



The following information comprises the minutes for a 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**

**05/25/2021
REGULAR MEETING**

COUNCIL MEMBERS PRESENT: Mayor Colleen Wallace
Mayor Pro Tem David Happe
Council Member Mary Hamlin
Council Member Kyle Pingree
Council Member Alberto Sanchez*

COUNCIL MEMBERS ABSENT: None

OTHERS PRESENT: Douglas Schulze, City Manager
Kevin Ennis, City Attorney
Marie Calderon, City Clerk
Caroline Patton, Deputy City Clerk
Alejandro Geronimo, City Treasurer*
Tom Miller, Electric Utility Director
Art Vela, Public Works Director/City Engineer
Adam Rush, Community Development Director
Ralph Wright, Parks & Recreation Director
Carla Young, Electric Management Analyst
Laurie Sampson, Executive Assistant*
Jeff Horn, Police Captain
Scott Foster, Recreation Manager
James Wurtz, Economic Development Manager

*Participated via Zoom.

1. CALL TO ORDER

Mayor Wallace called the regular meeting to order at 5:00 p.m. She asked the audience to observe a moment of silence in honor of the one-year anniversary of the death of George Floyd.

1.1. Invocation

Elder Eric Biggers of Mission Church of God in Christ led the invocation.

1.2. Pledge of Allegiance

Council Member Hamlin led the Pledge of Allegiance.

1.3. Roll Call – *Council Members Hamlin, Happe, Pingree, Sanchez and Mayor Wallace*

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

2. AGENDA APPROVAL**2.1. Approve Agenda****Motion to approve the agenda.**

Motion by Council Member Hamlin
Seconded by Council Member Pingree

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

Motion approved by a vote of 5-0.

3. PRESENTATION(S)**3.1. Mayor's Special Recognitions**

Mayor Wallace recognized community members Gloria Bell, Nancy Weiss, and Richard Sanchez for their service to the citizens of Banning.

3.2. RCTC Presentation on Highland Springs Interchange

Arturo Vela, Public Works Director introduced David Lewis of the Riverside County Transportation Committee (“RCTC”). Lewis presented an overview of the cooperative agreement between RCTC and cities of Banning, and Beaumont related to the Highland Springs/I-10 Interchange. He highlighted several design alternatives under consideration and informed Council of the project's anticipated timeline.

PUBLIC COMMENTS

Frank Burgess stated an overpass should be constructed at Highland Homes instead of work to improve the Highland Springs interchange.

Frank Connelly asked the RCTC representative to send the report to the City.

Harry Sullivan commented on roundabouts added in the Morongo community.

4. REPORT ON CLOSED SESSION

4.1. City Attorney Ennis reported on closed session discussions that occurred during the 4:00 p.m. Special Meeting of the City Council. On Item 2.1. Anticipated litigation, staff provided a report and Council gave direction to staff, with no final or reportable action. Doug Schulze, City Manager recused himself due to owning property within proximity to the area under discussion.

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

5.1. PUBLIC COMMENTS

Lynnea Hagen asked Council to pull consent item 6.18 so that she could ask questions. The City Attorney clarified that there will be public comment on the consent agenda and any member of the public could address the Council at that time.

Ellen Carr reminded the public to complete their Proposition 218 ballot and return to the City. She commented on the homeless encampment on E Williams Street.

Venus Ron said she managed an apartment complex across the street from the homeless encampment on E Williams Street. She said her tenants have been complaining and the City has not been helpful in addressing the issue.

Mary Ann Dureau commented on the homeless encampment on E Williams Street. She owns neighboring property and says the police do not respond to their calls for service at the site.

Theresa Bleul attested to the statements of Ms. Dureau and requested compensation from the City.

Linda Colletti read a written statement from Theresa Bleul, a hired contractor of Ms. Dureau's, that attested to the homeless problems.

Rita Chapparosa said she opposed the City's decision to hire a new vendor to serve as broker for employee benefits.

John Hagen said he was opposed to the Waste Management agreement.

Inge Schuler reiterated concerns regarding the Waste Management agreement, claiming the franchise agreement fee was a bribe. She encouraged citizens to protest the solid waste fee increase.

Lynnea Hagen reiterated concerns regarding the Waste Management agreement.

Harry Sullivan said he was the third generation in Banning. He expressed concerns regarding the municipal airport and the City Manager's attempts to "close" the airport.

Christopher Wilson expressed concerns about speeding on W Repplier Street and W Indian School Lane. He suggested the City install speed cameras and raise money through issuing citations to speeding motorists.

5.2. CORRESPONDENCE

City Clerk Calderon read a letter from Michelle Green regarding the employee benefits broker.

5.3. APPOINTMENTS

None

5.4. CITY COUNCIL COMMITTEE REPORTS

Council Member Pingree shared updates from the RCTC meeting where the new Pass Rail Corridor Service Project was discussed.

Mayor Wallace said that the Community Action Committee would be visiting Banning. The California Mayors' Association discussed additional grant funding and wildfire support for local communities.

5.5. CITY MANAGER REPORT

City Manager Schulze said that City Hall would be reopening to the public on June 7th, with staff returning June 1st. Regarding the new employee benefits broker, he explained that the process did follow all required purchasing guidelines and involved participation of the employee benefits committee. The new broker will be saving the City over \$50 million annually with no reductions to employee benefits. Finally, he reported that the Ramsey Street Village claims were all reimbursed fully, except for the City's deductible. City staff are moving forward with plans to reestablish the village.

5.6. CITY ATTORNEY REPORT

None

6. CONSENT ITEMS

- 6.1.** Minutes of the May 11, 2021 City Council Meetings
- 6.2.** Receive and File Contracts Approved Under the City Manager's Signature Authority for the Month of April 2021
- 6.3.** Receive and File Cash, Investments and Reserve Report for the Month of April 2021
- 6.4.** Approval and Ratification of Accounts Payable and Payroll Warrants Issued in the Month of April 2021
- 6.5.** Receive and File Fire Department Statistics for April 2021
- 6.6.** Receive and File Police Department Statistics for April 2021
- 6.7.** Public Works Capital Improvement Project Tracking List for April 2021
- 6.8.** Consider Proposed Ordinance to Update the Local Development Mitigation Fee (LDMF) for Funding the Preservation of the Natural Ecosystems in Accordance with the Western Riverside County Multiple Species Habitat Conservation Plan (MSHCP)
- 6.9.** Ordinance 1573 An Ordinance of the City of Banning, California, Amending Title 6 (Animals) of the Banning Municipal Code, Amending the City's Animal Code Provisions, and Finding an Exemption from CEQA under Section 15061(b)(3) of the CEQA Guidelines
- 6.10.** Resolution No. 2021-41, Declaring, Pursuant to Government Code Section 54221, that Real Property Owned by the City, commonly known as the Banning Municipal Airport, located at 200 South Hathaway Street, Banning California (Consisting of APNs 532-130-011, 012 & 018, APNs 532-140-003, APNs 532-150-002, 003, & 004, APN 541-240-009, APN 541-250-009 and APN 532-180-034) is designated as surplus land and not necessary for the City's use at this time, finding that such declaration is exempt from environmental review under CEQA, and taking related actions
- 6.11.** Resolution 2021-19, Authorizing the City of Banning to Enter into a 1-year Lease Agreement, Effective June 1, 2021, with Skydive West Coast for Property Located at the Banning Municipal Airport
- 6.12.** Resolution 2021-44, Approving the Purchase Order with CDW-G for the Purchase of Computers, Software, and Computer Accessories Not to Exceed \$100,000
- 6.13.** Resolution 2021-39, Authorizing Staff to Utilize the Public Utilities Exceptions (Electric, Sewer, and Water) that Allows for Informal Procurements Without Formal Competitive Bidding as Provided for in Article 2, Section 3-105 (7) Notes and Exceptions, in the Purchasing Policy No. B-30, Approved by City Council Resolution 2018-156 on February 26, 2019 for the Purchase of Certain Supplies, Materials and Equipment for the City's Public Utility Departments
- 6.14.** Resolution #2021-40 Approving a Three-Year Enterprise Licensing Agreement with Microsoft (Through SoftwareOne)
- 6.15.** Resolution 2021-42 Approving Agreement Pursuant to Government Code Section 66462.5 between Rancho San Gorgonio, LLC and the City of Banning for Acquisition of Certain Real Property Interests in Connection with Off-Site Improvements

- 6.16. Resolution 2021-43 Approving Amendment 1 to the Cooperative Agreement between the Riverside County Transportation Commission, City of Banning and City of Beaumont for the I-10 Highland Springs Avenue Interchange
- 6.17. Approving an Amendment 5 to the Contractual Services Agreement with Siemens Industry, Inc., Increasing FY 2021 Compensation for Maintenance and Repair Services in an amount of \$5,000
- 6.18. Approving a Three (3) Year Agreement with PetData of Dallas, Texas for Animal Licensing Services for FY 2021-2022 through FY 2024-2025

PUBLIC COMMENTS

None

Motion to approve consent agenda items 6.1, 6.3-6.9, 6.16.

