

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

June 11, 2013
5:00 p.m.

Banning Civic Center
Council Chambers
99 E. Ramsey St.

Per City Council Resolution No. 2010-38 matters taken up by the Council before 9:00 p.m. may be concluded, but no new matters shall be taken up after 9:00 p.m. except upon a unanimous vote of the council members present and voting, but such extension shall only be valid for one hour and each hour thereafter shall require a renewed action for the meeting to continue.

I. CALL TO ORDER

- . Invocation
- . Pledge of Allegiance
- . Roll Call - Councilmembers Botts, Miller, Peterson, Welch, Mayor Franklin

II. REPORT ON CLOSED SESSION

III. PUBLIC COMMENTS/CORRESPONDENCE/PRESENTATIONS

PUBLIC COMMENTS – *On Items Not on the Agenda*

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

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

PRESENTATIONS:

1. Relay for Life Achievement of City Staff – Oral Presentation
by June Overholt, Administrative Services Dir./Deputy City Manager

The City of Banning promotes and supports a high quality of life that ensures a safe and friendly environment, fosters new opportunities and provides responsive, fair treatment to all and is the pride of its citizens.

IV. CONSENT ITEMS

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

Motion: That the City Council approve Consent Item 1 through 5

Items to be pulled _____, _____, _____, _____ for discussion.

(Resolutions require a recorded majority vote of the total membership of the City Council)

1.	Approval of Minutes – Special Joint Meeting – 4/15/13 & 4/16/13.	1
2.	Approval of Minutes – Special Meeting (Closed Session) – 05/28/13	33
3.	Approval of Minutes – Regular Meeting – 05/28/13	35
4.	Report of Investments for April 2013.	41
5.	Approve Contract Between Banning Unified School District (BUSD) and The City of Banning for Assignment of a School Resource Officer (RSO) at Banning High School and Nicolet Middle School for the 2013-2014 School Year	47

- Open for Public Comments
- Make Motion

V. PUBLIC HEARING

1.	Resolution No. 2013-59, Confirming a Diagram and the Levy and Collection of Assessments within the City of Banning's Landscape Maintenance District No. 1 for Fiscal Year 2013/2014.	
	Staff Report	48
	Recommendations: That the City Council adopt Resolution No. 2013-59, Confirming a Diagram and the Levy and Collection of Assessments within the City of Banning's Landscape Maintenance District No. 1 for Fiscal Year 2013/2014, pursuant to the provisions of Part 2 of Division 15 of the California Streets and Highways Code; and Authorizing and directing the City Clerk to file the diagram and assessment with the Riverside County Assessor/County Clerk-Recorder's Office.	

VI. ANNOUNCEMENTS/REPORTS *(Upcoming Events/Other Items if any)*

- City Council
- City Committee Reports
- Report by City Attorney
- Report by City Manager

VII. ITEMS FOR FUTURE AGENDAS

New Items – None

Pending Items – City Council

1. Schedule Meetings with Our State and County Elected Officials
2. Consideration of an “in-house” attorney vs. contract
3. Let’s Move – Healthy Initiative
4. Giving City Manager authority to write letters to the State Legislature regarding urgency matters.

VIII. ADJOURNMENT

Pursuant to amended Government Code Section 54957.5(b) staff reports and other public records related to open session agenda items are available at City Hall, 99 E. Ramsey St., at the office of the City Clerk during regular business hours, Monday through Thursday, 7 a.m. to 5 p.m.

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

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

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

MINUTES
CITY COUNCIL
BANNING, CALIFORNIA

04/15/13 and 04/16/13
SPECIAL JT. MEETING

A special joint meeting of the Banning City Council and City Council Sitting In Its Capacity of Successor Agency was called to order by Mayor Franklin on April 15, 2013 at 9:05 a.m. at the Banning Civic Center Council Chambers, 99 E. Ramsey Street, Banning, California.

COUNCIL MEMBERS PRESENT: Councilmember Botts
Councilmember Miller
Councilmember Peterson
Councilmember Welch
Mayor Franklin

COUNCIL MEMBERS ABSENT: None

OTHERS PRESENT: Andrew Takata, City Manager
June Overholt, Administrative Services Director
Duane Burk, Public Works Director
Fred Mason, Electric Utility Director
Zai Abu Bakar, Community Development Director
Bill Manis, Economic Development Director
Leonard Purvis, Police Chief
Jeff Stowells, Fire Battalion Chief
Heidi Meraz, Community Services Director
John McQuown, City Treasurer
Norm King, Facilitator
Daniele Savard, Executive Secretary
Marie A. Calderon, City Clerk

April 15, 2013

Public Comments

Nancy Waycott addressed the Council regarding some of the rezoning that has been going on and stated that more education increase the threat to sustainability (Attached Exhibit "A").

WORKSHOP DISCUSSION

1. Strategic Planning Workshop

Norm King thanked everyone for the time spent with him in the interview sessions and stated that is was very helpful. You have all had a lot to deal with possibly even more so than most California communities who have had a rough time in regards to economics and budget cutbacks and making do with what you have. We can always do better and that is what we are

really about today and tomorrow in figuring a way to improve. We are going to spend a lot of time working through the existing Strategic Plan and making amendments where appropriate. This is an opportunity for the staff and the Council to have some serious discussion about the community and where it is going and what the issues are and that will be the substance from which he hopes this Council will make their judgments about what changes and additions, if any, to the Strategic Plan. At this time Mr. King went through the handouts and changes to the agenda material and the suggested outcomes from the workshop. He said that the one thing he has found was that it is not so much about the goals but the commitment and not a lot happens when there is not a commitment to making this work. He was impressed with the City of Banning and the reason why he came back was that two years ago there was that commitment by the staff after the Council looked through the issues to do the follow-up and make this a living document. Maybe it is not as alive a document as we hoped but it is certainly living and he hopes that will continue. He said the plan for this workshop is to look at the overall components of the Strategic Plan starting with the Mission Statement and the Vision Statement to see if there are any changes and then to go on to the goals themselves. There will be an opportunity for the directors and the City Manager to talk to the Council about the most important difficult tuff issues that they face in their departments. He hopes this will be the substance for a very detailed discussion given these parameters what specific goals with specific action steps would the Council like to adopt or at least give direction to staff toward embellishment and then come back to the Council.

Mr. King summarized handout #5 called "What You Told Me". He said when you have a group like this you do have different opinions and that is the whole point of this. One thing that we are generally positive about is the gradual improvement of the economy. Things are not great but at least they are on the right track. There were some positive feelings about things in general although there was a minority that was ambivalent or not optimistic about Banning's future. Clearly there is no margin and by that he means that a lot of cutbacks have been made and there is a feeling that further cutbacks are going to have to be made and that will be really, really tuff and they are able to make it work now but barely but you are at the margin and that is pretty much universally understood by the elected leadership and staff. There is concern about the budget but will deal with it as it comes and hopes it get better. There is clearly a high level of commitment to make things work by everybody. There is some division on downtown in terms of how the downtown is perceived as an economic driver and clearly most feel downtown is essential to economic growth, however that is not universal. Things are very clear about the organizational structure and operations. There is a high regard for Andy's leadership. Staff is well thought of both by the Council and as well among themselves. There seems to be some concern about some of the front-line staff wherever that might be and the need for some training in dealing with the public. There is a concern about the telephone system. There was also some concern about the school district and also the bit of frustration as to what the City can do and what effect that would have on future economic development. On the staff side the greatest fear is coming away from this workshop with a whole new list of things to do on top of everything else you have to do.

Meeting recessed at 10:20 a.m. and reconvened at 10:38 p.m.

Mr. King reviewed the strategic plan process and said that two years ago the existing Council and staff had some materials to draw upon but pretty much came up with a somewhat new format and in that process the Council defined its goals and strategies and directed at the end of the workshop the staff to come back at a later time with the final work program and he recommend staying with what you have because that is the format you have. He said the problem with many strategic plans is that they sit on a shelf basically because the staff doesn't make them their own and does not take ownership and the one thing that pleases him was that it didn't occur here and staff did that ownership and spent a lot of time developing from the Council's overall goals and strategic suggestions an action plan which have the specific action steps under each of the seven City goals. He said that at its best a strategic plan is a way for the Council to articulate their goals and what it wants for the city, the vision; a way for the City Manager to hold directors accountable; a way for the City Council to hold the City Manager accountable; protection of the staff and City Manager from new things that come up without dealing with has to go to make it possible; and finally a communications vehicle for the Council and the City with the citizens. Today's process after the they go through the mission and vision will be to offer staff a chance to put on the table the tuff stuff, their hopes and so on.

Mr. King drew everyone's attention to the "Vision Statement" and the "Mission Statement" (Exhibit "1"). He broke everyone into groups to look over these two items to discuss if they are adequate, should something be added, deleted, etc. and then come back together for discussion.

Vision Statement – The groups met and suggested the following:

Group 2: The City of Banning supports a high quality of life that ensures a safe and friendly environment, fosters new opportunities for businesses and residents, and promotes responsible and sustainable growth.

