would also be needed as to prioritization of the applications for which fees are waived, relative to other applications being processed. For example, applications could be prioritized based on submittal date, or prioritization could be given to applications where fees are not waived.

##### Items Not Covered

The Environmental Assessment application will require technical studies (e.g. traffic, air quality, etc.). This request does not encompass supporting documentation for the environmental analyses, which would be required to be submitted by the applicants.

#### **JUSTIFICATION:**

The City Manager has received a letter from Ronnel J. Gallon of ZENNER Performance Meters and John Weeks of Weeks Group Investment requesting a waiver of fees for the following Planning division applications:

General Plan Amendment:	\$ 6,192.00
Zone Change:	\$ 8,524.00
Environmental Assessment:	<u>\$ 3,124.00</u>
<b>Total:</b>	<b>\$17,840.00</b>

#### **FISCAL IMPACT:**

The waiver of fees would impact the City General Fund in the amounts waived by City Council. No new appropriations would be required.

**ATTACHMENTS:**

1. Fee Waiver Request
2. Municipal Code Section 15.72.050
3. Strategic Goals

APPROVED BY:

  
\_\_\_\_\_  
Douglas Schulze  
City Manager



# **ATTACHMENT 1**

## **Fee Waiver Request**



9/13/2018

Rochell Clayton, City Manager  
City of Banning  
99 East Ramsey Street  
Phone: (951) 922-4860  
Fax: (951) 922-3128

Re: Fee Waiver Request for Re-Zoning Application

Rochell Clayton,

Zenner Performance Meters, Inc. ("Zenner") has established its testing facilities and operations in Banning since 2012. Due to continuous upward growth, Zenner is looking to expand its current facilities to accommodate such growth within the bounds of its property. Such expansion shall include the removal of existing storage units and the construction of an additional building. However, in seeking a permit for this new construction, Zenner was informed by your office that while our property is, and has always been, occupied by large commercial buildings and operations, the property itself is zoned as Very Low Density Residential ("VLDR"). In our research we found that Parcel No. 532-160-007, owned by Zenner, along with Parcel Nos. 532.160.009 and 532.160.008, owned by Weeks Group Investment ("Weeks"), lie within a VLDR zone between two (2) Industrial Zones. Due to this zoning discrepancy, Zenner and Weeks have submitted a joint application to have these parcels re-zoned. While it has come to our attention that the City of Banning plans to eventually re-zone these parcels to accommodate for the I-10 Banning to Cabazon Project, we are requesting such re-zoning to be expedited to accommodate our current expansion needs and to avoid seeking relocation options.

Since Zenner and Weeks both believe that the assignment of VLDR to the parcels mentioned above was originated from a zoning discrepancy due to the surrounding areas being designated as Industrial Zones and re-zoning of the same area is intended to be pursued by the City of Banning in the future to accommodate expansion to its transportation needs, Zenner and Weeks is requesting the City of Banning to waive the following fees required for the re-zoning application:

Fee Type	Amount
Zoning Change	\$8,524.00
Environmental Assessment	\$3,124.00
General Plan Amendment	\$6,192.00
Total	\$17,840.00

Pursuant to the City of Banning Municipal Code §15.72.050 (Waiver of fees), we believe this request falls within the exception for waiver listed under §15.72.050 (6) "The city council may waive the



**ZENNER**  
*All that counts.*

requirement for the payment of the following listed fees...Any other fee as deemed just and proper by the city council." The Code further states that the City Council shall find at least one of the following to be true before waiver: (1) the fee is not required for the payment of any outstanding indebtedness of the city, whether such debt is owed to third parties or is intradepartmental, or of any assessment district in the city; (2) the fee is not required for the ongoing expenses of any assessment district in the city; (3) the waiver of the fee will not have an adverse fiscal impact on the ongoing operations of the city; (4) that the waiver does not create a gift of public funds to the beneficiary of the waiver in that by such waiver the city will derive a benefit of equal or greater value from the beneficiary; (5) the fee was not properly collected by the city, through no fault of the beneficiary; or (6) the city council finds that the fee, or the amount of the fee, is not properly chargeable to the beneficiary under the applicable law. Zenner and Weeks believe that the City can find that the finding of "(3) the waiver of the fee will not have an adverse fiscal impact on the ongoing operations of the city" meets the qualifications of this waiver request for the following reasons: (1) the re-zoning as requested will take place within the next few years, (2) the re-zoning from VLDR to Industrial within this particular area will most likely increase the value and potential sale of other related vacant parcels in this area, and (3) no financial impact to the city through the loss of Zenner and Week's operations due to the need of relocation will occur.

For these reasons above, we ask the City Council to grant the waiver of the fees listed above for the processing of our re-zoning application. Should you have any questions or concerns, please contact me by phone at (950) 850-3135, or via email at [rgallon@zennerusa.com](mailto:rgallon@zennerusa.com). We appreciate your assistance with this matter and look forward to a quick resolution. Thank you.

Ronnell J. Gallon

Vice President of Factory Operations and Production  
ZENNER Performance Meters, Inc.

John Weeks

Owner  
Weeks Group Investment



# **ATTACHMENT 2**

Municipal Code Section  
15.72.050

## 15.72.050 - Waiver of fees.

- A. The city council may waive the requirement for the payment of the following listed fees:
1. Miscellaneous development fees described in Chapter 15.72 of this Code;
  2. Bridge and major thoroughfare fees described in Chapter 12.08 of this Code;
  3. Open space and park fee described in Chapter 15.68 of this Code;
  4. Water, sanitation and sewage connection fees established pursuant to Chapter 13.08 of this Code;
  5. Fees and service charges described in Chapter 3.36 of this Code;
  6. Any other fee as deemed just and proper by the city council.
- B. Findings. The city council shall make one or more of the following findings before waiving the requirement for payment of any of the above listed fees:
1. The fee is not required for the payment of any outstanding indebtedness of the city, whether such debt is owed to third parties or is intradepartmental, or of any assessment district in the city; and
  2. The fee is not required for the ongoing expenses of any assessment district in the city; and
  3. The waiver of the fee will not have an adverse fiscal impact on the ongoing operations of the city; and
  4. That the waiver does not create a gift of public funds to the beneficiary of the waiver in that by such waiver the city will derive a benefit of equal or greater value from the beneficiary; or
  5. The fee was not properly collected by the city, through no fault of the beneficiary; or
  6. The city council finds that the fee, or the amount of the fee, is not properly chargeable to the beneficiary under the applicable law.
- C. Procedure.
1. The fee may be waived only upon the written request of the beneficiary for such waiver. The request may be contained in an appeal of a related matter, or may be inferred from the nature of a request otherwise presented to the city council in writing.
  2. The fee may be waived only following a public hearing on the matter. The findings of the city council shall be contained in the record of such public hearing.
  3. The grant of such waiver constitutes the exercise of the legislative discretion of the city council. Nothing contained in this section shall be construed as requiring the city council to make a grant of a waiver, or to make findings with respect to the denial of such grant. The grant of a waiver to the same or similarly situated persons under the same or similar circumstances shall not be deemed to be grounds for the future grant of a waiver to the same or similarly situated persons.

# **ATTACHMENT 3**

## **Strategic Goals**



# Top Five Strategic Goals

## Banning City Council

ECONOMIC DEVELOPMENT		
	Goal	Council Member
1.	Support Economic Development projects, and improve traffic on Highland Springs.	Art Welch
2.	Improve competitive position, streamline application process, establish incentives, and have knowledgeable staff in place.	Don Peterson
3.	Business attraction, retention, and job development	Debbie Franklin
4.	Improve the competitive position of the City, appropriately use the City's properties, and develop the east side	Daniela Andrade
5.	Provide a welcoming/assisting attitude to potential commercial developments (possible fast track policies).	George Moyer

BEAUTIFICATION		
	Goal	Council Member
1.	Continue Code Enforcement efforts to clean up the City.	Don Peterson
2.	Re-establish a park maintenance crew.	George Moyer
3.	Enlist resident involvement in keeping our parks and common areas. Establish long term infrastructure stability (Recycled water/Chromium 6/Smart Meters).	Debbie Franklin

EFFECTIVE COMMUNICATION		
	Goal	Council Member
1.	Establish community Wi-Fi hot spots.	George Moyer
2.	Communication Plan; engage residents and businesses. Maximize use of Channel 10. Establish a Council-approved long term vision for the City. Develop City branding.	Debbie Franklin
3.	Improve communication, and the City's website. Promote transparency (open budget). Provide community internet access.	Daniela Andrade
4.	Establish objectives for staff and City Manager, establish a more positive environment at the Council level	Art Welch

# Top Five Strategic Goals

## Banning City Council

PUBLIC HEALTH & SAFETY		
	Goal	Council Member
1.	Develop a plan to maximize recreational opportunities for youth.	Debbie Franklin
2.	Support our youth a lot more, add facilities, and promote a healthy lifestyle.	Daniela Andrade
3.	Address homeless/transient problems. Work with County, State, and Federal offices on Homeless programs	Don Peterson
4.	Increase community involvement through My Brother's Keeper and other programs.	George Moyer

ADMINISTRATIVE EFFICIENCY & EFFECTIVENESS		
	Goal	Council Member
1.	Expedite installation of Smart Meters and secure new software for timelier Utility Billing.	George Moyer
2.	Install Smart Meters	Debbie Franklin
3.	Improve Utilities programs to be more acceptable to residents, and get the City's manpower back to a serviceable level.	Art Welch
4.	Use technology to assist employees and promote transparency.	Daniela Andrade
5.	Review all City Administrative and Personnel Policies	Don Peterson





## CITY OF BANNING CITY COUNCIL REPORT

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Laurie Sampson, Executive Assistant

**MEETING DATE:** October 23, 2018

**SUBJECT:** Resolution 2018-126, Approving Contract Services Agreement with Innovative Federal Strategies, LLC to Provide Federal Legislative Advocacy and Government Affairs Services for a Term of Three (3) Years ending June 30, 2021.

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### **RECOMMENDED ACTION:**

City Council adopt Resolution 2018-126, approving the Professional Services Agreement with Innovative Federal Strategies, LLC for Federal Legislative Advocacy and Government Affairs Services; and Authorize the City Manager to execute a Professional Services Agreement with Innovative Strategies, LLC in the form that is approved by the City Attorney; and Authorize the Administrative Services Director to make, if necessary, appropriations and budget adjustments for FY 2019.

### **JUSTIFICATION:**

The primary focus of a Federal Legislative Advocate is to assist the City with improving its efforts to influence legislation, applying for and receiving competitive grants and other discretionary funding available to the City.

### **BACKGROUND:**

On April 9, 2013, the City Council approved a Contract Services Agreement with Innovative Federal Strategies, LLC for Federal Legislative advocacy and Governmental Affairs Services. Over the course of the last five (5) years, Innovative Federal Strategies, LLC has demonstrated their ability to perform the services of Federal Legislative Advocacy and Consulting for the City of Banning.



**FISCAL IMPACT:**

Funding for these services will be paid from the General Fund. The total fee for services to be provided is \$3500.00 per month and related eligible travel expenses for a total amount not to exceed \$42,000.

**OPTIONS:**

1. Approve as recommended
2. Do not approve and provide alternative direction

**ATTACHMENTS:**

1. Resolution 2018-126
2. Professional Services Agreement

Approved by:



---

Douglas Schulze  
City Manager

# **ATTACHMENT 1**

**Resolution 2018-126**

## RESOLUTION 2018-126

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA, APPROVING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF BANNING AND INNOVATIVE FEDERAL STRATEGIES, LLC FOR FEDERAL ADVOCACY AND GOVERNMENTAL AFFAIRS SERVICES**

**WHEREAS**, the primary focus of a Federal Legislative Advocate is to assist the City with improving its efforts to influence legislation, applying for and receiving competitive grants and other discretionary funding available to the City; and

**WHEREAS**, on April 9, 2013, the City Council adopted Resolution 2013-40 approving a Contract Services Agreement with Innovative Federal Strategies for Federal Legislative Advocacy and Governmental Affairs Services; and

**WHEREAS**, over the course of the last five (5) years, Innovative Federal Strategies, LLC has demonstrated their ability to perform the services of Federal Legislative Advocacy and Consulting for the City of Banning; and

**WHEREAS**, the City of Banning desires to continue the Federal Legislative Advocacy and Governmental Affairs Services of Innovative Federal Strategies, LLC.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Banning as follows:

SECTION 1. the Professional Services Agreement with Innovative Federal Strategies, LLC is hereby approved to continue the Federal Advocacy and Governmental Affairs Services for a term of three (3) years ending June 30, 2021.

SECTION 2. The Administrative Services Director is authorized to make necessary budget adjustments, appropriations and transfers if needed, to implement the agreement for FY 2019.

SECTION 3. The City Manager is authorized to execute the agreement with Innovative Federal Strategies on behalf of the City of Banning.

