



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**

4/25/2023

REGULAR MEETING

COUNCIL MEMBERS PRESENT:

Council Member Sheri Flynn
Council Member Reuben Gonzales
Council Member Rick Minjares
Mayor Pro Tem Colleen Wallace
Mayor Alberto Sanchez

COUNCIL MEMBERS ABSENT: None

OTHERS PRESENT:

Doug Schulze, City Manager
Serita Young, City Attorney
Laurie Sampson, Assistant City Manager
Caroline Patton, Deputy City Clerk
John Garside, Multimedia Specialist
Art Vela, Director of Public Works
Lincoln Bogard, Administrative Services Director
Thomas Miller, Electric Utility Director
Adam Rush, Community Development Director

1. CALL TO ORDER

Mayor Sanchez called the regular meeting to order at 5:00 p.m.

- 1.1. Invocation – Council Member Gonzales provided the invocation.
- 1.2. Pledge of Allegiance – Council Member Minjares led the Pledge of Allegiance.
- 1.3. Roll Call

COUNCIL MEMBER	PRESENT	ABSENT
Flynn, Sheri	×	
Gonzales, Reuben	×	
Minjares, Rick	×	
Sanchez, Alberto	×	
Wallace, Colleen	×	

2. AGENDA APPROVAL

2.1. Approve Agenda

Motion to approve the agenda.

Motion by Mayor Pro Tem Wallace
Seconded by Council Member Gonzales

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Flynn, Sheri	✗				
Gonzales, Reuben	✗				
Minjares, Rick	✗				
Sanchez, Alberto	✗				
Wallace, Colleen	✗				

Motion approved by a vote of 5-0.

3. PRESENTATIONS

3.1. Proclamation – National Police Week

Mayor Sanchez read the proclamation. Acting Chief of Police Jeff Horn honored the officers of the Banning Police Department.

4. REPORT ON CLOSED SESSION

4.1. City Attorney Young reported on agenda items 3.1 from the Special Meeting at 4:00 p.m. For Agenda Item 3.1, there was no final nor reportable action.

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

5.1. PUBLIC COMMENTS

The following individuals addressed City Council during Public Comment:

- Lynnea Hagen
- Inge Schuler
- Pat Murkland
- Kathy Aranda
- Roman Pellum
- Mary Ann Rickena
- Madeline Shewchuk
- Karen Lemus
- Jackeline Castellanos
- Jessica Lopez
- Sarah Huntley

- Brianna Montano
- Candace
- Jack Gunderson
- Ellen Carr
- Michele Walter
- John Hagen
- Virginia Cervantes
- Aaron Thomas
- Robert Ybarra
- Harry Sullivan
- Tracy Mahoney

5.2. CORRESPONDENCE

One item from K. Aranda was received and distributed to City Council. It is attached to the meeting minutes.

5.3. APPOINTMENTS

None

5.4. CITY COUNCIL COMMITTEE REPORTS

Council Member Minjares reported on a Desert Task Force meeting on stormwater compliance.

Mayor Pro Tem Wallace reported on a Community Action Partnership meeting regarding strategic planning goals.

5.5. CITY MANAGER REPORT

City Manager Schulze reported on the City's Code Enforcement program, Ramsey corridor cleanup efforts, and a free tree-planting event.

5.6. CITY ATTORNEY REPORT

City Attorney Young had no report.

5.7. CITY TREASURER REPORT

Treasurer Geronimo reported on the latest Budget and Finance Committee meeting.

Mayor Sanchez announced a recess at 6:36 p.m. The meeting was reconvened at 6:53 p.m.

6. CONSENT AGENDA

- 6.1. Approval of Minutes of the April 11, 2023 City Council Meetings
- 6.2. Approval and Ratification of Accounts Payable and Payroll Warrants Issued in the Month of March 2023

- 6.3. Receive and File Cash, Investments and Reserve Report for the Month of March 2023
- 6.4. Receive and File Police Department Statistics for the Month of March 2023
- 6.5. Receive and File Fire Protection Services Statistics for the Month of March 2023
- 6.6. Receive and File Public Works Capital Improvement Project Tracking List
- 6.7. Consideration of Resolution 2023-71, Authorizing the Submittal of a Water Recycling Funding Program Planning Grant Application for a Request of \$150,000 and Authorizing the City Manager or Designee to Sign and Submit All Required Documents Related to the Planning Grant Application
- 6.8. Consideration of Resolution 2023-72, Approving Amendment No. 2 to the Professional Services Agreement with Comcate Software, Inc. for Code Enforcement Management (CEM) Software for Fiscal Years 2023/24, 2024/25 and 2025/26 for a Not-To-Exceed Amount of \$43,532.24
- 6.9. Consideration of Resolutions 2023-73, Amending the City's Compensation and Classification Plan, and Resolution 2023-74, Amending the Compensation and Benefit Plan for Unrepresented Confidential and Unrepresented Management Employees Who are not Covered by Employment Agreements
- 6.10. Second Reading and Adoption of Ordinance 1588, An Ordinance of the City of Banning, California, Amending Chapter 2.08 (City Manager) of Title 2 (Administration and Personnel) of the Banning Municipal Code to Remove References to the Assistant City Manager Position, Updating a Code Section Cross-Reference in Section 13.05.020 (Authority) of Chapter 13.05 (Banning Electric Utility) of Title 13 (Public Services) of the Banning Municipal Code, and Making a Determination of Exemption under CEQA Guidelines Section 15601(b)(3)
- 6.11. Receive and File Update on Cost Recovery for First Responder (EMS/Fire) Medical Billing Fees Collected by Wittman Enterprises LLC
- 6.12. Approve Amendment No. 1 to the Purchase Order with Couts Heating and Cooling, Inc of Corona, California for As-Needed HVAC Services for City of Banning Facilities in the Amount of \$10,000 for a Total Purchase Order of \$32,000
- 6.13. Letter Requesting Reconsideration of the Closure of Chuckawalla Valley State Prison in Blythe

Public Comment

None

Motion to adopt the consent agenda 6.2 through 6.7 and 6.10 through 6.13.

Motion by Mayor Pro Tem Wallace
Seconded by Council Member Minjares

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Flynn, Sheri	X				
Gonzales, Reuben	X				
Minjares, Rick	X				
Sanchez, Alberto	X				
Wallace, Colleen	X				

Motion approved by a vote of 5-0.

6.1. Approval of Minutes of the April 11, 2023 City Council Meetings

Public Comment

None

Motion to adopt the meeting minutes for April 11, 2023 as amended.

Motion by Mayor Pro Tem Wallace
Seconded by Council Member Flynn

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Flynn, Sheri	X				
Gonzales, Reuben	X				
Minjares, Rick	X				
Sanchez, Alberto	X				
Wallace, Colleen	X				

Motion approved by a vote of 5-0.

6.8. Consideration of Resolution 2023-72, Approving Amendment No. 2 to the Professional Services Agreement with Comcate Software, Inc. for Code Enforcement Management (CEM) Software for Fiscal Years 2023/24, 2024/25 and 2025/26 for a Not-To-Exceed Amount of \$43,532.24

Public Comment

- John Hagen

Motion to adopt Resolution 2023-72.

Motion by Council Member Minjares
Seconded by Mayor Pro Tem Wallace

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Flynn, Sheri	✗				
Gonzales, Reuben	✗				
Minjares, Rick	✗				
Sanchez, Alberto	✗				
Wallace, Colleen	✗				

Motion approved by a vote of 5-0.

7. PUBLIC HEARING(S)

7.1. Consideration of Resolution 2023-70 Accepting the 2022 Local Edward Byrne Memorial Justice Assistance Grant (JAG) Award and Authorization to Execute an Interlocal Agreement with Riverside County for the Distribution of Grant Funds in the Amount of \$10,122

The staff report was provided by Jeff Horn, Police Captain/Acting Chief of Police.

Public Comment

None

Motion to adopt Resolution 2023-70.

Motion by Mayor Pro Tem Wallace
Seconded by Council Member Gonzales

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Flynn, Sheri	✗				
Gonzales, Reuben	✗				
Minjares, Rick	✗				
Sanchez, Alberto	✗				
Wallace, Colleen	✗				

Motion approved by a vote of 5-0.

8. REPORTS OF OFFICERS

None

9. DISCUSSION ITEM(S)

9.1. Discussion of Potential Ordinance Establishing a Historic Preservation Commission and Adopting Reasonable Standards for Historic Preservation

Adam Rush, Community Development Director provided the staff report.

Public Comment

- John McLaughlin
- Pat Murkland
- Lincoln Bogard
- Gaye Rusk

9.2. Banning Municipal Airport Redevelopment Discussion

Doug Schulze, City Manager provided the staff report.

Public Comment

- Harry Sullivan

Motion to direct staff to continue negotiations with First Industrial Realty Trust.

Motion by Council Member Gonzales
Seconded by Mayor Pro Tem Wallace

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Flynn, Sheri		×			
Gonzales, Reuben	×				
Minjares, Rick	×				
Sanchez, Alberto		×			
Wallace, Colleen	×				

Motion approved by a vote of 3-2.

10. ITEMS FOR FUTURE AGENDAS

10.1. New Items

1. Scope and Duties of the Budget and Finance Committee (Wallace)
2. Neighborhood Groups/Identities (Minjares)
3. City Manager Approved Contracts Under \$25,000
4. Research on Spending Thresholds (Specifically City Manager Authority)

10.2. Pending Items:

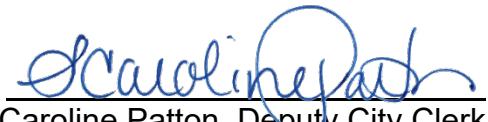
1. Grow Banning (Sanchez)
2. Potential Grants to Fund Playhouse Bowl Improvements (Sanchez)
3. Committee for Seniors (Gonzales)
4. Food Desert Zoning Overlay (Minjares)
5. ~~Historic Site Preservation Ordinance (Minjares) See Agenda Item 9.1~~
6. Roadside Services (Minjares)
7. Beautification of San Gorgonio Overpass Funding (Gonzales)
8. Update to Elected Official Reimbursement Policy Section D (Wallace)

9. Format of Meeting Minutes/Staff Reports (Flynn)—***Tentatively Scheduled 5/9/2023***
10. Revisit the Banning Animal Shelter and Agreement Renewal (Flynn) —
Tentatively Scheduled 5/9/2023
11. Revisit Municipal Code re: Condemnations/Code Enforcement (Flynn)

11. ADJOURNMENT

The meeting was adjourned at 8:42 p.m.

