



*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**

**5/23/2023  
REGULAR MEETING**

COUNCIL MEMBERS PRESENT: Council Member Sheri Flynn  
Mayor Pro Tem Colleen Wallace  
Mayor Alberto Sanchez

COUNCIL MEMBERS ABSENT: Council Member Reuben Gonzales  
Council Member Rick Minjares

OTHERS PRESENT: Art Vela, Director of Public Works/Acting City Manager  
Serita Young, City Attorney  
Laurie Sampson, Assistant City Manager  
Marie Calderon, City Clerk  
Caroline Patton, Deputy City Clerk  
John Garside, Multimedia Specialist  
Adam Rush, Community Development Director  
Thomas Miller, Electric Utility Director  
Ralph Wright, Parks and Recreation Director

**1. CALL TO ORDER**

Mayor Sanchez called the regular meeting to order at 5:02 p.m.

- 1.1. Invocation – Captain Horn, Acting Chief of Police, led the invocation.
- 1.2. Pledge of Allegiance – Council Member Flynn led the Pledge of Allegiance.
- 1.3. Roll Call

| COUNCIL MEMBER   | PRESENT | ABSENT |
|------------------|---------|--------|
| Flynn, Sheri     | X       |        |
| Gonzales, Reuben |         | X      |
| Minjares, Rick   |         | X      |
| Sanchez, Alberto | X       |        |
| Wallace, Colleen | X       |        |

**2. AGENDA APPROVAL**

- 2.1. Approve Agenda

**Motion to approve the agenda.**

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 3-0, with 2 absences.

**3. PRESENTATIONS**

## 3.1. Proclamation – Public Works Week

Mayor Sanchez read the proclamation. Director of Public Works Art Vela accepted on behalf of the Public Works Department.

## 3.2. Proclamation – Small Business Month

Mayor Sanchez read the proclamation.

## 3.3. Quarterly Small Business Recognition – Consuelo's Home Style Mexican Food

## 3.4. Presentation on Chuckwalla National Monument by Moises Cisneros of Ignite Movements

**4. REPORT ON CLOSED SESSION**

City Attorney Young reported on agenda items 3.1 through 3.3 from the 3:00 p.m. Special Meeting – Closed Session. For items 1 through 3, there was discussion with direction provided to staff and no final or 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:

- Alexzine Middleton
- Katherine Aranda
- Mary Ann Rickena
- Adam Eventov, representing SoCal Gas
- Bill Hobbs

- Inge Schuler
- Lily Aguilera
- Jack Gunderson
- John Hagen
- Virginia Cervantes
- Cindy Barrington
- Key Fragas
- Frank Burgess
- Kathleen Dale
- Bob Uribes
- Manny Perez
- Lynnea Hagen
- Diego Rose

## 5.2. CORRESPONDENCE

1 item of correspondence was received from Phyllis Rodeman and is attached hereto in Exhibit A – Public Comment Received.

## 5.3. APPOINTMENTS

### 5.3.1. Appointment of Parks and Recreation Commissioner to Fill Vacancy in Position 1

#### Public Comment

None

**Motion to appoint Key Fragas to Position 1 on the Parks and Recreation Commission with a term expiring in January 2025.**

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 3-0, with 2 absences.

## 5.4. CITY COUNCIL COMMITTEE REPORTS

**Council Member Flynn** reported on a Riverside County Transportation Commission (RCTC) meeting.

**Mayor Pro Tem Wallace** reported on a Riverside Community Action Partnership (CAP) meeting.

**5.5. CITY MANAGER REPORT**

Acting City Manager Vela had no report.

**5.6. CITY ATTORNEY REPORT**

City Attorney Young had no report.

**5.7. CITY TREASURER REPORT**

Treasurer Geronimo had no report.

*Mayor Sanchez announced a recess at 6:23 p.m. The meeting reconvened at 6:38 p.m.*

**6. CONSENT AGENDA**

- 6.1. Approval of Minutes of the May 9, 2023 City Council Meetings
- 6.2. Approval and Ratification of Accounts Payable and Payroll Warrants Issued in the Month of April 2023
- 6.3. Receive and File Cash, Investments and Reserve Report for the Month of April 2023
- 6.4. Receipts, Disbursements, & Fund Balances Reporting for April 2023 and Fiscal Year-to-Date 2022-23
- 6.5. Receive and File Police Department Statistics for the Month of April 2023
- 6.6. Receive and File Fire Protection Services Statistics for the Month of April 2023
- 6.7. Receive and File Contracts Approved Under the City Manager's Signature Authority
- 6.8. Public Works Capital Improvement Project Tracking List
- 6.9. Approval of Amendment No. 1 to Purchase Order with Williams Scotsman for Office Trailers Located at Opportunity Village for \$5,952.55 for a Total Purchase Order Amount of \$63,688.08
- 6.10. Consideration of Resolution 2023-90, Approving the Interagency Services Agreement between the City of Banning and the City of Beaumont for Coordinated Transit Services
- 6.11. Consideration of Resolution 2023-91, Approving the Zero-Emission Bus Rollout Plan and Authorizing the Submission of Said Plan to the California Air Resources Board (CARB) as Required by the Innovative Clean Transit Regulation
- 6.12. Consideration of Resolution 2023-92, Awarding the Custodial Services Agreement to Executive Facilities Services, Inc. for Custodial Services at City Facilities in the amount of \$184,752.42 and Rejecting all Other Bids
- 6.13. Consideration of Resolution 2023-93, Amending the Reimbursement Policy for the Expenses of Elected and Appointed Officials to Remove Policy A-7
- 6.14. Consideration of Resolution 2023-94, Approving a Professional Services Contract with Engineering Resources of Southern California (ERSC) of Redlands, California in the Amount of \$100,000 for Staff Augmentation Services to Fill a Vacant Senior Civil Engineer Position in the Water/Wastewater Division