**PASSED, APPROVED AND ADOPTED** this 23rd day of October, 2018.

---

George Moyer, Mayor  
City of Banning



**ATTEST:**

---

Sonja De La Fuente, Deputy City Clerk  
City of Banning

**APPROVED AS TO FORM AND  
LEGAL CONTENT:**

---

Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon

**CERTIFICATION:**

I, Sonja De La Fuente, Deputy City Clerk of the City of Banning, California, do hereby certify that the foregoing Resolution 2018-126, was duly adopted by the City Council of the City of Banning, California, at a regular meeting thereof held on the 23rd day of October, 2018, by the following vote, to wit:

AYES:

NOES:

ABSTAIN:

ABSENT:

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning, California

# **ATTACHMENT 2**

## **Draft Professional Services Agreement**



**PROFESSIONAL SERVICES AGREEMENT**

**By and Between**

**THE CITY OF BANNING**

**and**

**INNOVATIVE FEDERAL STRATEGIES, LLC**

**AGREEMENT FOR PROFESSIONAL SERVICES  
BETWEEN  
THE CITY OF BANNING, CALIFORNIA  
AND  
INNOVATIVE FEDERAL STRATEGIES, LLC**

THIS AGREEMENT FOR PROFESSIONAL SERVICES (herein "Agreement") is made and entered into this 24<sup>th</sup> day of October 2018 by and between the **CITY OF BANNING, a municipal corporation** ("City") and **INNOVATIVE FEDERAL STRATEGIES, LLC, a District of Columbia limited liability company** ("Consultant"). City and Consultant are sometimes hereinafter individually referred to as "Party" and hereinafter collectively referred to as the "Parties."

**RECITALS**

A. On April 9, 2013, the City Council adopted Resolution No. 2013-40, which authorizes City and Consultant to enter into that certain Contract Services Agreement for federal legislative advocacy (lobbying) services dated May 1, 2013 (the "Contract Services Agreement").

B. On May 26, 2015, the City Council adopted Resolution No. 2015-18 and entered into the First Amendment to the Contract Services Agreement by and between City and Consultant ("Amendment No. 1") to extend the term of the Contract Services Agreement to June 30, 2018.

C. Over the course of the last five (5) years, Consultant has demonstrated its ability to perform federal lobbying services for City.

D. Consultant, following submission of a proposal dated October 5, 2018, to provide Federal Legislative Advocacy and Governmental Affairs Services, was selected by the City on October 23, 2018, to perform those services.

E. Pursuant to the City of Banning's Municipal Code, City has authority to enter into this Agreement.

F. The Parties desire to formalize the selection of Consultant for performance of those services defined and described particularly in Section 1 of this Agreement and desire that the terms of that performance be as particularly defined and described herein.

**OPERATIVE PROVISIONS**

NOW, THEREFORE, in consideration of the mutual promises and covenants made by the Parties and contained herein and other consideration, the value and adequacy of which are hereby acknowledged, the Parties agree as follows:

## ARTICLE 1. SERVICES OF CONSULTANT

### 1.1 Scope of Services.

In compliance with all terms and conditions of this Agreement, the Consultant shall provide those services specified in the "Scope of Services" attached hereto as Exhibit "A" and incorporated herein by this reference, which services may be referred to herein as the "services" or "work" hereunder and which relate the federal legislative advocacy and governmental affairs services performed in connection therewith. As a material inducement to the City entering into this Agreement, Consultant represents and warrants that it has the qualifications, experience, and facilities necessary to properly perform the services required under this Agreement in a thorough, competent, and professional manner, and is experienced in performing the work and services contemplated herein. Consultant shall at all times faithfully, competently and to the best of its ability, experience and talent, perform all services described herein. Consultant covenants that it shall follow the highest professional standards in performing the work and services required hereunder and that all materials will be of good quality, fit for the purpose intended. For purposes of this Agreement, the phrase "highest professional standards" shall mean those standards of practice recognized by one or more first-class firms performing similar work under similar circumstances.

### 1.2 Consultant's Proposal.

The Scope of Services shall include the Consultant's scope of work or in Consultant's accepted proposal dated October 5, 2018 ("Accepted Proposal") shall be incorporated herein by this reference as though fully set forth herein. In the event of any inconsistency between the Accepted Proposal and this Agreement, the terms of this Agreement shall govern.

### 1.3 Compliance with Law.

Consultant shall keep itself informed concerning, and shall render all services hereunder in accordance with all ordinances, resolutions, statutes, rules, and regulations of the City and any Federal, State or local governmental entity having jurisdiction in effect at the time service is rendered.

### 1.4 Licenses, Permits, Fees and Assessments.

Consultant shall obtain at its sole cost and expense such licenses, permits and approvals as may be required by law for the performance of the services required by this Agreement. Consultant shall have the sole obligation to pay for any fees, assessments and taxes, plus applicable penalties and interest, which may be imposed by law and arise from or are necessary for the Consultant's performance of the services required by this Agreement, and shall indemnify, defend and hold harmless City, its officers, employees or agents of City, against any such fees, assessments, taxes penalties or interest levied, assessed or imposed against City hereunder.

### 1.5 Familiarity with Work.

By executing this Agreement, Consultant warrants that Consultant (i) has thoroughly investigated and considered the scope of services to be performed, (ii) has carefully considered



how the services should be performed, and (iii) fully understands the facilities, difficulties and restrictions attending performance of the services under this Agreement. If the services involve work upon any site, Consultant warrants that Consultant has or will investigate the site and is or will be fully acquainted with the conditions there existing, prior to commencement of services hereunder. Should the Consultant discover any latent or unknown conditions, which will materially affect the performance of the services hereunder, Consultant shall immediately inform the City of such fact and shall not proceed except at City's risk until written instructions are received from the Contract Officer.

#### 1.6 Care of Work.

The Consultant shall adopt reasonable methods during the life of the Agreement to furnish continuous protection to the work, and the equipment, materials, papers, documents, plans, studies and/or other components thereof to prevent losses or damages, and shall be responsible for all such damages, to persons or property, until acceptance of the work by City, except such losses or damages as may be caused by City's own negligence.

#### 1.7 Further Responsibilities of Parties.

Both Parties agree to use reasonable care and diligence to perform their respective obligations under this Agreement. Both Parties agree to act in good faith to execute all instruments, prepare all documents and take all actions as may be reasonable necessary to carry out the purposes of this Agreement. Unless hereafter specified, neither Party shall be responsible for the service of the other.

#### 1.8 Additional Services.

City shall have the right at any time during the performance of the services, without invalidating this Agreement, to order extra work beyond that specified in the Scope of Services or make changes by altering, adding to or deducting from said work. No such extra work may be undertaken unless a written order is first given by the Contract Officer to the Consultant, incorporating therein any adjustment in (i) the Contract Sum, and/or (ii) the time to perform this Agreement, which said adjustments are subject to the written approval of the Consultant. Any increase in compensation of up to five percent (5%) of the Contract Sum or \$25,000, whichever is less; or in the time to perform of up to one hundred eighty (180) days may be approved by the Contract Officer. Any greater increases, taken either separately or cumulatively must be approved by the City Council. It is expressly understood by Consultant that the provisions of this Section shall not apply to services specifically set forth in the Scope of Services or reasonably contemplated therein. Consultant hereby acknowledges that it accepts the risk that the services to be provided pursuant to the Scope of Services may be more costly or time consuming than Consultant anticipates and that Consultant shall not be entitled to additional compensation therefor.

#### 1.9 Facilities and Equipment.

Except as otherwise provided, Consultant shall, at its own cost and expense, provide all facilities and equipment necessary to perform the services required by this Agreement. City shall make available to Consultant only physical facilities such as desk, filing cabinets, and conference space ("City Facilities"), as may be reasonably necessary for Consultant's use while consulting

with City employees and reviewing records and the information in possession of City. The location, quality, and time of furnishing City Facilities shall be in the sole discretion of City. In no event shall City be required to furnish any facilities that may involve incurring any direct expense, including but not limited to computer, long distance telephone, network data, internet or other communication charges, vehicles and reproduction facilities.

#### 1.10 Special Requirements.

Additional terms and conditions of this Agreement, if any, which are made a part hereof are set forth in the "Special Requirements" attached hereto as Exhibit "B" and incorporated herein by this reference. In the event of a conflict between the provisions of Exhibit "B" and any other provisions of this Agreement, the provisions of Exhibit "B" shall govern.

### **ARTICLE 2. COMPENSATION AND METHOD OF PAYMENT.**

#### 2.1 Contract Sum.

Subject to any limitations set forth in this Agreement, City agrees to pay Consultant the amounts specified in the "Schedule of Compensation" attached hereto as Exhibit "C" and incorporated herein by this reference. The total compensation, including reimbursement for actual expenses, shall not exceed FORTY-TWO THOUSAND DOLLARS (\$42,000.00) (the "Contract Sum"), unless additional compensation is approved pursuant to Section 1.8.

#### 2.2 Method of Compensation.

The method of compensation may include: (i) a lump sum payment upon completion, (ii) payment in accordance with specified tasks or the percentage of completion of the services, (iii) payment for time and materials based upon the Consultant's rates as specified in the Schedule of Compensation, provided that time estimates are provided for the performance of sub tasks, but not exceeding the Contract Sum or (iv) such other methods as may be specified in the Schedule of Compensation.

#### 2.3 Reimbursable Expenses.

Compensation may include reimbursement for actual and necessary expenditures for reproduction costs, telephone expenses, and travel expenses approved by the Contract Officer in advance, or actual sub-consultant expenses if an approved sub-consultant pursuant to Section 4.5, and only if specified in the Schedule of Compensation. The Contract Sum shall include the attendance of Consultant at all project meetings reasonably deemed necessary by the City. Coordination of the performance of the work with City is a critical component of the services. If Consultant is required to attend additional meetings to facilitate such coordination, Consultant shall not be entitled to any additional compensation for attending said meetings.

#### 2.4 Invoices.

Each month Consultant shall furnish to City an original invoice for all work performed and expenses incurred during the preceding month in a form approved by City's Director of Finance. By submitting an invoice for payment under this Agreement, Consultant is certifying compliance

with all provisions of the Agreement. The invoice shall include the information required under Exhibit "C" to this Agreement and detail charges for all necessary and actual expenses by the following categories: labor (by sub-category), travel, materials, equipment, supplies, and sub-consultant contracts. Sub-consultant charges shall also be detailed by such categories. Consultant shall not invoice City for any duplicate services performed by more than one person.

City may independently review each invoice submitted by the Consultant to determine whether the work performed and expenses incurred are in compliance with the provisions of this Agreement. Except as to any charges for work performed or expenses incurred by Consultant which are disputed by City, or as provided in Section 7.3. City will use its best efforts to cause Consultant to be paid within thirty (30) days of receipt of Consultant's correct and undisputed invoice. In the event any charges or expenses are disputed by City, the original invoice shall be returned by City to Consultant for correction and resubmission. Review and payment by the City of any invoice provided by the Consultant shall not constitute waiver of any rights or remedies provided herein or any applicable law.

2.5 Waiver.

Payment to Consultant for work performed pursuant to this Agreement shall not be deemed to waive any defects in work performed by Consultant.

**ARTICLE 3. PERFORMANCE SCHEDULE**

3.1 Time of Essence.

Time is of the essence in the performance of this Agreement.

3.2 Schedule of Performance.

Consultant shall commence the services pursuant to this Agreement upon receipt of a written notice to proceed and shall perform all services within the time period(s) established in the "Schedule of Performance" attached hereto as Exhibit "D" and incorporated herein by this reference. When requested by the Consultant, extensions of the time period(s) specified in the Schedule of Performance may be approved in writing by the Contract Officer but not exceeding one hundred eighty (180) days cumulatively.

3.3 Force Majeure.

The time period(s) specified in the Schedule of Performance for performance of the services rendered pursuant to this Agreement shall be extended because of any delays due to unforeseeable causes beyond the control and without the fault or negligence of the Consultant, including, but not restricted to, acts of God or of the public enemy, unusually severe weather, fires, earthquakes, floods, epidemics, quarantine restrictions, riots, strikes, freight embargoes, wars, litigation, and/or acts of any governmental agency, including the City, if the Consultant shall within ten (10) days of the commencement of such delay notify the Contract Officer in writing of the causes of the delay. The Contract Officer shall ascertain the facts and the extent of delay, and extend the time for performing the services for the period of the enforced delay when and if in the judgment of the Contract Officer such delay is justified. The Contract Officer's determination



shall be final and conclusive upon the Parties to this Agreement. In no event shall Consultant be entitled to recover damages against the City for any delay in the performance of this Agreement, however caused, Consultant's sole remedy being extension of the Agreement pursuant to this Section.

#### 3.4 Term.

Unless earlier terminated in accordance with Article 7 of this Agreement, the term of this Agreement shall continue in full force and effect until completion of the services but not exceeding one (1) year from the date hereof, except as otherwise provided in the Schedule of Performance (Exhibit "D"). Maximum term and any subsequent amendment or modification shall not exceed five (5) years.