Minutes Prepared by:



Caroline Patton, Deputy City Clerk

*These minutes have been prepared as **Action Minutes** in accordance with City Council Resolution 1995-21 and Government Code Sections 36814, 40801, and 54953(c)(2).*

This entire meeting may be viewed here:

<https://banninglive.viebit.com/index.php?folder=City+Council+Meetings>

All documents related to this meeting are available here:

<http://banning.ca.us/Archive.aspx?ADID=2827>

ATTACHMENTS:

Exhibit A – Proclamation: National Police Week

Exhibit B – Public Comment Received

Exhibit C – City Manager’s Report 4/25/2023

Exhibit D – Agenda Item 9.1: Staff Presentation

Exhibit E – Agenda Item 6.13: Signed Letter in Support of Reconsideration

Exhibit A

P

**CITY OF BANNING
OFFICE OF THE MAYOR**



Proclamation

WHEREAS, more than a million law enforcement officers serve in communities across the United States, including the dedicated members of the Banning Police Department. Since the first recorded law enforcement death in 1791, nearly 24,000 law enforcement officers in the United States have made the ultimate sacrifice and have been killed in the line of duty. In 1962, President John F. Kennedy designated May 15 as Peace Officers Memorial Day and the week that it falls as National Police Week; and

WHEREAS, the City of Banning wishes to honor the service and sacrifice of law enforcement officers killed in the line of duty by participating in a candlelight vigil on Saturday, May 13, 2023, and by flying U.S. Flags at half-staff on Monday, May 15, 2023; and

WHEREAS, the Banning City Council formally designates May 14 - 20, 2023, as Police Week in Banning, California, to publicly salute the service of law enforcement officers in our community and communities across the nation.

NOW THEREFORE, the City of Banning City Council do hereby proclaim:



National Police Week
May 14 - 20, 2023

in the City of Banning and encourage the citizens of our community to join us in this special observance.

BE IT PROCLAIMED this 25th day of April 2023.

Alberto Sanchez, Mayor



Exhibit



NON-PROFIT ORGANIZATION

Vice President/Coach - Roman G. Pellum
Phone - +1 (442) 364-7420
Email - BAGSZNSportsClub@gmail.com
Website - BAGSZNOfficial.com

Social Media -
@BAGSZNSportsClub @BAGSZNOfficial

We're doing the things easy to do and also easy not to do.
That's what always gives us the slight edge.



An EDISON INTERNATIONAL® Company

9500 Cleveland Ave. 3rd Flr. **Christian Torres**
Rancho Cucamonga, CA 91750 Key Accounts Advisor
909-942-8306/PAX 10306 Government, Institution
Cell: 626-513-6792 Agricultural & Water
Christian.Torres@sce.com



An EDISON INTERNATIONAL® Company

36100 Cathedral Canyon Dr. **Aaron M. Thomas**
Cathedral City, CA 92234 Gov. Relations Manager
760-423-2592 Tribal Nation Liaison
aaron.m.thomas@sce.com Local Public Affairs
Corporate Affairs

General Services (U.S. and Canada)	800-655-4555
Commercial and Industrial Services	800-990-7788
USA Dig Alert (Call before you dig!)	800-422-4153
Emergency Services	800-611-1911
Industry Restructuring	800-799-4723
Residential Services: Turn On/Turn Off/Transfer Service	800-684-8123
Authorized Payment Agencies	800-747-8908

Exhibit

From: K A karanda2011@gmail.com



April 24, 2023

The Honorable Alberto Sanchez, Mayor of Banning
Members of the Banning City Council

Dear Mayor Sanchez and Council Members:

On March 29, 2023, I made an in person visit to the ARE Banning Animal Shelter. During my short visit I was able to take some video and pictures of the condition of the shelter. Such conditions are not uncommon at facilities with "no-kill" policies which result in unintended consequences that endanger humans and other animals alike. In recent news there have been reports exposing the predictable consequences of these policies in communities across the country.

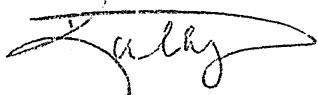
Please read through the attachments that I have submitted for your review. It is clear that on March 29, 2023, the ARE Banning Animal Shelter was not doing their best to treat the dogs in an ethical or human way. The reason I know for a fact that the shelter can be somewhat cleaned up is due to my visit on April 19, 2023. I went there to volunteer, drop-off supplies and donate. I was hastily rushed away and told to leave by Grant Brubaker, who told me I was on private property and I had to leave as he leased the property. So ARE called the police on me to remove me from the premises. The police spoke with the animal control officer at the shelter for a few minutes and then came over to speak with me. I was standing behind my car. Officer Vacca advised that I was allowed to be there as it is city property however, I was not allowed inside the building. I stated that I never made any attempt to enter the building and Officer Vacca stated she was just letting me know, so she knew that I knew. I agreed I would not enter the building, even though I never attempted to enter the building. I continued to take pictures and videos in this public domain. I never approached anyone, even after I was cussed at and threatened by ARE volunteers. Yes, I do know their names, but I am not here for that argument. I am here for the animals. I was concerned when the woman who runs ARE posted on social media about suicide and how she felt. If she is having thoughts of suicide because of perceived verbal attacks on her, I hope the city will reach out to her or that she is aware you may call the National Suicide Hotline at 988.

An ARE volunteer posted an online video of the Jordans Way fundraiser on April, 19, 2023. To call it anything other than a circus of parading dogs around the kennels for online viewers entertainment and ARE volunteers entertainment and to feed the dogs hot dog after hot dog was disturbing and it was not treating the dogs with any respect or dignity. I have attached screen shots of the videos with my comments of what was occurring. I am sure you can view this video on your own. I do believe that owners of dogs may feed their dogs hot dogs and they are fine with it. However, a shelter should have a clear understanding of the proper diet for the animals in their care. Hot dogs, sausages, bratwurst, and the like can be high in fat. But while hot dogs aren't toxic per se, a lot of fat at once may cause stomach upset, diarrhea, or vomiting. High-fat diets may also play a role in heart disease and pancreatitis in dogs, per Renee Schmid DVM, DABVT, DABT a veterinarian toxicologist.

In closing I am sure you are aware that the shelter will be constantly checked for inhumane, dangerous and other conditions that are cruel and unsafe for the animals or people who may want to visit the shelter. Myself along with others will be watching the conditions at this shelter. I am not alone in my activism for animals. Banning citizens have reached out to me wanting to do what they can to help.

Please be advised, I did not mention anyone by name, other than the gentlemen who told me he leased the location and I could not be there and the Officer who interacted with me. This omission of names is intentional. There has been name calling, calling people out and all sorts of inappropriate behavior on the part of the city council and I will not partake in that type of character assassination. It is non productive and does not help the animals.

Sincerely,



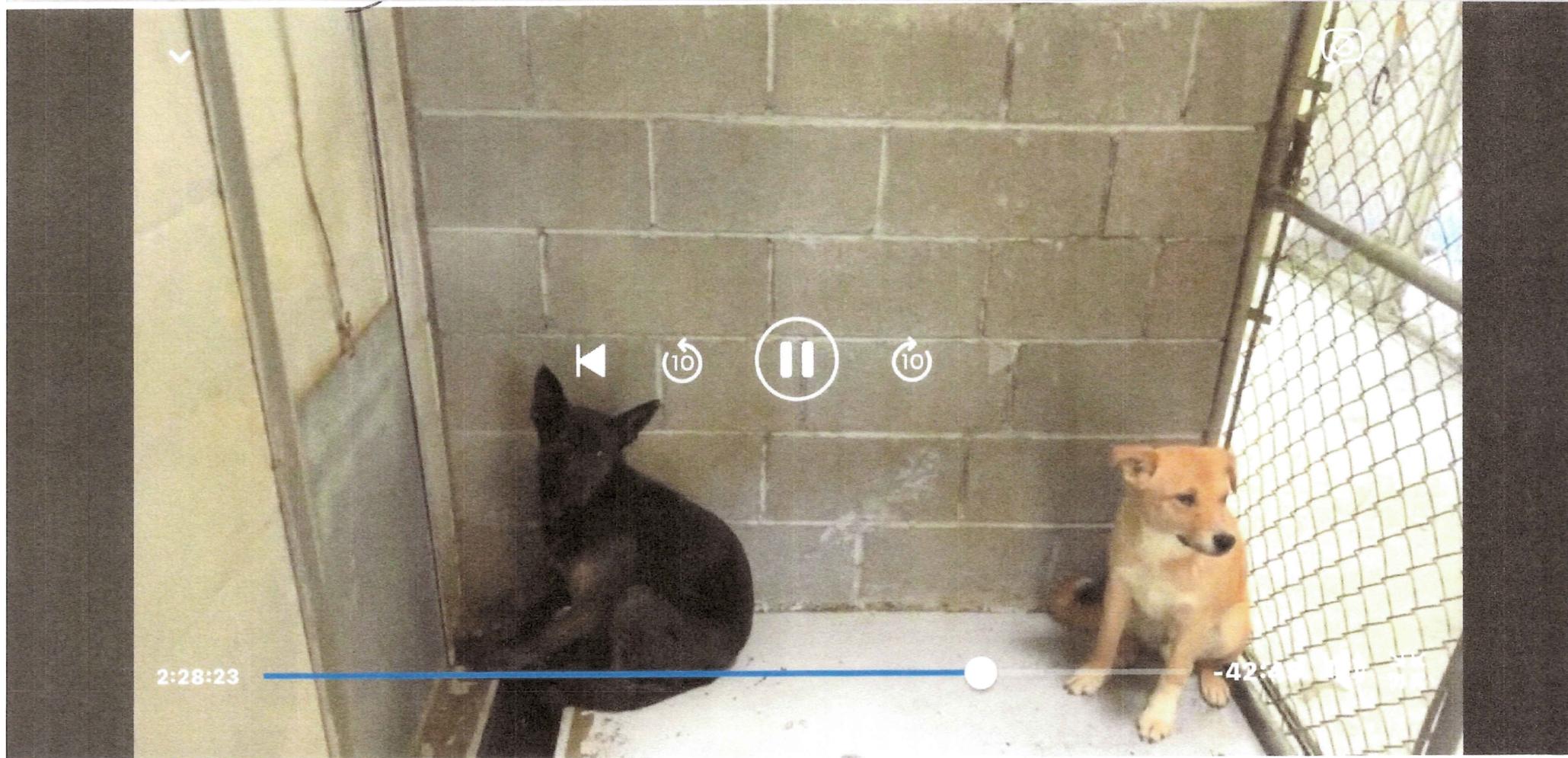
Kathy Aranda
Banning, CA

P.S. since my hand surgery my
handwriting has declined.