- 6.15. Consideration of Resolution 2023-95, Approving Amendment No. 2 to the Professional Services Agreement with Mariposa Landscapes, Inc. in the Amount of \$139,794 in Fiscal Year 2023/2024 for Landscape Maintenance Services
- 6.16. Consideration of Resolution 2023-97, Approving the Short Range Transit Plan for Fiscal Year 2023/2024 – 2025/2026 and Authorizing the Submittal of the FY 2023/2024 Funding Claims
- 6.17. Approving the Temporary Right of Entry Agreement with Southern California Gas Company with Respect to Portions of Real Property Located Along East Westward Avenue, Banning, CA (APN 532-130-011), and Approving Certain Related Actions
- 6.18. Accept an Easement from TriPointe Homes for Public Park Access Purposes within the Atwell Development's Tract Map No. 37389-2
- 6.19. Accept an Easement from Atwell Master Maintenance Association for Electric Utility Purposes on Accessor's Tract Map No. 37389-1, PA23 within the Atwell Development for the Maintenance of the City-Owned Electric Distribution System
- 6.20. Consideration of Resolution 2023-99, Approving the Second Amendment for Contract Services (C00698) for Landscape Maintenance Services for Park's Maintenance with Mariposa Landscapes, Inc. in the not to exceed amount of \$135,847.97 for FY 2023/2024
- 6.21. Consideration of the Approval of Amendment No. 1 in the Amount of \$10,000 to the Purchase Order with Olin Corporation for the Purchase of Sodium Hypochlorite Utilized by the Department of Public Works - Water Division
- 6.22. Consideration of Resolution 2023-101, Approving the Fourth Amendment to the Street Sweeping Services Agreement with Sweeping Corp of America (SCA) Extending the Term through Fiscal Year 2023/2024 and Increasing the Total Agreement Amount by \$131,712 for the Extended Term
- 6.23. Cannabis Ad-Hoc Committee Update
- 6.24. Receive and File Code Enforcement Statistics for the Month of April 2023

Public Comment

None

**Motion to adopt the consent agenda items 6.1 to 6.6, 6.10 to 6.11, 6.15 to 6.22.**

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 3-0, with 2 absences.

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- 6.7. Receive and File Contracts Approved Under the City Manager's Signature Authority

Public Comment

None

- 6.8. Public Works Capital Improvement Project Tracking List

Public Comment

None

- 6.9. Approval of Amendment No. 1 to Purchase Order with Williams Scotsman for Office Trailers Located at Opportunity Village for \$5,952.55 for a Total Purchase Order Amount of \$63,688.08

Public Comment

- Frank Burgess

**Motion to continue the item.**

Motion by Council Member Flynn

No second. Motion failed.

**Motion to approve Amendment No. 1 to the Purchase Order with Williams Scotsman.**

Motion by Mayor Sanchez

Seconded by Mayor Pro Tem Wallace

| 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 2-1, with 2 absences.

- 6.12. Consideration of Resolution 2023-92, Awarding the Custodial Services Agreement to Executive Facilities Services, Inc. for Custodial Services at City Facilities in the amount of \$184,752.42 and Rejecting all Other Bids

Public Comment

None

**Motion to adopt Resolution 2023-92.**

Motion by Mayor Pro Tem Wallace

Seconded by Mayor Sanchez

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

Motion approved by a vote of 3-0, with 2 absences.

- 6.13. Consideration of Resolution 2023-93, Amending the Reimbursement Policy for the Expenses of Elected and Appointed Officials to Remove Policy A-7

Public Comment

- Laura Leindecker
- John Hagen
- Virginia Cervantes

**Motion to adopt Resolution 2023-93.**

Motion by Mayor Pro Tem Wallace

Seconded by Mayor Sanchez

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

Motion approved by a vote of 3-0, with 2 absences.

*Mayor Sanchez announced a recess at 7:52 p.m. The meeting was reconvened at 8:03 p.m.*

- 6.14. Consideration of Resolution 2023-94, Approving a Professional Services Contract with Engineering Resources of Southern California (ERSC) of Redlands, California in the Amount of \$100,000 for Staff Augmentation

## Services to Fill a Vacant Senior Civil Engineer Position in the Water/Wastewater Division

### Public Comment

None

### **Motion to adopt Resolution 2023-92.**

Motion by Mayor Pro Tem Wallace

Seconded by Mayor Sanchez

| 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 3-0, with 2 absences.

#### 6.23. Cannabis Ad-Hoc Committee Update

### Public Comment

- Jack Gunderson
- John Hagen
- Laura Leindecker
- Lynnea Hagen

#### 6.24. Receive and File Code Enforcement Statistics for the Month of April 2023

### Public Comment

- John Hagen
- Jack Gunderson
- Virginia Cervantes

## **7. PUBLIC HEARING(S)**

- 7.1. Consideration of Resolution 2023-102, Considering a Recommendation By The Planning Commission For A Notice Of Intent (NOI) To Adopt a Mitigated Negative Declaration (MND), a Mitigation Monitoring and Reporting Program (MMRP) and Approving Design Review 22-7003 for the Proposed Development of a 108,786 Square Foot Warehouse, Including 10,000 Square Feet of Office Space on Two Floors for a Total of 118,786 Square Feet and Tentative Parcel Map 38437 that Combines Two Parcels of Land Totaling 6.23–Acres Located at The Northeast Corner of 4th and Lincoln Streets (APNs: 540-210-009 And 540-210-020) in The Industrial Zoning District

Adam Rush, Community Development Director, provided the staff report.

Paul Loubet, Entitlement Manager representing First Industrial Realty Trust (applicant) spoke in support of the project.

Public Comment

- Lynnea Hagen
- Chris McCallum

Loubet responded to comments from the public on behalf of the applicant.

**Motion to adopt Resolution 2023-102.**

Motion by Mayor Sanchez

Seconded by Mayor Pro Tem Wallace

| 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 3-0, with 2 absences.

**8. REPORTS OF OFFICERS**

- 8.1. Consideration of Resolution 2023-98, Approving the Agreement with Granicus for a New Agenda Management System (Software as a Service Subscription) and a Financial Disclosures E-Filing Program for the City Clerk's Office

Caroline Patton, Deputy City Clerk, presented the staff report.

Public Comment

None

**Motion to adopt Resolution 2023-98.**

Motion by Mayor Pro Tem Wallace

Seconded by Mayor Sanchez

| 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 3-0, with 2 absences.

- 8.2. Receive and File Report on Implementation of the Power Cost Adjustment Factor Due to Increased Costs in Wholesale Energy, Energy Hedging, Resource Adequacy Capacity Products, and Transmission Expenses

Jim Steffens, Power Resources Manager, presented the staff report.

Public Comment

None

*Mayor Sanchez announced a recess at 9:59 p.m. The meeting was reconvened at 10:03 p.m.*

**Motion to continue the meeting past 10:00 p.m.**

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 3-0, with 2 absences.

