



*The following information comprises the minutes for a special and regular meeting of the City Council, a joint meeting of the Banning City Council and Banning Utility Authority and a joint meeting of the Banning City Council and the Banning City Council sitting in its capacity as the Successor Agency Board.*

**MINUTES  
CITY COUNCIL**

**02/09/2021  
REGULAR MEETING**

**COUNCIL MEMBERS PRESENT:**

Mayor Colleen Wallace  
Mayor Pro Tem David Happe via Zoom  
Council Member Mary Hamlin  
Council Member Kyle Pingree via Zoom  
Council Member Alberto Sanchez via Zoom

**COUNCIL MEMBERS ABSENT:** None

**OTHER PRESENT**

Douglas Schulze, City Manager  
Kevin G. Ennis, City Attorney  
Marie Calderon, City Clerk  
Tom Miller, Electric Utility Director  
Art Vela, Public Works Director/City Engineer  
Adam Rush, Community Development Director  
Ralph Wright, Parks & Recreation Director  
Matthew Hamner, Chief of Police  
Jennifer Christensen, Administrative Services Director  
Suzanne Cook, Deputy Finance Director  
Alejandro Geronimo, City Treasurer  
Laurie Sampson, Executive Assistant

**1. CALL TO ORDER REGULAR MEETING**

The Mayor called to order the regular meeting of the Banning City Council at 4:57 P.M.

**ITEM.1.1. Invocation**

Pastor Ryan Hussein of Calvary Chapel Sweet Hills offered the invocation.

**ITEM.1.2. Pledge of Allegiance**

Council Member Hamlin led the Pledge of Allegiance.

**ITEM.1.3 God Bless America sang by Pizzaz.**

**ITEM.1.4. Roll Call**

COUNCIL	PRESENT	ABSENT
Hamlin, Mary	X	
Happe, David	X	
Pingree, Kyle	X	
Sanchez, Alberto	X	
Wallace, Colleen	X	

**2. AGENDA APPROVAL**

**ITEM.2.1. Approve Agenda**

**VOTING**

Motion by: Council Member Pingree  
Second by: Council Member Sanchez

COUNCIL	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				
Happe, David	X				
Pingree, Kyle	X				
Sanchez, Alberto	X				
Wallace, Colleen	X				

**3. PRESENTATIONS**

**ITEM.3.1. Mayor's Special Recognition**

The Mayor recognized employees Chandra Steiner and Lynette Algiers  
The Mayor also recognized several people from the community. Provided  
As Attachment 1.

**ITEM.3.2 The Mayor welcomed Haley West as Junior Mayor**

**ITEM.3.4 The Mayor recognized Black History Month by presenting certificates to  
Several community members. The list of recipients is included in  
Attachment. 1**

**4. REPORT OF CLOSED SESSION**

City Attorney Kevin Ennis reported that the City Council met in closed session and discussed one item regarding anticipated litigation and one item regarding labor negotiations. Direction was given to legal counsel with no final or reportable conclusion.

## **5. PUBLIC COMMENTS, CORRESPONDENCE, AND APPOINTMENTS, CITY COUNCIL COMMITTEE, CITY MANAGER, AND CITY ATTORNEY REPORTS**

### **PUBLIC COMMENT**

Shani Blake spoke about her community service and reminded everyone Humanity Against Hunger would be distributing food at Roosevelt Williams Park on Saturday at 12:00 pm.

Robert Ybarra, congratulated all the honorees tonight. He announced he has been elected to the San Gorgonio Pass Water Agency as a member at large. He will also continue as President of the Banning Chamber of Commerce.

Mickey Valdivia stated he is also a member at large on the San Gorgonio Pass Water Agency. He pointed out Banning has been paying on debt service for the pipeline from Lake Oroville to Cherry Valley since 1961. He will strive to have the pipeline extended to Banning and Cabazon. He is a teacher at Banning High School and a member of Jeff Hewitt's staff.

An email from AQMD was submitted as public comment and is attached to these minutes as Attachment 2.

### **CORRESPONDENCE**

None

### **APPOINTMENTS**

None

## CITY MANAGER REPORT

City Manager Doug Schulze reported the first cannabis dispensary has opened. Culture Club Cannabis is located at 1474 West Ramsey.

The second Cannabis Dispensary, Harvest Corner, is scheduled to open on Saturday, February 13. They are located at 1034 West Ramsey Street.

The corner of 8<sup>th</sup> and Lincoln is seeing increased activity. So Cal West Coast Electric has begun grubbing and grading their building site and will soon relocate to Banning from Beaumont.