### **ARTICLE 4. COORDINATION OF WORK**

#### 4.1 Representatives and Personnel of Consultant.

The following principals of Consultant (Principals) are hereby designated as being the principals and representatives of Consultant authorized to act in its behalf with respect to the work specified herein and make all decisions in connection therewith:

Letitia White

Principal Partner

It is expressly understood that the experience, knowledge, capability and reputation of the foregoing principals were a substantial inducement for City to enter into this Agreement. Therefore, the foregoing principals shall be responsible during the term of this Agreement for directing all activities of Consultant and devoting sufficient time to personally supervise the services hereunder. All personnel of Consultant, and any authorized agents, shall at all times be under the exclusive direction and control of the Principals. For purposes of this Agreement, the foregoing Principals may not be replaced nor may their responsibilities be substantially reduced by Consultant without the express written approval of City. Additionally, Consultant shall utilize only competent personnel to perform services pursuant to this Agreement. Consultant shall make every reasonable effort to maintain the stability and continuity of Consultant's staff and sub-consultants, if any, assigned to perform the services required under this Agreement. Consultant shall notify City of any changes in Consultant's staff and sub-consultants, if any, assigned to perform the services required under this Agreement, prior to and during any such performance. In the event that City, in its sole discretion, at any time during the term of this Agreement, desire to reassign any staff or sub-consultant of Consultant, Consultant shall, immediately upon reassign notice from City of such desire of City, reassign such person or persons.

#### 4.2 Status of Consultant.

Consultant shall have no authority to bind City in any manner, or to incur any obligation, debt or liability of any kind on behalf of or against City, whether by contract or otherwise, unless such authority is expressly conferred under this Agreement or is otherwise expressly conferred in writing by City. Consultant shall not at any time or in any manner represent that Consultant or any of Consultant's officers, employees, or agents are in any manner officials, officers, employees or agents of City. Neither Consultant, nor any of Consultant's officers, employees or agents, shall

obtain any rights to retirement, health care or any other benefits which may otherwise accrue to City's employees. Consultant expressly waives any claim Consultant may have to any such rights.

#### 4.3 Contract Officer.

The Contract Officer shall be such person as may be designated by the City Manager. It shall be the Consultant's responsibility to assure that the Contract Officer is kept informed of the progress of the performance of the services and the Consultant shall refer any decisions which must be made by City to the Contract Officer. Unless otherwise specified herein, any approval of City required hereunder shall mean the approval of the Contract Officer. The Contract Officer shall have authority, if specified in writing by the City Manager, to sign all documents on behalf of the City required hereunder to carry out the terms of this Agreement.

#### 4.4 Independent Consultant.

Neither the City nor any of its employees shall have any control over the manner, mode or means by which Consultant, its agents or employees, perform the services required herein, except as otherwise set forth herein. City shall have no voice in the selection, discharge, supervision or control of Consultant's employees, servants, representatives or agents, or in fixing their number, compensation or hours of service. Consultant shall perform all services required herein as an independent Consultant of City and shall remain at all times as to City a wholly independent Consultant with only such obligations as are consistent with that role. Consultant shall not at any time or in any manner represent that it or any of its agents or employees are agents or employees of City. City shall not in any way or for any purpose become or be deemed to be a partner of Consultant in its business or otherwise or a joint venture or a member of any joint enterprise with Consultant.

#### 4.5 Prohibition Against Subcontracting or Assignment.

The experience, knowledge, capability and reputation of Consultant, its principals and employees were a substantial inducement for the City to enter into this Agreement. Therefore, Consultant shall not contract with any other entity to perform in whole or in part the services required hereunder without the express written approval of the City. In addition, neither this Agreement nor any interest herein may be transferred, assigned, conveyed, hypothecated or encumbered voluntarily or by operation of law, whether for the benefit of creditors or otherwise, without the prior written approval of City. Transfers restricted hereunder shall include the transfer to any person or group of persons acting in concert of more than twenty-five percent (25%) of the present ownership and/or control of Consultant, taking all transfers into account on a cumulative basis. In the event of any such unapproved transfer, including any bankruptcy proceeding, this Agreement shall be void. No approved transfer shall release the Consultant or any surety of Consultant of any liability hereunder without the express consent of City.

### **ARTICLE 5. INSURANCE, INDEMNIFICATION AND BONDS**

#### 5.1 Insurance Coverages.

Throughout the life of this Agreement, Consultant shall pay for and maintain in full force and effect all policies of insurance required hereunder with an insurance company(ies) either (i)

admitted by the California Insurance Commissioner to do business in the State of California and rated not less than "A- VII" in Best's Insurance Rating Guide, or (ii) authorized by the City Manager or his/her designee at any time and in his/her sole discretion. The following policies of insurance are required:

(i) COMMERCIAL GENERAL LIABILITY insurance which shall be at least as broad as the most current version of Insurance Services Office (ISO) Commercial General Liability Coverage Form CG 00 01 and include insurance for "bodily injury," "property damage" and "personal and advertising injury" with coverage for premises and operations (including the use of owned and non-owned equipment), products and completed operations, and contractual liability (including, without limitation, indemnity obligations under the Contract) with limits of liability of not less than the following:

\$2,000,000 per occurrence for bodily injury and property damage

\$1,000,000 per occurrence for personal and advertising injury

\$4,000,000 aggregate for products and completed operations

\$4,000,000 general aggregate

(ii) COMMERCIAL AUTOMOBILE LIABILITY insurance which shall be at least as broad as the most current version of Insurance Service Office (ISO) Business Auto Coverage Form CA 00 01, and include coverage for all owned, hired, and non-owned automobiles or other licensed vehicles (Code 1 Any Auto) with limits of liability of not less than \$1,000,000 per accident for bodily injury and property damage.

(iii) WORKERS' COMPENSATION insurance as required under the California Labor Code.

(iv) EMPLOYERS' LIABILITY insurance with limits of liability of not less than \$1,000,000 each accident, \$1,000,000 disease policy limit and \$1,000,000 disease each employee.

(v) PROFESSIONAL LIABILITY Professional Liability (Errors and Omissions) insurance appropriate to Consultant's profession, with limits of liability of \$2,000,000 per claim/occurrence and \$2,000,000 policy aggregate.

In the event Consultant purchases an Umbrella or Excess insurance policy(ies) to meet the minimum limits of insurance set forth above, this insurance policy(ies) shall "follow form" and afford no less coverage than the primary insurance policy(ies).

If this Agreement continues for more than three (3) years duration, or in the event the City Manager or his/her designee determines that the work or services to be performed under this Agreement creates an increased or decreased risk of loss to the City, the Consultant agrees that the minimum limits of the insurance policies may be changed accordingly upon receipt of written notice from the City Manager, or his/her designee.



Consultant shall be responsible for payment of any deductibles contained in any insurance policies required hereunder and Consultant shall also be responsible for payment of any self-insured retentions.

Any deductibles or self-insured retentions must be declared to, and approved by, the City Manager or his/her designee. At the option of the City Manager or his/her designee, either: (i) the insurer shall reduce or eliminate such deductibles or self-insured retentions as respects to City, its Council members, officers, officials, employees and agents; or (ii) Consultant shall provide a financial guarantee, satisfactory to the City Manager or his/her designee, guaranteeing payment of losses and related investigations, claim administration and defense expenses. At no time shall the City be responsible for the payment of any deductibles or self-insured retentions.

## 5.2 General Requirements.

All policies of insurance required hereunder shall be endorsed to provide that the coverage shall not be cancelled, non-renewed, reduced in coverage or in limits except after 30 calendar day written notice has been given to City. Upon issuance by the insurer, broker, or agent of a notice of cancellation, non-renewal, or reduction in coverage or in limits, Consultant shall furnish City with a new certificate and applicable endorsements for such policy(ies). In the event any policy is due to expire during the work to be performed for City, Consultant shall provide a new certificate, and applicable endorsements, evidencing renewal of such policy not less than 15 calendar days prior to the expiration date of the expiring policy.

The General Liability and Automobile Liability insurance policies shall be written on an occurrence form. The General Liability (including ongoing and completed operations) and Automobile Liability shall name City and its officers, officials, employees, agents and volunteers as an additional insured. Such policy(ies) of insurance shall be endorsed so Consultant's insurance shall be primary and no contribution shall be required of City. The coverage shall contain no special limitations on the scope of protection afforded to the City and its officers, officials, employees, agents and volunteers. The Workers' Compensation insurance policy shall contain a waiver of subrogation as to City and its officers, officials, employees, agents and volunteers. Should Consultant maintain insurance with broader coverage and/or limits of liability greater than those shown above, City requires and shall be entitled to the broader coverage and/or the higher limits of liability maintained by Consultant. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to City.

If the Professional Liability (Errors and Omissions) insurance policy is written on a claims-made form:

1. The retroactive date must be shown, and must be before the effective date of the Agreement or the commencement of work by Consultant.
2. Insurance must be maintained and evidence of insurance must be provided for at least three years after any expiration or termination of the Agreement or, in the alternative, the policy shall be endorsed to provide not less than a three-year discovery period.
3. If coverage is canceled or non-renewed, and not replaced with another claims-made policy form with a retroactive date prior to the effective date of the Agreement or the

commencement of work by Consultant, Consultant must purchase extended reporting coverage for a minimum of three years following the expiration or termination of the Agreement.

4. A copy of the claims reporting requirements must be submitted to City for review.
5. These requirements shall survive expiration or termination of the Agreement.

Consultant shall furnish City with all certificate(s) and applicable endorsements effecting coverage required hereunder. All certificates and applicable endorsements are to be received and approved by the City Manager or his/her designee prior to City's execution of the Agreement and before work commences.

If at any time during the life of this Agreement or any extension, Consultant or any of its subcontractors fail to maintain any required insurance in full force and effect, all work under this Agreement shall be discontinued immediately, and all payments due or that become due to Consultant shall be withheld until notice is received by City that the required insurance has been restored to full force and effect and that the premiums therefore have been paid for a period satisfactory to City. Any failure to maintain the required insurance shall be sufficient cause for City to terminate this Agreement. No action taken by City hereunder shall in any way relieve Consultant of its responsibilities under this Agreement.

Upon request of City, Consultant shall immediately furnish City with a complete copy of any insurance policy required under this Agreement, including all endorsements, with said copy certified by the underwriter to be a true and correct copy of the original policy. This requirement shall survive expiration or termination of this Agreement.

The fact that insurance is obtained by Consultant shall not be deemed to release or diminish the liability of Consultant, including, without limitation, liability under the indemnity provisions of this Agreement. The duty to indemnify City and its officers, officials, employees, agents and volunteers shall apply to all claims and liability regardless of whether any insurance policies are applicable. The policy limits do not act as a limitation upon the amount of indemnification to be provided by Consultant. Approval or purchase of any insurance contracts or policies shall in no way relieve from liability nor limit the liability of Consultant, its principals, officers, employees, agents, persons under the supervision of Consultant, vendors, suppliers, invitees, subcontractors, or anyone employed directly or indirectly by any of them.

If Consultant should subcontract all or any portion of the services to be performed under this Agreement, Consultant shall require each subcontractor to provide insurance protection in favor of City and its officers, officials, employees, agents and volunteers in accordance with the terms of each of the preceding paragraphs, except that the subcontractors' certificates and endorsements shall be on file with Consultant and City prior to the commencement of any work by the subcontractor.

5.3 Indemnification, Hold Harmless, and Duty to Defend.

A. Indemnities.

1) To the fullest extent permitted by law, Consultant shall, at its sole cost and expense, defend, hold harmless and indemnify City and its elected officials, officers, attorneys, agents, employees, designated volunteers, successors, assigns and those City agents serving as independent contractors in the role of City officials (collectively "Indemnitees"), from and against any and all damages, costs, expenses, liabilities, claims, demands, causes of action, proceedings, expenses, judgments, penalties, liens, and losses of any nature whatsoever, including fees of accountants, attorneys, or other professionals and all costs associated therewith and the payment of all consequential damages (collectively "Liabilities"), in law or equity, whether actual, alleged or threatened, which arise out of, are claimed to arise out of, pertain to, or relate to the acts or omissions of Consultant, its officers, agents, servants, employees, subcontractors, materialmen, consultants or their officers, agents, servants or employees (or any entity or individual that Consultant shall bear the legal liability thereof) in the performance of this Agreement, including the Indemnitees' active or passive negligence, except for Liabilities arising from the sole negligence or willful misconduct of the Indemnitees as determined by court decision or by the agreement of the Parties. Consultant shall defend the Indemnitees in any action or actions filed in connection with any Liabilities with counsel of the Indemnitees' choice, and shall pay all costs and expenses, including all attorneys' fees and experts' costs actually incurred in connection with such defense. Consultant shall reimburse the Indemnitees for any and all legal expenses and costs incurred by Indemnitees in connection therewith.

2) Consultant shall pay all required taxes on amounts paid to Consultant under this Agreement, and indemnify and hold City harmless from any and all taxes, assessments, penalties, and interest asserted against City by reason of the independent contractor relationship created by this Agreement. Consultant shall fully comply with the workers' compensation law regarding Consultant and Consultant's employees. Consultant shall indemnify and hold City harmless from any failure of Consultant to comply with applicable workers' compensation laws. City may offset against the amount of any fees due to Consultant under this Agreement any amount due to City from Consultant as a result of Consultant's failure to promptly pay to City any reimbursement or indemnification arising under this subparagraph A.2).