- 8.3. Consideration of Resolution 2023-96, Receiving a Report in connection with the Proposed Collection on the 2023-24 Riverside County Property Tax Roll of Delinquent Solid Waste Service Charges for Single-Family and Multi-Family Accounts for Calendar Year 2022, Setting a Public Hearing on the Report, and Making a Determination of Exemption Under CEQA

Art Vela, Director of Public Works, presented the staff report.

Public Comment

None

**Motion to adopt Resolution 2023-96.**

Motion by Mayor Pro Tem Wallace  
Seconded by Council Member Flynn

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

Motion approved by a vote of 3-0, with 2 absences.

8.4. Consideration of Resolution 2023-100, Authorizing and Approving the Beautify Banning Parks Program

Ralph Wright, Parks and Recreation Director, presented the staff report.

Public Comment

None

**Motion to adopt Resolution 2023-100.**

Motion by Mayor Pro Tem Wallace  
Seconded by Council Member Flynn

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

Motion approved by a vote of 3-0, with 2 absences.

8.5. Consideration of the First Reading of Ordinance 1589, An Ordinance of the City of Banning, California, Regarding Vacant Properties and Amending Chapter 8.12 of the Banning Municipal Code Regarding the Same, and Making Findings Pursuant to CEQA (Public Resources Code Section 21000 et seq.) ("CEQA") and the State CEQA Guidelines (California Code of Regulations, Title 14, Section 15000 et seq.)

Adam Rush, Community Development Director, presented the staff report.

Public Comment

None

**Motion to introduce Ordinance 1589 and waive full reading.**

Motion by Mayor Pro Tem Wallace  
Seconded by Mayor Sanchez

| 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 3-0, with 2 absences.

### **Motion to continue the meeting past 11:00 p.m.**

Motion by Mayor Pro Tem Wallace  
Seconded by Mayor Sanchez

| 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 3-0, with 2 absences.

### **9. DISCUSSION ITEM(S)**

None

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

10.1. New Items  
None

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. Roadside Services (Minjares)
6. Beautification of San Gorgonio Overpass Funding (Gonzales)
7. ~~Update to Elected Official Reimbursement Policy Section D (Wallace)~~
8. Revisit Municipal Code re: Condemnations/Code Enforcement (Flynn)
9. Scope and Duties of the Budget and Finance Committee (Wallace)
10. Neighborhood Groups/Identities (Minjares)
11. Research on Spending Thresholds (Specifically City Manager Authority)



## **11. ADJOURNMENT**

The meeting was adjourned at 11:24 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=2838>

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## **ATTACHMENTS:**

- Exhibit A** – Public Comment Received
- Exhibit B** – Proclamation: Public Works Week
- Exhibit C** – Proclamation: Small Business Month
- Exhibit D** – Agenda Item 7.1: Staff Presentation
- Exhibit E** – Agenda Item 8.1: Staff Presentation
- Exhibit F** – Agenda Item 8.4: Staff Presentation
- Exhibit G** – Agenda Item 8.5: Staff Presentation

## EXHIBIT A

5/3/2023

5/23/2023

Dear City of Banning Planning Commissioners and Banning City Council:

We, the residents of Driftwood Circle and surrounding streets, strongly oppose the establishment of and conditional use permit application for the cannabis cultivation facility located on assessor's parcel 543-090-019 located in Banning, CA. As the community most adjacent to this site, we do not support the inclusion of a cannabis cultivation facility in our community for the following reasons:

- Potential for increased crime because the operation will be known and may become a target.
- We support public safety and do not want our police department diverted to deal with cannabis related issues – even legal cannabis.
- There will be increased traffic and transportation of goods and materials near the site serving as a disruption to our quality of life.
- As witnessed in other communities, we believe there will be an increased smell, decreased air quality and other environmental impacts from the cultivation.
- Additionally, there will be an increased possibility of contaminated water and other toxins into our municipal utilities.
- The proposed location is within proximity to local schools and parks.
- There is a likelihood that the cannabis grown on site will not go into the legal market, but rather will support the illegal cannabis markets or be sold out of state.

Residents should not have to bear the burden of cannabis cultivation. We understand the City may need revenue, but the potential impacts on our health, safety and welfare should not be compromised. As tax paying residents we will consider any and all remedies available to us including hiring legal counsel to represent us. It is our goal not to take this step and ask you to vote no.

Sincerely,

Alyzine + Benjamin Middleton

Lynnea Hagen

Jack Henderson

Paul Hagen

John Hagen

Mr. Schum

# **TDAP & Meningococcal Vaccine Clinic**

## **Clinica de Vacunas TDAP & Meningitis meningocócica**

**Nicolet Middle School**

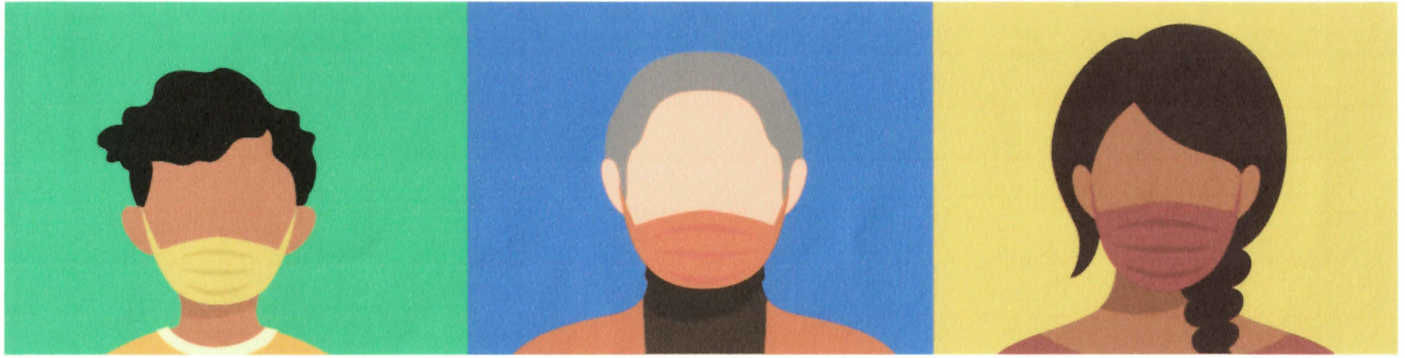
**101 E. Nicolet St. Banning CA 92220**

**June 2, 2023  
Noon— 4:00 p.m.**



**For assistance, please call:  
Si necesita ayuda, por favor llame:  
(951) 358-5000 | 2-1-1**





# COVID-19

## Vaccination Clinic

## Clínica de Vacunación

**Nicolet Middle School**

101 E. Nicolet St.  
Banning, CA 92220

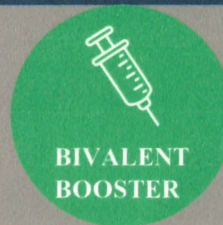
June 2, 2023  
Noon - 4 p.m.