Group 1: The City of Banning promotes and supports a high quality of life that ensures a safe and friendly environment, fosters new opportunities and provides responsive, fair treatment to all and it is the pride of its residents.

Group 3: The City of Banning is proud of its history and heritage and promotes a high quality of life for its residents.

Councilman Peterson said that in regards to the tag line they went one step further above the vision statement and suggested to change the tag line back to "Stagecoach Town USA".

There was further discussion regarding the Vision Statement and also the tag line would be discussed at a later time. There was a Council consensus to go with Group 2's suggestion as follows: "The City of Banning supports a high quality of life that ensures a safe and friendly environment and fosters new opportunities for residents and businesses."

Mission Statement - There was discussion regarding the Mission Statement and various additions, deletions, and changes were made.

Group 2 provided the following:

Added a bullet to read as follows: "Provide the highest level of customer service that is accessible by all".

Delete in bullet 4 the words "...that generate jobs and revenue."

Deleted in bullet 9 the word "airport".

Change bullet 11 to read as follows: "Advocate safe high quality public schools".

Change bullet 12 to read as follows: "Partnering and communicating with local agencies and community stakeholders".

Group 3 provided the following:

Delete in bullet 2 the words "...for a strong community".

Bullet 3 delete the word "downtown" and replace it with "city".

Bullet 4 agree with Group 2.

Bullet 5 change to "Collaborate with other agencies to promote post high school education and training opportunities.

Bullet 6 change to "Reduce traffic congestion".

Bullet 7 change to "Beautifying and keeping the city clean".

Bullet 11 change to "Collaborate with school districts to ensure safe public schools".

Bullet 12 eliminate.

Bullet 14 delete the words "...that best serve the citizens of Banning".

Bullet 15 delete the words "...as a requirement to good, fiscally responsible government".

Group 1 provided the following:

In the opening statement delete the word "citizens" and change to "residents".

Bullet 2 delete the word "possible".

Added a bullet to read as follows: "Working to make Banning a tourist destination".

There was further staff and Council discussion on the suggested changes for the Mission Statement. Mayor Franklin would like to add the word "worship" to bullet #3. City Manager said that we need to add "sustainable growth" somewhere. The consensus was to add a bullet as follows: "Support sustainable growth".

Meeting recessed at 12:05 p.m. for lunch and returned to session at 1:05 p.m.

Mr. King said this is the time that he hopes that the most difficult issues are put on the table by staff and the Council will have a chance later to add their issues. He said that he encouraged the staff to be open and frank to tell the Council what is on their minds – the difficult issues, the good and bad news in some cases. He said that he probably wouldn't have constructed this little exercise in this manner but in many other places frankly, there is not that degree of trust between staff and council to allow the staff to say what they want to say. It has to do with at least what he has grown to believe in his career in terms of the respected roles of the city council and the staff and why they are different but also the same in some instances but the approaches are different. His observations are that the elected officials are going to represent more of what the people want and the staff understandably is going to represent more of what the people need. What this means is that the elected officials are elected to represent the people and the people want stuff and usually that is more than what the existing resources can support and the Council's difficult job is to narrow that down and try to satisfy that citizenry with less

than probably what they want. However, with staff it is in terms of what people need because each professional staff knows exactly what the people need but there is a certain degree of professionalism obviously in what all the directors do. They have a certain wealth of information based on their training and experience and perspective and your perspective being readily available represent the best practices of your profession and that gets translated as what is best for the community. Not so much looking at what the community wants but looking at what the community needs. Furthermore he would say that your professional staff is not doing its job, the job you are paying them for, unless they are doing two things along with running the City and those he would say are representing the long-term and being able to bring the bad news. Understandably again, the elected Council has to be more concerned about the short term (your term in office) than the staff. You have to provide an environment for the staff to do its best to articulate what, in their view, is best for the long-term in context with perhaps somewhat shorter term goals. It doesn't mean the Council can't have long-term goals and that is that interplay and also provide an environment where the staff feels comfortable in bringing the bad news and that to him is the ideal staff/council relationship and to make that happen requires a certain amount of trust. In a staff/council relationship where there is distrust what happens is that staff then spends more of its time working backwards and writing memos to the file and not doing a very aggressive job looking forward because they are protecting their behind and therefore the Council in that situation will not be getting its best out of the staff. He said that is his philosophy and it basically comes down to trusting each other so you can mutually work together in your respective roles.

At this time the Directors addressed the Council regarding their tough issues and the Councilmembers asked various questions in regards to those tough issues that we are facing.

Fred Mason, Electric Utility Director addressed the Council stating that his job is to run the utility as effectively and efficiently as possible and still comply with many regulatory requirements. He has looked everywhere he can to cut operating and labor cost and has done everything that he can do to try to mitigate those impacts but when everything is said and done the cost to run the utility, is the cost to run the utility. You all know that he has to come to the Council with a rate increase and we are a non-profit and we do not have any fat built in so when he comes and says this is what I need to operate the utility, that is bare bones. It has been four years without a rate increase and one question asked are these expenses that I am incurring new and the answer is yes. They are new because if he had the rate increase two years ago, he wouldn't have been coming to the Council asking for a rate increase. When he comes to the Council he definitely asks questions and get as much information as possible and wants to keep the Council informed and he is not frivolous and he is being very prudent.

There were Council questions in regards to what is be charged by the State of California for "dirty energy" and what can we do to get that changed, electric rate increase, bond covenants, and the need to explain in layman terms to the public the reason for the rate increase whether it be electric or water.

June Overholt, Administrative Services Director/Deputy City Manager addressed the Council and also gave a handout pertaining to her department and challenges/opportunities (see Exhibit "B").

Councilman Miller said he wanted to make a general statement. We are only halfway through the Strategic Plan so he is probably premature but what June says is pretty clear that we are just about keeping our head above water and for him we have not really discussed how do we change that and he thought that is what the Strategic Plan would be. Basically what we did this morning where we change a few words but that's the mission to keep this place going. What do we do that is different so that we no longer just break even? How do we change it so that we will be a driving positive growing community? He knows that you don't have the answer but he kind of thought that was what we are here for and we have not done anything about that; we talk about the little details and he wants to hear the big picture. How do we change so that we are a positive growing community so we don't have to worry about the City and worry about people being fired?

Mr. King said that we will be getting to that and he can't say that we will solve it. Councilman Miller asked how we change all of these difficulties.

Director Overholt said she tried to end her presentation on a happy note and did have some positive outlooks in regards to projects that are forthcoming and she went over those and the question is timing as it relates to cash flow issues.

Mr. King added that one of the issues here is that there are no magic bullets generally but the issue is where do you want to be in the future and incrementally how do you get there.

City Manager said that the Sunset Grade Separation is a good example of that and there are 40 acres that are commercial in that area so by opening up that grade separation you now have access to that 40 acres, you have access to Rancho San Geronio and the Lennar properties and by extending Sun Lakes Boulevard over to Westward you now have access for people who live in the south to go ahead and shop at Albertson, etc. Those things will help out incrementally.

There were Council questions in regards to new software, helping employees succeed, making processes easier, the need for additionally skilled manpower, and COLA's.

Zai Abu Bakar, Community Development Director addressed the Council regarding her issues in regards to land use regulations and the Council saw that in regards to the housing element. There are regulations in regards to CEQA (California Environmental Quality Act) which gets more complicated every year and also the complicated General Plan and zoning issues which she explained and helping the public when they come to the counter. There are also many cases with absentee landlords. There are also issues with technology in her department which she explained.

There were Council questions in regards to costs for a GIS system and an accounting system, the need for a technology, rezoning issues, and the costs involved to modify the General Plan.

Jeff Stowells, Battalion Chief addressed the Council stating that there are no real day to day issues that he is concerned about right now but as time goes on it will get worse. At some point there is going to be a need for additional fire personnel and equipment, there is no account for

replacement of the current fire engine, the best fire station in the city is not being used as a fire station and there is a truck sitting in a Beaumont station that needs to come back to Banning, the need for an Inspector, and the sharing of an engine with Beaumont and how it impacts the city of Banning.

There were Council questions in regards to the funding of an engine, how much it would cost to bring the former station on Wilson Street back to be used as a fire station, and a paramedic squad on the south side of the freeway. City Manager said that a regional approach will be coming forward to the Council for the whole Pass area.

Leonard Purvis, Chief of Police addressed the Council regarding staffing issues and the burnout factor, smarter policing in the way they do business, Community Service Officers doing some functions that some of the police officers do, technology to help do some of the jobs officers are doing right now, crime rates, a budget line item for replacement of vehicles and the need for specialized divisions.

There were Council questions in regards to the exorbitant amount of expenditures to the city attorney, settlements, amount spent on internal investigations, and who is responsible for that and is it waste or can we do something about it.