IF you need clarification please
email me

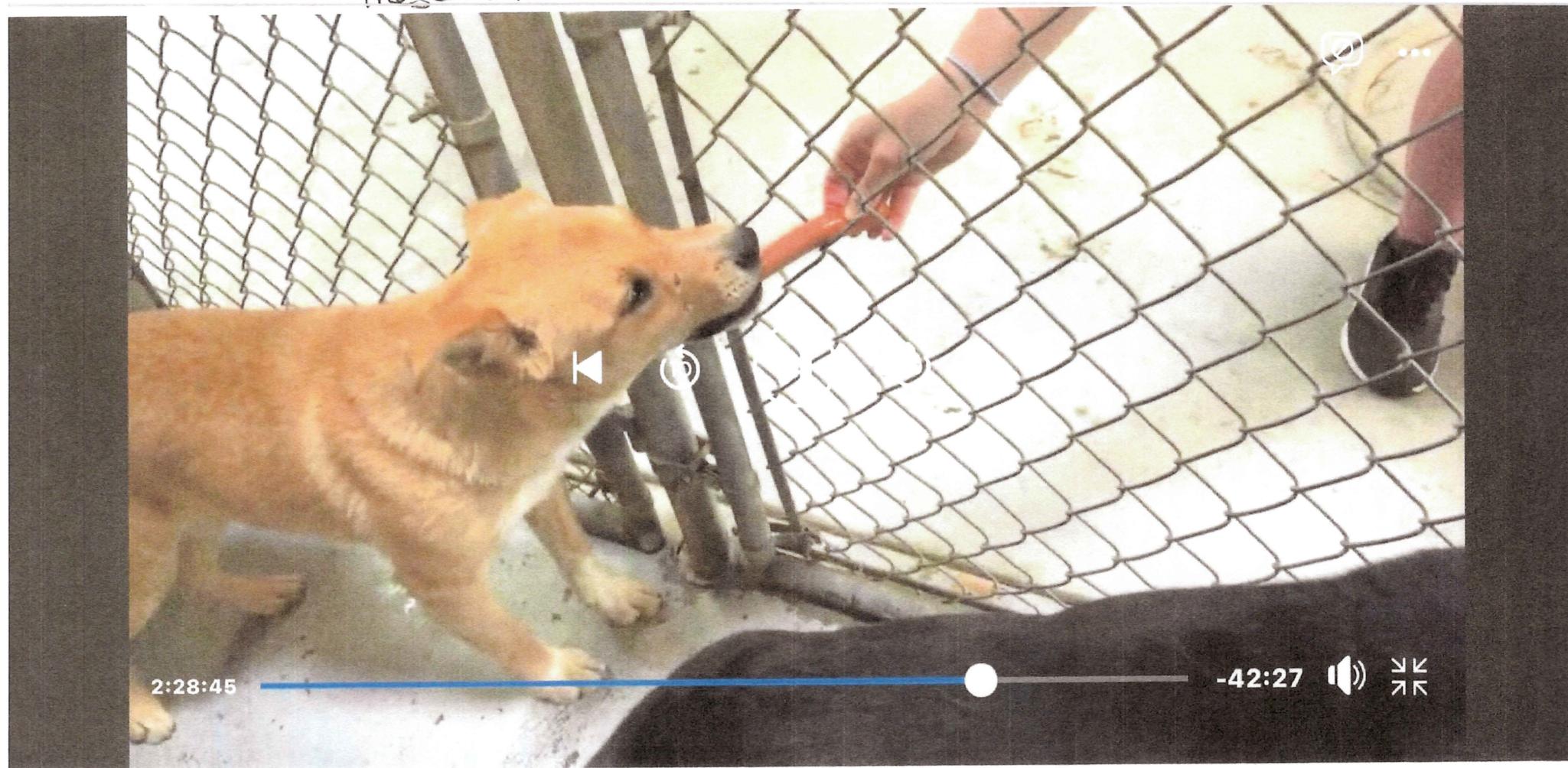
Karanda2011@gmail.com

The black dog in this snap shot
was afraid and would continually retreat to his corner
to escape the circus like environment. He/she would not even
take a hot dog. The dog would only retreat to the corner.



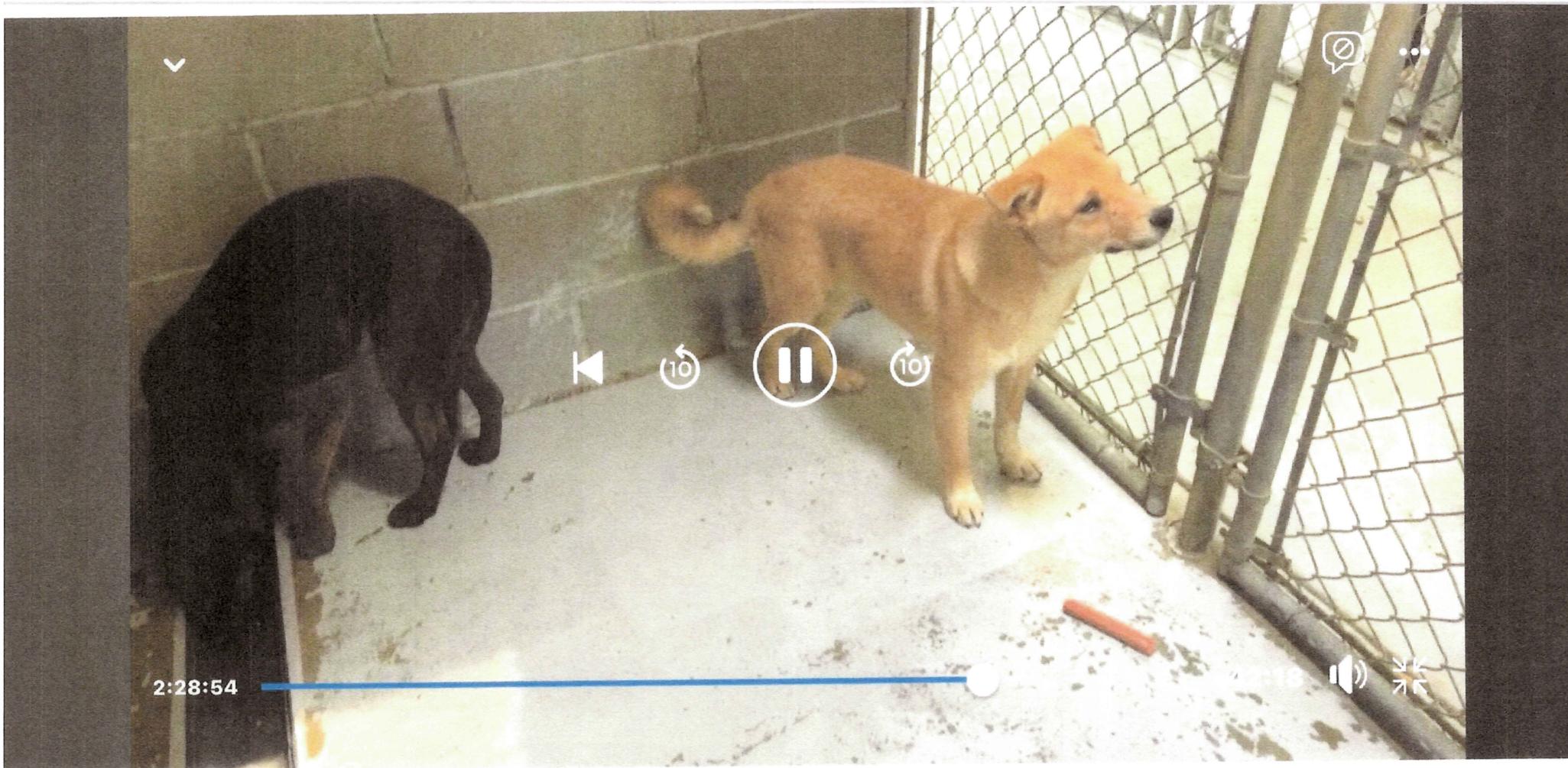
PETA, Action Volunteer
Banning citizen
April 19, 2023

Dogs given multiple
hot dog in a circus environment
to amuse the people to raise more money
Those animals should never be used!



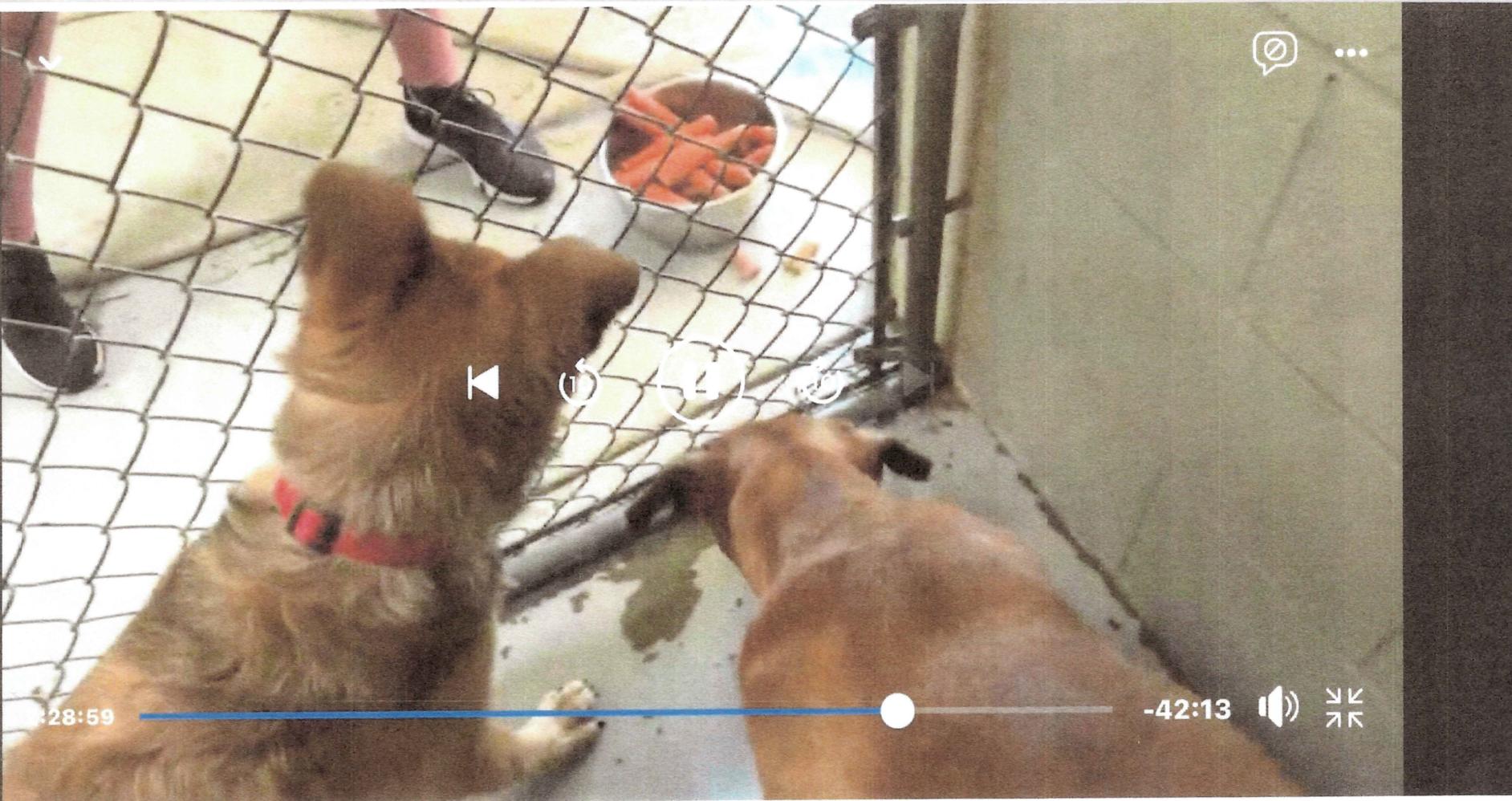
PETA ~ Action Volunteer
Banning citizen
April 19, 2023

you will see when the black dog comes in
the corner afraid to take the hot dog. I think the tan
dog has already eaten to many hot dogs and now ignores
the hot dog on the floor.