**Pfizer**

**REGISTER**



**OFFERING  
OFRECIENDO**



**This clinic offers the following: | Esta clínica ofrece lo siguiente:**

**Pfizer: Bivalent Booster | 12 Years and Older**

**Refuerzo Bivalente | 12 Años y Adelante**

**Moderna: 1st Dose | 2nd Dose | Additional Dose | Bivalent Booster | 12 Years and Older  
| Primera Dosis | Segunda Dosis | Dosis Adicional | Refuerzo Bivalente  
| 12 Años y Adelante**

**For assistance with scheduling, please call: | Si necesita ayuda, por favor llame:  
(951) 358-5000 | 2-1-1**

MAY 23, 2023  
TO: CITY MANAGER, DOUG  
SCHULTZ

9

CITY COUNCIL

I WAS FACED WITH AN UNRESOLV-  
ABLE DILEMMA RECENTLY,  
AND WOULD LIKE YOUR HELP  
ESCUING A SIX OR SEVEN WEEK  
CITY, WHICH WAS SUPPOSED TO  
BE MINE.

THE PERSON WHO HAD THE  
"FURRY" MOTHER HAD 4 LITTERS

PROMISED + ...



2  
Expected to pick her up

MAY 18. DIDN'T HAPPEN - Mother

Kittys were TAKEN TO FREE.

AND WINDO'S SUPPOSEDLY ANIMAL

shelter.

A REAL SORRY - TRIED TO

GET IN MAY 19, FRONT DOOR

WAS LOCKED. YOU HAD TO CALL

TO GET IN, THE PERSON WHO ANSWERED

THE PHONE WAS NOT PART

OF THE SHELTER, THE PERSON

could NOT allow me, into the  
panel, said, it would be several  
weeks before I could pick up  
I promised Kitten, and would  
+  
+ me where she was, and  
could NOT accept my WHAT  
Phone Number and said  
only "Send A TEXT OR E-  
il, and added " We Get  
any of, and IT TAKES time  
Reply.

QUESTION - WHAT KIND OF

4

WHAT Does The <sup>WORD</sup> ~~word~~

"shelter" MEAN TO YOU?

ANGRILY,

Phyllis Rodeman

Phyllis Rodeman



Received from Council Member Flynn  
4:01pm. on 5/23/2023

To: MARTHA GERRITZ  
CITY DOG & SCHOOL  
CITY COUNCIL

## EXHIBIT B



### CITY OF BANNING OFFICE OF THE MAYOR



# Proclamation

***WHEREAS**, public works professionals focus on infrastructure, facilities and services that are of vital importance to sustainable and resilient communities and to the public health, high quality of life and well-being of the people of City of Banning; and,*

***WHEREAS**, these infrastructure, facilities and services could not be provided without the dedicated efforts of public works professionals, who are engineers, managers, and employees at all levels of government and the private sector, who are responsible for rebuilding, improving, and protecting our nation's transportation, water supply, water treatment and solid waste systems, public buildings, and other structures and facilities essential for our citizens; and,*

***WHEREAS**, it is in the public interest for the citizens, civic leaders and children in the City of Banning to gain knowledge of and to maintain an ongoing interest and understanding of the importance of public works and public works programs in their respective communities; and,*

***WHEREAS**, the year 2023 marks the 63<sup>rd</sup> annual National Public Works Week sponsored by the American Public Works Association/Canadian Public Works Association.*

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

## ***Public Works Week May 21 - 27, 2023***

*in the City of Banning and urge all citizens to join with representatives of the American Public Works Association and government agencies in activities, events, and ceremonies designed to pay tribute to our public works professionals, engineers, managers, and employees and to recognize the substantial contributions they make to protecting our national health, safety, and quality of life.*



***BE IT PROCLAIMED** this 23<sup>rd</sup> day of May 2023.*

***Alberto Sanchez, Mayor***



## EXHIBIT C



# CITY OF BANNING OFFICE OF THE MAYOR



## Proclamation

*WHEREAS, our community has begun a rapid economic rebound from the COVID-19 pandemic; and the City of Banning's vibrant local business community has re-emerged stronger than ever despite the odds; and*

*WHEREAS, now, more than ever, supporting small businesses means we are also supporting the livelihoods and ongoing success of our neighbors; and*

*WHEREAS, the City of Banning has designated the month of May as Banning's Small Business Month, and with our partners, will continue to promote training and networking opportunities for small businesses and entrepreneurs throughout the month; and*

*WHEREAS, celebrate and encourage residents to support the diverse and emerging small business community that make our city a fantastic place to live; and*

*WHEREAS, nationally more than half of Americans either own or work for a small business, and they create two out of every three new jobs in the U.S. each year. Small businesses are the backbone of our economy, and we must work to ensure that our city grows not only from the top down, but also from the bottom up and the middle out; and*

*WHEREAS, locally in Banning, California, 95 percent of our businesses are small businesses with 50 or fewer employees, who provide jobs, services, and amenities to our community. The City of Banning offers assistance to small businesses through programs in the Economic Development Division, and also recognizes that small business assistance is a partnership with our affiliated organizations; and*

*WHEREAS, Banning has been designated a "Small Business Month in the City" by the U.S. Small Business Administration, and we are committed to providing resources that allow entrepreneurs to identify and apply for all requirements to launch a business in our community; and*

*WHEREAS, the City of Banning takes this opportunity to highlight the impact of outstanding entrepreneurs and small business owners, and recognizes that Support Small Business Month is a time for us to celebrate the successes of small business and to thank our small business owners and employees for their contributions to our City, our economy, and our nation.*