Chief Purvis said that it wasn't investigating 27 officers; it was investigating 41 that now are down to 27. He fired 10 people in the last 3 to 4 years and they were ten people which he doesn't think any citizens would ever want responding to any of their calls. They have prosecuted two of the ten. He said unfortunately he inherited a second chance agency and there is a lot of talking in all communities especially in this community about crooked police departments. These are police departments that are running wild and abusing the citizens and not holding their people accountable. Where they went wrong was hiring bad people at the beginning and that is where he sees the breakdown. He inherited them and he is not going to tolerate people who do not follow policy and procedure and violate the law. The way we keep these people away are by doing quality investigations, using outside resources and making sure these cases are air tight so that when we go to arbitration or we get sued, we have these attorneys back up against the wall and we beat them and they go away. He has had to clean house.

City Manager commented on the legal costs and there was further Council discussion regarding city attorney rates, crime rate, and the use of retired police officers as reserve officers.

Heidi Meraz, Community Services Director said that her issues are with staffing and they are down to 4.5 full-time equivalents on the recreation side of Community Services. Those 4.5 people do everything from cleaning the buildings and maintaining the swimming pool to running the Senior Center and everything in between and working rentals. A lot of times she is asked do you pursue grants, do you work with volunteers and she is the only management. What gets done she is doing and she doesn't mind doing it because she loves her job but she also has Transit where she does planning, does maps, submits reports and all things she has to do to keep our public transit going and trying to keep the doors open at the Community Center. She can't manage the volunteers because it takes people to manage the volunteers and they

need training. Council needs to understand that they are a bare bones staff and there are certain things that they cannot do.

Councilman Welch asked about the cooperative agreements with the school district. Director Meraz said their relationship with the schools is very good with the exception of the new facilities at the high school.

City Manager said that Director Meraz was working with the Chief Financial Officer at the school district in regards to the new facilities and he said that it cost too much for maintenance and stuff. City Manager said he told Heidi that that doesn't make it with him because we have a joint powers agreement and they utilize our council chambers and those kinds of things and we don't complain about that and when she called back they actually changed their story that they wanted one more year for the field to grow and he doesn't know what the truth is but he will be working with the Superintendent on that issue.

Duane Burk, Public Works Director addressed the Council stating that Public Works has multiple facilities and without all these people to the right and left of him he doesn't know if they would be as successful as they are. The reality is that we really do become hot shots and you name the program and we are part of it. Sometimes we give you a fake façade but there are really many things going on. He said that in Transit and Fleet we have three mechanics with one dedicated just for the buses and two guys taking care of all the rest of the vehicles and that is a big challenge and here we talk about more vehicles and equipment but he remembers when there used to be six people in that department. At the Airport there are only 1.5 people but yet we want to land planes 24/7 and it is going to happen because we are going to get an automatic fuel tank but the façade is it only takes 1.5 persons. In Engineering they are down to 1 to 2 people and he doesn't know if he would come to June or any of the Council to ask for more people. He said that they do a lot of capital improvement programs but he couldn't do it without the team that is here today so it takes a collective effort. In regards to Parks and Streets they are down one person and we are talking about adding new parks and they also do the Landscape Maintenance District. For Building Maintenance they only have one guy for 22 buildings and also had to deal with mold issues. In regards to Solid Waste we have the lowest trash rate in the city but we do a lot of programs and it is the same staff. In regards to Wastewater Collection there are three personnel and they did receive an award for wastewater collection. But you do have an aging infrastructure and some of it is over 100 years old. The unique thing about water is that you have a very valuable resource but you must implement that resource and the only way for you to develop that resource is to unify those resources together. You get 100% of your water from the ground and you dump 2300 hundred acre feet of water in the Cabazon Basin that you can't get but you should utilize and treat that water and send it to your systems and that is kind of what the purple pipe is about. You also have an ageing wastewater plant with an old system but it works really well but at some point in time we are going to have to upgrade that system and it will not be cheap. He said he did want to put in a satellite plant but that is clearly an idea or an option. When we looked at the Sunset Grade Separation we looked at four to five different ways to do those off and on ramps. When we did the wastewater plant we gave you alternatives to look at and if you don't like it, it is okay. So doing the things that are right are going to be difficult but they are going to be regulatory driven and you are not really going to have a choice.



Councilman Welch said in regards to wastewater the technology has moved a long way since we started with purple pipe but the other factor is the costs and the further we move something and then bring it back it explodes the cost. Director Burk said that was correct. Councilman Welch said he still doesn't have it clear in his mind why we would want to move water four or five miles in one direction and then back again when we could do it at the point of extraction.

City Manager said that you are going to deal with this probably in the not too distant future. We will give you the financials what it is going to take to build a satellite plant versus putting it at the regular plant and what your ongoing maintenance cost are going to be.

Director Burk said he thinks the bigger problem to that is that you are currently processing water right now and you are dumping it into another basin and you are not utilizing it in the 21st century. You are going to buy imported water and put that on your water bill and he gave an example.

Councilman Peterson said he had a question for Fire and asked what it would take to get your fire station back. City Manager said move out Fire Memories and as soon as we change our impact fee ordinance use it to remodel the station to bring it up to standard.

Councilman Miller said that in regards to the satellite plant the pumping costs to bring it from Sunset to Hargrave is going to be a tremendous cost. If we take a look at Los Angeles they pump water from Owen Valley ten miles away and we pump water from the Delta to here and our water costs are not enormous. We talk about putting the plant on Sunset to Hargrave and the pumping costs are not going to be the determining factor whatsoever. He is adamantly opposed to having it at Sunset because first of all we have to put a building around it and secondly, it is a detriment to the city. Anyone that says we have a sewage plant in the center of our city is not going to improve the appearance and prestige of that city.

Meeting recessed at 3:05 p.m. and returned to regular session at 3:15 p.m.

Bill Manis, Economic Development Director addressed the Council stating that he knew coming here that he did not have staff and found that out on his second interview and that is not to say that it has been challenging at times but he probably looked at it a little bit differently than if he had staff and had lost a portion or most of that staff. But he has had help from Zai, June and Duane's team in helping him process some of the day to day routine things and it has really been a team effort and he values that. Many of the issues that he faces are common issues that all cities are facing right now as far as lack of funding and it is nothing specific to Banning. Yes, it is challenging not having the funds that we used to have but he looks at it as an opportunity to find new programs and solutions that maybe some cities haven't found yet and to bring a certain edge to the City of Banning as far as attracting companies here. It certainly helps him that things are picking up now as part of the economy in having people calling the City right now. He said his main message to the Council would be that it is extremely important to have a consistent message amongst Council Members and staff. We should have a core group of messages as far as values. Let's say we get questions from the media and citizens; we should have standard responses that actually ties us back to our main

core message so we all stay on track, so we all look like we are a team and we all respond like we are a team and that is what he actually hopes we actually take out of this. We should have a common response bucket that we can pull from. The last issue for him is one that is very difficult that he deals with on a daily basis and that is image. Coming here he has had people yell at him asking what the heck is this City doing, why did we fund certain programs and a lot of people have an image of Banning as a City that hasn't been trustworthy, that hasn't been upfront about spending dollars and a lot of that is not true. A lot of stuff that we have done was all voted on by Council back in time but there are naysayers out there who just have a bad image, a bad attitude as far as the City when the City is doing a lot of wonderful things right now. It takes a long time as far as turning a city around but he sees a lot of very positive things happening here. He said he left a very conservative Orange County city to come here because he saw growth, saw potential and he saw a really neat City that just screams of a lot of potential and it really excited him and wants other people to actually see that and hear about it. It will be critical for us to brand our City and turn that image into where people are bragging about all the projects that Banning is. So image, marketing and a consistent message is his message to the Council.

There were Council questions in regards to the common response bucket and how will that be developed, what should we tell people about the Pardee Project, where are the negative perceptions coming from and is it from people who live here versus people who are outsiders, are there city-wide plans or projects that actually work to change the image of the city or promotes positive image of a city, use of local ways to get the word out to the public and the community or perhaps a weekly message on our access channels.

Director Manis said that we will be asked certain questions as far as projects go but he thinks the bucket responses will come from this whole plan. He thinks it is up to us as a group to actually develop some of those staff answer but thinks it will be a Council/staff conversation as far as what our standard replies are. In regards to Pardee that would go back to Duane and Zai. Pardee is in the middle of a couple of lawsuits and until that gets resolved they cannot really move forward as far as development. City Manager said that they are committed to the project but have to wait for the court date. Director Manis said that may be a standard question and it will be important to have a standard response, or a couple, that kind of answer that on a general level. He said that in regards to the negative comments he receives they come to him from people who have lived here a long time and they refer to staff or council members who are no longer with the city and perhaps at that time City staff wasn't as maybe hands-on as they could have been. The staff now has a new leadership team here and being actually business friendly is extremely important to us and it is very important to him. Director Manis said in regards to getting the word out that they post message on our Facebook, Twitter and a local radio station.