Motion by Mayor Wallace

Seconded by Council Member Sanchez

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

Motion approved by a vote of 5-0.

6.2 Receive and File Contracts Approved Under the City Manager's Signature Authority for the Month of April 2021

PUBLIC COMMENTS

Frank Burgess said the contracts authorized by the City Manager was blank. Staff pointed him to the explanatory statement next to the table detailing each item.

Motion to approve consent agenda item 6.2.

Motion by Council Member Pingree

Seconded by Council Member Sanchez

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

Motion approved by a vote of 5-0.

6.10 Resolution No. 2021-41, Declaring, Pursuant to Government Code Section 54221, that Real Property Owned by the City, commonly known as the Banning Municipal Airport, located at 200 South Hathaway Street, Banning California (Consisting of APNs 532-130-011, 012 & 018, APNs 532-140-003, APNs 532-150-002, 003, & 004, APN 541-240-009, APN 541-250-009 and APN 532-180-034) is designated as surplus land and not necessary for the City's use at this time, finding that such declaration is exempt from environmental review under CEQA, and taking related actions.

Council Member Happe asked clarifying questions of staff for the public's benefit. City Manager Schulze explained this process was part of the state's Surplus Lands Act requirements to lease the space to a private company, as the City wishes to do. He said the property would be a privately-operated airport and would not close the airport, which the City could not do on its own.

PUBLIC COMMENTS

Frank Burgess asked if they would put the property to bid because he was interested in bidding on the property.

City Manager Schulze explained the City was not selling the property and reiterated this was a requirement of state law to allow them to lease the property in the future. Members of the public could submit a bid to build affordable housing on the site, as explained in the AB1486 public notice.

Motion to approve consent agenda items 6.10.

Motion by Council Member Happe
Seconded by Council Member Pingree

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

Motion approved by a vote of 5-0.

6.11 Resolution 2021-19, Authorizing the City of Banning to Enter into a 1-year Lease Agreement, Effective June 1, 2021, with Skydive West Coast for Property Located at the Banning Municipal Airport.

Mayor Wallace asked about the details of the lease agreement and if Skydive West Coast were happy with the term of the lease.

Economic Development Manager Wurtz explained he had not heard from Skydive West Coast, but that the City had offered a one-year lease agreement to the company since in a year the site may be operated by a private party (as discussed in Agenda Item 6.10).

PUBLIC COMMENTS

Harry Sullivan said the skydiving company is a big revenue generator for the airport and said they wanted a five-year lease. He stated the movie deal was a lot of talk and the City should approve a five-year lease with Skydive West Coast.

There was further discussion and City Manager Schulze clarified that City staff are meeting with Grandave once a week and the project is fully funded.

Motion to approve consent agenda items 6.11.

Motion by Council Member Pingree
Seconded by Council Member Happe

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

Motion approved by a vote of 5-0.

6.12 Resolution 2021-44, Approving the Purchase Order with CDW-G for the Purchase of Computers, Software, and Computer Accessories Not to Exceed \$100,000.

PUBLIC COMMENTS

Frank Burgess said there was no bidding system going on in the City and it did not jive with his business experience.

City Manager Schulze said the City absolutely follows purchasing requirements and in many cases the bid process is completed by other agencies that the City is able to piggyback off of larger, more competitively priced agreements.

Frank Connelly said this was a lot of money and he hoped the City was buying software to produce monthly financial reports.

Motion to approve consent agenda items 6.12.

Motion by Council Member Happe
Seconded by Council Member Pingree

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

Motion approved by a vote of 5-0.

6.13 Resolution 2021-39, Authorizing Staff to Utilize the Public Utilities Exceptions (Electric, Sewer, and Water) that Allows for Informal Procurements Without Formal Competitive Bidding as Provided for in Article 2, Section 3-105 (7) Notes and Exceptions, in the Purchasing Policy No. B-30, Approved by City Council Resolution 2018-156 on February 26, 2019, for the Purchase of Certain Supplies, Materials and Equipment for the City's Public Utility Departments.

Mayor Wallace asked staff about recent power outages for customers. Staff explained the incident was the result of a traffic collision with the equipment and could not have been prevented by the utility.

PUBLIC COMMENTS

Frank Burgess stated staff had said Council approved it in 2018 and they need to get it up to date.

City staff clarified it was the purchasing policy that was approved in 2018 and these purchasing exceptions are approved annually by Council.

Motion to approve consent agenda items 6.13.

Motion by Council Member Pingree
Seconded by Council Member Happe

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

Motion approved by a vote of 5-0.

6.14 Resolution #2021-40 Approving a Three-Year Enterprise Licensing Agreement with Microsoft (Through SoftwareOne)**PUBLIC COMMENTS**

Christopher Wilson said there were free software alternatives available to the city that would not require a license agreement with Microsoft.

Motion to approve consent agenda items 6.14.

Motion by Council Member Pingree
Seconded by Council Member Happe

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

Motion approved by a vote of 5-0.

Mayor Wallace a short recess at 7:11 p.m.

The meeting reconvened at 7:21 p.m.

6.15 Resolution 2021-42 Approving Agreement Pursuant to Government Code Section 66462.5 between Rancho San Gorgonio, LLC and the City of Banning for Acquisition of Certain Real Property Interests in Connection with Off-Site Improvements.

City Manager Schulze recused himself for the next agenda item.

Council Member Pingree said there was a lot of concern from his constituents and asked several questions about the actions of the developer to date.

PUBLIC COMMENTS

Inge Schuler pointed out a typo in the agreement and read the definition of eminent domain. She said that the proposed taking in this case does not constitute a valid public use.

City Attorney Ennis responded that expanding a street or sewer is a valid public purpose that law permits and that this instance would not impact any structures, but vacant land.

Frank Burgess said he wondered if the City Attorney and City staff were working for the developers. He asked the Council if they had read their meeting materials and why the developer was allowed to plan the site without the needed connections. He implored them to think about the citizens and deny the developer eminent domain.

Rob Fry stated an easement would restrict the property owner's use of their land. He said that the developer should pay to have additional engineering done that would not affect the property owners' land.

Public Works Director Vela responded to concerns explaining that the goal of the agreement is not to pursue eminent domain, but to negotiate a just price in exchange for an easement. Council discussed the additional materials they needed from staff to make an informed decision.

Motion to table this agreement until the next regular meeting.

Motion by Council Member Pingree
Seconded by Council Member Happe

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

Motion approved by a vote of 5-0.

6.17 Approving an Amendment 5 to the Contractual Services Agreement with Siemens Industry, Inc., Increasing FY 2021 Compensation for Maintenance and Repair Services in an amount of \$5,000.

Motion to approve consent agenda items 6.17.

Motion by Council Member Pingree
Seconded by Mayor Wallace

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

Motion approved by a vote of 5-0.

6.18 Approving a Three (3) Year Agreement with PetData of Dallas, Texas for Animal Licensing Services for FY 2021-2022 through FY 2024-2025

PUBLIC COMMENTS

Lynnea Hagen said she thought the point of opening a Banning shelter was to keep the licensing funds in Banning. She said under the agreement the City would only get a small amount.

City Manager Schulze said the City would still be receiving the licensing revenues and it would be most of each fee or close to 90 percent.

Frank Connelly said the City was only making \$3.40 out of every \$17 fee. He commented on the fees and said he would reword the contract if it was his.

City staff explained the opposite was true. The license costs \$17 to the customer and the licensing portal will only retain \$4.20 of the total fee for their services. City Manager Schulze emphasize the purpose is to reunite pets with their families.

Ellen Carr asked about cat licensing and if lifetime licenses issued by the City of Beaumont would be honored. Staff confirmed that they would be.

Motion to approve consent agenda items 6.18.

Motion by Council Member Pingree
Seconded by Council Member Hamlin

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

Motion approved by a vote of 5-0.

7. PUBLIC HEARING(S):

7.1. Resolution 2021-32, A Resolution of the City Council of the City of Banning Establishing the Western Riverside County Multiple Species Habitat Conservation Plan Local Development Mitigation Fee Applicable to All Developments in the Plan Area

Adam Rush, Community Development Director presented the staff report.

Motion to adopt Resolution 2021-32.

Motion by Council Member Happe
Seconded by Council Member Sanchez

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

Motion approved by a vote of 5-0.

7.2. Resolution 2021-34, Establishing Animal Licensing Fees

Doug Schulze, City Manager presented the staff report.

PUBLIC COMMENTS

Lynnea Hagen asked if the shelter would do low-cost shots and spays/neuters.

Council Member Pingree responded that the shelter would like to partner with Animal Action League.

Ellen Carr said the League would have a hard time working at the shelter since they have a schedule and only two mobile clinics.

Frank Connelly stated he was in support, but felt the unaltered fee was a little high at \$100 an animal. He asked clarifying questions about the definition of catteries and kennels.

City Attorney Ennis answered the questions from the text of Ordinance 1573.

Motion to adopt Resolution 2021-34.

Motion by Council Member Pingree
Seconded by Council Member Happe

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

Motion approved by a vote of 5-0.

8. REPORTS OF OFFICERS:**8.1. Ring of Honor Criteria and Improvements**

Doug Schulze, City Manager presented the staff report.