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

**May 2023**

**Small Business Month**

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



**BE IT PROCLAIMED** this 23<sup>rd</sup> day of May 2023.

**Alberto Sanchez, Mayor**

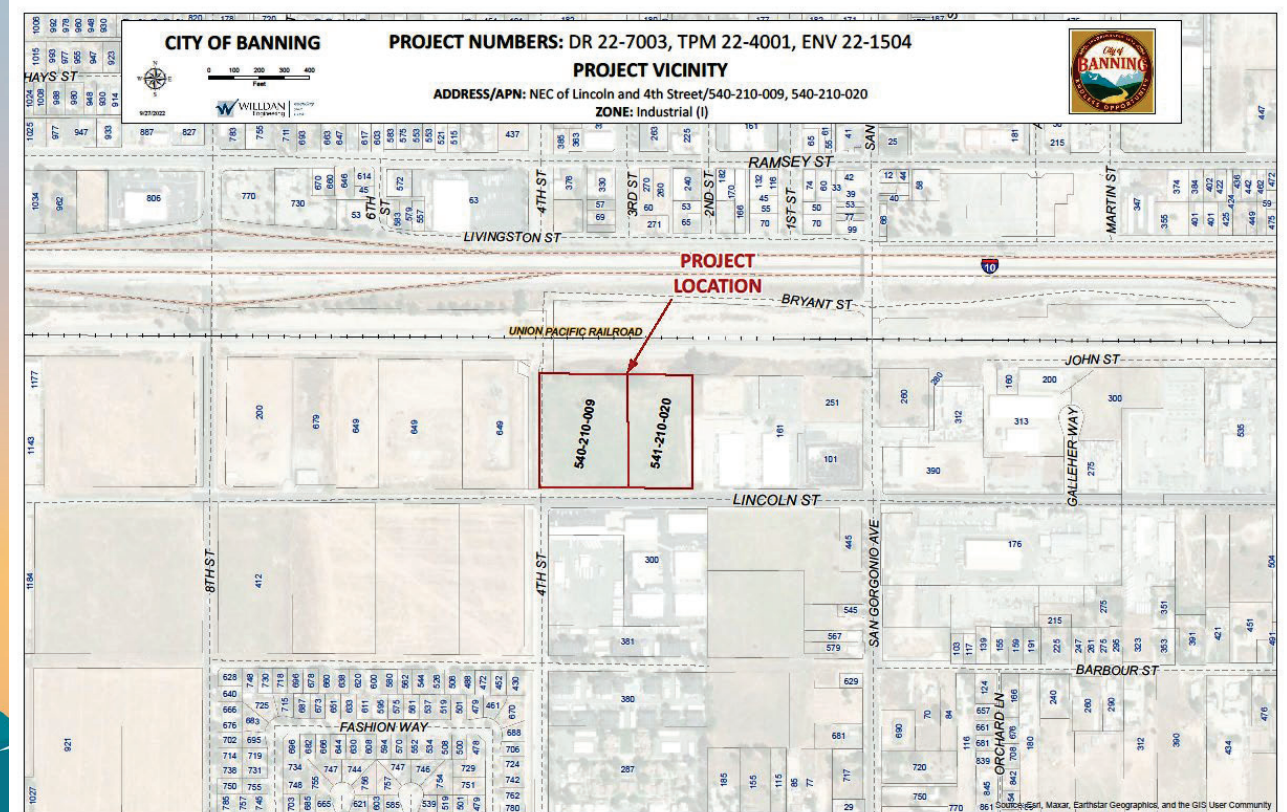


# CITY COUNCIL

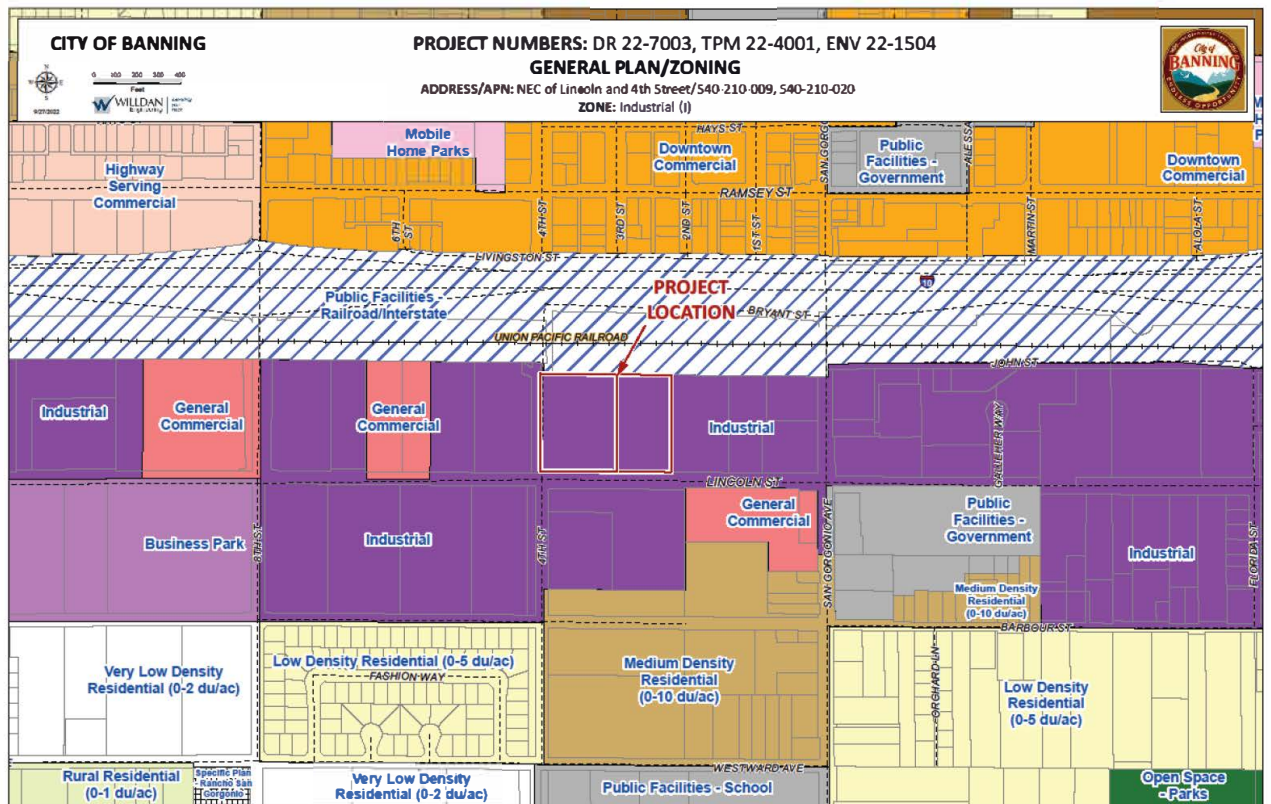
## PUBLIC HEARING ITEM NO. 7.1

### MAY 23, 2023

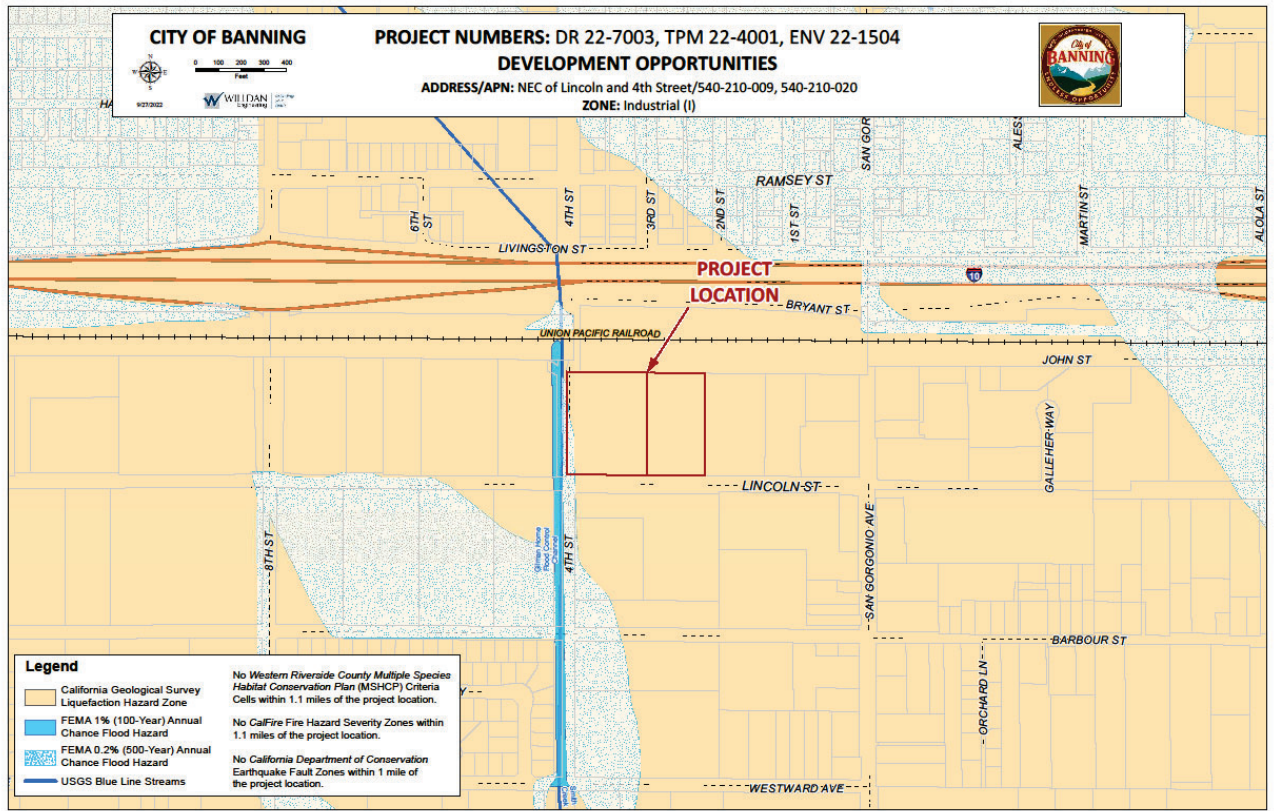
Consideration of Resolution 2023-102, Considering a Recommendation By The Planning Commission For A Notice Of Intent (NOI) To Adopt a Mitigated Negative Declaration (MND), a Mitigation Monitoring and Reporting Program (MMRP) and Approving Design Review 22-7003 for the Proposed Development of a 108,786 Square Foot Warehouse, Including 10,000 Square Feet of Office Space on Two Floors for a Total of 118,786 Square Feet and Tentative Parcel Map 38437 that Combines Two Parcels of Land Totaling 6.23-Acres Located at The Northeast Corner of 4th and Lincoln Streets (APN's: 540-210-009 And 540-210-020) in The Industrial Zoning District.





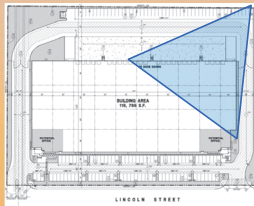






## Site Photos:

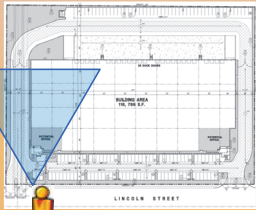
View of the Site from the southwest