Andy Takata, City Manager said he wanted to wrap up on some of the things that were said. He stated that we are barely treading water, you are looking at roughly \$3 million dollars to upgrade your GIS, two Community Development documents need to be done and the phone system upgrade which we have not discussed so you are probably looking at \$4 million dollars approximately to get things done and to make things easier. There is also the issue of staff feeling stretched. So those are the challenges that the staff has had and the reason the Strategic Plan is so important to us is because it gives us our guidelines. He said that there are a lot of

stretches going on and we try not to let that show as we go along and do our job. He said that he has been fortunate to be able to hire people that are smarter in those areas than he is and fortunate that he has a real good team and that we are able to go forward that way. As we go through this bad time he sees good times coming up with Pardee finally getting through. We have a lot of great opportunities ahead of us with having Bill Manis on for over a year now. The reason the Strategic Plan is so important is because the Council has their own little things that you want done and he understands that and we try to get them done but we fit that in between us getting our Strategic Plan done and if they totally interfere with that Plan, you will hear him say if you want to do that, get the whole Council to buy into it and let's change the things you want to accomplish on the Strategic Plan; we can't do it all. He said he has a department that runs under \$200,000.00, Fire needs an Inspector, and we still need to work on some of our emergency operations stuff, and a lot of different things that we need to take care of because it is best for the residents. He said he is not trying to wine but we have an ageing infrastructure and not just water or wastewater but streets and some of them are not so great and as they get worse it is going to cost more to repair those streets. So those are the challenges that we have faced over the last few years that he has been here. You have to understand that each of these individuals (department heads) are individuals and are different from each other and he likes that and because they are different that means they complement each other and that is what the goal was when we start putting together a team. He assessed what we had and was able to hire two people that would fit within that group to make a team. The Strategic Plan is very important to him because it is the way that he knows where the road map is. We have been going off this Strategic Plan for two years and now we have new Council Members and also the emphasis has changed a little bit so if it is going to change, we need to know that because we are being asked to do things individually. He said he spends more time on little things than he does on the big picture that he needs to work on. He said that he is not complaining and he loves what he does and thinks the City has been better off these last three years because our department heads did such a great job but now we are getting to a point where we are going to get money to spend and the question is where is the best place to spend it and he thinks the Strategic Plan will give us that guideline.

Councilman Miller said he would like to go back to the comment that Fred Mason made in regards to trusting him. He said that it is his duty to know the facts so if he asks you a question, it doesn't mean that I am questioning you, it means that he needs the information for his own use and to satisfy his responsibility. When he asks any department head questions it doesn't mean that he doesn't trust you, it means he is responsible and he needs to know those answers.

Mayor Franklin said that she asks questions all the time of Andy so he won't be surprised at anything she may ask. You mentioned that we are treading water and looks like things are turning around; do you think that that its one or two main things that is helping us turn around or do you think there are multiple things that are impacting where we are going from here.

City Manager said his prediction for next year is that property tax revenues increase and we have houses where full-price offers are made plus there is not enough inventory. Our problem is the inventory and how are we going to increase the inventory so we are going to be stagnate when that goes but at least the property tax will climb back up; not where it was before but at least a little bit. We have seen sales tax climb through our HDL reports over the last couple of

years. We are cut to the bone as far as staff goes so he doesn't want to compare how everybody else got cut compared to what Heidi's department got cut but when you look at services you have mandated services, you have services that if you don't do something about it, it is not a smart idea such as long-term maintenance problems. So when you have those issues you have to look at things that are not necessarily required by law but unfortunately Community Services is a very important aspect especially for the kids in the community and just having people be an active community and healthy community. Unfortunately those are things that we can't afford at the time and the Council made some tough decisions at that point in time. We have to keep our expenses down and contract as much as we can when we need to in order to make sure that we stay within our revenues.

Councilman Welch said that City Manager made a comment about the staff he put together and he thinks that they are outstanding but you can only put a good staff together when you have good leadership; so thank you. He thanked his colleagues and thinks that they have been very respectful of each other and have gotten our thoughts and opinions out there for discussion and he hopes it continues. It seems like a very healthy environment. He said a Strategic Plan is only as valuable to the people that put it together as it is to their use and commitment to it so he is looking forward to the changes. With respect to the staff, hopefully the Council will come together on the issues that will help you with direction and then we don't bother you so we can get the job done.

City Manager said that everybody brings certain tools to their job. The Council that hired him were able to see those tools we needed and they had to put up with a lot of crap from him, quite honestly, because he told them to stay out of things and as unhappy as they were, they accepted it and he thought that was very important because if they kept on bothering him and if it would bothered him for quite a while, he probably wouldn't be here right now. He feels that they are moving in the right direction and with the current Council he thinks we are going to get there and everybody is going to be happy with the way we turn out.

Mr. King directed the Council and staff to the City of Banning Goals (Exhibit "C") and the Goals and Strategies from the January 2011 Workshop (Exhibit "D"). His hope is that by this afternoon we can end up with the Council generally supporting the set of goals. His own feeling is that this very well represents the universal things that are important to a city such as Banning. He finds this rather workable but the question to the staff, particularly the Council, is this workable and do you wish to make changes to it. He said tomorrow they will be dealing with the strategies but think of them though as you are dealing with the goals. At this time the group was divided into three groups to look at the goals and see if any changes are needed.

Goals – Add or Eliminate

Quality of Life

Group 2 – Eliminate the goal "Quality of Life"; felt it was a vision. There was discussion. Consensus to keep it in the goals.

Fiscal Stability

Group 1 – goal should read as follows: “Achieve fiscal sustainability by managing city finances and assets, increase reserves and maintain desired city services and facilities.” There was consensus to the changes made.

Public Safety – Consensus to keep it as is.

Infrastructure and City Facilities

All three groups had changes. There was consensus to change the goal to read as follows: “Provide infrastructure improvements needed to provide recreation facilities, street, electricity, water and recycled water for the community.” Mr. King said that Daniele could refine the statement in regards to the word “provide”.

Economic Development

There were various changes in the statement provided by the two of the groups. There was consensus that it should read as follows: “Implementing marketing, branding, investment, and planning strategies to increase Banning’s tax base, provide local jobs and increase shopping, restaurants, and entertainment options for residents and visitors.” There was also a suggestion to add a sentence as follows: “Make Banning a tourist destination.”

Quality of Life

There were various changes in the statement provided by two of the groups. There was consensus that it should read as follows: “Build and maintain a high standard of community appearance, character and livability by effective planning, code enforcement, resident involvement, recreation and quality educational opportunities.”

Community Relations

Group 1 – “Implement policies and programs, which enhance resident and customer-friendly service, responsiveness, two-way communication and transparency.”

Group 2 – “Implement proactive policies and programs to achieve transparency between the City and Community.”

Group 3 – “Promote public relations, implement proactive policies and programs which enhance resident-friendly service, responsiveness, two-way communication and transparency to achieve citizen trust of and respect of and involvement in the City.”

Staff will come back with a suggestion in regards to this item.

Regional Cooperation and Partnerships

There were various changes in the statement provided by the two of the groups. There was consensus that it should read as follows: “Participate in regional efforts to assist in achieving the City’s strategic plan.”

There was also some discussion in regards to the pictures used for each of the goals and staff will look at different ones.

Mr. King said that tomorrow the staff and the Council will deal with the tag line issue, the wording in regards to the Vision and Mission and Daniele will have the alternatives that have

13

been given in regards to the revision of the goals and if it gets too complicated in terms of the wording snipping, we may wish to refer that to staff to come back later if there is not enough time. Tomorrow will be to devote as much time as possible as needed to fill in the strategies with the goals. He asked Council and staff come back tomorrow with at least 2 or more strategies for each of the 7 goals that you would like to advocate as a way of achieving a goal.

Meeting adjourned at 4:37 p.m.

April 16, 2013

Mayor Franklin called to order the special joint meeting of the Banning City Council and City Council Sitting In Its Capacity of Successor Agency on April 16, 2013 at 8:38 a.m. at the Banning Civic Center Council Chambers, 99 E. Ramsey Street, Banning, California. All Council Members were present.

Mayor Franklin opened the meeting for public comments. There were none.

Mr. King said that we will revisit some of the issues that were done yesterday and then we will concentrate on developing the strategies behind the goals to be determined and at the very end devote a little bit of time to the commitments that both staff and Council will make to the on-going process and the evaluations.

Mr. King handed out the revisions that Daniele cataloged regarding the various wording from yesterday. He said that there was a desire to revisit the tag line and we will start with that in a moment to see where the Council is in terms of providing a tag line. In regards to the Vision Statement it shows that Council did vote to narrow down to what Group 2 came up with versus Group 1 and choice for the Council is between Group 2 and 3. In regards to the Mission Statement what you have are the two new additions and the strikeouts and the additional wording that was suggested by various groups and this is the same for the goals. The goals page lists exactly the existing goals and the last two pages list the possible changes to the wording behind those goals. If we get too tied up in words, etc. he thinks that there is at least some direction here and he would ask the Mayor to refer this to staff to look at and that it come back to Council.

Tag Line

Councilman Peterson said that he is a traditionalist and it is only his opinion and one of the things that he thinks that we as Americans do is that we try to tear down our history and rebuild for tomorrow. He doesn't know how long "Stagecoach Town USA" was there and obviously the town was built on the stagecoach line and Gilman Ranch and it was to the theme of Stagecoach Days and everything is built around the stagecoach and he thinks "Proud History, Prosperous Tomorrow" is good as the City's motto but he thinks as far as what the city is known for it should remain "Stagecoach Town USA" and just relocate "Proud History, Prosperous Tomorrow" to a different part as the motto but not so much as the identifier with the city.