City Council discussed the criteria and there was consensus the criteria did not need any updates.

City Manager Schulze clarified the second component of the question was whether to move forward with improvements to the park and the Ring of Honor itself.

PUBLIC COMMENTS

John Hagen said he had never heard of the Ring of Honor, but he hoped the criteria would be strict enough to honor the recipient and not cheapen the award.

Motion to direct staff to begin planning for revitalization of the Ring of Honor (a.k.a. Carpenter Hamilton Park) through the Downtown Ad Hoc Committee.

Motion by Council Member Happe
Seconded by Council Member Pingree

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

Motion approved by a vote of 5-0.

9. DISCUSSION ITEM(S)**9.1. Parks and Recreation Summer Programming Update**

Ralph Wright, Parks and Recreation Director introduced Recreation Manager Scott Foster, who presented the staff report.

9.2. Budget and Finance Ad Hoc Committee Meetings

City Manager Schulze provided the staff report.

Motion to hold a Budget and Finance Committee meeting in June with a Council Workshop in August.

Motion by Council Member Happe
Seconded by Council Member Hamlin

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

Motion approved by a vote of 5-0.

10. ITEMS FOR FUTURE AGENDAS

10.1. New Items:

10.2. Pending Items:

1. Permanent Homeless Solution
2. Shopping Cart Ordinance Update
3. Scholarship/Internship Program
4. Golf Cart/EV Ordinance
5. Census/Redistricting
6. Cannabis Microbusiness/More dispensaries
7. Revenue Generation Ideas

11. ADJOURNMENT

Mayor Wallace adjourned the meeting at 10:10 p.m.

Next Meeting – June 8, 2021 at 5:00 p.m.

Minutes Prepared by:



Caroline Patton, Deputy City Clerk

This entire meeting may be viewed here:

<https://banninglive.viebit.com/player.php?hash=sCiTQItLnh4>

**A CD or DVD may be purchased for \$7.00 each at Banning City Hall,
located at 99 E. Ramsey Street, Banning, CA 92220.**

All documents related to this meeting are available here:

<https://banningca.gov/Archive.aspx?ADID=2480>

EXHIBIT A

Michelle M Green
489 W King Street
Banning, CA 92220



Local resident, 27-year employee and Retired Deputy Finance Director of the City of Banning

To the City Council of the City of Banning,

I am writing today to voice my concerns over a very disturbing situation currently taking place at the City that affects almost every employee and retiree of the City.

During the month of May we normally engage in the annual open enrollment process. After many days went by without the usual notification, I inquired about the status of open enrollment. I was told that the new HR management was putting things on hold and considering a change in insurance brokers!

I immediately wrote a letter to Mr. Schulze, the City Manager, voicing my concerns. It was my opinion that it would be very stressful, difficult and unnecessarily rushed to change brokers this late in the game. In addition, the current brokers HRBC had already spent a great deal of time negotiating very good rates on behalf of the City (from what I understand, even some rate reductions that the employees could enjoy). In addition, with the COVID protocols that have been in place changing insurance companies and brokers could result in undue harm to the employees of the City (having to make rushed decisions, etc. without the benefit of meetings, etc. to explain changes).

I understand that when new management comes in, they may have worked with other vendors and want to try to include them when they move to new employers. Again, my opinion was that it would be much more relaxed if the City waited and pursued new brokers for next year's open enrollment. That way they would have time to follow the proper purchasing procedures, whether that is RFP's, quotes, etc. and give employees proper time to make decisions regarding their health care.

Now I just found out that as of May 21 HRBC has been served with a notice to change the broker of record effective July 1, 2021. This news disturbs me on so many more levels. 1) Were the proper purchasing procedures followed, or was this just a matter of new management calling up an old friend? And if procedures were followed, why weren't HRBC and other firms invited to participate in the process? 2) Does the City expect HRBC to complete this year's open enrollment process and then turn the account over on July 1 so that someone else can enjoy the benefits of their hard work? 3) Will the new company start over at square 1 negotiating with insurance companies and will they get rates as good as those negotiated by HRBC? 4) Will the new company handle open enrollment quickly, accurately and in time to accomplish the changeover that would be effective July 1; and how could they do this unless they stole the products of the work that HRBC completed or the City had been secretly planning to change brokers some time ago, while unethically dealing with HRBC in bad faith? These are but a few of the questions that pop into my mind and I'm sure into others' minds as well.

HRBC already has an electronic enrollment platform in place and has spent countless hours in meetings and negotiations with insurance companies and the City's own insurance committee on behalf of the employees and retirees of the City of Banning. I think this "sudden", "last minute" change in brokers is highly suspect, bordering on inappropriate, if not unethical. This is hardly what I would expect from my City leaders wishing to promote transparency in government.

It is already May 25th and due to this debacle I still have not received information regarding open enrollment. With our deadline fast approaching I ask that the City reconsider this (hasty or premeditated) decision for the good of all those who could be negatively affected.

Thank you for your consideration

Michelle M Green

Banning City Council Meeting May 25, 2021 - DBBF LLC, Mary Ann Dureau 553 E. Ramsey

We are Asking for Help from the City Council, and All Connected to the City of Banning. We have been a part of this Community for almost 40 years. We have paid Taxes for many years. **We have lost 4 Buildings, which were a Source of Income due to the Rezoning.** We have painted, boarded up, repaired fences and got several 40 yard very large Dumpsters. An Incredible amount of Work, Money, and Stress has been due to the Homeless, since 2009. Without a Tenant on the Property, it is impossible to keep up with the Destruction and Homeless People. We were Denied the New Tenant we had. The Police have always been nice to us, but they have stated, **"There is not too much they can do".**

Due to our long Ownership and our Financial Loss, as well as the Mental Strain, I do believe we do deserve the Appropriate Consideration from the City of Banning. The City has told me that they changed the Zoning, so they would have quaint Restaurants with Outside Seating in their Downtown Area. **This Downtown Area was "Banning's Show Case".** It certainly did not turn out that way. Then when the Court House and Mission Center was to be built that would change everything. The Mission Center dropped out of the Picture. A Great Loss. Nothing turned out as the City Stated. The Property Owners suffered terribly due to the Zone Change. We went from a Steady Income to Unbelievable Expenses, Physical work, Terrible Anxiety and Daily Fear. The Police could not even help us. Try as they may. When Mr. Schulze first became City Manager, he thought he could get it under control, but it is still a continual problem. **It seems it cannot get Any Worse, but Day by Day it Gets Even Worse.** Now, **The City has a Homeless Camp next door to our property. There are 100 People there, Threatening Dogs, City Portable Toilets, Dumpster and Drugs. We had a Fire Spring of 2021 in the Totally Remodeled \$35,000 Building #4 after the Homeless were given Permission by City to have the Homeless Camp Next Door. Our Family has now totally lost 4 Buildings due to Fires caused by the Homeless. Fire Insurance was rejected due to the Terrible Homeless Problems in Banning.**

We read in the **Local Paper** that the City of Banning was putting and controlling the Homeless on City Property. **That is Not Correct.** They let them go into our property cutting and axing wood, etc. to enter. **The Homeless have said the City said, "they could stay on our property, because it was behind very high steel solid fences and they would not bother them, if they went there".** Of course, we told them "NO" and had Security call the Police. **The Police told Security People, they really could not do anything. Security People we hire Quit, due to the Helplessness and Fear of this Situation.** We have signed Papers at the Police Department to Arrest anyone on the Premises. **This does not happen.**

Huntington Beach has put in a Huge Shelter that is monitored, so that people can be helped to be part of Society again. **Perhaps, this is the only way to handle the Homeless Problem, so Everyone does not Migrate to the City of Banning.** **What we are doing is Not working. In Banning, they have Full Autonomy to do Drugs, Etc. and have no Accountability. This is Comfortable Living for them, but a Nightmare for the Rest of Us.** In fact now, we are attracting Homeless from other States, because of our Reputation and Lack of Structure. Their must be Government Funds that will help our City.

We do feel as long standing members of the City of Banning, we do deserve the appropriate consideration and attention with the problems of the Homeless, Code Enforcement, and for the City to Revisit the fact that the City said, in November 2019, that they would be purchasing our Property at Fair Market Value. Now we do not even have the buildings the Brewery wanted to Remodel and Rent prior to the November 2019 Meeting. That would have been Great for the Area. Nothing will happen in this Downtown Area, if the City cannot get a handle on the Downtown Homeless Problem.

The City purchased the property 1.2 acres 2 doors down (not as desirable) as our property in the Fall of 2020, for \$340,000. Based on that, Fair Market Value for our property 2.12 Acres would be a Minimum of \$800,000. Our Property is over Twice as Large with 2 Streets for Ingress & Egress (Ramsey and Williams) with Great Freeway Sign Visibility. We are on the same street as the Court House. Zoning is Commercial and High Density Residential, so there are Federal & State Funds for Section 8 Developers.