3) Consultant shall obtain executed indemnity agreements with provisions identical to those in this Section from each and every subcontractor or any other person or entity involved by, for, with or on behalf of Consultant in the performance of this Agreement. If Consultant fails to obtain such indemnity obligations, Consultant shall be fully responsible and indemnify, hold harmless and defend the Indemnitees from and against any and all Liabilities at law or in equity, whether actual, alleged or threatened, which arise out of, are claimed to arise out of, pertain to, or relate to the acts or omissions of Consultant's subcontractor, its officers, agents, servants, employees, subcontractors, materialmen, consultants or their officers, agents, servants or employees (or any entity or individual that Consultant's subcontractor shall bear the legal liability thereof) in the performance of this Agreement, including the Indemnitees' active or passive negligence, except for Liabilities arising from the sole negligence or willful misconduct of the Indemnitees as determined by court decision or by the agreement of the Parties.



B. Workers' Compensation Acts not Limiting. Consultant's indemnifications and obligations under this Section, or any other provision of this Agreement, shall not be limited by the provisions of any workers' compensation act or similar act. Consultant expressly waives its statutory immunity under such statutes or laws as to City, its officers, agents, employees and volunteers.

C. Insurance Requirements not Limiting. City does not, and shall not, waive any rights that it may possess against Consultant because of the acceptance by City, or the deposit with City, of any insurance policy or certificate required pursuant to this Agreement. The indemnities in this Section shall apply regardless of whether or not any insurance policies are determined to be applicable to the Liabilities, tax, assessment, penalty or interest asserted against City.

D. Survival of Terms. Consultant's indemnifications and obligations under this Section shall survive the expiration or termination of this Agreement.

## **ARTICLE 6. RECORDS, REPORTS, AND RELEASE OF INFORMATION**

### **6.1 Records.**

Consultant shall keep, and require sub-consultants to keep, such ledgers books of accounts, invoices, vouchers, canceled checks, reports, studies or other documents relating to the disbursements charged to City and services performed hereunder (the "books and records"), as shall be necessary to perform the services required by this Agreement and enable the Contract Officer to evaluate the performance of such services. Any and all such documents shall be maintained in accordance with generally accepted accounting principles and shall be complete and detailed. The Contract Officer shall have full and free access to such books and records at all times during normal business hours of City, including the right to inspect, copy, audit and make records and transcripts from such records. Such records shall be maintained for a period of three (3) years following completion of the services hereunder, and the City shall have access to such records in the event any audit is required. In the event of dissolution of Consultant's business, custody of the books and records may be given to City, and access shall be provided by Consultant's successor in interest.

### **6.2 Reports.**

Consultant shall periodically prepare and submit to the Contract Officer such reports concerning the performance of the services required by this Agreement as the Contract Officer shall require. Consultant hereby acknowledges that the City is greatly concerned about the cost of work and services to be performed pursuant to this Agreement. For this reason, Consultant agrees that if Consultant becomes aware of any facts, circumstances, techniques, or events that may or will materially increase or decrease the cost of the work or services contemplated herein or, if Consultant is providing design services, the cost of the project being designed, Consultant shall promptly notify the Contract Officer of said fact, circumstance, technique or event and the estimated increased or decreased cost related thereto and, if Consultant is providing design services, the estimated increased or decreased cost estimate for the project being designed.

### 6.3 Ownership of Documents.

All drawings, specifications, maps, designs, photographs, studies, surveys, data, notes, computer files, reports, records, documents and other materials (the "documents and materials") prepared by Consultant, its employees, sub-consultants and agents in the performance of this Agreement shall be the property of City and shall be delivered to City upon request of the Contract Officer or upon the termination of this Agreement, and Consultant shall have no claim for further employment or additional compensation as a result of the exercise by City of its full rights of ownership use, reuse, or assignment of the documents and materials hereunder. Any use, reuse or assignment of such completed documents for other projects and/or use of uncompleted documents without specific written authorization by the Consultant will be at the City's sole risk and without liability to Consultant, and Consultant's guarantee and warranties shall not extend to such use, revise or assignment. Consultant may retain copies of such documents for its own use. Consultant shall have an unrestricted right to use the concepts embodied therein. All sub-consultants shall provide for assignment to City of any documents or materials prepared by them, and in the event Consultant fails to secure such assignment, Consultant shall indemnify City for all damages resulting therefrom.

### 6.4 Confidentiality and Release of Information.

(a) All information gained or work product produced by Consultant in performance of this Agreement shall be considered confidential, unless such information is in the public domain or already known to Consultant. Consultant shall not release or disclose any such information or work product to persons or entities other than City without prior written authorization from the Contract Officer.

(b) Consultant, its officers, employees, agents or sub-consultants, shall not, without prior written authorization from the Contract Officer or unless requested by the City Attorney, voluntarily provide documents, declarations, letters of support, testimony at depositions, response to interrogatories or other information concerning the work performed under this Agreement. Response to a subpoena or court order shall not be considered "voluntary" provided Consultant gives City notice of such court order or subpoena.

(c) If Consultant, or any officer, employee, agent or sub-consultant of Consultant, provides any information or work product in violation of this Agreement, then City shall have the right to reimbursement and indemnity from Consultant for any damages, costs and fees, including attorney's fees, caused by or incurred as a result of Consultant's conduct.

(d) Consultant shall promptly notify City should Consultant, its officers, employees, agents or sub-consultants be served with any summons, complaint, subpoena, notice of deposition, request for documents, interrogatories, request for admissions or other discovery request, court order or subpoena from any party regarding this Agreement and the work performed there under. City retains the right, but has no obligation, to represent Consultant or be present at any deposition, hearing or similar proceeding. Consultant agrees to cooperate fully with City and to provide City with the opportunity to review any response to discovery requests

provided by Consultant. However, this right to review any such response does not imply or mean the right by City to control, direct, or rewrite said response.

## **ARTICLE 7. ENFORCEMENT OF AGREEMENT AND TERMINATION**

### **7.1 California Law.**

This Agreement shall be interpreted, construed and governed both as to validity and to performance of the Parties in accordance with the laws of the State of California. Legal actions concerning any dispute, claim or matter arising out of or in relation to this Agreement shall be instituted in the Superior Court of the County of Riverside, State of California, or any other appropriate court in such county, and Consultant covenants and agrees to submit to the personal jurisdiction of such court in the event of such action. In the event of litigation in a U.S. District Court, venue shall lie exclusively in the Central District of California, in Riverside.

### **7.2 Disputes; Default.**

In the event that City determines Consultant is in default under the terms of this Agreement, the City shall not have any obligation or duty to continue compensating Consultant for any work performed after the date of default. Instead, the City may give notice to Consultant of the default and the reasons for the default. The notice shall include the timeframe in which Consultant may cure the default. This timeframe is presumptively thirty (30) days, but may be extended, though not reduced, if circumstances warrant. During the period of time that Consultant is in default, the City shall hold all invoices and shall, when the default is cured, proceed with payment on the invoices. In the alternative, the City may, in its sole discretion, elect to pay some or all of the outstanding invoices during the period of default. If Consultant does not cure the default, the City may take necessary steps to terminate this Agreement under this Article. Any failure on the part of the City to give notice of the Consultant's default shall not be deemed to result in a waiver of the City's legal rights or any rights arising out of any provision of this Agreement.

### **7.3 Retention of Funds.**

Consultant hereby authorizes City to deduct from any amount payable to Consultant (whether or not arising out of this Agreement) (i) any payment amount of which may be in dispute hereunder or which are necessary to compensate City for any losses, costs, liabilities, or damages suffered by City, and (ii) all amounts for which City may be liable to third parties, by reason of Consultant's acts or omissions in performing or failing to perform Consultant's obligation under this Agreement. In the event that any claim is made by a third party, the amount or validity of which is disputed by Consultant, or any indebtedness shall exist which shall appear to be the basis for a claim of lien, City may withhold from any payment due, without liability for interest because of such withholding, an amount sufficient to cover such claim. The failure of City to exercise such right to deduct or to withhold shall not, however, affect the obligations of the Consultant to insure, indemnify, and protect City as elsewhere provided herein.

### **7.4 Waiver.**

Waiver by any Party to this Agreement of any term, condition, or covenant of this Agreement shall not constitute a waiver of any other term, condition, or covenant. Waiver by any



Party of any breach of the provisions of this Agreement shall not constitute a waiver of any other provision or a waiver of any subsequent breach or violation of any provision of this Agreement. Acceptance by City of any work or services by Consultant shall not constitute a waiver of any of the provisions of this Agreement. No delay or omission in the exercise of any right or remedy by a non-defaulting Party on any default shall impair such right or remedy or be construed as a waiver. Any waiver by either Party of any default must be in writing and shall not be a waiver of any other default concerning the same or any other provision of this Agreement.

7.5 Rights and Remedies are Cumulative.

Except with respect to rights and remedies expressly declared to be exclusive in this Agreement, the rights and remedies of the Parties are cumulative and the exercise by either Party of one or more of such rights or remedies shall not preclude the exercise by it, at the same or different times, of any other rights or remedies for the same default or any other default by the other Party.

7.6 Legal Action.

In addition to any other rights or remedies, either Party may take legal action, in law or in equity, to cure, correct or remedy any default, to recover damages for any default, to compel specific performance of this Agreement, to obtain declaratory or injunctive relief, or to obtain any other remedy consistent with the purposes of this Agreement. Notwithstanding any contrary provision herein, Consultant must file a statutory claim pursuant to Government Code Sections 905 et seq. and 910 et seq., in order to pursue a legal action against City under this Agreement.

7.7 Liquidated Damages.

Since the determination of actual damages for any delay in performance of this Agreement would be extremely difficult or impractical to determine in the event of a breach of this Agreement, the Consultant and its sureties shall be liable for and shall pay to the City the sum of Not Applicable (\$0.00) as liquidated damages for each working day of delay in the performance of any service required hereunder, as specified in the Schedule of Performance (Exhibit "D"). The City may withhold from any monies payable on account of services performed by the Consultant any accrued liquidated damages.

7.8 Termination Prior to Expiration of Term.

This Section shall govern any termination of this Agreement except as specifically provided in the following Section for termination for cause. The City reserves the right to terminate this Agreement at any time, with or without cause, upon thirty (30) days' written notice to Consultant, except that where termination is due to the fault of the Consultant, the period of notice may be such shorter time as may be determined by the Contract Officer. In addition, the Consultant reserves the right to terminate this Agreement at any time, with or without cause, upon sixty (60) days' written notice to City, except that where termination is due to the fault of the City, the period of notice may be such shorter time as the Consultant may determine. Upon receipt of any notice of termination, Consultant shall immediately cease all services hereunder except such as may be specifically approved by the Contract Officer. Except where the Consultant has initiated termination, the Consultant shall be entitled to compensation for all services rendered prior to the

effective date of the notice of termination and for any services authorized by the Contract Officer thereafter in accordance with the Schedule of Compensation or such as may be approved by the Contract Officer, except as provided in Section 7.3. In the event the Consultant has initiated termination, the Consultant shall be entitled to compensation only for the reasonable value of the work product actually produced hereunder. In the event of termination without cause pursuant to this Section, the terminating Party need not provide the non-terminating Party with the opportunity to cure pursuant to Section 7.2.

7.9 Termination for Default of Consultant.

If termination is due to the failure of the Consultant to fulfill its obligations under this Agreement, City may, after compliance with the provisions of Section 7.2, take over the work and prosecute the same to completion by contract or otherwise, and the Consultant shall be liable to the extent that the total cost for completion of the services required hereunder exceeds the compensation herein stipulated (provided that the City shall use reasonable efforts to mitigate such damages), and City may withhold any payments to the Consultant for the purpose of set-off or partial payment of the amounts owed the City as previously stated.

7.10 Attorneys' Fees.

If either Party to this Agreement is required to initiate or defend or made a party to any action or proceeding in any way connected with this Agreement, the prevailing party in such action or proceeding, in addition to any other relief which may be granted, whether legal or equitable, shall be entitled to reasonable attorney's fees. Attorney's fees shall include attorney's fees on any appeal, and in addition the Party entitled to attorney's fees shall be entitled to all other reasonable costs for investigating such action, taking depositions and discovery and all other necessary costs the court allows which are incurred in such litigation. All such fees shall be deemed to have accrued on commencement of such action and shall be enforceable whether or not such action is prosecuted to judgment.

**ARTICLE 8. CITY OFFICERS AND EMPLOYEES: NON-DISCRIMINATION**

8.1 Non-liability of City Officers and Employees.

No officer or employee of the City shall be personally liable to the Consultant, or any successor in interest, in the event of any default or breach by the City or for any amount which may become due to the Consultant or to its successor, or for breach of any obligation of the terms of this Agreement.

8.2 Conflict of Interest.

Consultant covenants that neither it, nor any officer or principal of its firm, has or shall acquire any interest, directly or indirectly, which would conflict in any manner with the interests of City or which would in any way hinder Consultant's performance of services under this Agreement. Consultant further covenants that in the performance of this Agreement, no person having any such interest shall be employed by it as an officer, employee, agent or sub-consultant without the express written consent of the Contract Officer. Consultant agrees to at all times avoid

conflicts of interest or the appearance of any conflicts of interest with the interests of City in the performance of this Agreement.