Councilman Miller said he is not sure what the tag line should be but he really doesn't like this tag line because it reminds him of the joke "yesterday is just a memory, tomorrow is a dream, and today is a fish". He thinks the tag line promotes the City today and again, if we look at it, it could promote any city and there is nothing unique about that statement and feels it is useless.

Councilman Botts said the community was divided on this and debated it and four years from now someone else will like something better. His concern is that we just got this going and getting people to start to use it. Right or wrong we debated this so long and ended up saying everyone liked the words and but we agreed to leave the stagecoach there and we don't have the words "stagecoach town" but the picture is there and that is our logo. He would hate to see us spending more time on it. If you want to change it, change it and we will start trying to get people to use what we use.

Councilman Peterson said that everybody that he talked to that are long-time residents, longer than he has been here, residents that have lived their whole lives here have all expressed to him that they were upset with the "Stagecoach Town" leaving. He said he is only conveying what he hears. He has not had one person come up to him and express that they liked the current tag line and so glad you got rid of the old tag line.

Councilman Welch said he is biased to start with because the "Stagecoach Town USA" was an identification of Banning. "Proud History, Prosperous Tomorrow" as far as he is concerned is descriptive but it is not identification. Stagecoach Town USA set us a side from any other town that says we have a strong history and we are looking at a prosperous tomorrow also. He is not downplaying this and thinks they are very nice words but a tag line he looks at as being a more specific identification of something and "Stagecoach Town USA" identified Banning.

Mayor Franklin said that she was the lone vote to keep "Stagecoach Town USA" and her attitude has not changed. The tag line we have now is pretty much just a compromise because her vote didn't sway everybody else but she thinks the question would be where we go from here.

Mr. King said probably we should have just a very informal vote and this will all come back for formal adoption.

Director Overholt said that at some point Council will contemplate what we will be discussing later which is how the City is going to brand itself so if part of the branding is the logo, then is that the ideal branding or is there another method of branding that Bill Manis will be able to use in what he is doing so she thinks the concepts do have an overlapping consideration.

Director Manis said that Norco is called "Horse Town" and every development has a wooden rail in it to actually hitch a horse up to but it is not actually used but it is part of the city theme. We don't not have a stagecoach theme in the city as far as going anywhere and saying this is a "stagecoach square" and we have an old stagecoach there or a sculpture of a stagecoach perhaps but eventually at some point in time we should probably bring it into more of a theme of the city if we are actually going to brand ourselves as stagecoach city.

Councilman Botts said you talk about public relations and working with some firm and have we included in that concept of taking a look at branding. His would hate to see us change it now and then have to change all of our stationary, etc. if we are going to talk about having a professional help us with branding.

City Manager said it all has to come back to the Council in some kind of official form anyway and one of his and Bill's goals this next quarter is to try to wrap up a public relations firm to help with the branding and those other things and once we get to that point it would obviously come back to Council. He said that we may avoid the tag line until we actually get that done.

Mr. King said it looks like the Council would generally like to make a change recognizing that there are other things in play and at this point leave it where it is with general direction to staff with the possibility of it coming back with an alternate or combing it with something.

Vision Statement

Mr. King said that there was a lot of discussion on this yesterday and quite a number of alternatives were on the table. This will still come back to the Council and anyone who is concerned about the wording that you might end up with today, you can contact the City Manager with any suggestions. In regards to Vision Statement we are down to the suggestions from Group 2 and Group 3. The consensus of the Council was to go with the suggestion of Group 3 which reads: "The City of Banning is proud of its history and heritage and promotes a high quality of life for its residents and businesses."

Mission Statement

There was discussion in regards to the Mission Statement and there was consensus to the changes and additions as follows:

Our Banning City government is actively concerned with the quality of life offered to our residents and is constantly striving to improve that quality by:

1. Supporting sustainable growth. *(new addition)*
2. Working to make Banning a tourist destination. *(new addition)*
3. Maintaining the highest level of police, fire and paramedic services.
4. Maintaining well-planned and safe neighborhoods.
5. Creating a City where you can live, work, shop, play and worship.

(There was discussion in regards to taking the word "downtown" out of this item and replacing it with "city" and City Manager felt that the word "downtown" has been important to the Council and asked that he and Director Manis will work together to try to come up with some wording and bring it back to Council to accept or not accept. Mayor Franklin also wanted to add the word "community" if we are talking about changing a couple of things.)

6. Generating new business opportunities and supporting existing businesses.
7. Collaborating with other agencies to promote post-high school education and training opportunities.

(Mayor Franklin said that #7 and #13 both deal with education and do we want to work with both of those together in some way. Also John McQuown said why are we saying "post-high school" in #7 and

16

then in #13 "public schools". Why isn't it all schools and why limit to "post-high school" when we have other schools. Staff will look at both of these items and bring it back to Council)

8. Reducing traffic congestion and maintaining streets and sidewalks.
9. Beautifying and keeping the city clean.
(Councilman Miller said that the word "keeping" to him is too common a word. "Beautifying and maintain a clean city." Staff will look at this item and bring it back to Council.)
10. Maintaining city parks, recreation services and facilities.
11. Improving airport, rail, streets and highways, and public transit uses for the betterment of the Pass Area residents and businesses.
12. Supporting growth and maintenance of utilities and infrastructure to allow for responsible city growth and sustainability. (This item is now #1.)
13. Improving and creating safe public schools. (Staff will look at this one along with #7.)
14. Partnering and communicating with local entities. (Too vague. Eliminated this item.)
15. Celebrating the diversity that is the heritage of Banning's past and future.
16. Overseeing revenue and budget expenditures.
17. Promoting transparency and accountability as a requirement to good, fiscally responsible government.

City Manager said that in regards to number 14 that was eliminated but under the goals you have "Regional Cooperation and Partnerships" so staff will come back with something for the Mission Statement regarding this item.

Goals

The following statements were approved.

Fiscal Stability – Achieve fiscal sustainability by managing city finances, services and assets, increase reserves and maintain desired city services and facilities.

Public Safety – Provide police, fire and emergency services to maintain a safe and secure community.

Infrastructure and City Facilities – Provide infrastructure improvements to maintain mobility, recreation facilities, electricity and water.

Economic Development – Implement marketing, branding, investment, and planning strategies to increase Banning's tax base, provide local jobs and increase shopping, restaurants, and entertainment options for residents and visitors.

Quality of Life – Build and maintain a high standard of community appearance, character and livability by effective planning, code enforcement, resident involvement, recreation and quality education opportunities.

Community Relations - Staff will work on this goal and bring it back to the Council for approval.

Regional Cooperation and Partnerships – Participate in regional efforts to assist in achieving the City's Strategic Plan.

Mr. King said that we need to move right in to strategies and you have the goals as they exist at least as in terms of the headline goals and some of the text has been changed but that won't be a concern right now. So we will start with Fiscal Stability and move through the seven goals and the idea would be to list different strategies from staff and Council that would achieve fiscal stability and he gave an example of the process that has been used. He said what they are considering today is having the Council be satisfied with the top 4 or 5 general strategies that will then be kicked back to staff and will come back with a work program that has time tables and so on. Ultimately today the Council will be making their choices and there will be first tier and second tier items and the second tier will still be referred to staff but will be of a lesser priority. Some of these strategies you have some ideas but you wouldn't want to commit yourself necessarily to a strategy without further analysis so the actual strategy first step would be to prepare an analysis or have staff come back with a recommendation as to feasibility or something of that sort.

Meeting recessed at 9:20 a.m. and reconvened at 9:30 a.m.

Mr. King said what is listed on the handout are the four items or so of strategies that exist right now and staff and the City Manager will help eliminate any that have already been done. He asked that staff and the Council feel free to suggest additional strategies. At this time there was much staff and Council discussion in regards to the strategies and some were eliminated and some new ones were added.

Meeting recessed at 10:30 a.m. and reconvened at 10:40 p.m.

Mr. King directed the Council to vote for their top strategies and probably what will happen is that some will be universal for some and not for others and we will leave it at that in the sense that the City Manager can take that and discuss it with staff and it doesn't mean right now that you have to decide what is tier one and tier two. Tier one would be the things of the greatest priority versus the things that right now are important but cannot be accommodated. Staff will come back to Council with that kind of distinction if there is simply too much on the plate in terms of the Council's judgment and of course, the Council can disagree and say we want this done anyway and then City Manager may say something else has to be taken out and then you can have that negotiation.

Mr. King said that this is not a science in terms of how these are broken down. It is how we try to say things but recognizing that some of these priorities for instance, increase revenue stream, is a big gigantic issue. Vehicle and equipment replacement program fund is probably very important but of a scale so it is hard to rank these. We are trying to get some direction to staff and be able to get to that work program that will come back to the Council. Consequently some of the strategies here might well end up not being a first choice of the Council but may end up being an action step of one of the other strategies or it may not and staff will have the judgment to massage that. In some cases there may be a suggestion that was made and is a good idea but you don't know enough about it like the Volunteer Program and in that case, the

first step there might be to come back with a feasibility analysis for the Council to have more information to determine whether the Council as a whole wish to pursue that or not. You are not signing off that you are absolutely going to do all of these things right now especially when you haven't had the background information and so on.