Supporting Information not given at the Council Meeting Due to Time Restraints

Page 1:

When we first started having very serious problems with the Homeless, we went to the City in approximately 2015 and asked; if maybe we should make our buildings into a Homeless Shelter, since we had such a terrible problem with the Homeless and all of us in the Community were suffering. I had 7,400 square feet of buildings. They could have someone Monitor the Building, and direct the Homeless to different Departments that could help them. Some are Mentally Sick. This would have only been temporary. They could have someone at a desk to Monitor until the Downtown Area could start to Improve and bring Business into the Area but would get the Homeless off the Streets. I was denied. In the early 2019, I was contacted by a Committee Service Group and Several Churches in Banning. They would do all the work and had Volunteers that would help and according to them the Homeless had many talents and could help in this Out Reach Program. Carol Shetland and several Church Pastors went to the City to see, if this would be feasible. In fact, they were currently bringing food, clothes and showers to the Homeless Camps in Banning. The Group were trying to help the people get their Social Security Checks, but without an Address, it was impossible. They said, the City was very Polite and said they would get back with them. **The City never did.** The City thru the Banning Inner Circle told them the City would **NEVER have a Homeless Facility in Banning.**

Somehow, we think the City has turned over All the Homeless Problems to the Property Owners in Banning. **The Police are great, but I am told from the people who understand the Homeless and their Issues. that the Police would have to go Back to the Properties, after they are Asked to leave EVERY 4 HOURS IN ORDER FOR THEM NOT TO RETURN.** **These Groups have worked Day To Day trying to help the Homeless.** I understand that the Police have Officer Sayedski, as a Liaison for the Homeless and that he is well respected. They believe he is trying to see what is working in other Areas, so we can get a handle on this Homeless Problem. No Business or Stores will want to go into Downtown, or as the City has said, when they changed the Zoning, the **Show Case of Banning** unless something is done.

Now All 4 of my Buildings, 7,400 sq. Feet of Usable Space has been burned starting in 2020. I was told prior to any of our fires that the City at the November 2019 Meeting had money due to the New Business Ventures and the City would be purchasing our Property. They were growing Cannabis and Joint Venturing in 4,000 new homes. **The City said, now they could get the Homeless Situation Under Control, because they could afford more Police that would just handle the Homeless.** I now hear Banning is the Capitol of Cannabis.

Now it is Not an Option to make our 7400 square feet Buildings a Homeless Shelter even, if it could be run with Volunteers that have contacted us. We are Sure the City has plenty of Land up by their Growing Fields that they can create a Homeless Shelter like the one in the Huntington Beach. (Picture Enclosed) This Facility is Monitored and they give people the Guidance they need. Then that would Remove the Homeless that are in the Downtown Area. **The Police would have to Monitor Downtown Daily, so they do not come back to the Downtown Area, where they can do and get what ever they want. Pretty Good Living.** (Drugs are being sold in the Camp next door.) If a Facility is Monitored, the people can be Removed from Downtown and they can go where they can get help from all the other Agencies or the Church people that help the Homeless. **Banning might Not be so Wonderful Then.**

WHAT BANNING HAS BEEN DOING FOR THE PAST 12 YEARS IS NOT WORKING.

Page 2

We have a Huge Homeless Camp, as of 2020, next door to us with a City Dumpster, Portable Toilets, and Community Services that go to the Property to help the Homeless. We presume they are getting Water from some where or that would be a Health Issue. There are about 100 people in this Camp. They have removed part of our Fence, which I Constantly Repair, so they have easy access to Ramsey. They do not want to go by the Blue Building the City Now Owns, since they say there is a Very Mean Gang of people living in that Facility. What is the City doing? Soon we will All have Mental Issues. I currently have several Major Health issues due to this constant Stress. This Camp property is owned by Bertha Marcias. She used to have a fence in the back of her property and now that is gone. Bertha, as all of us have had nothing, but problems with the Homeless. **Bertha has NEVER given permission to the City to have the Homeless Camp.** The last of our Buildings that was totally Remodeled for \$35,000. was burned to the ground this Spring 2021, while this Homeless Camp existed and gave free excess to our Property. There is Nothing left to the Building. It is now an Open Air Patio.

Our property is at 553 E. Ramsey on the Hargrave Off Hwy 10 with Great Freeway Building and Signage Visibility. We never had a Vacancy on the Property until 2009, after the City changed the zoning to Commercial and High Density Residential. Our property was Always rented and we never had a Homeless Problem. The City refused to give a Business License to several potential Tenants, because they were Car Repairs or affiliated business as to Cars. This should not have Happened, but how do you fight a City that keeps Beating Us Down. We had 4 Buildings on the Property. Brian with the City and Pam in the Business License Office did not understand why the City would not approve the Applications of new Tenants **even though I was “Grandfathered In” for Car Associated Businesses for 6 months, when the Zoning was changed. That was the Beginning of our Constant Nightmare.**

The Homeless started coming in and defacing the property. We painted the Outside and Inside of all the Buildings, as the City Requested. We called the Police concerning the Homeless and we asked them to leave only to have them return in a couple of hours after the Police or we left the premises. My neighbor that has a Market, Amar Chand, next door could see the Homeless and hear them. He and other neighbors and us even called the Police. The Residents in the Cottages across the street also called the Police. The Police told them the same, as they told us. **“They really could not do much. We ask them to leave and they return immediately.”** The Police and Detective Fisher have told me it was not safe for anyone to go into property, since there were Drugs, Needles, Sex and Drinking involved. The Police told us, they themselves go with **2 Policeman and they have Guns.** We enter, because we must even though we are fearful and have no guns or no protection. The Police and Detective Fisher have Always been very kind and tried to help us. Somehow we need help from the City to handle this Homeless Nightmare. **The Police seem to have their Hands Tied for some Reason.**

Inmates are discharged from the Banning Prison and dropped off at the Gas Station at Hargrove. One block from our property with no transportation or money. Of Course, they end up on our Property. One Inmate spilled Oil on our Driveway that ran down the street causing our family a loss of over \$750,000. The man called and apologized to me with Detective Fisher. The Inmate was very upset with the Legal System, and somehow we ended up suffering.

We have hired Security People plus we have gone out to check the Property. The Police have Always been very nice, but it seems they are very limited. The hired Security People get frustrated, since after Reporting to the Police nothing is done and then they feel unsafe, since they have no weapons themselves, so of course they Quit. It seems Futile. In Fact one Security Person had 3 Dogs and was checking the Property Daily. He was told that his Large Security Dogs would end up being Poisoned. Of Course, he Quit.

Page 3:

Ted Shove worked for the City and he stated, if we could finish one building and rent it, the City would approve it. We did improve the #4 Building. We had the Local Draftsman, Roberto Garcia, draw the Plan that the City Requested and got the Permit. We put \$ 35,000 into fixing up that building. City Officials came out and said they wanted something done to the building as to the Electricity. I had the Electrician, Richard Marrone, that did work for the City present at the meeting. He told them no problem he would do it. This is after we Drew Plans as requested and Paid for the Permit & Received the Permit. We did all the Improvements. The Different Departments then had a Group Meeting on the Premises and told us they now wanted **ALL** the buildings done at the same time or they would not give a Business License. This was very upsetting to Ted Shove. Mr. Shove tried talking with them but with No Success. The City has made us throw Good Money after Bad trying to get our property rented and the Homeless off of the property. It was Impossible to get all the buildings done at the same time, since when we worked on one building the Homeless were damaging the other building. Ted Shove apologized to me and could not understand their thinking. Mr. Shove thought by occupying one building, we could then get rid of the Homeless Problem and proceed to rent the other properties after necessary repairs. We, of course, agreed. That was too Simple of a Solution for the City. Better the City Destroy our Estate and what till All my Buildings were set on Fire.

In recent years, the Homeless have told us that the Police said, "if they went on our Property, the City would not bother them". This would be behind a very high solid fence and off the streets of Banning. Of course the City states, this is untrue but a few Homeless told me they would put it in writing. One thing for sure, we cannot keep them off the property no matter what we do. Somehow, the City or Riverside County has to help figure something out or fill the jails with the Homeless every day, when they are arrested. We have signed Papers for the City to Arrest Anyone on the Property several times for years dating back to 2009 and several times afterwards, when asked to sign again. The City has my phone number and Email. They had a key to my Gate Lock and then a Number for a Number Lock, but they said the Homeless just cut the Locks. At one time, the Police told me they would drive into the property at the end of their shifts, since the Police Department was only 1 block away. They did this for a while and then stopped. Why, I do Not Understand, but I am sure it came from Higher Up than the Police. **The Police have Always been very nice and very aware of the terrible problems.**

November 2019, we meet with Mr. Douglas Schulze. Mr. Ted Shove had left the City.

(Sad but True). Mr. Schulze was the new City Manager and seemed very nice and wanted the City to go in the right direction and he wanted to help us. Mr. Schulze said, the City now had money from the Cannabis Projects and the Joint Venture of building approximately 4,000 homes in Banning. He stated that the City was planning to buy the property. I meet with him the day of a Council Meeting in November 2019. I had wanted to go to the Council Meeting in connection with the Brewery, but he said, it would not be necessary he would handle it for me.