PETA - Action Volunteer
Banning citizen
April 19, 2023

more not dogs for the dogs
to keep the people entertained so they
will donate money in this circus environment.



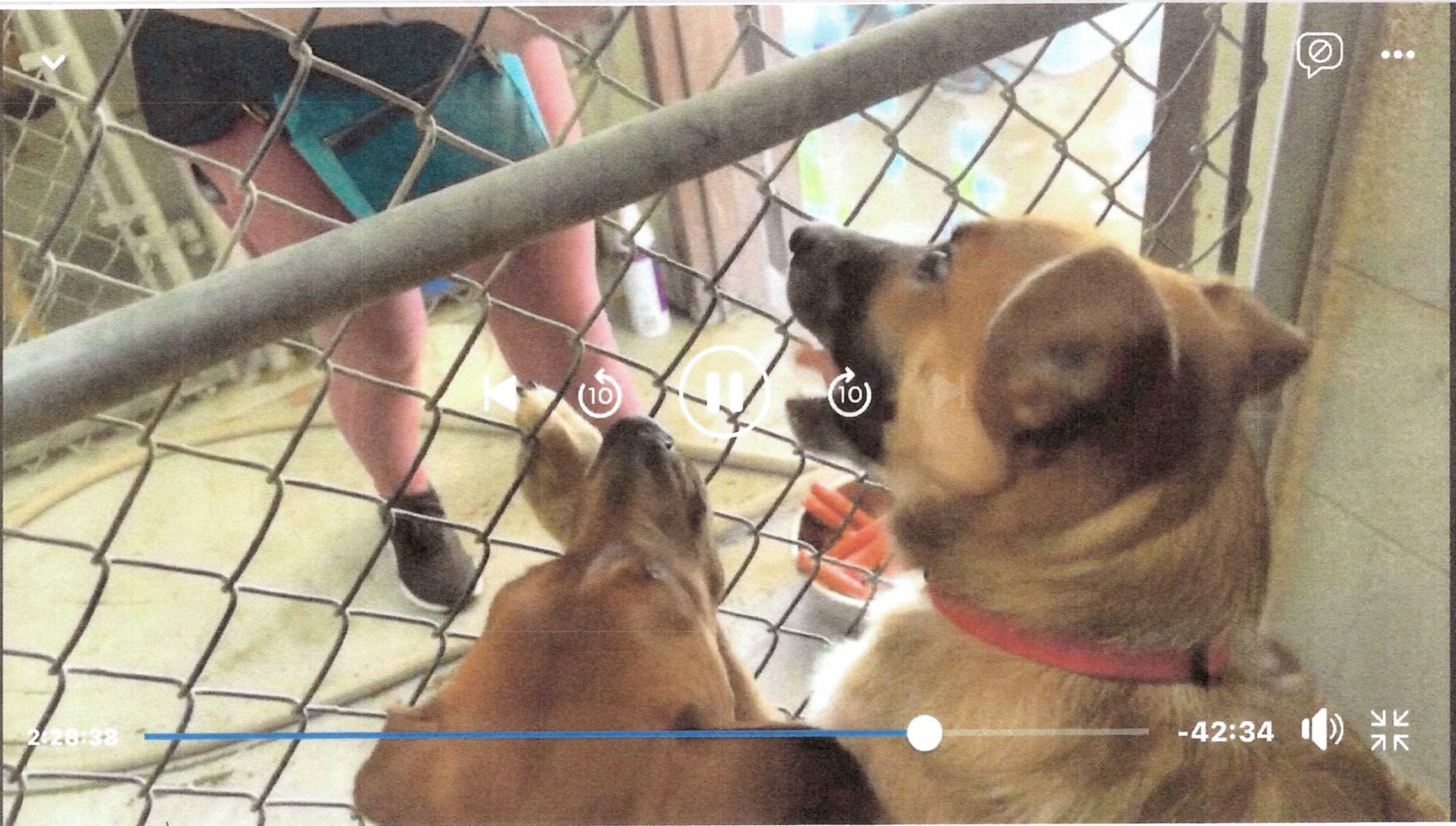
PETA - Action Volunteer
Banning Citizen
April 19, 2023

more hot dogs
gotta keep the folks entertained online
so may donate. - circus environment.



PETA Action Volunteer
Banning citizen
April 19, 2023

Bowl of hot dogs. There is a dog with a collar, nearly ever other dog had no collar. I do not ~~believe~~ believe this is an actual shelter dog. It appeared to be a volunteers dog.



PETA- Action
Volunteer
Banning citizen
April 19, 2023

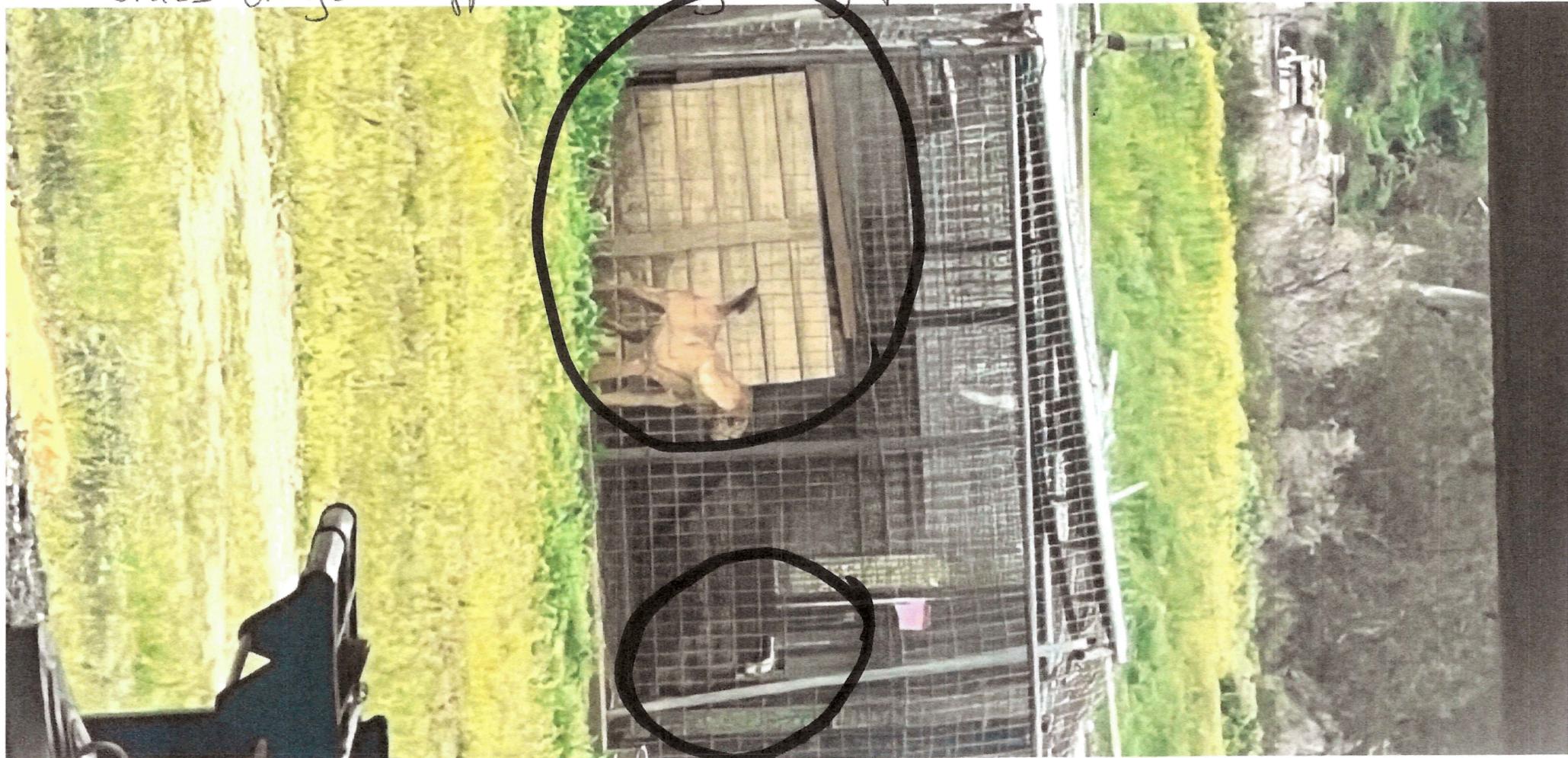
that in and of itself can mislead potential
dog adopters.

Dog in furthest outside kennel - ground is wet from rain. The kennel has ~~an~~ dog with ~~the~~ no or little covering with no dog house only an open sided dog carrier - wet cold asphalt



PETA - Action Volunteer
Banning Citizen
March 29, 2023

Ramshackled Kennel 2 dogs that are visible
with some type of pallets or structure. appears
they may fall or injure dogs if they jump, scratch along the
sides or get trapped in the gaps of the pallet structure



PETA - ~~Hot~~ Action Volunteer

Banning Resident

March 29, 2023



over

The Shelter yard had multiple garden hoses thrown about the yard. Dog crates randomly scattered about.

yard equipment and extension cords thrown about in the wet grass & water areas. I hope they were not plugged in.