Council at this time voted on the strategies that they would like and the following list of goals with their strategies were suggested by the Council (bolded items are ones that received three or more votes:

1. Fiscal Stability

Strategies:

- **Attempting to Obtain Grant Funding (New)**
- **Increase Revenue Streams**
- **Controlling City Expenses (New)**
- **Regular Rate and Fee Review**
- **Vehicle and Equipment Replacement Funding (New)**
- Annexation/Sphere of Influence (New)
- Eliminate Structural Deficit
- Advocate Against State Take-Aways

2. Public Safety

Strategies:

- **Maintain high level of fire and paramedic services (include regional cooperation)**
- **Develop/explore alternate funding sources**
- **Put in Place Crime Initiatives to Combat Emergency Crime Trends (New)**
- **Mitigation for New Growth (New)**
- **Bring Engine 20 Back Into the City (New)**
- Influence perceptions (increase awareness of low crime rates, etc.)
- Establish Neutral Site for Complaints (New)
- Community Base Self-Sufficiency (New)

3. Infrastructure and City Facilities

Strategies:

- **Sun Lakes Golf Cart Path (New)**
- **Explore and Apply for Any Grants/Other Funding Sources**
- **Water Recycling**
- **Grade Separation – Hargrave**
- **Review of Technology Needs of the City (GIS, etc.)**
- **Utilization of Airport – Asset**
- Sun Lakes Extension – Highland Springs Modification
- Intersection – Hargrave & Ramsey
- Maintain High Quality of Infrastructure and City Facilities
- Master Plan Updates (all utilities and facilities)
- Grade Separation – Sunset

19

4. Economic Development

Strategies:

- Develop and Implement a Marketing Plan Utilizing Existing City Assets (commercial/industrial/tourism)
- Business Retention and Expansion (business surveys/exit interviews)
- Development of a Branding Message (*New*)
- Develop a Communications Messaging Program (*New*)

5. Community Relations

Strategies:

- **Phone System Upgrades and Interaction**
- **City Hall Improvements –Environments**
- **Customer Services – Look at Process (complaints, how we deal with citizens/business friendly environment)**
- **Develop Community Volunteer Program (*New*)**
- **Develop a Consistent Message from the City (*New*)**
- Develop a Marketing/Communications Strategy to Entice Various Audiences (Website/Channel 10 & Channel 29)
- Community Involvement – Community Branding
- Community Forums/Meetings
- Gaining Citizen Support – Legislative Actions

6. Quality of Life

Strategies:

- **Golf Carts**
- **Improve Parks and Facilities for Public Use**
- **Art in Public Places**
- **Expand Joint Use Agreement – Parks and Recreation (new BUSD facility); partner for programs and services to be offered for the youth.**
- **Continue to Build attractive and Walkable Downtown**
- Promote Our assets (accent the positives)
- Effective Planning (General Plan)
- Support Access to School Related Programs by Supporting the Value of Learning (*New*)
- Bicycle Trail System

7. Regional Cooperation and Partnerships

Strategies:

- **League of California Cities**
- **Morongo Band of Mission Indians (Tribe)**
- **Regional Water Agencies**
- **County**
- **MSJC (Mount San Jacinto College)**
- **SGMH (San Geronio Memorial Hospital)**

- **Pass Area Cities**
- Animal Control
- RCTC – Riverside County Transportation Commission
- SCAG (Southern California Association of Governments)
- WRCOG (Western Riverside Council of Governments)
- BUSD (Banning Unified School District) (*New*)
- RTA – Riverside Transit Agency
- SCPPA (Southern California Public Power Authority) and other electric/public power related agencies
- Libraries
- RCA – Regional Conservation Authority

Mr. King said that there are three things that should come out of this session that are specific direction of the Council and those are: 1) The Council requests staff to prepare draft of revised Vision and Mission Statement, if applicable, for Council review and adoption. The tag line would be included in this also; 2) The Council request staff to update the Strategic Priority Action Steps for each of the Goals and submit for council review and adoption. (This document is the component of the Strategic Plan in which action step priorities are defined and for which milestone targets, projected completion dates, cots, etc. are provided.); and 3) The Council and staff commit to having a discussion about how the Strategic Plan, when revised, can be used as a communication tool with the public.

Mr. King said that we some words that have just been crafted at the moment and there may be a better way to say some of these particularly the new ones but even the old ones and if it is okay he would suggest that the Council give license to City Manager and the staff to reword, if needed, some of these strategies just to better reflect a little bit what the overall strategy might be but it would be particularly helpful in the future because you know what you are talking about now but as he went back, for instance, and looked at where you ended up two years ago, it would have been helpful to have a little bit more precise wording to see where you were.

Mayor Franklin said that these three things are good especially when we talk about working on this together to move us forward; this is the next step basically.

Mr. King said that we started out yesterday with some hopeful outcomes and those were that the City Council comes away from the workshop with an enhanced understanding of the key issues each City department and the City as a whole faced in the short term and long term; the City Council feels that the Vision Statement, the Mission Statement and the City Goals reflect their basic values and hopes for the City of Banning, as will be amended; the staff feels that they have direction regarding various Strategies (which are needed to achieve the Goals) from the City Council to formulate and recommend specific action steps to be reviewed and adopted by the Council; the City Council and staff have similar expectations and commitments in regard to the follow-up and next steps to finalize the updated Strategic Plan, including an on-going process to monitor the implementation of the Goals and the completion of the Strategies once approved by the City Council; and the City Council and staff with a common respect for each other's role and a commitment to work through differences in a civil and respectful manner.

21

City Manager said that staff will take these items back and after you adopt the Vision and the Mission and when we do the branding and messaging we will take into consideration the tag line that you have discussed also but then later on down the road staff will be bringing back a sheet that is basically the action sheet for staff. One of the reasons he thinks that they are more successful with this than others he has done in the past is that this is what staff came up with and so they have an automatic buy-in at that point in time and this is a very important thing to stress because as you know if your staff has a buy-in to something and they have other priorities, this will get done as quickly as you would want it or what he would want it to do. Also in the staff reports we will continue to have what Strategic Plan does that follow.

Mayor Franklin said one thing that she would like to add is that we make a commitment that we actually post these once they are done somewhere here in the room so the community can see them and they are on display as we are going through our Council Meetings and we are referring back to them as we look at the new projects or ideas.

Mr. King said that he knows that some of this had been tedious but that is the nature of the game and this isn't a science but he feels that a lot of progress has been made. He really admires the commitment that all of you have shown here today. We talk about City resources whether it is revenues or city services but don't discount the resource that you have in yourself, you truly are City resource and he is not sure that he can say that about all cities he knows about. He hopes that this has been helpful and he certainly has enjoyed working with everyone.

Mayor Franklin thanked the City Council for taking a day and a half to go through this process and giving their input to Norm King in advance so that he was ready. Also thanks to City staff because they have their regular jobs to do and we just added a couple of days more work for you. Hopefully everybody has found this to be beneficial and Council looks forward to what the revision will be and we will all be working together to make it a reality. Thank you to Daniele Savard for all the paperwork that she has to go through.

ADJOURNMENT

By common consent the meeting adjourned the 11:39 a.m.

Marie A. Calderon, City Clerk

THE MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE CITY COUNCIL. AUDIOTAPES OF THE ACTUAL MEETING ARE AVAILABLE FOR LISTENING IN THE OFFICE OF THE CITY CLERK.

22

Public Comments
4-15-13

MORE EDUCATION INCREASES THE THREAT
TO SUSTAINABILITY

AGENDA 21 FOR DUMMIES 9 MINUTE VIDEO

This is not a conspiracy theory. It's about
redistributing money to the rest of the world.

Regional, UNELECTED boards are making
decisions about developing our local cities and
counties.

Santa Barbara, Newport, Ventura, Carpinteria etc.

Single family homes are bad, unsustainable.
Eventually, we won't be allowed to live in single
family homes. We will be living in MIXED MULTI-
USE DWELLINGS. won't be allowed to grow our
own gardens, or have our children playing in our own
yards.

High density dwellings are supposed to be linked to
MASS TRANSIT. There is no mass transit in this
area. Less than 3% of the population in this state
uses mass transportation. Add a thousand new
vehicles to a small area and you are contributing to
pollution.

Waivers are given to developers, no environmental
impact reports are required and there is immunity
from poor construction to government hired
contractors.

Where is the money going to come from to build new
schools, fire stations, and law enforcement satellites?

I don't believe that anybody here wants this area to
look like Warsaw in Poland looks: numerous 14
story delapidated high density living buildings
populating what looks like a ghetto.

I urge the council members to view this 49 minute
video, explaining fully the ramifications of allowing
this kind of constructions.

Receiving state money in exchange for allowing a
group to destroy this city is not the right thing to do
for citizens of the United States. It has to stop
somewhere and we need to do it here.