No officer or employee of the City shall have any financial interest, direct or indirect, in this Agreement within the scope of Government Code section 1090, nor shall any such officer or employee make, participate in making, or use his or her official position to influence, any City decision relating to the Agreement which has a material financial effect on his or her financial interests or the financial interests of any corporation, partnership or association in which he or she is, directly or indirectly, interested, in violation of any State statute or regulation. The Consultant warrants that it has not paid or given and will not pay or give any third party any money or other consideration for obtaining this Agreement.

### 8.3 Covenant Against Discrimination.

Consultant covenants that, by and for itself, its heirs, executors, assigns, and all persons claiming under or through them, that there shall be no discrimination against or segregation of, any person or group of persons on account of race, color, creed, religion, sex, gender, sexual orientation, marital status, national origin, or ancestry in the performance of this Agreement. Consultant shall take affirmative action to insure that applicants are employed and that employees are treated during employment without regard to their race, color, creed, religion, sex, marital status, national origin, or ancestry, or other protected class.

### 8.4 Unauthorized Aliens.

Consultant hereby promises and agrees to comply with all of the provisions of the Federal Immigration and Nationality Act, 8 U.S.C.A. §§ 1101, et seq., as amended, and in connection therewith, shall not employ unauthorized aliens as defined therein. Should Consultant so employ such unauthorized aliens for the performance of work and/or services covered by this Agreement, and should the any liability or sanctions be imposed against City for such use of unauthorized aliens, Consultant hereby agrees to and shall reimburse City for the cost of all such liabilities or sanctions imposed, together with any and all costs, including attorneys' fees, incurred by City.

## **ARTICLE 9. MISCELLANEOUS PROVISIONS**

### 9.1 Notices.

Any notice, demand, request, document, consent, approval, or communication either Party desires or is required to give to the other Party or any other person shall be in writing and either served personally or sent by prepaid, first-class mail, in the case of the City, to the City Manager and to the attention of the Contract Officer, CITY OF BANNING, 99 East Ramsey Street, Banning, CA 92220 and in the case of the Consultant, to the person at the address designated on the execution page of this Agreement. Either Party may change its address by notifying the other Party of the change of address in writing. Notice shall be deemed communicated at the time personally delivered or in seventy-two (72) hours from the time of mailing if mailed as provided in this Section.



9.2 Interpretation.

The terms of this Agreement shall be construed in accordance with the meaning of the language used and shall not be construed for or against either Party by reason of the authorship of this Agreement or any other rule of construction which might otherwise apply.

9.3 Counterparts.

This Agreement may be executed in counterparts, each of which shall be deemed to be an original, and such counterparts shall constitute one and the same instrument.

9.4 Integration; Amendment.

This Agreement including the attachments hereto is the entire, complete and exclusive expression of the understanding of the Parties. It is understood that there are no oral agreements between the Parties hereto affecting this Agreement and this Agreement supersedes and cancels any and all previous negotiations, arrangements, agreements and understandings, if any, between the Parties, including the Contract Services Agreement, and none shall be used to interpret this Agreement. No amendment to or modification of this Agreement shall be valid unless made in writing and approved by the Consultant and by the City Council. The Parties agree that this requirement for written modifications cannot be waived and that any attempted waiver shall be void.

9.5 Severability.

In the event that any one or more of the phrases, sentences, clauses, paragraphs, or sections contained in this Agreement shall be declared invalid or unenforceable by a valid judgment or decree of a court of competent jurisdiction, such invalidity or unenforceability shall not affect any of the remaining phrases, sentences, clauses, paragraphs, or sections of this Agreement which are hereby declared as severable and shall be interpreted to carry out the intent of the Parties hereunder unless the invalid provision is so material that its invalidity deprives either Party of the basic benefit of their bargain or renders this Agreement meaningless.

9.6 Corporate Authority.

The persons executing this Agreement on behalf of the Parties hereto warrant that (i) such Party is duly organized and existing, (ii) they are duly authorized to execute and deliver this Agreement on behalf of said Party, (iii) by so executing this Agreement, such Party is formally bound to the provisions of this Agreement, and (iv) the entering into this Agreement does not violate any provision of any other Agreement to which said Party is bound. This Agreement shall be binding upon the heirs, executors, administrators, successors and assigns of the Parties.

**[SIGNATURES ON FOLLOWING PAGE]**

**IN WITNESS WHEREOF** the Parties hereto have executed this Agreement the day and year first hereinabove written.

CITY OF BANNING

INNOVATIVE FEDERAL STRATEGIES, LLC

\_\_\_\_\_  
Douglas Schulze, City Manager

By:

\_\_\_\_\_  
Leticia H. White  
Principal Partner

By:

\_\_\_\_\_  
Jean Denton  
Principal Partner

ATTEST:

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk

\_\_\_\_\_  
Tax ID No.

APPROVED AS TO FORM:  
Richards, Watson, Gershon

\_\_\_\_\_  
Kevin G. Ennis, Esq., City Attorney

**Two signatures are required if a corporation**

**NOTE: CONSULTANT'S SIGNATURES SHALL BE DULY NOTARIZED, AND APPROPRIATE ATTESTATIONS SHALL BE INCLUDED AS MAY BE REQUIRED BY THE BYLAWS, ARTICLES OF INCORPORATION, OR OTHER RULES OR REGULATIONS APPLICABLE TO DEVELOPER'S BUSINESS ENTITY.**

## CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy or validity of that document.

STATE OF CALIFORNIA

COUNTY OF RIVERSIDE

On \_\_\_\_\_, 20\_\_ before me, \_\_\_\_\_, personally appeared \_\_\_\_\_, proved to me on the basis of satisfactory evidence to be the person(s) whose names(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: \_\_\_\_\_

### OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER		DESCRIPTION OF ATTACHED DOCUMENT
<input type="checkbox"/>	INDIVIDUAL	
<input type="checkbox"/>	CORPORATE OFFICER	
<input type="checkbox"/>	PARTNER(S) <input type="checkbox"/> LIMITED <input type="checkbox"/> GENERAL	TITLE OR TYPE OF DOCUMENT
<input type="checkbox"/>	ATTORNEY-IN-FACT	
<input type="checkbox"/>	TRUSTEE(S)	NUMBER OF PAGES
<input type="checkbox"/>	GUARDIAN/CONSERVATOR	
<input type="checkbox"/>	OTHER _____	DATE OF DOCUMENT
SIGNER IS REPRESENTING: (NAME OF PERSON(S) OR ENTITY(IES)) _____ _____		SIGNER(S) OTHER THAN NAMED ABOVE



**EXHIBIT "A"**  
**SCOPE OF SERVICES**

**Consultant shall assist City in the following areas during the term of this Agreement:**

- A. Tracking and Reporting on Legislation and Emerging Policy
  - a. Meet collaboratively with City staff to remain intimately familiar with City's priorities and the breadth of policies and issues of interest to City;
- B. Perform research on salient federal requirements, programs, processes, and legislative histories;
- C. Track and report on legislation that affects programs or funding in areas of interest to City;
- D. Provide real-time situational awareness into the complex evolving current year budget environment to include passage of fiscal year 2019 appropriations and authorization bills; and fiscal year 2019 Continuing Resolutions;
  - a. Provide timely information on fiscal year 2020 Congressional processes, schedules, and content; Member office and Committee appropriations and authorization request deadlines; Congressional hearing schedules, topics, and witnesses; Subcommittee and full Committee legislation mark-ups, subsequent floor debate and amendments; and conferences between the House and Senate; Review committee hearing transcripts and other proceedings for relevant information of interest to City;
- E. Build and Maintain Congressional Relationships with Members and Staff;
- F. Develop a Congressional relations engagement strategy, to include initiating, developing, maintaining, strengthening, and expanding relations between City and its Congressional delegation;
- G. Increase the visibility of City issues and priorities with Professional Staff Members on key Congressional committees;
  - a. Identify opportunities for City officials to testify before Congressional Committees if desired and, as appropriate, support testimony by City officials; Track and provide real-time information on key personnel changes in Congressional offices and to membership of and assignments for Professional Staff Members of relevant Congressional Committees;
- H. Facilitate meetings with Members of Congress, their staff and Professional Staff Members to provide information and advocate for City priorities;
- I. Implement Congressional Outreach Campaigns;

- J. Develop a comprehensive annual legislative strategy to address and accomplish City objectives;
- K. Develop specific legislative proposals that align with City priorities for Congressional authorization and/or appropriations bills when appropriate;
- L. Develop Congressional Subcommittee, Committee, and Floor strategies and tactics to address and advocate for City priority programs and legislation;
- M. Draft and edit briefings, issue papers, technical amendments, testimony, other Congressional correspondence, and appropriations/authorization office and committee request forms as needed;
- N. Develop questions for use by Members of Congress at hearings with federal agency witnesses on City priorities;
- O. Assist City in maintaining strict compliance with all applicable federal statutes, regulations, rulings, and filing requirements including, but not limited to, laws, regulations, and rules pertaining to lobbying activities conducted in connection with a Consultant contract. Consultant shall comply with all federal, state, and local laws, regulations and rulings, including, but not limited to, all laws, regulations, and rulings governing the registration and activities of advocates to the extent that said laws are applicable in Consultant's capacity as a registered lobbyist under this Agreement.

**Consultant shall utilize the following personnel to accomplish the services:**

- A. Letitia White, Principal Partner
- B. Jean Denton, Principal Partner
- C. Drew Tatum
- D. Shavenor Winters

**EXHIBIT "B"**  
**SPECIAL REQUIREMENTS**  
**(Superseding Contract Boilerplate)**

None

EXHIBIT "B"



**EXHIBIT "C"**  
**SCHEDULE OF COMPENSATION**

- I. City shall compensate Consultant for the services performed in accordance with Article 2 of this Agreement and upon submission of a valid invoice. Each invoice is to include:**
- A.** Line items for all personnel describing the work performed, the number of hours worked, and the hourly rate.
  - B.** Line items for all materials and equipment properly charged to the services.
  - C.** Line items for all other approved reimbursable expenses claimed, with supporting documentation.
  - D.** Line items for all approved sub-consultant labor, supplies, equipment, materials, and travel properly charged to the services.
- II. The total compensation for services per monthly retainer shall not exceed Three Thousand Five Hundred Dollars (\$3,500) subject to a maximum total compensation of Forty-Two Thousand Dollars (\$42,000) for the term of this Agreement, as provided in Section 2.1 of this Agreement. Consultant may invoice for approved reimbursable expenses in accordance with Section 2.3 of this Agreement.**

**EXHIBIT "D"**  
**SCHEDULE OF PERFORMANCE**

Consultant shall provide City with monthly reports and ongoing notifications and updates regarding legislation that may affect City.

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**CITY OF BANNING  
CITY COUNCIL REPORT**

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze, City Manager

**PREPARED BY:** Art Vela, Director of Public Works  
Holly Stuart, Management Analyst

**MEETING DATE:** October 23, 2018

**SUBJECT:** Resolution 2018-135, Approving the Third Amendment to the Professional Services Agreement with HR Green Pacific, Inc. of Orange, California Increasing the Fiscal Year 2018-2019 Agreement Budget Amount to \$75,000

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**RECOMMENDED ACTION:**

Staff recommends that the City Council adopt Resolution 2018-135:

1. Approving the Third Amendment to the Professional Services Agreement with HR Green Pacific, Inc. increasing the contract compensation for Fiscal Year 2018-2019 to \$75,000.
2. Authorizing the City Manager or his designee to make necessary budget adjustments, appropriations and transfers related to the Professional Services Agreement (PSA) with HR Green Pacific, Inc.
3. Authorizing the City Manager or his designee to execute the Amendment to the Professional Services Agreement with HR Green Pacific, Inc. of Corona, CA.

**BACKGROUND:**

On April 15, 2016, the Public Works Department released a Request for Proposals (RFP) requesting proposals from qualified civil and environmental engineering firms to provide Water Quality Management Plan (WQMP) review and possible related environmental engineering services for both public and private projects involving stormwater regulations and requirements.

The RFP identified that the original term of the agreement was for July 1, 2016 to June 30, 2017 with the option to renew for up to three additional single years upon annual satisfactory review. In response, three firms submitted proposals. Following the review by the evaluation committee, an award was granted to the most qualified firm, HR Green California, Inc.

A Professional Services Agreement (PSA) dated July 1, 2016 in the amount of \$25,000 was executed with HR Green California, Inc. for a term beginning July 1, 2016 and ending June 30, 2017. During the initial agreement term, a total of \$3,680 was exhausted.

Upon satisfactory annual review of services, on July 1, 2017, the first single year agreement extension was processed as Amendment No. 1 which extended the term from July 1, 2017 to June 30, 2018. Amendment No. 1 also established a budget for Fiscal Year (FY) 2018 in the amount of \$25,000. During this first extension, a total of \$3,718 was exhausted.

In February of 2018, the consultant requested a name change from HR Green California, Inc. to HR Green Pacific, Inc. As a result, Amendment No. 2 was processed to contractually formalize the name change. Additionally, at that time, staff reviewed the services and determined a term extension was in order based on the satisfactory performance of the consultant; therefore, the second renewal option was exercised extending the term to June 30, 2019. Since the contract aggregate amounted to \$7,398 it was determined that adding additional funds was not necessary. Instead, the existing remaining balance from Amendment No.1 was carried forward leaving a budget of \$21,282 for the period beginning February 20, 2018 and ending June 30, 2019.