The La Quinta Inn project, 775 East Ramsey, has begun Phase I. A Yoshinoya Restaurant will be occupying half of the Café building.

The downtown public parking lot is more than 50% complete. It will include landscape and electric vehicle charging stations.

There will be an exciting announcement and presentation at the March 9, 2021 Regular Council Meeting. Please attend either in person, on Channel 10 or via Zoom.

## CITY ATTORNEY REPORT

None

### CITY COUNCIL COMMITTEE REPORTS

Mayo Pro Tem Happe had nothing to report at this time.

Council Member Pingree had nothing to report at this time.

Council Member Sanchez reported during his committee meeting with RTA the reduction of bus routes was discussed. This would affect Hemet, Menifee and Temecula. There was also discussion regarding the creation of a Micro-Transit program. Which is similar to Uber and Lyft.

Council Member Hamlin reported on an Interview with Dr. Singh of the Emergency Department at San Gorgonio Memorial Hospital. Good and accurate information regarding the pandemic. This interview is available to watch on Channel 10.

Mayor Wallace reported on her meeting with RCA, which is now under the umbrella of RCTC, focused on working to find funding for small cities and the small businesses in those cities.

She also reported the 60 Truck Lanes planned the following closures: Full westbound, and down to single lane eastbound on Thursday February 11 and Friday February 12 from 9:00 PM to 6:00 AM.

## 6. CONSENT ITEMS

**Recommendation:** Approve Consent Items 6.1 – 6.5

<b>ITEM.6.1.</b>	Minutes of the January 26, 2021 City Council Meetings
<b>ITEM.6.2</b>	Animal Services Agreement Termination
<b>ITEM.6.3.</b>	Approve the Memorandum of Intent (MOI) between the City of Banning and the Riverside County Regional Park and Open-Space District Regarding Gilman Ranch and Wagon Museum
<b>ITEM.6.4.</b>	Resolution 2021-3, Awarding a Construction Agreement for Project 2020-07 “Citywide Street Improvements” to All American Asphalt of Corona, CA in the amount of \$678,501.50 and establishing a Total Project Budget at \$746,351.65 and Rejecting all Other Bids
<b>ITEM.6.5.</b>	Resolution 2021-5, Approving an Agreement for Professional Services C000688 For Sunset Crossroads Specific Plan by and Between City of Banning and Michael Baker International, Inc.

### Public Comment

Public Comment was provided by

### Approve Consent Items 6.1 though 6.5

#### VOTING

Motion by: Council Member Happe

Second by: Council Member Pingree

COUNCIL	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				
Happe, David	X				
Pingree, Kyle	X				
Sanchez, Alberto	X				
Wallace, Colleen	X				

## 7. PUBLIC HEARINGS

None

## 8. REPORTS OF OFFICERS

**ITEM.8.1.** Resolution 2021-4, Consideration and Approval of a Pre-Litigation Settlement Agreement with Tri Pointe Homes IE-SD, Inc. to Resolve Certain Disputes and Issues Regarding the Implementation of the Development Agreement for the Atwell Project.

*(Staff Report: Douglas Schulze, City Manager)*

**Recommendation:** Council adopt Resolution 2021-4, A Resolution of the City Council of the City of Banning Approving a Pre-Litigation Settlement Agreement with Tri Pointe Homes IE-SD, Inc. to Resolve Certain Disputes and Issues Regarding the Implementation of the Development Agreement for the Atwell Project.

A Staff Report and Power Point Presentation was provided by Douglas Schulze. The Council commented on the report and presentation being very thorough and providing enough information to make an educated decision.

### **Approve Item 8.1**

#### **VOTING:**

Motion by: Mayor Wallace

Second by: Council Member Hamlin

COUNCIL	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				
Happe, David	X				
Pingree, Kyle	X				
Sanchez, Alberto	X				
Wallace, Colleen	X				

### **9. DISCUSSION ITEMS**

None

### **10. ITEMS FOR FUTURE AGENDAS**

None

### **11. ADJOURNMENT**

The Mayor adjourned the regular meeting at 6:23 P.M.

**Next Meeting:** *Regular Meeting, Tuesday, February 23, 2021, 5:00 P.M.*

Minutes Prepared by:



Laurie Sampson, Acting Deputy City Clerk

***The entire discussion of this meeting may be viewed here:***

**<https://banninglive.viebit.com/player.php?hash=t3Aa7yXWveHK>**

***or by purchasing a CD or DVD in the amount of \$7.00 each  
at Banning City Hall located at 99 E. Ramsey Street.***

***All related documents maybe viewed here:***

**<http://www.ci.banning.ca.us/ArchiveCenter/ViewFile/Item/2416>**