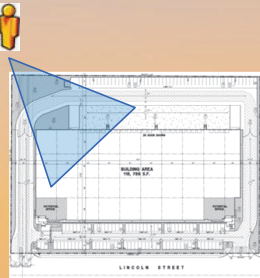
**Site Photos:**

*View looking north  
from the southwest  
corner of the Site*



**Site Photos:**

*View of the Site from  
the northwest*









[illegible]

## Elevations



CONCEPTUAL ELEVATIONS - 36' CLR.  
LINCOLN ST. & 4TH ST.  
BANNING, CA



## Environmental Determination

California Environmental Quality Act (CEQA) The proposed Design Review 22-7003 and Tentative Parcel Map 38437 are considered a “project” as defined by the California Environmental Quality Act (“CEQA”) (Public Resources Code § 21000 et seq.). An Initial Study (EA 22-1504) was prepared and made available for public review beginning on March 10, 2023, and closing on April 9, 2023. Based upon analysis contained in the Initial Study, staff determined that any potentially significant effects on the environment would be reduced to less than significant levels by mitigation measures incorporated in the Initial Study. Therefore, the adoption of a Mitigated Negative Declaration (MND) is appropriate. All mitigation measures are carried forward into project Conditions of Approval. A Mitigation Monitoring and Reporting Program (MMRP) was prepared.