Recently, there has been a surge of submittals related to private development (e.g. Atwell/Butterfield) that require WQMP and environmental review. Thus far, since July 1, 2018, expenditures for the services provided by HR Green Pacific, Inc. have amounted to \$12,697. Staff has identified the need to increase the contract amount with HR Green Pacific, Inc. to \$75,000 to cover services for the remainder of FY 2019. The expenditures related to this contract will be offset by plan check revenues collected by the Public Works Department.

**JUSTIFICATION:** Since July 1, 2016, the City has contracted with HR Green, Inc. to provide WQMP review and environmental services for land development projects. The Public Works Department recognized the need to increase the contract amount with HR Green Pacific, Inc. to address the surge in private land development submittals related to WQMP and environmental reviews during the remainder of FY 2019.

**FISCAL IMPACT:** An appropriation from the General Fund to Account No. 001-3000-442.33-53 will be required to cover the increase in the contract amount. Plan check revenues collected by the Public Works Department will be utilized to offset contract expenditures.

**ALTERNATIVE:**

Reject Resolution 2018-135. The Public Works Department currently does not have the staffing required to process the amount of plan checks that are being submitted. A disruption in the services provided to the Public Works Department by HR Green Pacific, Inc. would cause delays in the processing of private development and City projects.

**ATTACHMENTS:**

1. Resolution 2018-135
2. Draft Third Amendment

Approved by:

  
\_\_\_\_\_  
Douglas Schulze  
City Manager



# **ATTACHMENT 1**

## **Resolution 2018-135**

## **RESOLUTION 2018-135**

### **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA, APPROVING THE THIRD AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH HR GREEN PACIFIC, INC. OF ORANGE, CALIFORNIA INCREASING THE FISCAL YEAR 2018-2019 AGREEMENT BUDGET TO \$75,000**

**WHEREAS**, since July 1, 2016, the City has contracted with HR Green Pacific, Inc., to provide water quality management plans (WQMP) review and environmental services for land development projects; and

**WHEREAS**, the Public Works Department recognized the need to increase the contract amount with HR Green Pacific, Inc. to address the surge in private land development submittals (e.g. Atwell/Butterfield) related to WQMP and environmental reviews; and

**WHEREAS**, a Professional Services Agreement was awarded to HR Green California, Inc. in the amount of \$25,000 for the period beginning July 1, 2016 and ending June 30, 2017 with the option to renew three additional single years; and

**WHEREAS**, on July 1, 2017 Amendment No. 1 was processed extending the term from July 1, 2017 and ending June 30, 2018 establishing a Fiscal Year 2018 budget of \$25,000; and

**WHEREAS**, in February 2018 Amendment No. 2 was processed to contractually formalize the name change of the company from HR Green California, Inc. to HR Green Pacific, Inc. and extend the agreement to June 30, 2019 and carrying forward the remaining budget from the previous amendment; and

**WHEREAS**, due to a surge of private development submittals that require WQMP review and environmental services, an increase to the contract amount is required for the remainder of Fiscal Year 2019; and

**WHEREAS**, to meet demands, Amendment No. 3 is processed increasing the Fiscal Year 2019 contract budget to \$75,000; and

**WHEREAS**, plan check revenues will be utilized to offset contract expenditures; and

**WHEREAS**, an appropriation from the General Fund to Account No. 001-3000-442.33-53 will be required to cover the increase in the contract amount.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Banning as follows:

SECTION 1. The Banning City Council adopts Resolution 2018-135, approving the Third Amendment to the Professional Services Agreement with HR Green Pacific, Inc. increasing the contract compensation for Fiscal Year 2018-2019 to \$75,000.

SECTION 2. The City Manager or his designee is authorized to make necessary budget adjustments, appropriations and transfers related to the project.

SECTION 3. The City Manager or his designee is authorized to execute the Third Amendment to the Professional Services Agreement with HR Green Pacific, Inc. of Corona, CA.

**PASSED, APPROVED AND ADOPTED** this 23rd day of October, 2018.

\_\_\_\_\_  
George Moyer, Mayor  
City of Banning

**ATTEST:**

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning

**APPROVED AS TO FORM  
AND LEGAL CONTENT:**

\_\_\_\_\_  
Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon



**CERTIFICATION:**

I, Sonja De La Fuente, Deputy City Clerk of the City of Banning, California, do hereby certify that the foregoing Resolution 2018-135, was duly adopted by the City Council of the City of Banning, California, at a regular meeting thereof held on the 23rd day of October, 2018, by the following vote, to wit:

AYES:

NOES:

ABSTAIN:

ABSENT:

---

Sonja De La Fuente, Deputy City Clerk  
City of Banning, California

# **ATTACHMENT 2**

## **Draft Third Amendment**

**AMENDMENT NO. 3 TO THE  
AGREEMENT FOR REVIEW OF WATER QUALITY MANAGEMENT PLANS AND  
ENVIRONMENTAL SERVICES**

**BETWEEN THE CITY OF BANNING, CALIFORNIA AND  
HR GREEN PACIFIC, INC., a California corporation**

**THIS AMENDMENT NO. 3 TO THE AGREEMENT FOR CONTRACT SERVICES** ("AMENDMENT NO. 3") by and between the **CITY OF BANNING** ("CITY") and **HR GREEN PACIFIC, INC., a California corporation**, ("Consultant") is effective as of the 23<sup>rd</sup> day of October, 2018.

**RECITALS**

A. CITY and Original Consultant entered into a one-year Agreement for Professional Services, dated July 1, 2016 ("Agreement"), with an option to extend the Agreement for 180 days, whereby Original Consultant agreed to review water quality management plans (WQMPs) submitted to the City by consultants and developers for compliance with NPDES Permit, the Whitewater River region storm water management plan (SWMP), the WQMP template and City of Banning Ordinances and to provide other environmental compliance services to the City.

B. CITY and Original Consultant executed Amendment No. 1 on July 1, 2017 to include omitted yet intended verbiage contained in the April 15, 2016, Request for Proposal to allow for three (3) one-year renewal options, to exercise first renewal option to extend the contract period to June 20, 2018 and to include additional compensation for the extended contract term in an annual amount of Twenty-Five Thousand Dollars (\$25,000).

C. Original Consultant has requested that Agreement be assigned from Original Consultant to Consultant (HR Green Pacific, Inc.) with the representation that the HR Green Pacific, Inc. has the same expertise and financial ability as HR Green California, Inc. and possesses the same capabilities to fulfill the Agreement, including using the same individuals who have been performing services to the City to continue to do so under the assigned entity.

D. CITY, Original Consultant and Consultant now desire to amend the Agreement to authorize the assignment of the Agreement from HR Green California, Inc. to HR. Green Pacific, Inc.

E. CITY and Consultant amended the Agreement to exercise the second option to renew to extend the contract period to June 30, 2019.

F. CITY and Consultant now also desire to amend the Agreement to include additional compensation for the period beginning July 1, 2018 and ending June 30, 2019 for an annual amount not-to-exceed Seventy-Five Thousand Dollars (\$75,000).



## TERMS

1. **Contract Changes.** The Agreement is amended as follows:

- (a) Section 2.1 of the Agreement is amended to provide that Consultant's total compensation for the period from July 1, 2018 through June 30, 2019 shall not exceed Seventy-Five Thousand Dollars (\$75,000).

2. **Continuing Effect of Agreement.** Except as amended by this Amendment No. 2, all provisions of the Agreement shall remain unchanged and in full force and effect. From and after the date of this AMENDMENT NO. 3, whenever the term "Agreement" appears in the Agreement, it shall mean the Agreement and all amendments thereto.

3. **Affirmation of Agreement; Warranty Re Absence of Defaults.** CITY and Contractor each ratify and reaffirm each and every one of the respective rights and obligations arising under the Agreement. Each party represents and warrants to the other that there have been no written or oral modifications to the Agreement other than as provided herein. Each party represents and warrants to the other that the Agreement is currently an effective, valid, and binding obligation.

Contractor represents and warrants to CITY that, as of the date of this Amendment, CITY is not in default of any material term of the Agreement and that there have been no events that, with the passing of time or the giving of notice, or both, would constitute a material default under the Agreement.

CITY represents and warrants to Contractor that, as of the date of this Amendment, Contractor is not in default of any material term of the Agreement and that there have been no events that, with the passing of time or the giving of notice, or both, would constitute a material default under the Agreement.

4. **Adequate Consideration.** The parties hereto irrevocably stipulate and agree that they have each received adequate and independent consideration for the performance of the obligations they have undertaken pursuant to this Amendment.

5. **Authority.** The persons executing this Agreement on behalf of the parties hereto warrant that (i) such party is duly organized and existing, (ii) they are duly authorized to execute and deliver this Agreement on behalf of said party, (iii) by so executing this Agreement, such party is formally bound to the provisions of this Agreement, and (iv) the entering into this Agreement does not violate any provision of any other Agreement to which said party is bound.

[SIGNATURES ON FOLLOWING PAGE]

**IN WITNESS WHEREOF**, the parties hereto have executed this Agreement on the date and year first-above written.

**CITY:**

CITY OF BANNING

\_\_\_\_\_  
Douglas Schulze, City Manager

ATTEST:

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Kevin G. Ennis, Esq., City Attorney

**CONTRACTOR:**

HR GREEN PACIFIC, INC.

By: \_\_\_\_\_

Name:

Title:

By: \_\_\_\_\_

Name:

Title:

Address:

**NOTE: CONTRACTOR'S SIGNATURES SHALL BE DULY NOTARIZED, AND APPROPRIATE ATTESTATIONS SHALL BE INCLUDED AS MAY BE REQUIRED BY THE BYLAWS, ARTICLES OF INCORPORATION, OR OTHER RULES OR REGULATIONS APPLICABLE TO DEVELOPER'S BUSINESS ENTITY.**

## CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy or validity of that document.

STATE OF CALIFORNIA

COUNTY OF RIVERSIDE

On \_\_\_\_\_, 2018 before me, \_\_\_\_\_, personally appeared \_\_\_\_\_, proved to me on the basis of satisfactory evidence to be the person(s) whose names(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: \_\_\_\_\_

### OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

- CAPACITY CLAIMED BY SIGNER**
- ☐ INDIVIDUAL  
☐ CORPORATE OFFICER

- ☐ PARTNER(S) ☐ LIMITED  
☐ GENERAL  
☐ ATTORNEY-IN-FACT  
☐ TRUSTEE(S)  
☐ GUARDIAN/CONSERVATOR  
☐ OTHER \_\_\_\_\_

**SIGNER IS REPRESENTING:**  
(NAME OF PERSON(S) OR ENTITY(IES))

\_\_\_\_\_  
\_\_\_\_\_

### DESCRIPTION OF ATTACHED DOCUMENT

\_\_\_\_\_  
TITLE OR TYPE OF DOCUMENT

\_\_\_\_\_  
NUMBER OF PAGES

\_\_\_\_\_  
DATE OF DOCUMENT

\_\_\_\_\_  
SIGNER(S) OTHER THAN NAMED ABOVE





## CITY OF BANNING CITY COUNCIL REPORT

**TO:** CITY COUNCIL

**FROM:** Douglas Schulze

**PREPARED BY:** Art Vela, Director of Public Works  
Holly Stuart, Management Analyst

**MEETING DATE:** October 23, 2018

**SUBJECT:** Resolution 2018-136, Approving a Sixth Amendment to the Professional Services Agreement with Charles Abbott Associates, Inc. to Increase the Compensation for the Public Works Department Scope of Services in the Amount of \$75,000

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### **RECOMMENDATION:**

That the City Council adopt Resolution 2018-136:

1. Approving the Sixth Amendment to the Professional Services Agreement with Charles Abbott Associates, Inc. of Mission Viejo, California in the amount of \$75,000 for the Public Works Department, Engineering Division scope of services.
2. Authorizing the City Manager or his designee to make necessary budget adjustments, appropriations and transfers related to the agreement.
3. Authorizing the City Manager or his designee to execute the Sixth Amendment to the Professional Services Agreement with Charles Abbott Associates, Inc.

### **BACKGROUND:**

On March 30, 2015, the Community Development Department released a Request for Proposals seeking a professional consulting firm to provide Building & Safety Services to the City in the following areas: Building Official Administrative Services; Public Counter Assistance; Building Permit Plan Checking; Building Inspection Services; and, Building Abatement.

Charles Abbott Associates (CAA) scored the highest evaluation rating and also submitted the lowest proposed fee. Subsequently, at its June 23, 2015 meeting, the City Council accepted staff's recommendation and awarded the contract for Building & Safety services to CAA. The contract was approved for a three-year period, with the possibility of two additional years of extensions. The agreement was entered into on June 30, 2015 and will expire on June 30, 2019.