23



City of Banning Goals

(Approved by the City Council on March 22, 2011)



Fiscal Stability - Achieve fiscal sustainability by managing city finances, services and assets to produce a balanced budget, to increase reserves and to maintain desired city services and facilities.



Public Safety - Provide police, fire and emergency services to maintain a safe and secure community.



Infrastructure and City Facilities - Provide infrastructure improvements needed to provide auto, bicycle and pedestrian mobility recreation opportunities, electricity, water and recycled water for the community.



Economic Development - Adopt and implement marketing, investment, and planning strategies to increase Banning's tax base, provide local jobs and increase shopping, restaurants and entertainment choices for residents and visitors (provide reasons for visitors to come to Banning).



Quality of Life - Build and maintain a high standard of community appearance, character and livability by effective planning and code enforcement, attention to long term vision and citizen involvement and recreation facilities and services.



Community Relations - Implement pro-active policies and programs which enhance resident-friendly service, responsiveness, two-way communication and transparency to achieve citizen trust of and respect of and involvement in the City.



Regional Cooperation and Partnerships - Advocate, create and participate in regional efforts, partnerships and cooperative arrangements to assist in achieving the City's goals.

TAG LINE

"Proud History, Prosperous Tomorrow"

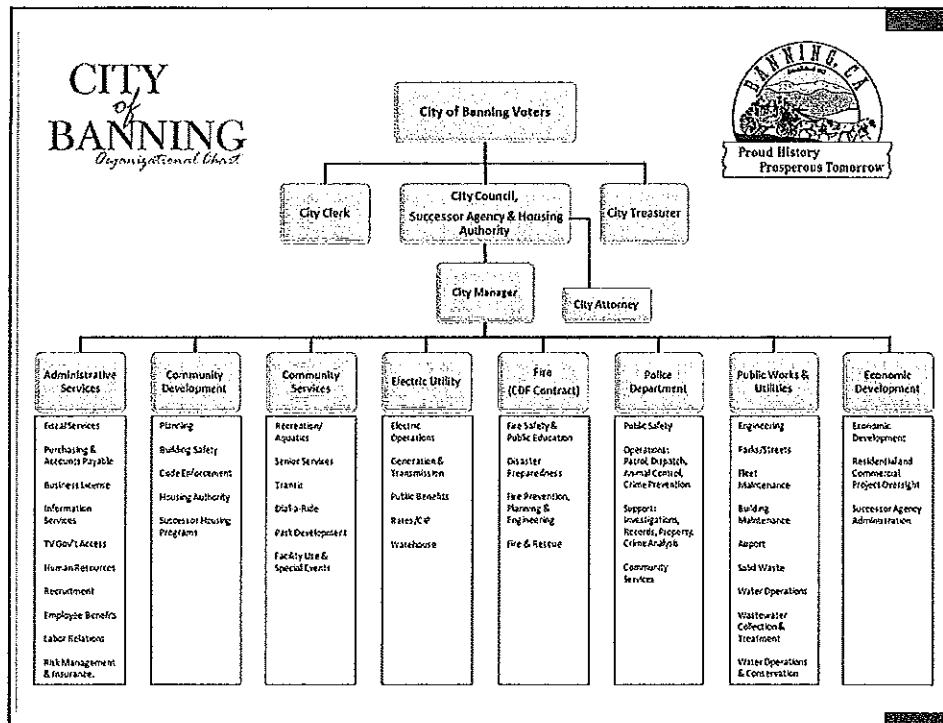
VISION STATEMENT

The City of Banning promotes and supports a high quality of life that ensures a safe and friendly environment, fosters new opportunities and provides responsive, fair treatment to all and is the pride of its citizens.

MISSION STATEMENT

Our Banning City Government is actively concerned with the quality of life offered to our citizens and is constantly striving to improve that quality by:

- Maintaining the highest level of police, fire and paramedic services possible.
- Maintaining well-planned and safe neighborhoods for a strong community.
- Creating a downtown where you can live, work, shop and play.
- Generating new business opportunities and support existing businesses that generate jobs and revenue.
- Fostering post-high school education and training opportunities.
- Reducing traffic congestion and maintaining streets and sidewalks.
- Beautifying and keeping the city clean with landscaped corridors and gateways along with reducing all areas of blight.
- Maintaining City parks, recreation services and facilities.
- Improving airport, rail, streets and highways, and public transit uses for the betterment of the Pass Area residents and businesses.
- Supporting growth and maintenance of utilities and infrastructure to allow for responsible city growth and sustainability.
- Improving and creating safe public schools.
- Partnering and communicating with local entities
- Celebrating the diversity that is the heritage of Banning's past and future.
- Oversampling revenue and budget expenditures that best serve the citizens of Banning.
- Promoting transparency and accountability as a requirement to good, fiscally responsible government.



Human Resources

- Recruitments
- Employee benefits and records
- Special Employee Programs-Employee Recognition, Annual Open Enrollment, Wellness Program and Training
- Labor relations
- Negotiations
- Class and compensation
- Risk management & Insurance
 - General liability/claims against city
 - Worker's compensation
 - Insurances
 - Safety and training
- Compliance reporting and audits – OSHA, POST
- 2 employees

Information Technology

- Technology maintenance, installations
 - Network
 - Software
 - Hardware
 - Workstation customer service
- Equipment maintenance/management
 - Cell phone
 - Copiers/ fax machines/ printers
- TV – government
 - Council meetings
 - School district meetings
 - Other special requests
 - Filming/production of special events
- Special projects
 - VOIP RFP to replace current phone system
 - Trouble shooting any technology requests citywide
- 2 employees

Fiscal Services

- Annual cycles
 - Audits – citywide, transit, streets, AQMD, etc
 - Budget
 - Other compliance reporting – grants, bond disclosures
- Accounting
- Payroll
- Accounts Receivable
- Accounts Payable
- Purchasing
- Business license
- 6 employees

Utility Billing

- Billing
 - Wastewater
 - Water
 - Electric
 - Refuse
- Cashiering for citywide transactions
- Over 11,000 accounts
- Processing of #14,000 payments monthly
- Special projects –
 - Update/change online bill pay service
 - Audit database
 - Update Rules & regulations
 - Rate study for water/waste water/reclaimed water
- 7 employees

Challenges/opportunities

Challenges

- New regulations/ GASBs/ internal control requirements
- Staffing needed to meet workflow & regulatory demands
- Technology – Enterprise Resource Planning (ERP)

Opportunities

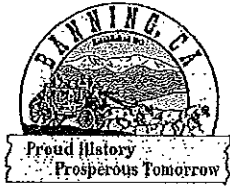
- Cross training within division to allow adequate coverage during absences
- Provide employees with training/resources to better manage time and tasks
- Continue to develop teamwork and leadership skills with staff within the department and across city departments
- Build Volunteer/Intern Programs to assist staff

Citywide Challenges

- Elimination of CRA
 - Dealing with the DOF
- State raids of City funds
- Compliance with State, Federal and other regulations
- Succession planning needs
- Staffing needs
 - No COLA since 2004
 - Additional staff needed to meet demands or goals
- Technology – ERP
- PERS rate increases

Citywide Opportunities

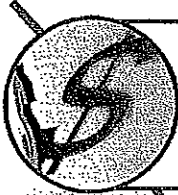
- Major projects
 - Sunset Grade
 - Flume restoration
 - Electrical undergrounding
- Development in progress or forthcoming
 - Court house
 - Paseo at San Geronio
 - Pardee
 - Other (Rancho Paseo, ENA at Airport)
- Signs of improving economy – sales tax, demand for housing



City of Banning Goals

Strategic Plan Workshop
April 15-16, 2013
Handout # 6

(Approved by the City Council on March 22, 2011)



Fiscal Stability - Achieve fiscal sustainability by managing city finances, services and assets to produce a balanced budget, to increase reserves and to maintain desired city services and facilities.



Public Safety - Provide police, fire and emergency services to maintain a safe and secure community.



Infrastructure and City Facilities - Provide infrastructure improvements needed to provide auto, bicycle and pedestrian mobility recreation opportunities, electricity, water and recycled water for the community.



Economic Development - Adopt and implement marketing, investment, and planning strategies to increase Banning's tax base, provide local jobs and increase shopping, restaurants and entertainment choices for residents and visitors (provide reasons for visitors to come to Banning).



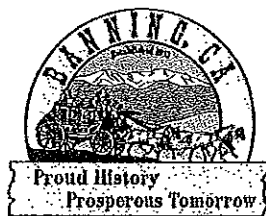
Quality of Life - Build and maintain a high standard of community appearance, character and livability by effective planning and code enforcement, attention to long term vision and citizen involvement and recreation facilities and services.



Community Relations - Implement pro-active policies and programs which enhance resident-friendly service, responsiveness, two-way communication and transparency to achieve citizen trust of and respect of and involvement in the City.



Regional Cooperation and Partnerships - Advocate, create and participate in regional efforts, partnerships and cooperative arrangements to assist in achieving the City's goals.