This is not only a hazard to the dogs it is a hazard to people especially children.

People walking/training or visiting dogs in this environment could easily be injured.

This care of this area is a huge liability.

JKV

PETA-Action Volunteer
Elkhorn Citizen

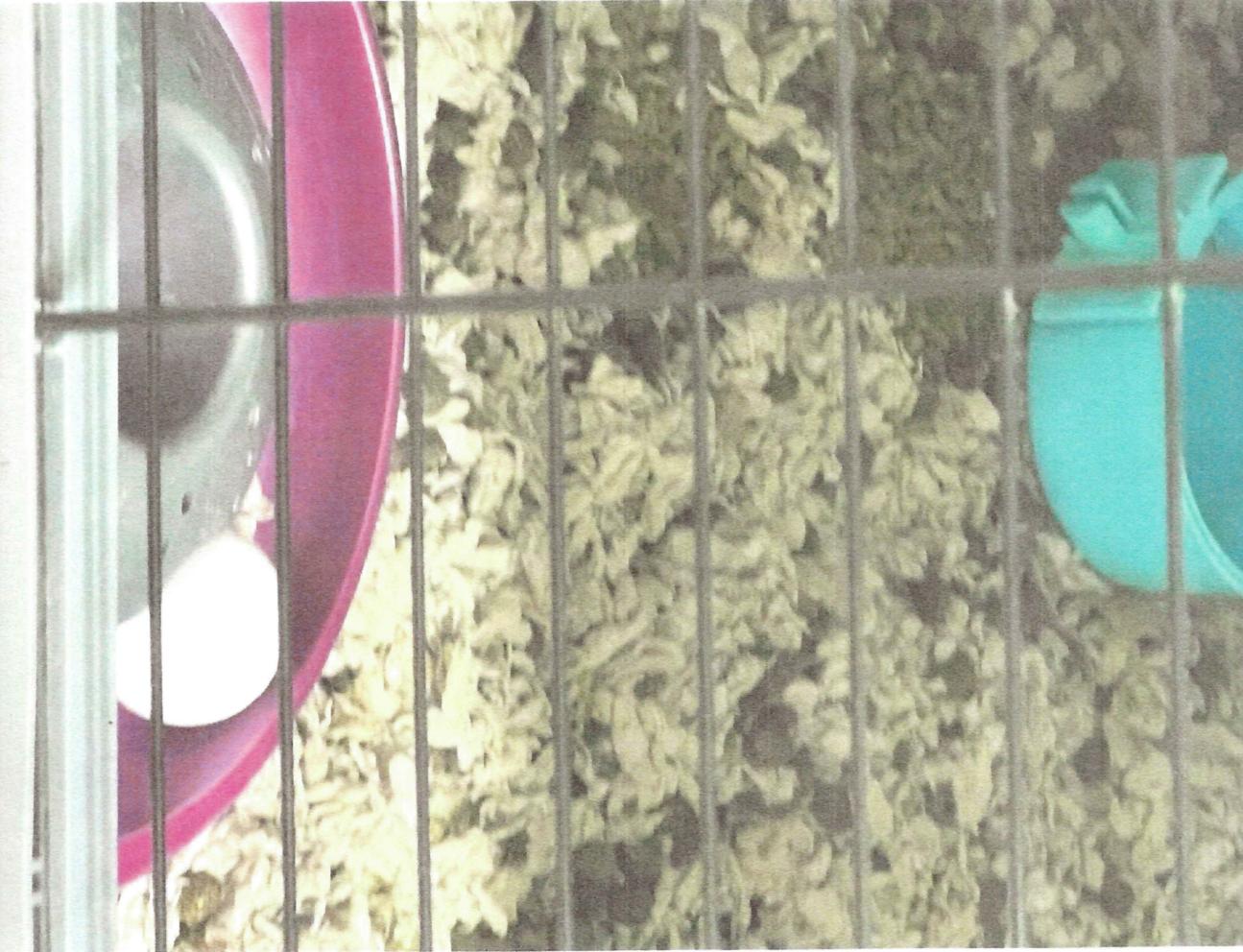
March 29, 2023

open lids. Rats, mice, raccoons, possums and other wildlife can easily rummage through this. - Danger to dogs and other wildlife. Appear equipment left on on work rolling table access for dogs and children



PETA - Action Volunteer
Banning citizen
March 29, 2023

8:11 AM Rabbit cage from my original
visit.



PETA-Action Volunteer

Banning citizen

March 29, 2023

Rabbit/bunny cage

It appears from this picture there is materials
needed to clean the cage
yet it sits filthy with a
bunny inside.



PETA Action Volunteer
Banning citizen
March 29, 2023



Amber Schlieder

6d ·

...

Don't be disgusting. I'm done tolerating it.

12:22

12:22

12:22

12:22



to me ↗

.. 12:13 PM ⏪ ...

Why are you an animal rescue if you can't help anyone. Your name is on this list too. So you useless?

and neuter. To breed because it is cute. To have accidental litters of puppies because well they didn't know their girl dog could get pregnant from her brother.

Because people can't make good choices, rescues and shelters are OVERFLOWING! Look at the county shelter which is euthanizing anywhere from 20-60 animals EVERY SINGLE DAY! People are dumping animals. Dogs specifically.

A me 12:22 PM ⏪ ...

So because you can no longer support your dog that you took on does that make you a horrible person? A person who is worthless?

We are not useless - we are FULL. We are full because of people just like you plus others.

People who make the choice to not spay and neuter. To breed because it is cute. To have accidental litters of puppies because well they didn't know their girl dog could get pregnant from her brother.

Because people can't make good choices, rescues and shelters are OVERFLOWING! Look at the county shelter which is euthanizing anywhere

Do NOT be disgusting to us. Life is hard. We work hard. We are volunteers. People like you and your disgusting comment make people to kill themselves. Do you understand - people commit suicide because of how we get treated every single day just for trying to help! Be NICE to people.

...

↪ Reply



Available add-ons:

Very troubling comment about
suicide on her social media post.

Concerned for her well being and that
of others if they are feeling suicidal.
and the shelter.

National Suicide Hotline you can call 988

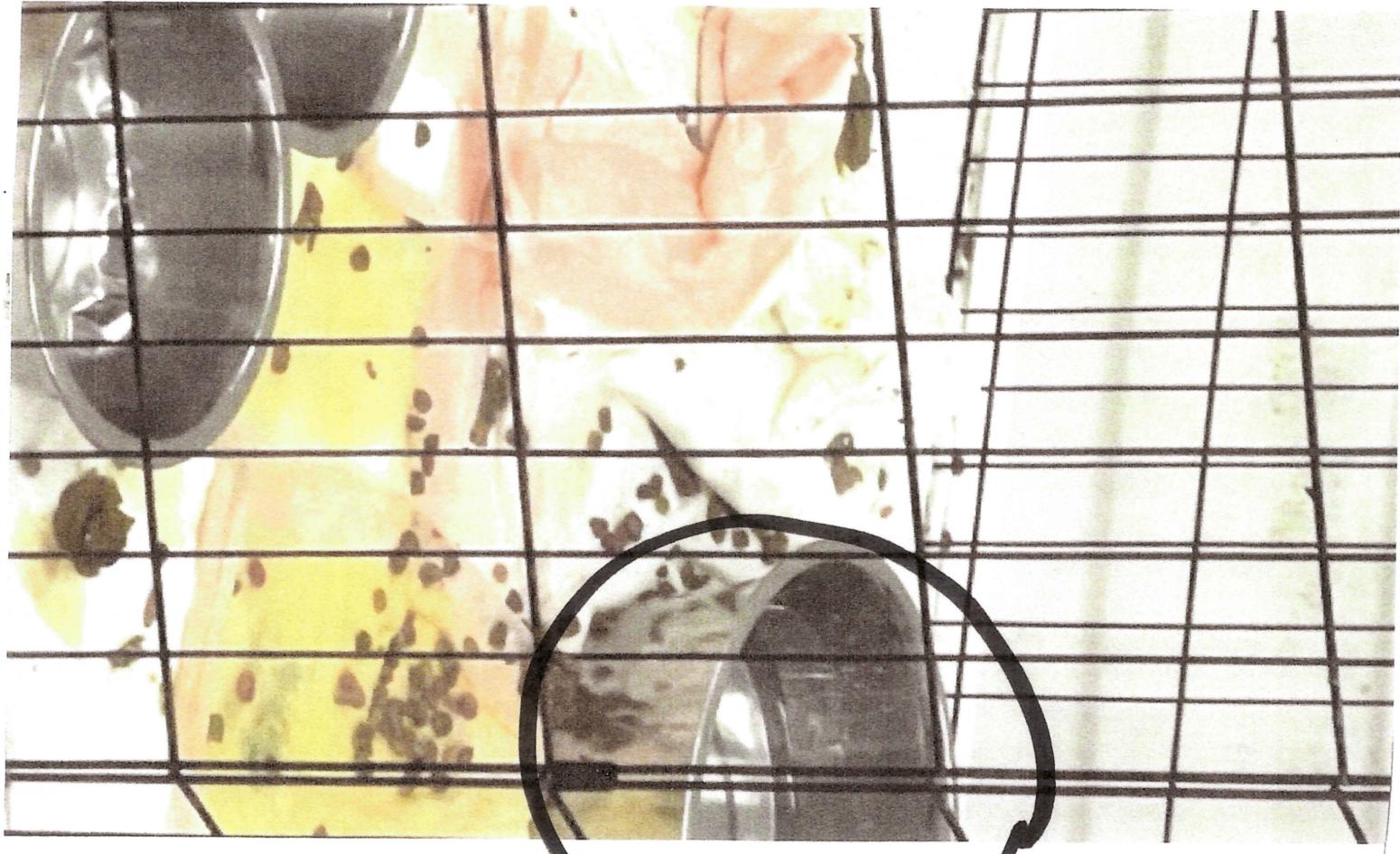
PETA - Action Volunteer
Banning Citizen

If this is not my post or any comments
within are that of Amber Schlieder and I
obtained this information from her social media.

April, 2023

The stench hit me first, horrible
water bowl near empty for all those puppies
Urine, feces, food in the urine and feces. Condition
of pet enclosures was horrific as you can see

Page 1 of 6



PETA-Action Volunteer
Banning Citizen
March 24, 2023

The two workers
were sitting at
~~their~~ their desk
on their phones



page 2 of 3



page 3 of 3

PETA-Action Volunteer
Banning citizen
March 29, 2023

you need to open these

doors to the public. This appears
to be an appointment only shelter at least
that's what I was told. Please research other
shelters and see how they successfully
manage being open to the public and
walkins ALWAYS welcome.