We had a Brewery that had spent a lot of money, as to plans and demographics. They would put the Brewery in the 3600 s.f. building. The very high ceilings were perfect for the Brewery. They wanted Roof Top Seating and Live Music on Weekends. The Brewery thought it would be very successful and would end up Renting the other 3 Buildings or possibly buy the entire property. We wanted to bring the Plan to the City Council to see, if they could help us with the Homeless problem, so we could go forward. The Company would go forward, if the Homeless on that street could be solved. They loved the Freeway Signage for the Building and how it was at a Main Off Ramp on the way to and from the Casino. We no longer pursued this Brewery with the City, since the City was going to give us a very Fair Market Price and purchase the Property. Mr. Schulze made that sound easier for us and at over 80 years old, we thought it would be better considering the Homeless Problem and the Medical Problems the Unresolved Homeless Issue. This was causing continual stress. **Morally, this is Not Right !**

Page 4:

At that meeting Mr. Schulze, stated he was working with a Large Store and our location was perfect, since we bordered on both Ramsey and Williams. Mr. Schulze told us the City would buy our property at a very Fair Market Value. Mr. Schulze said the Value was in the land. Mr. Schulze stated, "No buildings on Ramsey on the block of the Court House had any value". The City Visualized a Very Different Appearance for their "**Showcase for Banning**".

Then the Virus came. While we were waiting for the City, which he stated was delayed do to the Virus and the Tiny Houses for the Homeless burned down. The Lot next door to us became the City's Homeless Camp with more people than in the houses. Then our Property started to have fires. Of course, Fire Insurance was Rejected by the Insurance Companies due to the Homeless Problem in Banning. The First Fire was the #1 Large Building that was going to be the Brewery in Spring of 2020, with the #2 Building. A few months latter the #3 Building was set on fire. Now just this year, the Spring of 2021, the #4 Building that we completely remodeled for over \$35,000. was burned to the ground with the Homeless Camp next door.

We were told by Mr. Schulze that the City purchased the property of 1.2 Acres (2 properties down) on Ramsey for \$340,000. This property is less than 1/2 the acreage of our property. It does not have Great Sign and Building Visibility from the Freeway or 2 streets to Service the property. Our property is 2.12 acres. It has Ingress & Egress on Ramsey and Williams St. It is Off the Main Off Ramp with Great Building and Sign Visibility from the Freeway.

We were promised a Fair Market Price, even though Arthur has said, several times through the last 12 years, that the City could make our life so miserable, we will sell 25 cents on the dollar or just donate it like others have done to the City of Banning. Arthur has made this his Career to Destroy our Property and Our Well Being. We do believe this is very Unfair and taking advantage of people who have owned the property for almost 40 years.

We are sure our Property is worth \$800,000 or more based on the price paid for the property the City bought 2 doors down. Our Property is Commercial and Residential High Density where the other property is only Commercial with no 2 street access. When the City added High Density to our property a few years after the Rezoning, I asked why they were doing that. They told us that it would have a higher value due to the change they were making. I understand, the Residential High Density lets you get Federal & State funds to build Section 8 Low Cost Housing for Developers.

We have lost income, since 2009, when the City decided to change the Zoning. They said, they Envisioned this the Downtown Area to have Restaurants and Unique Outside Dining and Unique Little Shops. Somehow, it did not work out anything like that and the real losers, as to the Decision the City made were the Property Owners.

This has become an unbearable situation for us. Now we do not have only our Local Homeless, but we have Out of State Homeless thinking this Downtown Area is a Great place to be. The Homeless have told me they came from other States, because of Banning's Reputation. They are near everything and can have complete Autonomy as to Drugs, Life Style, Etc. They have a Great Location. We are in a Helpless Situation.

I am pleading, as a long time tax paying owner in the City of Banning, that has suffered thru very difficult issues thru the years due to City Decisions. Please Consider Helping us Solve the Problems we are faced with, so we can have some Peace, and Rebuild the Downtown Area.

Your Consideration is Greatly Appreciated. Thank You, DBBF LLC, M. Dureau (760) 917-1060

















Banning T. Bleul Council Meeting 5/25/21
Read by Linda Colletti (Due to Health)

I Theresa Bleul, I am a retired Licensed Contractor.

Mrs. Dureau contacted me in May 2021, since Code Enforcement, Arthur, wrote her about Boarding up the 4 Buildings that were Burned Down by the Homeless. As I told her, it is Impossible without practically Rebuilding All the Buildings due to this Total Destruction. This would make No Sense, to Rebuild Buildings that the Homeless Never have a Problem Entering. Due to the fires, 4 Buildings now need to be Demolished.

Mrs. Dureau's Family are now Suffering Additional Financial Loss. Plus the On Going Expenses Taxes, Liability Ins., Security, Etc.

I would think the City would help with this Situation, since they could Not Control the Homeless in Banning.

The City would not Approve New Tenants that applied for Business Licenses even during the Grandfather Period (6 Months) after the Rezoning. I went to the City myself

I have worked and Managed 553 E. Ramsey for at least 20 years while it was leased prior to the Zone Change. I have also, sent Cleaning Crews in to Board the Property and Clean the Debris. This has been an Ongoing Problem, since approximately, 2010. That is 11 years of very high expenses.

We have hired Security. After, they are threatened and the Police cannot due anything to Support them. They quit.

One Security Person was working and he had three Dogs for Protection. They threatened to Poison his Dogs by putting meat in the empty lot area, since his Dogs would not go near them. Of course, he Quit.

This situation seems threatening to Security People that have been in the Military, that are use to Difficult Situations, so how can a Private Citizens be expected to handle this.

We did what ever the Code Enforcement or the City has asked in the Past.

After the Zone Change, due to the Homeless breaking into the Buildings, it became an Impossible Situation. I and Others have called the Police many times. The Homeless leave briefly only to Return the Next Day or Hours After we Leave.

The Homeless have said, there are different Gangs in the Area and they cannot go into certain Buildings like the one 2 doors down, since that Gang is very Threatening.

How do you Expect Property Owners to Handle the Homeless Problem that the City and Police Department cannot handle.

THANK YOU, THERESIA BLEUL



RIVERSIDE
COUNTY
TRANSPORTATION
COMMISSION

EXHIBIT B



I-10 HIGHLAND SPRINGS INTERCHANGE IMPROVEMENT PROJECT

Banning City Council

May 25, 2021



David Lewis, RCTC Capital Projects Manager



Background

- September 2019 – RCTC, City of Beaumont, and City of Banning entered into Cooperative Agreement to prepare Highland Springs Interchange PSR
- Western Riverside Council of Governments provided \$2 million in TUMF Zone funding
- March 2020 – PSR-PDS started





Anticipated Schedule

PSR

- March 2020 – August 2021

PA/ED

- 2 years

PS&E and ROW

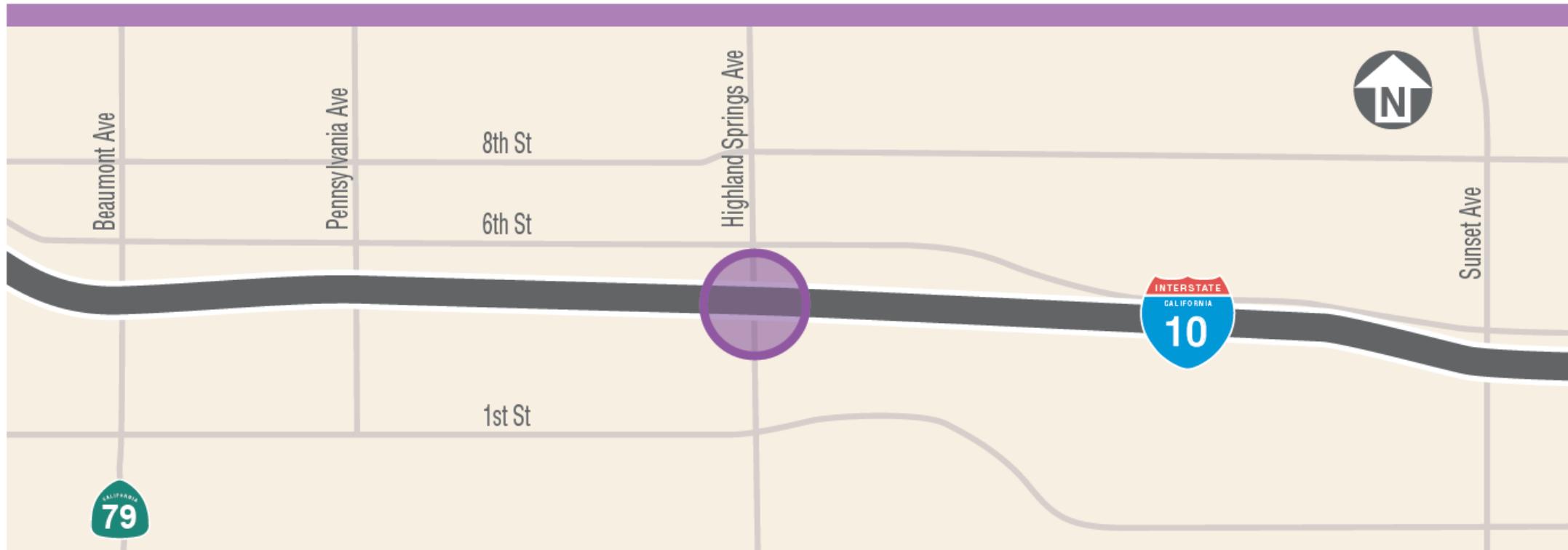
- 2 years

Construction

- 2 years



Project Location





PSR-PDS Highlights

- First draft submitted to Caltrans for review and comment, April 6, 2021
- Alternatives 3 and 4 provide higher traffic Level of Service than other alternatives
- Anticipated Environmental Document
 - CEQA – Initial Study with Proposed Mitigated Negative Declaration (IS/MND)
 - NEPA – Environmental Assessment with Finding of No Significant Impact (EA/FONSI)