The 2015 Agreement with CAA has previously been amended five (5) times and includes:

- On October 14, 2015, Amendment No. 1 to the Agreement was approved to include Engineering Services (i.e. plan check and inspection services) on an as-needed basis in an amount not to exceed \$125,000.
- On July 1, 2016, Amendment No. 2 to the Agreement was approved to extend the contract term by 180 days.
- On January 10, 2017, Amendment No. 3 to the Agreement was approved to extend the contract term and add compensation of \$75,000 for the Public Works Department scope of services.
- On June 29, 2017, Amendment No. 4 to the Agreement was approved to include additional compensation for additional Building and Safety Services performed during Fiscal Year 2017 in the amount of \$13,500, for a total contract amount not to exceed \$618,500.
- On April 10, 2018, Amendment No. 5 to the Agreement was approved extending the Agreement for one-year through June 30, 2019 and increasing the compensation rate paid to 91% of building permit fees and plan check fees collected by the City for a total contract amount not to exceed \$908,370.

#### **JUSTIFICATION:**

A Sixth Amendment to the Professional Services Agreement is necessary in order to continue receiving services for the Public Works Department, Engineering Division. The continuance of the services provided by CAA will assure that land development projects are processed by the Public Works Department in a timely manner.

The Public Works Department has solicited proposals from qualified firms for plan check and inspection services; however, the review and selection process are still underway. It is anticipated that this will be complete and a recommendation will be brought forward to the City Council at the November 13, 2018 meeting.

In the meantime, it has been determined that additional compensation with CAA in the amount of \$75,000 is necessary in order to continue to maintain the current level of service while this item is out to bid and to also allow for CAA to complete any plan checks that are currently in progress. It is anticipated that a new contract providing plan check and inspections services will be in place by February, 2019.

**FISCAL IMPACT:**

The Sixth Amendment will include an additional \$75,000 to the contract amount, which will require an appropriation from the General Fund to the Engineering Fund (001-3000-442.33-53) and will be directly offset by revenues collected from plan check and inspection fees collected by the Public Works Department.

If approved, Amendment Nos. 1, 3 and 6 will bring the agreement to \$275,000 for services provided to the Public Works Department and will increase the total contract amount to \$983,370.

**ALTERNATIVE:**

Reject Resolution 2018-136. The Public Works Department currently does not have the staffing required to process the amount of plan checks that are being submitted (e.g. Pardee-Atwell Development. A disruption in the services provided to the Public Works Department by CAA would cause major delays in the processing of private development and City projects.

**ATTACHMENTS:**

1. Resolution No. 2018-136
2. CAA Draft Sixth Amendment

Approved by:

  
\_\_\_\_\_  
Douglas Schulze,  
City Manager



# **ATTACHMENT 1**

## **Resolution 2018-136**

## **RESOLUTION 2018-136**

### **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA, APPROVING THE SIXTH AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH CHARLES ABBOTT ASSOCIATES, INC. TO INCREASE THE COMPENSATION FOR THE ENGINEERING SCOPE OF SERVICES IN THE AMOUNT OF \$75,000**

**WHEREAS**, on June 23, 2015, the City Council approved a Professional Services Agreement with Charles Abbott Associates, Inc. to provide Building & Services for a three (3) year period with an option for two additional year extensions; and

**WHEREAS**, on October 14, 2015, Amendment No. 1 to the Agreement was approved to include Engineering Services on an as-needed basis in an amount not to exceed \$125,000; and

**WHEREAS**, on July 1, 2016, Amendment No. 2 to the Agreement was approved to extend the contract term by 180 days; and

**WHEREAS**, on January 10, 2017, Amendment No. 3 to the Agreement was approved to extend the contract term and add compensation of \$75,000 for the Engineering Services scope of services; and

**WHEREAS**, on June 29, 2017, Amendment No. 4 to the Agreement was approved to include additional compensation for additional Building and Safety Services performed during Fiscal Year 2017 in the amount of \$13,500, for a total contract amount not to exceed \$618,500; and

**WHEREAS**, on April 10, 2018, Amendment No. 5 to the Agreement was approved extending the Agreement for one-year through June 30, 2019 and increasing the compensation rate paid to 91% of building permit fees and plan check fees collected by the City for a total contract amount not to exceed \$908,370; and

**WHEREAS**, an Amendment No. 6 to the Professional Services Agreement is approved under this resolution in the amount of \$75,000 in order to continue receiving services for the Public Works Department, Engineering Division to assure that land development projects are processed by the Engineering Division in a timely manner; and

**WHEREAS**, an appropriation from the General Fund to Account 001-3000-442.33-53 in the amount of \$75,000 is needed in order to fund Amendment No. 6. The expenditure will be offset by revenues collected from plan check and inspection fees collected by the Public Works Department.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Banning as follows:

SECTION 1. The Banning City Council adopts Resolution 2018-136, approving the Sixth Amendment to the Professional Services Agreement with Charles Abbott Associates, Inc. of Mission Viejo, California in the amount of \$75,000 for Services to the Public Works Department, Engineering Division.

SECTION 2. The City Manager or his designee is authorized to make necessary budget adjustments, appropriations and transfers related to the agreement.

SECTION 3. The City Manager or his designee is authorized to execute the Sixth Amendment to the Professional Services Agreement with Charles Abbott Associates, Inc.

**PASSED, APPROVED AND ADOPTED** this 23rd day of October, 2018.

\_\_\_\_\_  
George Moyer, Mayor  
City of Banning

**ATTEST:**

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk  
City of Banning

**APPROVED AS TO FORM  
AND LEGAL CONTENT:**

\_\_\_\_\_  
Kevin G. Ennis, City Attorney  
Richards, Watson & Gershon



**CERTIFICATION:**

I, Sonja De La Fuente, Deputy City Clerk of the City of Banning, California, do hereby certify that the foregoing Resolution 2018-136, was duly adopted by the City Council of the City of Banning, California, at a regular meeting thereof held on the 23<sup>rd</sup> day of October, 2018, by the following vote, to wit:

AYES:

NOES:

ABSTAIN:

ABSENT:

---

Sonja De La Fuente, Deputy City Clerk  
City of Banning, California

# **ATTACHMENT 2**

## **Draft Sixth Amendment**

**AMENDMENT NO. 6 TO THE  
AGREEMENT FOR BUILDING SAFETY AND ENGINEERING SERVICES  
BETWEEN THE CITY OF BANNING, CALIFORNIA AND  
CHARLES ABBOTT ASSOCIATIES, INC., a California corporation**

**THIS AMENDMENT NO. 6 TO THE AGREEMENT FOR CONTRACT SERVICES** ("AMENDMENT NO. 6") by and between the **CITY OF BANNING** ("CITY") and **CHARLES ABBOTT ASSOCIATIES, INC., a California corporation**, ("Consultant") is effective as of the 23<sup>rd</sup> day of October, 2018.

**RECITALS**

A. City and Contractor entered into that certain Agreement for Professional Services dated June 30, 2015 ("Agreement") whereby Consultant agreed to provide Building and Safety Services including Building Official Administrative Services, Public Counter Assistance; Building Permit Plan Checking; Building Inspector Services; and Building Abatement in the not-to-exceed amount of Four Hundred Five Thousand Dollars (\$405,000).

B. On October 14, 2015, Amendment No. 1 to the Agreement was approved to include Engineering Services on an as-needed basis in an amount not-to-exceed One Hundred Twenty-Five Thousand Dollars (\$125,000) for a total contract amount not-to-exceed Five Hundred Thirty Thousand Dollars (\$530,000).

C. On July 1, 2016, Amendment No. 2 to the Agreement was approved to extend the contract term by 180 days.

D. On January 10, 2017, Amendment No. 3 to the Agreement was approved to extend the contract term and add compensation of Seventy-Five Thousand Dollars (\$75,000) for the Engineering Services scope of services for a total contract not-to-exceed Six Hundred Five Thousand Dollars (\$605,000).

E. On June 29, 2017, Amendment No. 4 to the Agreement was approved to include additional compensation for additional Building and Safety Services performed during Fiscal Year 2017 in the amount of Thirteen Thousand Five-Hundred Dollars (\$13,500) for a total contract amount not-to-exceed Six-Hundred Eighteen Thousand Five-Hundred Dollars (618,500).

F. On April 10, 2018, Amendment No. 5 to the Agreement was approved to: (i) extend the Agreement for one (1) additional year; (ii) to increase the compensation paid to Consultant from between 50% to 65% of building permit and plan check fees collected by the City up to 91% of building permit and plan check application fees received by the City; and (iii) to increase the overall maximum compensation for Building and Safety Services to be performed during Fiscal Year 2019 in the amount of Two Hundred Eighty-Nine Thousand Eight-Hundred Seventy Dollars (\$289,870) for a total contract amount not-to-exceed Nine Hundred Eight Thousand Three Hundred Seventy Dollars (\$908,370).



F. CITY and Consultant now also desire to amend the Agreement to include additional compensation for Engineering Services scope of services in the amount of Seventy-Five Thousand Dollars (\$75,000) for a total contract amount not-to-exceed Nine Hundred Eight Thousand Three Hundred Seventy Dollars (\$908,370).

## TERMS

1. **Contract Changes.** The Agreement is amended as follows:

(a) Section 2.1 of the Agreement is amended to increase the compensation for Engineering Services scope of services in the amount of Seventy-Five Thousand Dollars (\$75,000) for a total contract compensation not-to-exceed Nine Hundred Eight Thousand Three Hundred Seventy Dollars (\$908,370).

2. **Continuing Effect of Agreement.** Except as amended by this Amendment No. 2, all provisions of the Agreement shall remain unchanged and in full force and effect. From and after the date of this AMENDMENT NO. 3, whenever the term "Agreement" appears in the Agreement, it shall mean the Agreement and all amendments thereto.

3. **Affirmation of Agreement; Warranty Re Absence of Defaults.** CITY and Contractor each ratify and reaffirm each and every one of the respective rights and obligations arising under the Agreement. Each party represents and warrants to the other that there have been no written or oral modifications to the Agreement other than as provided herein. Each party represents and warrants to the other that the Agreement is currently an effective, valid, and binding obligation.

Contractor represents and warrants to CITY that, as of the date of this Amendment, CITY is not in default of any material term of the Agreement and that there have been no events that, with the passing of time or the giving of notice, or both, would constitute a material default under the Agreement.

CITY represents and warrants to Contractor that, as of the date of this Amendment, Contractor is not in default of any material term of the Agreement and that there have been no events that, with the passing of time or the giving of notice, or both, would constitute a material default under the Agreement.

4. **Adequate Consideration.** The parties hereto irrevocably stipulate and agree that they have each received adequate and independent consideration for the performance of the obligations they have undertaken pursuant to this Amendment.

5. **Authority.** The persons executing this Agreement on behalf of the parties hereto warrant that (i) such party is duly organized and existing, (ii) they are duly authorized to execute and deliver this Agreement on behalf of said party, (iii) by so executing this Agreement, such party is formally bound to the provisions of this Agreement, and (iv) the entering into this Agreement does not violate any provision of any other Agreement to which said party is bound.

[SIGNATURES ON FOLLOWING PAGE]

**IN WITNESS WHEREOF**, the parties hereto have executed this Agreement on the date and year first-above written.

**CITY:**

CITY OF BANNING

\_\_\_\_\_  
Douglas Schulze, City Manager

ATTEST:

\_\_\_\_\_  
Sonja De La Fuente, Deputy City Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Kevin G. Ennis, Esq., City Attorney

**CONTRACTOR:**

CHARLES ABBOTT ASSOCIATES, INC.