Ready to Adopt

Scan Here

ARERESCUE.ORG/ADOPT



ADOPTION FEES

KITTENS STARTING \$125

ADULT CATS STARTING \$50

PUPPY \$400

ADULT DOG \$200

These fees
are not
going to get these
dogs homes especially
in Banning
I suggest a \$5 - \$25
adoption day, or sponsored
adoptions
That could
explain why
dogs have been
here for
500-600 days.

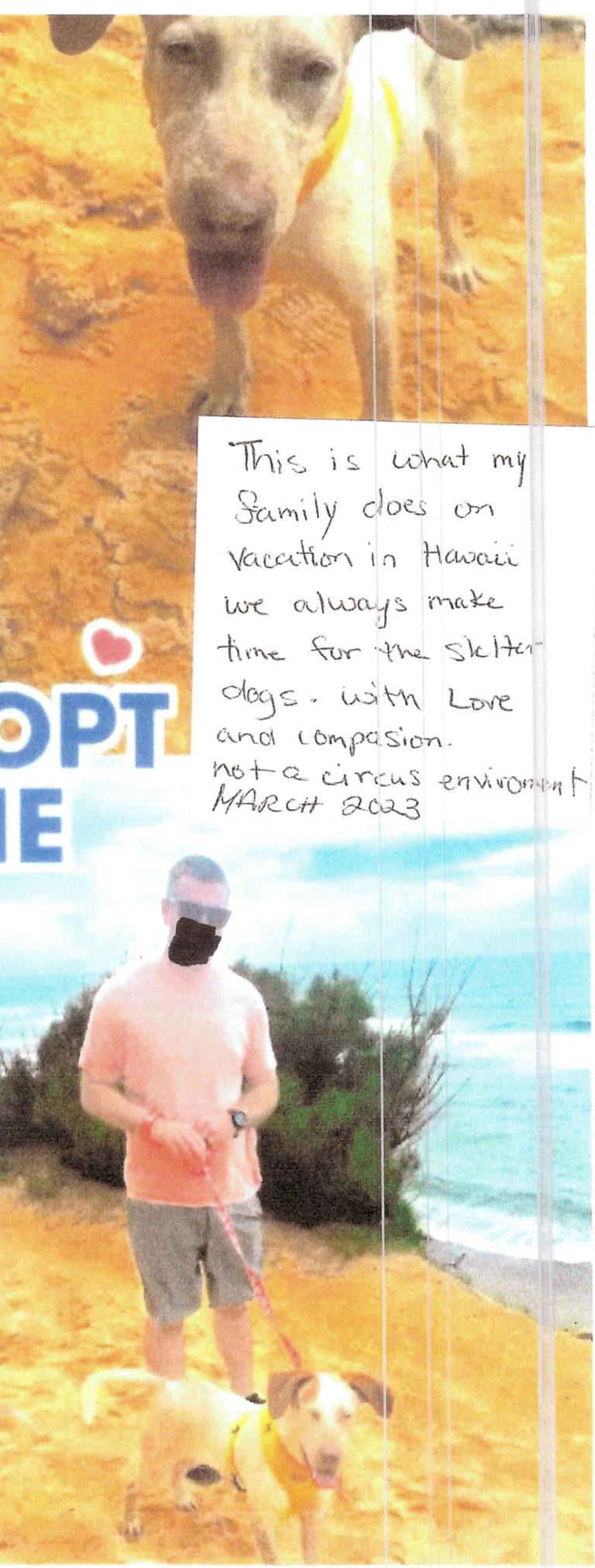
Per Jordans Way
some of these animals have
been there 500-600 days.



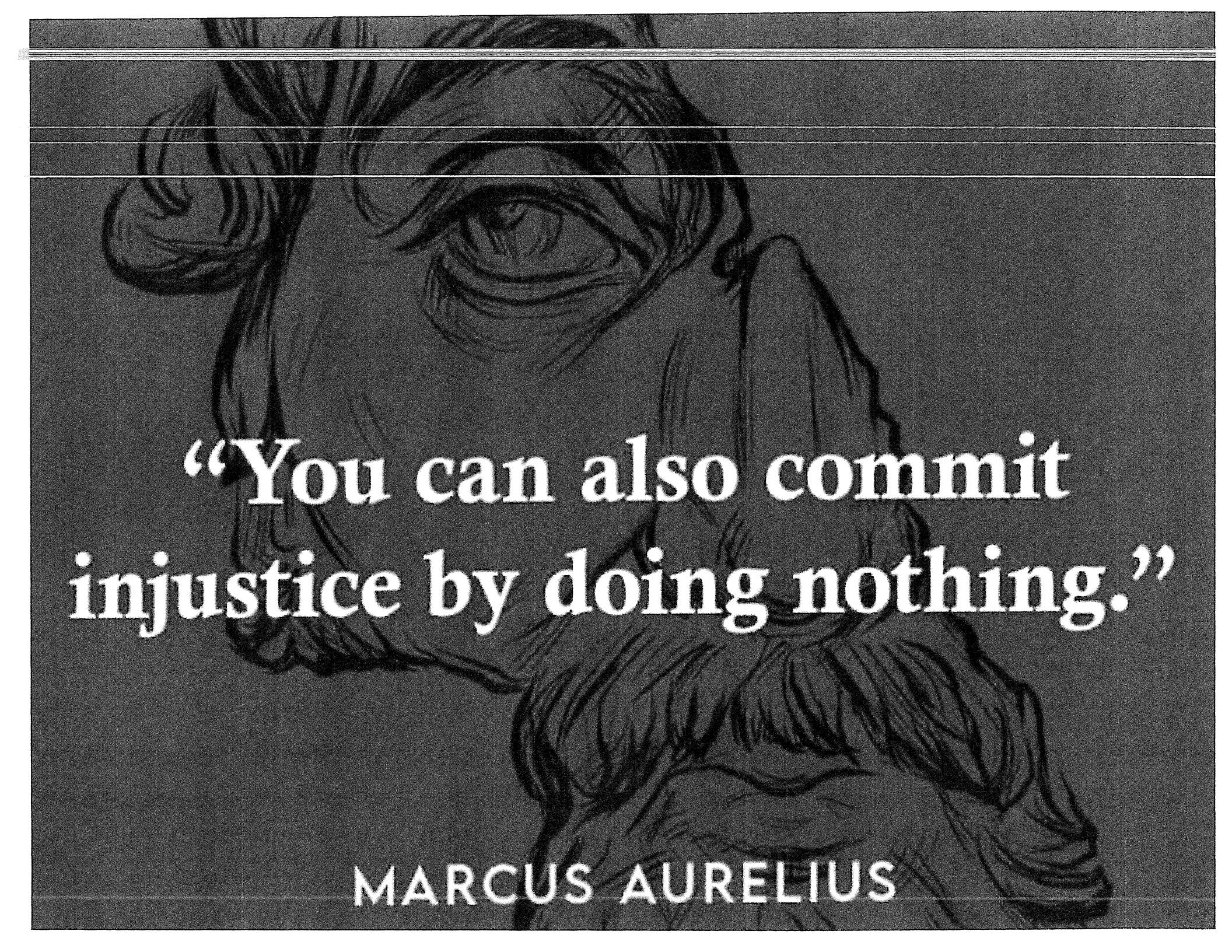
Had a blast with Ham-Bone, he was so loveable and sweet. He waited for me on the trails if I was falling behind always checking in on me. I really do hope he finds his forever home. ❤️



ADOPT
ME



This is what my family does on vacation in Hawaii we always make time for the shelter dogs. with Love and compassion not a circus environment
MARCH 2023



“You can also commit
injustice by doing nothing.”

MARCUS AURELIUS

CITY MANAGER'S REPORT

April 25, 2023



RAMSEY CORRIDOR CLEANUP



- City Council established priority in 2020
- Code Enforcement focus on compliance within corridor
- Recruitment for 3rd Code Officer underway
- City purchase & demo of vacant/abandoned buildings
- Use of receivership, when appropriate
- Staff proposed ordinance for registry of vacant & foreclosed buildings (5/23)
- Strict enforcement of business licensing, land use permits & building codes





447 E. Ramsey Street





553 E. Ramsey Street





669 E. Ramsey Street

Downtown Retail Site



1" = 200 ft	City-owned	05/13/2022	
<p>This map may represent a visual display of related geographic information. Data provided here on is not guarantee of actual field conditions. To be sure of complete accuracy, please contact the responsible staff for most up-to-date information.</p>			



66 S. San Gorgonio Avenue

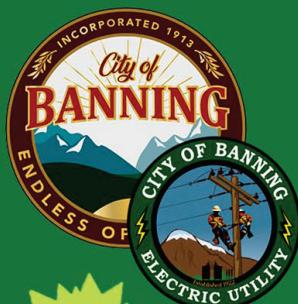


1240 W. Ramsey Street



649 W. Lincoln Street





Happy Arbor Day
LET'S PLANT A FREE TREE
THIRD ANNUAL ENERGY SAVING TREES EVENT



Thursday, April 27th / 8am - 4pm
Banning Electric Utility Building
176 E. Lincoln St



RESERVE YOUR FREE TREE TODAY
BY SCANNING THIS CODE
OR VISITING ARBORDAY.ORG/BEU



Questions?



Exhibit



CITY COUNCIL DISCUSSION ITEM No. 9.1 APRIL 25, 2023

Discussion of Potential Ordinance Establishing a Historic Preservation Commission and Adopting Reasonable Standards for Historic Preservation.



PURPOSE OF AGENDA ITEM

The City Council is asked to review and provide staff with direction regarding the proposed draft ordinance, establishing a Historic Preservation Commission and adopting reasonable standards for historic preservation within the City of Banning.



BACKGROUND

Members of the current City Council have expressed interest in preserving properties in the City that by virtue of their age, architectural style, aesthetic appeal or association with local history are of great historical significance and value.

The Draft Ordinance intends to accomplish the following:

- Preservation of properties by virtue of their age, architectural style, aesthetic appeal or association with local history.
- A mechanism to document and preserve distinctive properties, structures, and other aesthetic qualities.
- Enhancement to the City's value as an attractive historic community.
- Establish a Historic Preservation Commission and adopt reasonable standards for historic preservation.
- Historic Preservation Commission would be an Advisory Body to the City Council.



BACKGROUND (cont'd)

Some examples of "historic resources" include the following:

- The resource is the first, last, only, or most significant historical or scenic property of its type in the City.
- The resource is associated with an individual person or group having significant influence on the history or development of the City.
- The resource is an example or contains an example of a period, style, architectural movement, or construction of historical, aesthetic, or architectural interest.
- The resource is a part of, or contributes aesthetically to, the historical or scenic heritage of the City.
 - A property owner's consent would be required for a property to be designated as a historic resource.
 - Historic resources would be included on the Register of Historic Resources.
 - A permit for all work on historic resources to demolish, remove, or substantially alter a historic resource (unless a hardship can be established).