# Recommendation

Staff recommends the City Council take the following action:

Adopt City Council Resolution 2023-102 approving the Planning Commission recommendation for the Notice of Intent to adopt a Mitigated Negative Declaration, a Mitigation Monitoring and Reporting Program (MMRP) and approving Design Review 22-7003 for the proposed development of a 108,786 square foot warehouse, including 10,000 square feet of office space, on two floors for a total of 118,786 square feet and Tentative Parcel Map 38437 that combines two parcels of land totaling 6.23-acres located at the northeast corner of 4th and Lincoln Streets (APN's 540-210-009 and 540-210-020) in the Industrial Zoning District (the "Project").



**Thank you!**  
**Staff is Available for Questions**

## **Contact Information**

Adam B. Rush  
Community Development Director  
[arush@banningca.gov](mailto:arush@banningca.gov)





## RESOLUTION 2023-98

# AGENDA MANAGEMENT & E-FILING SOFTWARE

City Council Regular Meeting – Agenda Item 8.1

May 23, 2023



## Current Agenda Process

### Staff Reports

Staff prepare reports in MS Word  
Reports submitted to City Clerk's Office  
Deputy manually uploads each attachment and links them within each report  
Deputy manually formats and edits staff reports for consistency

### Compile Agenda

Deputy manually prepares agenda in MS Word  
Agenda is manually compiled and numbered in Adobe DC (PDF Software)  
Any changes result in having to recompile all components of the agenda

### Publish

Deputy manually uploads all agendas to the City's website  
Deputy manually composes emails and sends out agenda alerts to Council, internal staff, and the public



## Granicus Features



- Instant meeting video access; unlimited hosting of meeting video
- Staff enter text into program & the program formats and compiles all staff reports
- Linked staff reports in agenda document (jump-to feature)



## Current Economic Disclosures Process

- 13 External Filers (Government Code Section 87200)
  - Electronic filing (E-Filing) through the State's FPCC eDisclosures Portal
- 53 Internal Filers (City's Conflict of Interest Code)
  - MUST file at assuming office, leaving office, and annually (for duration of office)
  - Completely manual process
  - Deputy reaches out to these staff members to retrieve economic disclosures
  - Deputy must track ingoing/outgoing employees in these positions



## Granicus Features

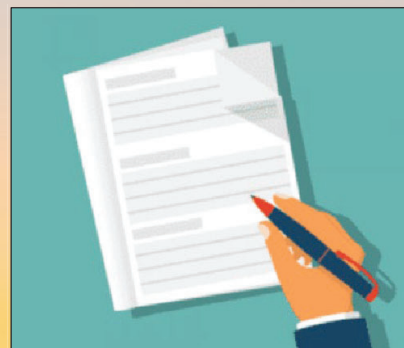


- eDisclosures portal for Internal Filers
- Automate the annual filing process
- Notifies filers of errors in forms, impending deadlines, overdue filings
- Provides support to filers



## Granicus Agreement

- Three-year term
- 90-day implementation



# Fiscal Impact

| Line Item                           | Contract Value |
|-------------------------------------|----------------|
| One-Time Start Costs<br>FY 2022-23  | \$ 6,500.00    |
| 1st Year Subscription<br>FY 2023-24 | \$ 22,909.37   |
| 2nd Year<br>FY 2024-25              | \$ 24,513.02   |
| 3rd Year<br>FY 2025-26              | \$ 26,228.95   |
| Total Contract Value                | \$ 80,151.34   |

- Total fiscal impact of approximately \$80,000 over three years
- Paid by City Clerk's Office



# Questions?

## Contact Information

Caroline Patton  
[cpatton@banningca.gov](mailto:cpatton@banningca.gov)



# BEAUTIFY BANNING PARK'S PROGRAM



- Item 8.4 – Resolution 2023-100
- City Council – 5.23.2023

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UNDERFUNDED  
UNDERSTAFFED

---

AGING AND INCONSISTENT  
AMENITIES

---

PARK USER ISSUES  
\*GRAFFITI AND VANDALISM  
\* HOMELESSNESS  
\*VEHICLES DRIVING IN PARKS

BANNING PARK'S  
SYSTEM ISSUES



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**COUNCIL HAS SUPPORTED  
INCREASED FUNDING FOR  
PARKS**

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**LANDSCAPE CONTRACTOR  
IMPROVEMENTS**

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**ADDITIONAL STAFFING**

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**EFFORTS TO  
IMPROVE PARK'S  
SYSTEM**

**Establishment of  
the Park's  
Beautification  
Subcommittee of  
the Park's and  
Recreation  
Commission**

**SUBCOMMITTEE CREATED TO:**

**\* DEVELOP POLICIES , PROGRAMS  
AND IMPROVEMENT IDEAS**

**WITH GOALS OF:**

**\* IMPROVE THE AESTHETIC OF  
OUR PARKS SYSTEM**

**\* CREATING COMMUNITY BUY-IN  
AND OWNERSHIP**

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#### POLICIES AND PROGRAMS

- CREATION OF PARK AMENITY STANDARDS
- DEVELOPMENT OF AN ADOPT A PARK PROGRAM

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#### PARK IMPROVEMENTS

- DEVELOPMENT OF WALKING PATHS AND SIGNAGE IN EACH PARK
- AN ART IN PUBLIC PARKS PROGRAM
- THEMED MURALS – SIDEWALK ART - SCULPTURES

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#### COMMUNITY BUY-IN AND SUPPORT

- DEVELOPMENT OF A PARK BEAUTIFICATION POSTER
- ESTABLISHMENT OF A PARK AND PARK AMENITY SPONSOR PROGRAM

## IDEAS AND TASKS OF SUBCOMMITTEE

## PARK BEAUTIFICATION POSTER

Public outreach

Flyers, social media

Signage used in parks



ALLOWS NON-PROFITS, BUSINESSES AND FAMILIES TO  
SUPPORT PARKS WITH CLEAN-UPS, PROJECTS

APPLICATION PROCESS AND RULES

MINIMUM FOUR CLEAN UPS/PROJECTS PER YEAR

ADOPT A PARK RECOGNITION SIGN AFTER TWO CLEAN UPS

## ADOPT-A-PARK PROGRAM

 **City of Banning** [www.banningca.gov](http://www.banningca.gov)

### Beautify Banning PARKS

The Beautify Banning Parks Program allows community volunteers and businesses to assist in the beautification of City Parks, playgrounds and open space areas, with monetary or in-kind donations.