PSR-PDS Alternatives Studied

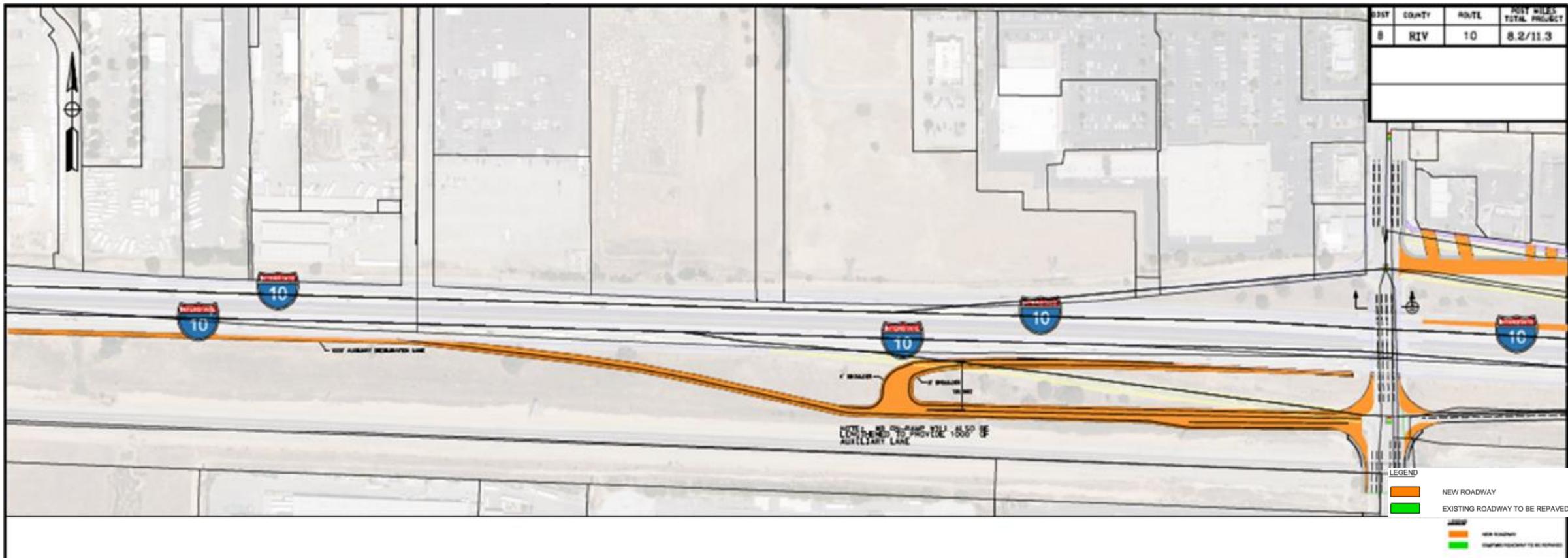
1. No Build
2. Hook Ramps:
 - Option A – New westbound on-ramp from Joshua Palmer Way east of Highland Springs Avenue
 - Option B – New westbound on-ramp from Joshua Palmer Way at intersection with Apex Street
3. Diverging Diamond Interchange with crossover before Union Pacific Railroad Structure
4. Diverging Diamond Interchange with crossover after Union Pacific Railroad Structure

Alts 2, 3, and 4 also include acceleration and deceleration lanes on eastbound and westbound I-10