By: \_\_\_\_\_  
Name:  
Title:

By: \_\_\_\_\_  
Name:  
Title:  
Address:

**NOTE: CONTRACTOR'S SIGNATURES SHALL BE DULY NOTARIZED, AND APPROPRIATE ATTESTATIONS SHALL BE INCLUDED AS MAY BE REQUIRED BY THE BYLAWS, ARTICLES OF INCORPORATION, OR OTHER RULES OR REGULATIONS APPLICABLE TO DEVELOPER'S BUSINESS ENTITY.**



## CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy or validity of that document.

STATE OF CALIFORNIA

COUNTY OF RIVERSIDE

On \_\_\_\_\_, 2018 before me, \_\_\_\_\_, personally appeared \_\_\_\_\_, proved to me on the basis of satisfactory evidence to be the person(s) whose names(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: \_\_\_\_\_

### OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER		DESCRIPTION OF ATTACHED DOCUMENT
<input type="checkbox"/>	INDIVIDUAL	
<input type="checkbox"/>	CORPORATE OFFICER	
	TITLE(S)	TITLE OR TYPE OF DOCUMENT
<input type="checkbox"/>	PARTNER(S) <input type="checkbox"/> LIMITED	
	<input type="checkbox"/> GENERAL	
<input type="checkbox"/>	ATTORNEY-IN-FACT	
<input type="checkbox"/>	TRUSTEE(S)	NUMBER OF PAGES
<input type="checkbox"/>	GUARDIAN/CONSERVATOR	
<input type="checkbox"/>	OTHER _____	
SIGNER IS REPRESENTING: (NAME OF PERSON(S) OR ENTITY(IES))		DATE OF DOCUMENT
_____ _____		
		SIGNER(S) OTHER THAN NAMED ABOVE

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## APPOINTMENTS

1. Planning Commissioner Appointment..... **1**  
(Staff Report – Maryann Marks, Interim Community Development Director)  
Recommendation: **Appoint a candidate to fill a vacated position on the Planning Commission**

## **IV. CONSENT ITEMS**

*(The following items have been recommended for approval and will be acted upon simultaneously, unless a member of the City Council wishes to remove an item for separate consideration.)*

**Motion: Approve Consent items 1 through 10: Items \_\_\_\_, \_\_\_\_, \_\_\_\_, to be pulled for discussion.** *(Resolutions require a recorded majority vote of the total membership of the City Council)*

1. Approval of Special Meeting – 10/9/2018 (Closed Session) Minutes ..... **21**
2. Approval of Regular Meeting – 10/9/2018 Minutes..... **23**
3. Approval and Ratification of Accounts Payable and Payroll Warrants for the Month of August 2018..... **51**
4. Approval and Ratification of Accounts Payable and Payroll Warrants Issued in the Month of September 2018 ..... **87**
5. Receive and File Cash, Investments and Reserve Report for the Month of August 2018 ..... **119**
6. Receive and File Cash, Investments and Reserve Report for the Month of September 2018 ..... **125**
7. Public Works Capital Improvement Projects Update ..... **131**
8. Notice of Completion for Project No. 2016-04, Roosevelt Williams Park Improvements..... **135**
9. Notice of Completion for Emergency Mold Remediation at the Banning Police Station..... **147**
10. 2<sup>nd</sup> Reading of Ordinance 1534, an Ordinance of the City of Banning Regarding the Operation, Maintenance and Rate Setting Standards of the Banning Electric Utility, Amending the Banning Municipal Code, and Making a Finding of Exemption Under the California Environmental Quality Act ..... **167**

- **Open Consent Items for Public Comments**
- **Make Motion**



## V. PUBLIC HEARINGS

1. Ordinance 1535, Zoning Text Amendment 18-97504 Amending Sections of the Zoning Ordinance (Title 17 of the Banning Municipal Code) Related to Tattoo and Body Piercing Establishments ..... 173  
(Staff Report – Maryann Marks, Interim Community Development Director)

Recommendation: **Adopt a Categorical Exemption for Zone Text Amendment 97504. Ordinance 1535 pass its first reading.**

### **Mayor asks the City Clerk to read the title of Ordinance 1535**

*“Ordinance 1535, an Ordinance of the City of Banning, California, Making Findings Pursuant to CEQA and Adopting Zoning Text Amendment 18-97504, Amending Various Sections of the City’s Zoning Ordinance (Title 17 of the Banning Municipal Code) Relating to Tattoo Establishments”*

**Motion: I move to waive further reading of Ordinance 1535**  
(Requires a majority vote of the Council)

**Motion: I move that Ordinance No. 1535 pass its first reading.**

2. Adoption of Zoning Code Amendments to Allow, Regulate and Zone to Allow Retail Cannabis Uses in the Highway Serving Commercial Zone, and Municipal Code Amendments to Establish Procedures for the Issuance of Cannabis Retailer Regulatory Permits, Both Amendments Contingent Upon the Adoption of a Tax Measure on Such Uses. .... 211  
(Staff Report – Kevin G. Ennis, City Attorney)

Recommendation: **Hold a public hearing to introduce Ordinance 1531, approving Zoning Text Amendment 18-97503 to amend Title 17 of the Banning Municipal Code to add Chapter 17.54 “Cannabis Retailer Conditional Use Permit” to allow retail cannabis uses in the Highway Serving Commercial Zoning District with approval of a Cannabis Retailer Conditional Use Permit, which Chapter would only become effective if the voters approve Measure O on the November ballot. 2) Make a determination under CEQA Guidelines Section 15060(c)(3) that the Zoning and Municipal Code Amendments are not subject to CEQA and further that under CEQA Guidelines Section 15061(b)(1) the project is exempt from CEQA as it is exempt by statute (Business and Professions Code section 26055(h)). 3) Introduce Ordinance 1527, approving Municipal Code Amendment No. 18-9503 to amend Title 5 of the Banning Municipal Code to add Chapter 5.33 “Cannabis Retailer Regulatory Permit” establishing procedures for the issuance of a cannabis regulatory permits for cannabis retailers, which Chapter would only be effective if the voters approve Measure O on the November ballot.**

**Mayor asks the City Clerk to read the title of Ordinance 1531**

*“Ordinance 1531, an Ordinance of the City of Banning, California, an Ordinance of the City of Banning, California, Approving a Categorical Exemption from CEQA and Approving Zoning Ordinance Amendment 18-97503 to Amend Title 17 “Zoning” of the Banning Municipal Code to Add a New Chapter 17.54, “Cannabis Retailer Conditional Use Permits” to Allow Cannabis Retailers in the Highway Serving Commercial Zone with Approval of a Cannabis Conditional Use Permit, and Making the Allowance for and Regulation of, These Businesses Contingent Upon the Voter’s Approval of a Tax Measure (Measure O) on the November 6, 2018 General Municipal Election Ballot”*

**Motion:**        **I move to waive further reading of Ordinance 1531**  
(Requires a majority vote of the Council)

**Motion:**        **I move that Ordinance No. 1531 pass its first reading.**

**Mayor asks the City Clerk to read the title of Ordinance 1527**

*“Ordinance 1527, an Ordinance of the City of Banning, California, Adding Chapter 5.33 to the Banning Municipal Code Related to the Issuance of Cannabis Retailer Regulatory Permits, and Making Required Findings Under CEQA”*

**Motion:**        **I move to waive further reading of Ordinance 1527**  
(Requires a majority vote of the Council)

**Motion:**        **I move that Ordinance No. 1527 pass its first reading.**

3.        Resolution 2018-137, Approving a Twelve (12) Month Extension of Time for Tentative Tract Map No. 30906 for Property Generally Located West of Mountain Avenue, East of Highland Home Road, and North of Gilman Street (APNs: 535-020-004, 535-020-026, 535-020-029 and 535-030-050 ..... **301**  
(Staff Report – Maryann Marks, Interim Community Development Director)

Recommendation: **Adopt Resolution 2018-137, approving a 12 month extension of time for T Tentative Tract Map No. 30906.**

4. Resolution 2018-130, Amending the Residential Rate Structure ..... 347  
(Staff Report – Tom Miller, Electric Utility Director)

Recommendation: **Adopt Resolution 2018-130, approving the following actions: 1) Transitions from a tiered rate structure to a flat rate structure. 2) Transitions the qualified low-income rate to a discount rate rider. 3) Retains the qualified medical discount as a discount rate rider. 4) Suspends the qualified senior low-income discount indefinitely. 5) Suspends the unmetered street light charge indefinitely. 6) Adjusts the net metered energy true-up procedures by adding up to \$156 annually for the increased service charge to \$18/meter/month. Direct the City Manager and his staff to take the necessary actions to implement the revised utility charges.**

## VI. ANNOUNCEMENTS AND REPORTS

### CITY COUNCIL COMMITTEE REPORTS

#### REPORT BY CITY ATTORNEY

#### REPORT BY CITY MANAGER

### REPORTS OF OFFICERS

1. Resolution 2018-128, Approving Fiscal Year (FY) 2019-2020  
Community Development Block Grant (CDBG) Program Project ..... 399  
(Staff Report – Ted Shove, Economic Development Manager)

Recommendation: **Adopt Resolution 2018-128, approving FY 2019-2020 CDBG Program Project and authorize staff to submit application to the Riverside County Economic Development Agency**

2. Resolution 2018-134, Approving Community Development Block  
Grant (CDBG) 2019-2024 Consolidated Plan Needs Assessment ..... 413  
(Staff Report – Ted Shove, Economic Development Manager)

Recommendation: **Adopt Resolution 2018-134, approving CDBG Program 2019-2024 Consolidated Plan Needs Assessment, and authorize staff to submit application to the Riverside County Economic Development Agency.**



3. Consider Setting a Public Hearing to Address a Request for Waiver of Fees in Accordance with Section 15.72.050 of the Banning Municipal Code, submitted by Ronnell Gallon and John Weeks, for Properties Identified as Assessor's Parcel Numbers 532-160-007, 532-160-008, and 532-160-009 ..... 497  
(Staff Report Ted Shove, Economic Development Manager)

Recommendation: **Set a date for a public hearing and provide direction to staff regarding the requested waiver of fees for one of the following options:**

- a. **Should the City Council desire to further consider the fee waiver request as presented, provide guidance to staff regarding supporting language for the necessary findings and continue the public hearing so that staff may prepare the appropriate approving resolution;**
- b. **Should the City Council desire to further consider the fee waiver request but find it necessary to obtain more information regarding proposed development plans for the parcels, provide guidance regarding additional development information (e.g. written development descriptions, site plans, etc.) needed sufficient to support consideration; or**
- c. **Should the City Council desire to deny the fee waiver request, the City Council may find and determine that the request does not contain sufficient facts as presented to approve the waiver, and therefore direct staff to bring back a resolution of denial with appropriate findings.**

4. Resolution 2018-126, Approving a Professional Services Agreement Between the City of Banning and Innovative Federal Strategies, LLC for Federal Advocacy and Governmental Affairs Services..... 511  
(Staff Report Rochelle Clayton, Deputy City Manager)

Recommendation: **Adopt Resolution 2018-126, approving the Professional Services Agreement with Innovative Federal Strategies, LLC for Federal Legislative Advocacy and Government Affairs Services for a term of three (3) years, ending June 30, 2021; authorize the City Manager to execute the Agreement in the form that is approved by the City Attorney; and authorize the Administrative Services Director to make, if necessary, appropriations and budget adjustments for Fiscal Year 2019.**

5. Resolution 2018-135, Approving the Third Amendment to the Professional Services Agreement with HR Green Pacific, Inc. of Orange, California, Increasing the Fiscal Year 2018-2019 Agreement Budget Amount to \$75,000..... **545**  
(Staff Report – Art Vela, Public Works Director)

Recommendation: **Adopt Resolution 2018-135: 1) Approving the Third Amendment to the Professional Services Agreement with HR Green Pacific, Inc. increasing the contract compensation for Fiscal Year 2018-2019 to \$75,000. 2) Authorizing the City Manager or his designee to make necessary budget adjustments, appropriations and transfers related to the Professional Services Agreement (PSA) with HR Green Pacific, Inc. 3) Authorizing the City Manager or his designee to execute the Amendment to the Professional Services Agreement with HR Green Pacific, Inc. of Corona, CA.**

6. Resolution 2018-136, Approving the Sixth Amendment to the Professional Services Agreement with Charles Abbott Associates, Inc to Increase the Compensation for the Public Works Department Scope of Services in the Amount of \$75,000. .... **557**  
(Staff Report – Art Vela, Public Works Director)

Recommendation: **Adopt Resolution 2018-136: 1) Approving the Sixth Amendment to the Professional Services Agreement with Charles Abbott Associates, Inc. of Mission Viejo, California in the amount of \$75,000 for the Public Works Department, Engineering Division scope of services. 2) Authorizing the City Manager or his designee to make necessary budget adjustments, appropriations and transfers related to the agreement. 3) Authorizing the City Manager or his designee to execute the Sixth Amendment to the Professional Services Agreement with Charles Abbott Associates, Inc.**

**BANNING UTILITY AUTHORITY (BUA) – Next Meeting, November 13, 2018, 5:00 p.m.**

**BANNING FINANCING AUTHORITY (BFA) – no meeting.**

**VII. DISCUSSION ITEMS**

None

## VIII. ITEMS FOR FUTURE AGENDAS

New items –

Pending Items – City Council

1. Mills Act Update
2. Fee Suspension Update
3. Website Redesign
4. Street Naming Policy to Honor Land Owners
5. Contingency Plan for Residents During Emergencies
6. Appraisals Update

## IX. ADJOURNMENT

**NOTICE:** Any member of the public may address this meeting of the Mayor and City Council on any item appearing on the agenda by approaching the microphone in the Council Chambers and asking to be recognized, either before the item about which the member desires to speak is called, or at any time during consideration of the item. A five-minute limitation shall apply to each member of the public, unless such time is extended by the Mayor. No member of the public shall be permitted to “share” his/her five minutes with any other member of the public.

Any member of the public may address this meeting of the Mayor and Council on any item which does not appear on the agenda, but is of interest to the general public and is an item upon which the Mayor and Council may act. A five-minute limitation shall apply to each member of the public, unless such time is extended by the Mayor. No member of the public shall be permitted to “share” his/her five minutes with any other member of the public. The Mayor and Council will in most instances refer items of discussion which do not appear on the agenda to staff for appropriate action or direct that the item be placed on a future agenda of the Mayor and Council. However, no other action shall be taken, nor discussion held by the Mayor and Council on any item which does not appear on the agenda, unless the action is otherwise authorized in accordance with the provisions of subdivision (b) of Section 54954.2 of the Government Code.

**In compliance with the Americans with Disabilities Act**, if you need special assistance to participate in this meeting, please contact the City Clerk’s Office (951)-922-3102. **Notification 48 hours prior to the meeting** will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.02-35.104 ADA Title II]

*Pursuant to amended Government Code Section 54957.5(b) staff reports and other public records related to open session agenda items are available at City Hall, 99 E. Ramsey St., at the office of the City Clerk during regular business hours, Monday through Friday, 8 a.m. to 5 p.m.*