#### Sponsor Park Improvements

Encourage environmental awareness and community pride, while advertising your business through corporate partnerships. Your sponsorship dollars will afford us to conduct enhancements and repairs on your behalf



#### Beautify Banning PROGRAM BENEFITS

All partners receive high impact exposure. Become an affiliate today.  
Corporations • Local Businesses • Non-Profits • Faith-Based Organizations • Community Groups • Individuals

| Level 1 Sponsor   | Level 2 Sponsor  | Level 3 Sponsor   |
|---|--|---|
| <b>SPONSOR: \$2,000/YR</b><br>Company or organization name on the Beautify Banning Parks Website.<br><br>One Beautify Banning Parks program certificate per company or organization.<br><br>One Social Media Thank you post on IG and Facebook. | <b>SPONSOR: \$5,000/YR</b><br>Company or Organization logo on the Beautify Website.<br><br>Signed Thank You Letter from the Mayor.<br><br>Beautify Banning Parks T-Shirt (15 maximum)<br><br>Name mention in Press release.<br><br>Includes Level 1 Benefits | <b>SPONSOR: \$10,000/YR</b><br>Company or Organization<br>Spotlight on Beautify Banning Parks Website and City's Billboard.<br><br>Recognition at a City Council Special Presentation Public Meeting, which includes a group photo with the council.<br><br>Council Special Presentation Framed certificate.<br><br>Includes Level 1 and Level 2 Benefits |

ALLOWS NON-PROFITS, BUSINESSES AND FAMILIES TO  
SUPPORT PARKS WITH TIERED SPONSORSHIP OPTIONS

APPLICATION PROCESS AND ACCEPTANCE RULES

SELECT PARTICULAR PARK/PROJECT OR GENERAL  
DONATION

BENEFITS BASED ON DONATION TIERS

## BEAUTIFY BANNING PARK'S SPONSORSHIP PROGRAM

PARK BEAUTIFICATION POSTER

ADOPT A PARK PROGRAM

\* SUPPLIES ALLOCATED IN ANNUAL BUDGET FOR COMMUNITY CLEAN UP AND GRANTS

\* MINIMAL COST FOR ADOPT A PARKS SIGNAGE

PARK SPONSORSHIP PROGRAM

\* TIERED SPONSOR LEVEL BENEFITS INCLUDED WITHIN ACCEPTED SPONSORSHIPS

## PROGRAM COST /FISCAL IMPACT

## STAFF'S RECOMMENDATION

Adopt Resolution 2023-100

APPROVING THE BEAUTIFY  
BANNING PARKS PROGRAM

AUTHORIZING THE CITY  
MANAGER TO MAKE  
NECESSARY BUDGET  
ADJUSTMENTS

AUTHORIZING THE CITY  
MANAGER TO APPROVE AND  
EXECUTE FUTURE  
SPONSORSHIP AGREEMENTS



# THANK YOU!

Questions?



# **CITY COUNCIL PUBLIC HEARING ITEM NO. 8.5 MAY 23, 2023**

Consideration of the First Reading of Ordinance 1589, An Ordinance of the City of Banning, California, Regarding Vacant Properties and Amending Chapter 8.12 of the Banning Municipal Code Regarding the Same and Making Findings Pursuant to CEQA (Public Resources Code Section 21000 et. seq.) ("CEQA") and the State CEQA Guidelines (California Code of Regulations, Title 14, Section 15000 et seq.)



## **Project Description:**

Ordinance 1589. Amending Chapter 8.12 of the Banning Municipal Code to add additional regulations and reasonable provisions affecting the registration of vacant, abandoned, and distressed buildings.





# Background

- Vacant properties are a major cause and source of blight
- *Property owners fail to actively maintain and manage them.*
- The City desires to establish the registration of properties that are vacant, abandoned, distressed, in disrepair, or in a state of foreclosure or default.
- *Protection of neighborhoods from becoming blighted*
- Encourage regular and adequate maintenance and security of abandoned or vacant properties, including foreclosures.
- *Vacant properties discourage economic development and create fire hazards.*
- The City's goal is to establish uniform and reasonable regulations to prevent the immediate risks and detrimental effects associated with vacant properties.











Google Earth  
9/25/13 10:03h













# Regulations

## Registration:

- Owners must register the property with the City within 30-days and not reoccupied.
- The City will keep a running list of properties with specific details
- Annual Registration

## Inspections:

- The City will conduct an initial inspection and every 6-months.
- Records and Photos documented of each inspection



# Regulations

## Maintenance Reqs.:

- Properties shall be kept in Good Repair (exterior, landscaping, trash, abandoned vehicles, etc.
- Pools/Spas
- Free of excess weeds/overgrowth

## Implementation:

- Owners may be req. to retain prop. mang. for weekly inspections





# Regulations

## Signage:

"THIS PROPERTY MANAGED BY[insert name here]" and "TO REPORT PROBLEMS OR CONCERNS CALL [insert 24-hr contact phone number here]."

## Enforcement:

Code Enforcement is responsible for enforcement: secure doors, windows, installing security of lighting, increasing inspections, as needed.



# Regulations

## Penalties:

- Administrative and Criminal Citations
- Declaration of Public Nuisance



# Environmental Determination

## CEQA Guidelines Section 15061(b)(3) (General Rule):

- Findings Pursuant to CEQA (Public Resources Code Section 21000 et seq.) (“CEQA”) and the State CEQA Guidelines (California Code of Regulations, Title 14, Section 15000 et seq.), that the City Council finds that it can be seen with certainty that there is no possibility that the adoption of this Ordinance will have a significant effect on the environment. Adoption of this ordinance is therefore exempt from CEQA pursuant to State CEQA Guidelines Section 15061(b)(3).



# Recommendation

Staff recommends the City Council take the following action:

Introduce Ordinance 1589. An Ordinance of the City of Banning, California, Regarding Vacant Properties and Amending Chapter 8.12 of the Banning Municipal Code Regarding the Same, and Making Findings Pursuant to CEQA (Public Resources Code Section 21000 et seq.) (“CEQA”) and the State CEQA Guidelines (California Code of Regulations, Title 14, Section 15000 et seq.), that the City Council finds that it can be seen with certainty that there is no possibility that the adoption of this Ordinance will have a significant effect on the environment. Adoption of this ordinance is therefore exempt from CEQA pursuant to State CEQA Guidelines Section 15061(b)(3).





**Thank you!**  
**Staff is Available for Questions**

**Contact Information**

Adam B. Rush  
Community Development Director  
[arush@banningca.gov](mailto:arush@banningca.gov)