Alternatives 2A & 2B

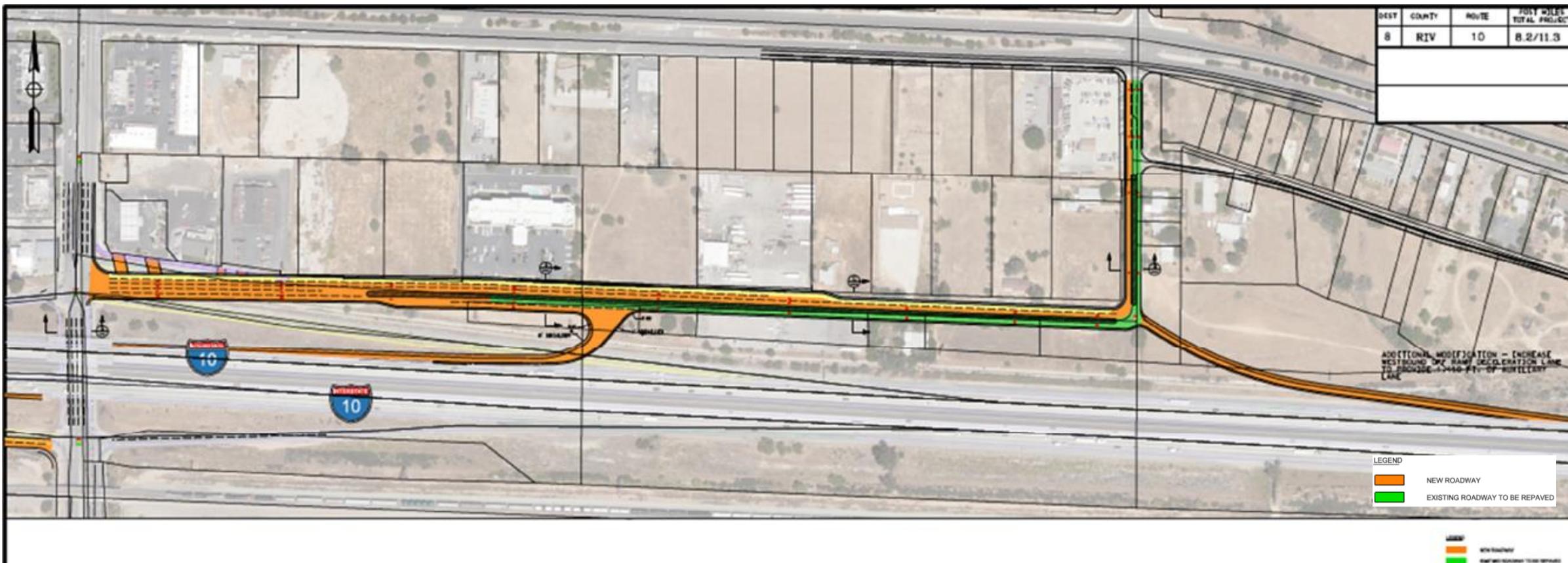
I-10 Eastbound Proposed Improvements





Alternative 2A

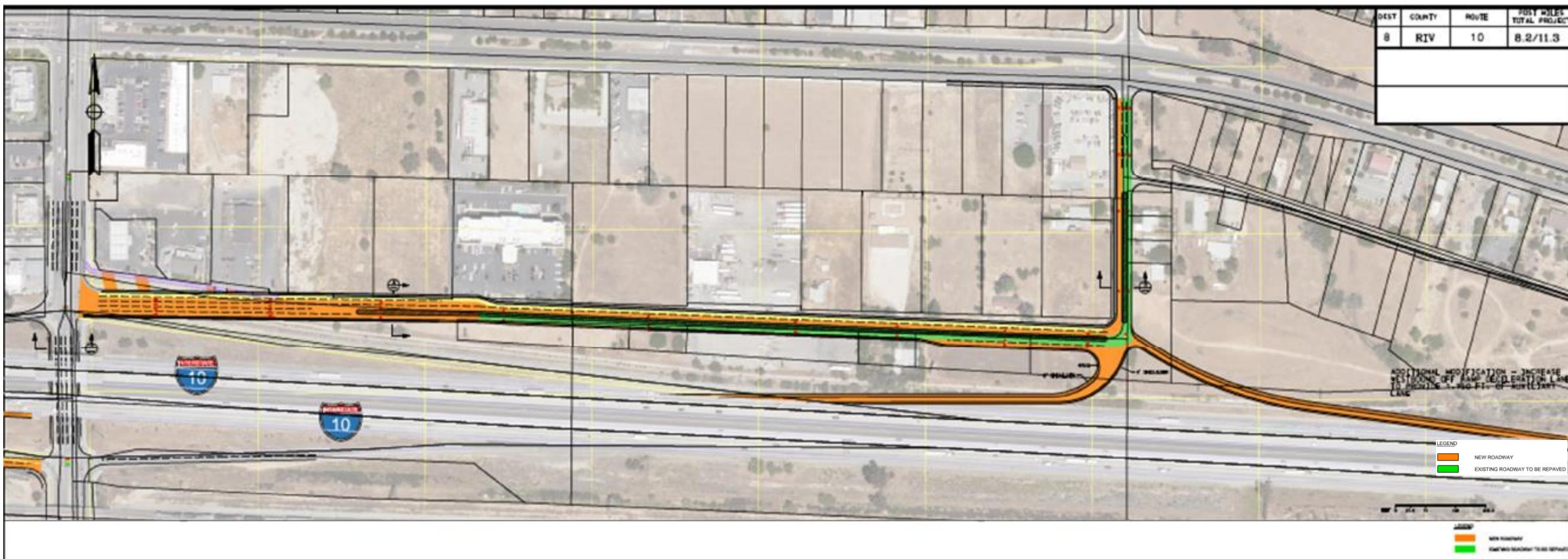
I-10 Westbound Proposed Improvements





Alternative 2B

I-10 Westbound Proposed Improvements

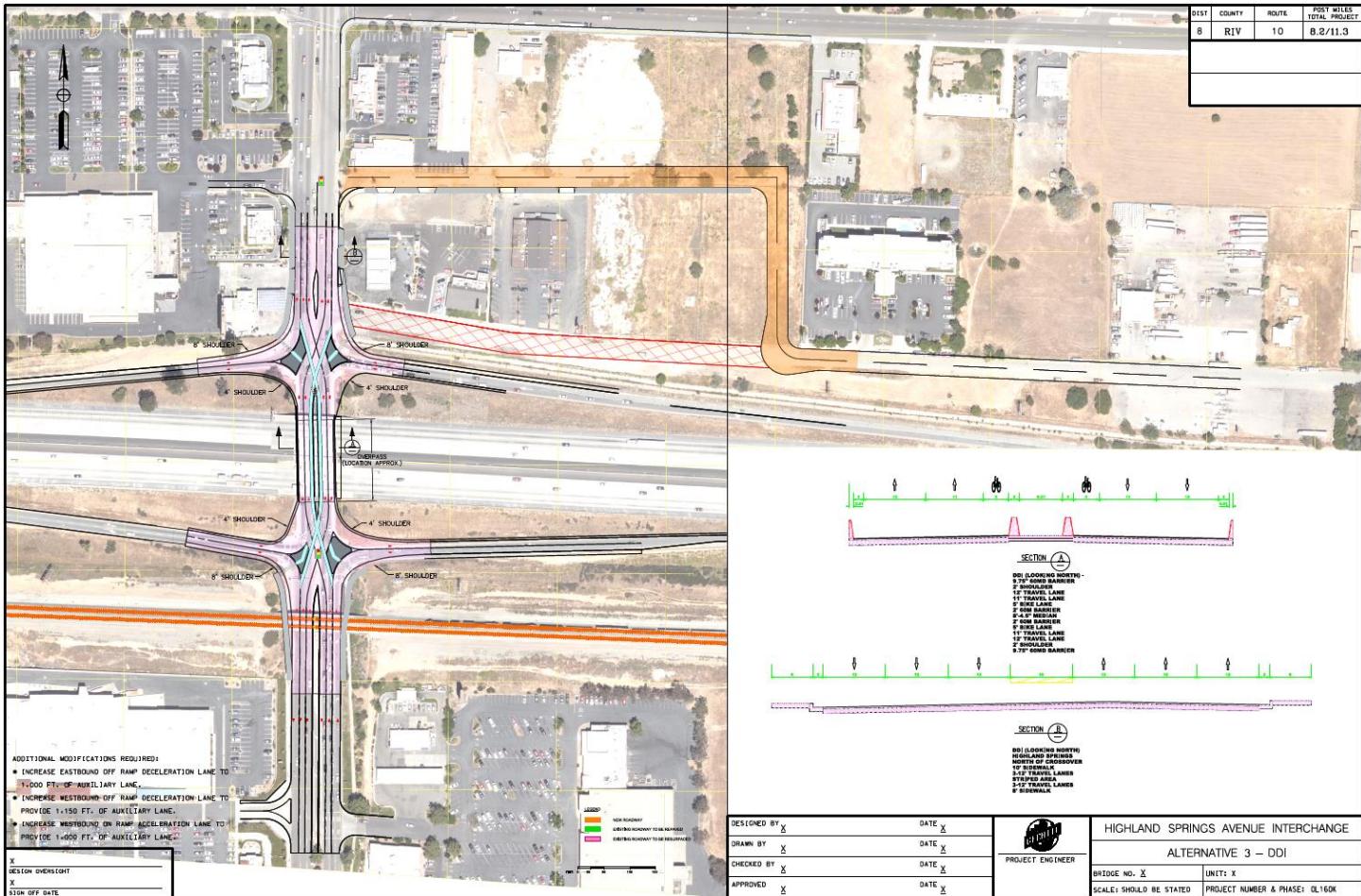




Interstate 10
HIGHLAND SPRINGS
INTERCHANGE

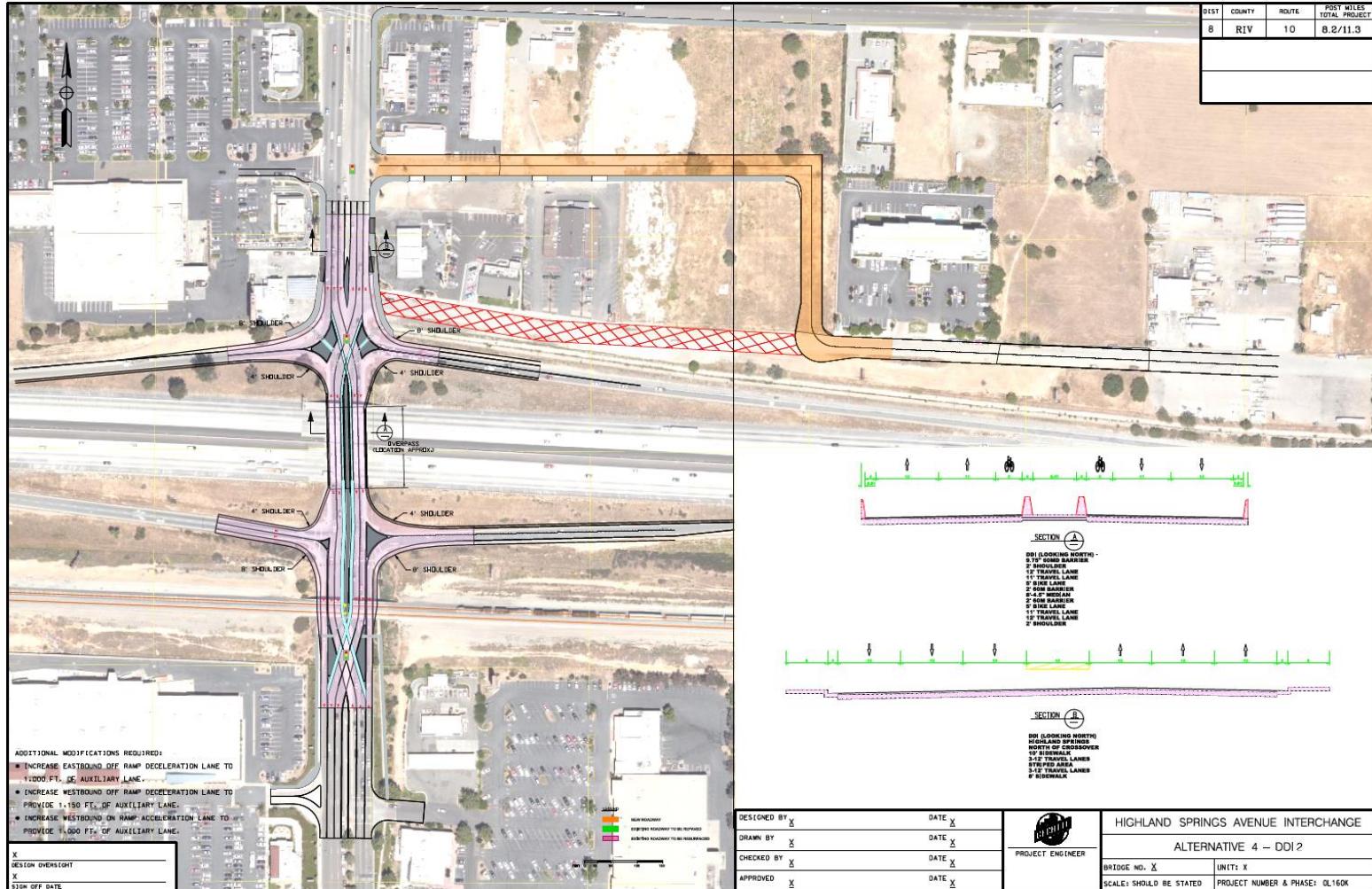


Alternative 3





Alternative 4





Path Forward

- Caltrans approval of PSR-PDS in August 2021
- \$1.5 million remaining balance can be used for PA/ED
- PA/ED Amendment to Cooperative Agreement
- Procure consultant team to perform PA/ED
- Begin PA/ED in December 2021
- Public review and comment of IS/EA occurs in PAED
- Selection of Preferred Alternative occurs in PAED



RIVERSIDE
COUNTY
TRANSPORTATION
COMMISSION



QUESTIONS



EXHIBIT C

City Council Agenda Item 7.1

CONSIDER PROPOSED ORDINANCE TO UPDATE THE LOCAL DEVELOPMENT
MITIGATION FEE (LDMF) FOR FUNDING THE WESTERN COUNTY MSHCP

1



Further Discussions

The Council introduced the Ordinance first reading at the May 11, 2021, council meeting.