OFFICE OF HISTORIC PRESERVATION

The California State Office of Historic Preservation (OHP) is responsible for administering federally and state mandated historic preservation programs.

California's irreplaceable archaeological and historical resources are managed by the State Historic Preservation Officer (SHPO) and the State Historic Resources Commission.

OHP's responsibilities include:

- Identifying, evaluating, and registering historic properties;
- Ensuring compliance with federal and state regulatory obligations;
- Encouraging the adoption of economic incentives programs designed to benefit property owners;
- Encouraging economic revitalization by promoting a historic preservation ethic through preservation education and public awareness and, most significantly, by demonstrating leadership and stewardship for historic preservation in California.



LOCAL GOVERNMENT ASSISTANCE

OHP works with California's city and county governments to aid them in integrating historic preservation.

OHP provides guidance and technical assistance covers the following areas:

- Drafting or updating preservation plans and ordinances;
- Planning for and conducting architectural, historical, and archeological surveys;
- Developing criteria for local designation programs, historic districts, historic preservation overlay zones (HPOZs), and conservation districts;
- Developing design guidelines using the Secretary of the Interior's Standards;
- Developing economic incentives for historic preservation;
- Training local commissions and review boards;
- Meeting CEQA responsibilities with regard to historical resources.



CITY OF NEIGHBORHOODS

Banning is a built-out community with well-established residential, commercial, and institutional areas. The many distinct residential neighborhoods of Banning were developed over time and each basic a character of its own.

Business districts also reflect the City's history which are distinct neighborhoods unto themselves. Residential, commercial, and industrial neighborhoods are defined by the time in which they were developed and reflect different architectural styles, development patterns, streetscape design, and building scale and mass.

Historic preservation can be implemented through the development of design guidelines which establish the goals and policies of the distinct neighborhoods.



BANNING HISTORY: THEN & NOW

Methodist
Church
(1930s)

Methodist
Church
(2017)





Episcopal
Church
(1950s)

BANNING HISTORY: THEN & NOW



Set Free
Church
(1950s)



Banning
Library
(1960)

BANNING HISTORY: THEN & NOW



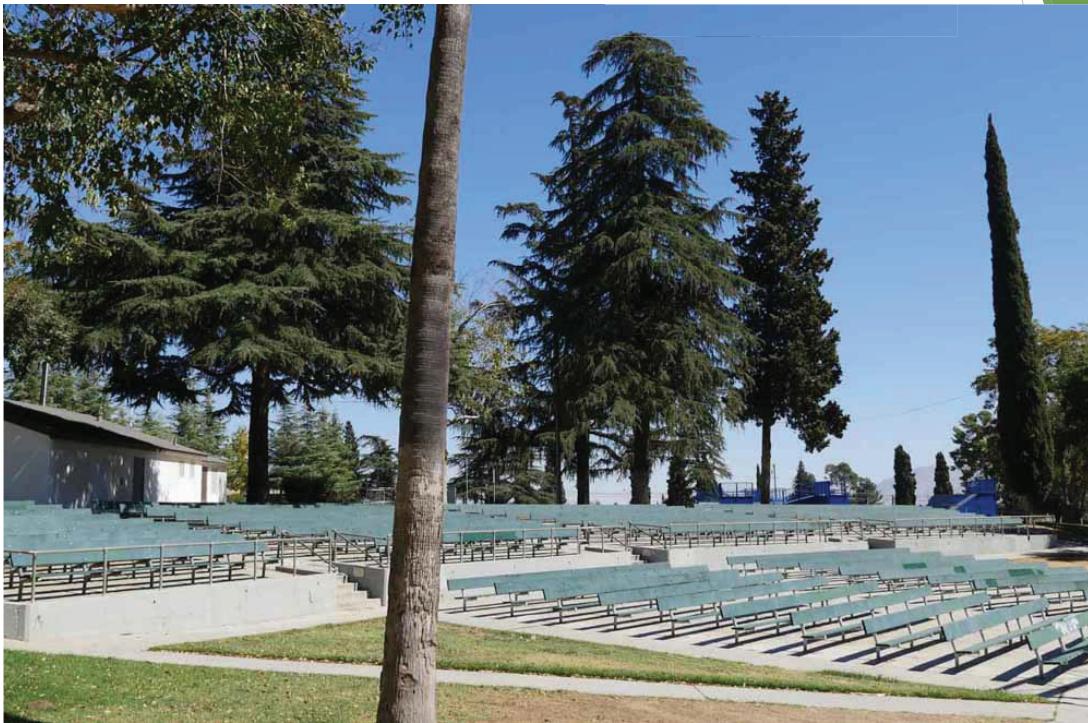
Banning
Library
(2017)



BANNING HISTORY: THEN & NOW

Playhouse
Bowl
(1960s)

Playhouse
Bowl (2017)



BANNING HISTORY: THEN & NOW

Banning
Hotel
(1930s)

Banning
Hotel
(2017)

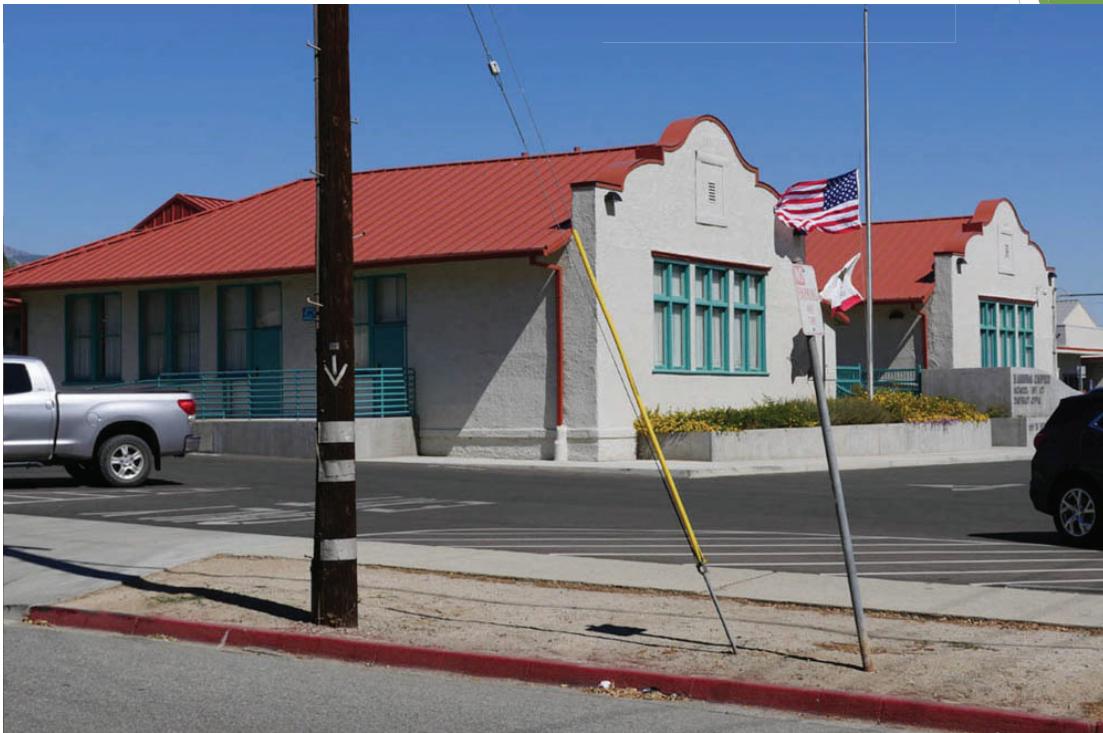




Elementary
School
(1907)

Banning
USD (2017)

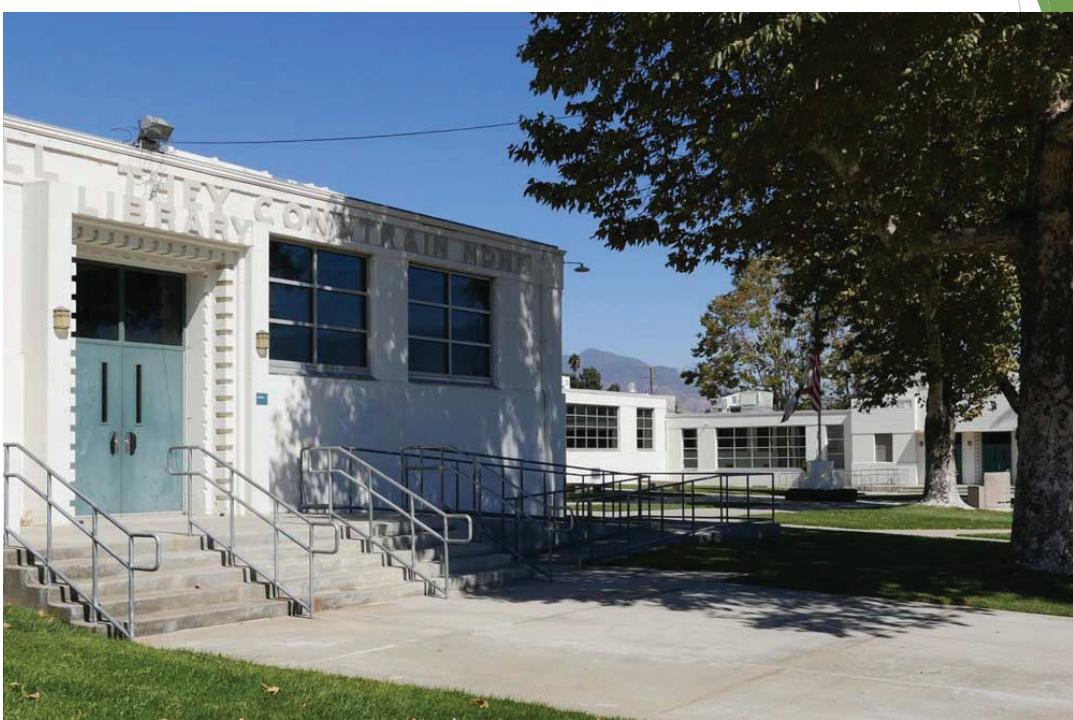
BANNING HISTORY: THEN & NOW



Banning
Public High
School
(1938)

Nicolet
Middle
Library
(2017)

BANNING HISTORY: THEN & NOW





BANNING HISTORY: THEN & NOW

The Spokane
Hotel
(1900)

Coplin
House
(2017)



BANNING HISTORY: THEN & NOW

Herra's
Food
Market
(1968)

Print Shop
(2017)





PROCESS & PROCEDURES

- City Council Discussion & Deliberation
- Public Comment
- Council Initiates or Continues the Item
- Staff Prepares the Ordinance Amendment Text
- Submits to the Planning Commission, as a Public Hearing Item
- Commission makes a Recommendation to the Council
- Public Hearing/1st Reading with Council
- 2nd Reading/Adoption
- Post the Environmental Determination Document (e.g., NOE, NOD, Etc.)