Adoption of Resolution 2021-32 will establish the fee schedule recommended by the 2020 LDMF Nexus Study.

The Riverside Conservation Authority (RCA) will collect and administer the mitigation fees paid on behalf of the development industry.

2



Background

The City of Banning is a member agency of the Western Riverside County Regional Conservation Authority (WRCRCA).

Mayor Colleen Wallace serves as the representative and Mayor Pro-Tem David Happe serves as the alternate

All Cities, from Corona to Banning participate as full voting members of the RCA Board which was formed in 2004 to acquire, administer, and maintain conserved lands within the western portions of Riverside County.

The MSHCP strives to preserve 500,000 acres and protect 146 species, including 33 that are currently listed as threatened or endangered on either the Federal or State Endangered Species List.

3



Nexus Study Discussion

Participation in the MSHCP is required to receive the City's apportionment of Measure A sales tax revenue. In the previous fiscal-year (F.Y. 19/20) the City of Banning received \$627,191.39 in Measure A funding for local.

The state Mitigation Fee Act (Gov. Code §§ 66000 et seq.) requires a Nexus Study to be completed in order to establish a Local Development Mitigation Fee (LDMF).

Pursuant to the Mitigation Fee Act, RCA prepared a new nexus study ("2020 Nexus Study") to update the fees for the first time since original adoption.

According to the Nexus Study, many of the assumptions underlying the original Nexus Study (circa 2004) were not borne out by reality.

The 2020 Nexus Study calculated the expected costs to complete the 500,000-acre acquisition and manage in perpetuity, all managed by the MSHCP.

The Nexus Study extended the reserve acquisition period by an additional fifteen years

4



Category	Current Fee	Jul. 1, 2021 - Dec. 31, 2021	Jan. 1, 2022 – Jun. 30, 2022	▲\$
Residential, density less than 8.0 DU/AC (fee per DU)	\$2,234	\$2,935	\$3,635	\$1,401
Residential, density between 8.0 and 14.0 DU/AC (fee per DU)	\$1,430	\$1,473	\$1,515	\$85
Residential density greater than 14.0 DU/AC (fee per DU)	\$1,161	\$670	\$670	(\$491)
Commercial (fee per acre)	\$7,606	\$11,982	\$16,358	\$8,752
Industrial (fee per acre)	\$7,606	\$11,982	\$16,358	\$8,752

Fee Comparison

5



COUNCIL DATE	ITEM	DESCRIPTION	ACTION
May 11, 2021	Ord. 1572	Amendment to BMC to update fee program	1 st Reading
May 25, 2021	Ord. 1572	Amendment to BMC to update fee program	2 nd Reading
May 25, 2021	Resolution 21-32	Establishment of new MSHCP fees	2 nd Reading

PROJECT MILESTONES

6



STAFF RECOMMENDATION

That the City Council:

Staff recommends the City Council adopt Resolution 2021-32, establishing the Western Riverside County Multiple Species Habitat Conservation Plan Local Development Mitigation Fee Applicable to all Developments in the Plan Area.

7

The End

QUESTIONS OR COMMENTS?

INTRODUCTION OF RCTC STAFF

8

EXHIBIT D



Summer Programming

City of Banning
Parks and Recreation

1

Youth Soccer Clinic

- Partnered with Banning United Soccer Academy
- Six Week Clinic, May 15, 2021 - June 19, 2021.
- Ages 6-13
- 60 participants

 CITY OF BANNING PARKS AND RECREATION
& BANNING UNITED SOCCER ACADEMY
PRESENT

**YOUTH SOCCER
CLINIC**

Six week clinic, each Day will consist of stretching, skill-based drills, instruction, and small scrimmages.

May 15, 2021 - June 19, 2021

Saturdays

Ages 6-8: 9:00 -10:00 AM
Ages 9-10: 10:15 -11:30 AM
Ages 11-13: 11:45 AM -1:00 PM

Cost is \$40.00 per child and includes a shirt and soccer ball

Limit of 25 kids per age group.

For more information contact the Banning Community Center at 951-922-3242 or sign up now at <http://bit.ly/banningrec>

2

Zumba Gold

Join us on Mondays and Wednesdays at the Banning Community Center!

Time: 7:00 a.m.

Price is \$3.00 per class

Great opportunity to get motivated and start working out!

Banning Community Center
787 North San Gorgonio Ave. 951-222-3242

ZUMBA
gold

FIT FOR THE YOUNG AT HEART

GET ACTIVE WITH GREAT PEOPLE AT THE DANCE PARTY WORKOUT THAT MOVES AT YOUR PACE.

Masks and Social Distance Guidelines must be followed!

3

Online Driving Course (New Program)

ONLINE DRIVING SCHOOL

AllGood Driving School **\$39.00 per student**

Online Driver Education is a required course for teens under 18 years old to receive a driver's permit and ultimately a driver's license. Our course is completely self-paced and is interactive, informative and fun. This course does not include behind the wheel driving lessons.

Sign up now at <http://bit.ly/banningrec> or at the Banning Community Center. For more information contact the Banning Community Center at 951-222-3242

4

Pickleball

- We are currently offering Pickleball at the Community Center.
- Current guidelines only allow for Singles (one on one).



5

Summer Hiring

- We have been hiring for summer staff since February 2021
- Low hiring turnout
- 8 returning Lifeguards and 4 new Lifeguards (normally have 15-20)
- 0 new Assistant Pool Manager (normally have 2)
- 2 new Pool Manager (normally have 2)
- 1 returning Recreation Leaders and 4 new Recreation Leaders (normally have 11)

- Positions included
 - Recreation Leader
 - Lifeguard
 - Assistant Pool Manager
 - Pool Manager

*Closure in 2020 created a decrease in those returning for the 2021 year.

6

Pool Hours

- Swim Lessons: 9:15 AM – 9:55 AM; 10:00 AM – 10:40 AM
- Lap Swim (M, W, F, Sat.)/Water Exercise (Tue. and Thur.);
11:00 AM to 12:00 AM
- Open Swim (Mon. thru Sat.)(2 sessions);
12:00 PM – 1:45 PM and 2:00 PM – 3:45 PM
- Swim Lessons: 4:15 PM - 4:55 PM; 5:00 PM – 5:40 PM
- Family Night Swim (Tues. and Thur.); 6:00 PM – 8:00 PM
- Aqua Zumba (Mon. and Wed.); 6:30 PM – 7:15 PM



7

Jr. Lifeguard Program



- Participants will learn the basics of what it means to be a lifeguard, shadow a lifeguard, and learn basic lifesaving skills.
- Ages 12-14.
- The program will begin the week of June 21, 2021 and will end on July 28, 2021.
- Pre-registration is almost full.

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Swim Lessons

- Swim lessons are being offered at the pool.
- Pre-registration is 80% full for the first 2 sessions and 50% full for last 3 sessions



Instructional Swim Classes

Lessons are \$45/residents \$50/non-residents for two-week course, consisting of 40 minute lessons for eight days, Monday thru Thursday.

Levels:

Parent & Tot (Ages 1.5-3), Beginning Pre (Ages 3-5), Advanced Pre (Ages 3-5), Level 1 (Age 5+), Level 2 (Age 5+), Level 3 (Age 5+), Adult Swim Lesson (Age 18+)

Session Dates

Session I - June 7 through June 17
 Session II - June 21 through July 1
 Session III - July 5 through July 15
 Session IV - July 19 through July 29
 Session V - August 2 through August 12

Mornings: 9:15, 10:00
 Afternoons: 4:15, 5:00

Sign up now at
<http://bit.ly/COBSwimLessons>
 or for more information
 contact us at 951-922-3242



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Day Camp

- Children will enjoy spending their days with friends and our fun staff. They will create fantastic works of art, participate in fun games, learn new sports skills, take local field trips, and swim at the Aquatic Center.
- Camp will be offered from 8:00 AM to 5:00 PM
- We will have two groups each with a maximum of 15 kids.



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Other Programming



- Dive in movies
 - We would like to do 4 Dive in Movies throughout the summer at the Aquatic Center
- Pop - Ups in the Park
 - We would like to do 3-4 Pop- Ups in the Park throughout the summer, where we offer different activities and crafts for kids to do.

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Other Programming

- 4th of July Event
 - We will be having a firework show and live event following all state and local guidance at the time of the event.
- Tie Dye and Ice Cream Party
 - We have been holding monthly parties, such as teddy bear and paint parties. So for the month of June we will hold a Tie Dye Party!



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Fall Plans

- Continued Contract Classes
- Flag Football League
- Events such as Halloween Fest and Hispanic Heritage Month
- Youth Basketball League
- And more!

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Questions?

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