PUBLIC COMMENTS

- This Agenda Item is intended to solicit public comments and input.
- Future Public Hearings will be held before the Planning Commission and City Council.
- The opportunity for public workshops or study sessions are also available.
- The San Gorgonio Pass Historical Society has been notified and will continue to partner with City Staff.



RECOMMENDATION

- Proceed with the preparation of a Historic Preservation Ordinance, as proposed
- Provide modifications and recommendations to be included in the Draft Ordinance
- Continue to evaluate the concept, with Council direction and changes.



CONCLUSION

THANK YOU & QUESTIONS



GENERAL STANDARDS

The general standards below are the overall guidelines for neighborhoods, commercial development, and individual properties, including established historic neighborhoods and districts. Specific guidelines for neighborhoods and architectural styles are contained in following sections of these guidelines.

1. Generally, alterations to an existing property shall minimize changes to distinctive materials, features, spaces, and spatial relationships.
2. Modifications to properties shall strive to retain and preserve their character by avoiding removal of distinctive materials or alteration of features, spaces, and spatial relationships that characterize the property.
3. Every property represents a physical record of its time, place and use.

Changes that superficially revise this record

4. Authentic period materials, features, finishes, and construction techniques or examples of craftsmanship that characterize a property should be retained.
5. Deteriorating elements are encouraged to be repaired rather than replaced. Where replacing a distinctive feature, the new feature should match the old in design, color, texture, and, where possible, materials. Replacement of missing features will be substantiated by documentary and physical evidence.
6. For historic structures, additions, exterior alterations, or related new construction, design should minimize destruction of historic materials, features, and spatial relationships that characterize the property. The new work should be compatible with the historic materials, features, size, scale, and massing to protect the integrity of the property and the neighborhood.



The City of Alhambra is taking its first steps toward the development of a historic preservation program, and we need you to be there...from the comfort of your own home! We've counted on you in the past and you've been there for us, for our communities and for preserving our city's collection of historic homes.

Please plan on attending the City of Alhambra City Council meeting at 7:00 p.m. on July 13, 2020, via either your computer (for video & audio) or phone (audio).

"We are pleased that the City of Alhambra is remaining true to its General Plan goals as they relate to historic preservation," stated Oscar Amaro, President and Founder of Alhambra Preservation Group. "We are also grateful to this City Council for **FINALLY** making the development of a historic preservation program a priority after 17 years of advocacy on our part. We look forward to working with the City of Alhambra to adopt an ordinance that preserves and protects Alhambra's many historic resources and sends the message that 'This Place Matters.'"

At this meeting, City of Alhambra staff will present Item #2 "Historic Preservation Program" to City Council for their consideration. Per the July 13 agenda, major steps to be discussed will focus on (1) the preparation of a Historic Context Assessment, (2) an in-depth survey of potential significant properties, and (3) the development of a regulatory framework with an ordinance. Each step will encourage community outreach and participation. The recommended action is that City Council receive and file the presentation, discuss the 3-step Historic Preservation Program and initiate its implementation by authorizing the issuance of a Request for Proposals (RFP) for Step 1 of the Historic Preservation Program, which is the preparation of a Historic Context Assessment.



ARCHITECTURAL DESIGN GUIDELINES

Four years ago, the City created a committee to review and provide recommendations on Citywide Design Guidelines. The guidelines detail each of the City's 30 unique neighborhoods and provide design guidelines to retain each neighborhood's signature aesthetic. The Preservation Ordinance sets forth rules and restrictions to ensure the continued preservation of the City's historic homes and neighborhoods. The City's Ad-Hoc Committee on Citywide Design Guidelines and Historic Preservation Issues has completed their assigned work task. The resulting documents created by this talented committee consist of draft Architectural Design Guidelines and a draft Historic Preservation Ordinance. Congratulations to the Committee that has worked for nearly four years to complete this monumental task. The California State Historic Preservation Office provided high praise and compliments to the draft Ordinance which they graciously reviewed.

Property owners, homeowners, preservationists, realtors, investors, architects and designers will find these two documents to be immensely valuable when considering specific improvement projects or new development projects within any Claremont neighborhood.

[Draft Design Guidelines - December 2021](#)

[Draft Historic Preservation Ordinance](#)

The next steps include presenting these documents to local Claremont organizations, the City's Architectural Commission, Planning Commission and ultimately the City Council for final consideration. It is anticipated this timeline will take approximately six months to complete.

Past and current Committee members consist of the following Claremont Councilmembers, Commissioners,



HOW TO USE THESE GUIDELINES

The Architectural Design Guidelines describe architectural styles, features, massing, proportions, details, materials, colors and relationships relevant to Claremont's housing inventory, historic resources, districts, and neighborhoods. Neighborhoods: The first section establishes the vision and guidelines for each neighborhood. Use this tool first to learn about the neighborhood context and as an overall guide to the type of development that will complement the neighborhood.

Pedestrian-oriented Commercial: The second section of the Guidelines establishes guidelines for development in pedestrian-oriented commercial areas. The guidelines relate to the overall design direction and context of the development in which the commercial project is proposed.

Architectural Styles: The third section of the Guidelines establishes architectural guidelines for styles of architecture that are common in Claremont. Use these guidelines to learn the character defining features and other criteria to assist in making design choices. The guidelines cover a wide range of architectural styles and establish the standards and qualities Claremont wishes to preserve and against which new development proposals will be assessed.

Appendices: The fourth section contains a *City-wide Historical Context Statement*, the *Secretary of the Interior Standards for Rehabilitation*, and a *Glossary*.

Exhibit E



ALBERTO SANCHEZ
Mayor

COLLEEN WALLACE
Mayor Pro Tem

RICK MINJARES
Council Member

SHERI FLYNN
Council Member

REUBEN GONZALES
Council Member

April 26, 2023

Governor Gavin Newsom
1021 O Street, Suite 9000
Sacramento, CA 95814

Re: Reconsideration of the Closure of Chuckawalla Valley State Prison in Blythe

Dear Governor Newsom:

The City of Banning supports the City of Blythe in their request that you reconsider the closure of Chuckawalla Valley State Prison (CVSP), which is located in the City of Blythe. Closing CVSP will have a disproportionate impact on the City of Blythe, the Palo Verde Valley which is one of the most economically disadvantaged areas in the state and as a result the Riverside County region. We need to be lifting up communities that need assistance, not aiding them in becoming more disadvantaged. If the State is committed to closing a prison facility, the City of Banning further supports the City of Norco in its request to have the California Rehabilitation Center (CRC) shuttered instead of CVSP.

Blythe is a small, geographically isolated city located in eastern Riverside County on the border between California and Arizona. Due to their isolated location, many families of incarcerated individuals and prison staff have made Blythe their home and with the current housing crisis it may be incredibly challenging for these individuals and families to afford housing in less affordable areas of the State where the prisons remaining open are located.

In our request to you for reconsideration, we encourage you to explain why CVSP was chosen for closure when it is one of the new prisons that has a robust offering of rehabilitative programming. Furthermore, the potential for job loss in the City is staggering and debilitating. CDCR is required to take into consideration workforce impacts when determining prison closures. CVSP is a major employer in Blythe, employing 852 individuals, most of which reside in Blythe and the Coachella Valley. Palo Verde College, located in Blythe, will lose 250 full time equivalent students due to this closure because the college pioneered an inmate education program that has since become a statewide program. Impacts will also be felt at Palo Verde Hospital, which routinely treats patients from CVSP. Blythe has the only hospital for 100+ miles. Most of their residents are without insurance or are on State- subsidized plans. Sustaining hospital operations without the prison will be challenging. The closure of CVSP could ultimately result in the loss of their community hospital, leaving thousands of residents, most of which do not have a car or the means

to travel 100 miles to a hospital, without access to health care. Additionally, if the hospital were to close it would result in the loss of approximately 115 hospital employee jobs.

Furthermore, CVSP is one of the newer facilities in the State Prison System. The State recently invested hundreds of millions of dollars upgrading the HVAC system at CVSP to accommodate inmates in the summer months. Also, according to the February 28, 2020 report prepared by the Legislative Analyst's Office (LAO), entitled "*The 2020-21 Budget: Effectively Managing State Prison Infrastructure*",¹ a recent study recommended over 150 specific infrastructure improvement projects across the State's 12 oldest prisons, which were built between the 1850s and 1960s. The estimated cost to complete the projects was \$11 billion. Among the 12 oldest prisons are San Quentin State Prison (1852), California Men's Colony in San Luis Obispo (1961) and California Rehabilitation Center in Norco (1941-1962), which, are located on prime real estate lands that could be redeveloped into projects that provide millions of dollars in economic investment into the State. In contrast to the \$11 billion needed to make improvements at the 12 oldest prisons, the LAO's 2020 report estimated that it would cost approximately \$8 billion to address maintenance and repairs needed at the 22 newer prisons in the system. The estimated cost for maintenance and repairs for CVSP was \$430 million, compared to \$1.647 billion for projects at San Quentin State Prison, \$1.557 billion for projects at California Men's Colony, and \$1.116 billion for projects at Norco's California Rehabilitation Center. Given the projected budget deficit, it seems prudent to stretch the general fund dollars to as many areas as possible.

CSV and Ironwood State Prison, which is located next door, share a Fire Department, water and sewer utilities and other plant operations and CDCR officials have stated that some of these shared services will need to remain operating at CVSP making it challenging for the site to be used for another purpose. These shared services reduce costs for both institutions. There must be more cost-effective solutions for the State than closing a newer institution in a low-cost area that leverages shared resources. There are minimal opportunities to repurpose this facility but there are ample opportunities to repurpose lands that other older more dilapidated prisons sit on. We would like to encourage you to reassess the proposed prison closure plan.

Both the City of Blythe and Norco deserve a seat at the table and an opportunity to discuss the proposed closure and get answers to many questions they have asked. We support both cities and want to make sure our region has the resources they need to thrive.

Sincerely,



Alberto Sanchez
Mayor
City of Banning

Cc: Honorable State Senator Rosilicie Ochoa Bogh, 23rd District
Honorable Greg Wallis, Assembly Member, 47th District
Erin Sasse, Regional Public Affairs Manager, League of California Cities