Goals and Strategies from the January 2011 Workshop

(These goals and strategies were preliminarily endorsed by the City Council in January 2011 and provided the direction to the staff to follow-up and later recommended to the City Council the final Strategic Plan)

Strategic Plan Workshop

April 15-16, 2013

Handout # 7

1. Fiscal Stability

Strategies:

- a. Increase Revenue Streams
- b. Regular Rate and Fee Review
- c. Eliminate Structural Deficit
- d. Advocate against State take-aways

Under this category it should also be noted that there were two other that came up but were not selected as the highest priority: (1) Plan for acquiring software to effectively manage the City; and (2) Two-tier hiring system and employee benefits.

2. Public Safety

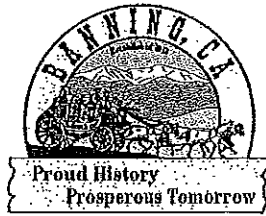
Strategies:

- a. Influence perceptions (increase awareness of low crime rates, etc.)
- b. Maintain high level of fire and paramedic services (include regional cooperation)
- c. Develop/explore alternate funding sources

3. Infrastructure and City Facilities

Strategies:

- a. Master Plan Updates (all utilities and facilities)
- b. Maintain high quality adequate water supply (Flume). *In progress per Duane Burk.*
- c. Apply for Park Grants (Playhouse Bowl, Soccer Fields, etc.). *Grant was denied per Duane Burk.*
- d. Explore and apply for any grants/other funding sources
- e. Amendment to General Plan -- Infrastructure (level of service, airport, etc.)
- f. Grade Separation - Sunset
- g. Grade Separation - Hargrave
- h. Intersection -- Hargrave & Ramsey
- i. Water Recycling
- j. Sun Lakes Extension -- Highland Springs Modifications
- k. Utilization of Airport -- Asset



Goals and Strategies from the January 2011 Workshop

(These goals and strategies were preliminarily endorsed by the City Council in January 2011 and provided the direction to the staff to follow-up and later recommended to the City Council the final Strategic Plan)

Strategic Plan Workshop
April 15-16, 2013
Handout # 7

4. Economic Development

Strategies:

- a. Develop and implement a marketing plan utilizing existing city assets (commercial/industrial/tourism)
- b. Hire Economic Development Manager and/or Director
- c. Business Retention and Expansion (business surveys/exit interviews)

5. Community Relations

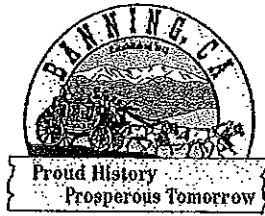
Strategies:

- a. Develop a Marketing/Communications strategy to entice various audiences (Website/Channel 10 & Channel 29). Website is stagnant and contains old architecture.
- b. Community Involvement – Centennial Celebration
- c. Community Forums/Meetings
- d. Customer Service – Look at process (complaints, how we deal with citizens/business friendly environment)
- e. City Hall Improvements – Environment
- f. Gaining citizen support – Legislative Actions
- g. Phone System Upgrades and Interaction

6. Quality of Life

Strategies:

- a. Art in Public Places
- b. Improve parks and facilities for public use
- c. Promote our assets (accent the positives)
- d. Establish priorities for Code Enforcement (communicate with residents, be pro-active)
- e. Encourage new residential development
- f. Upgrade current housing stock (old homes) utilizing rehab programs available through the CRA and County.
- g. Expand Joint Use Agreement – Parks and Recreation (new BUSD facility); partner for programs and services to be offered for the youth.
- h. Continue to build attractive and walkable downtown.
- i. Bicycle Trail System
- j. Golf Carts
- k. Effective Planning



Goals and Strategies from the January 2011 Workshop
(These goals and strategies were preliminarily endorsed
by the City Council in January 2011 and provided the
direction to the staff to follow-up and later
recommended to the City Council the final Strategic Plan)

Strategic Plan Workshop
April 15-16, 2013
Handout # 7

7. Regional Cooperation and Partnerships

Strategies:

- a. Animal Control
- b. County
- c. League of California Cities
- d. Libraries
- e. MSJC – Mount San Jacinto College
- f. Morongo Tribe
- g. Pass Area Cities
- h. RCA – Regional Conservation Authority
- i. RCTC – Riverside County Transportation Commission
- j. RTA – Riverside Transit Authority
- k. Regional Water Agencies
- l. SCAG
- m. SCPPA and other electric/public power related agencies
- n. SGMH – San Geronio Memorial Hospital
- o. WRCOG

MINUTES
CITY COUNCIL
BANNING, CALIFORNIA

05/28/13
SPECIAL MEETING

A special meeting of the Banning City Council was called to order by Mayor Franklin on May 28, 2013 at 4:00 p.m. at the Banning Civic Center Council Chambers, 99 E. Ramsey Street, Banning, California.

COUNCIL MEMBERS PRESENT: Councilmember Botts
Councilmember Miller
Councilmember Peterson
Councilmember Welch
Mayor Franklin

COUNCIL MEMBERS ABSENT: None

OTHERS PRESENT: Andrew J. Takata, City Manager
June Overholt, Administrative Services Director
David J. Aleshire, City Attorney
Duane Burk, Public Works Director
Bill Manis, Economic Development Director
Marie A. Calderon, City Clerk

CLOSED SESSION

City Attorney said the items for closed session are one matter of potential litigation pursuant to the provisions of Government Code Section 54956.9; existing litigation matters pursuant to the provisions of paragraph (d) (1) of Government Code Section 54956.9 regarding Mascaro will not be discussed; and real property negotiations pursuant to the provisions of Government Code Section 54956.8 regarding Banning Airport & Adjacent Properties (APN: 532-130-012, 532-130-011, 532-130-018). City Attorney said that Item 4 regarding labor negotiations is mislabeled and would like to add an item to the agenda that would be the corrected item that we intended which is negotiations with unrepresented employees which include the management employees. The other item that staff would like to add is the litigation matter involving Fields. City Attorney said that staff would like the Council to approve adding both of the last two named items to the agenda.

Motion Miller/Welch to add the two additional matters to the closed session agenda. Mayor Franklin opened the item for public comments. There were none. **Motion carried, all in favor.**

Meeting went into closed session at 4:06 p.m. and reconvened at 4:55 p.m. The closed session meeting reconvened at 6:07 p.m.

City Attorney said that the closed session meeting reconvened at 7:23 p.m. and the item discussed in closed session were labor negotiations with the unrepresented employees and they discussed the status of those negotiations and there was not reportable action taken.

ADJOURNMENT

By common consent the meeting adjourned at 7:24 p.m.

Marie A. Calderon, City Clerk

MINUTES
CITY COUNCIL
BANNING, CALIFORNIA

05/28/2013
REGULAR MEETING

A regular meeting of the Banning City Council was called to order by Mayor Franklin on May 28, 2013 at 5:00 p.m. at the Banning Civic Center Council Chambers, 99 E. Ramsey Street, Banning, California.

COUNCIL MEMBERS PRESENT: Councilmember Botts
Councilmember Miller
Councilmember Peterson
Councilmember Welch
Mayor Franklin

COUNCIL MEMBERS ABSENT: None

OTHERS PRESENT: Andy Takata, City Manager
David J. Aleshire, City Attorney
June Overholt, Administrative Services Dir./Deputy City Manager
Leonard Purvis, Chief of Police
Duane Burk, Public Works Director
Bill Manis, Economic Development Director
Zai Abu Bakar, Community Development Director
Fred Mason, Electric Utility Director
Heidi Meraz, Community Services Director
Phil Holder, Police Lieutenant
Jessica Hicks, Office Specialist
Marie A. Calderon, City Clerk
John McQuown, City Treasurer

The invocation was given by Pastor George Rosemier, Banning United Methodist Church. Councilmember Botts led the audience in the Pledge of Allegiance to the Flag.

REPORT ON CLOSED SESSION

City Attorney said the Council met in closed session and said the item of potential litigation, the Mascaro matter and the Labor Negotiations were not discussed. A status report was given on the real property negotiations concerning Banning Airport, no reportable action was taken. The Council added an item involving negotiations with unrepresented employees, this topic was not yet discussed, and council will reconvene in closed session after the regular Council meeting to discuss this topic. The Council also added an item of litigation, Fields v. City of Banning, a status report was given, and no reportable action was taken.

PUBLIC COMMENTS/CORRESPONSE/PRESENTATIONS/ANNOUNCEMENTS

PUBLIC COMMENTS – *On Items Not on the Agenda*

Barbara Hanna, a Banning resident and member of the Banning Centennial Committee, gave an overview of the events in the past two weeks. She also informed the public of the upcoming Gilman Wild West Days event on June 1st & 2nd, which includes the Western Art Festival and a charity bike ride. She also requested that the Council consider putting in bike lanes throughout the city. For more information on the charity bike ride please visit www.wildwestcharitybikeride.com. She thanked the sponsors of the bike ride said all proceeds will go to the Playhouse Bowl concert series.

Pat Brown, San Gorgonio Memorial Hospital representative, announced the opening of the new Emergency Department and Intensive Care Unit building on May 14th, 2013.

Mike Rose, member of the Banning Centennial Committee, announced that the Heritage Keepers Art Show was this coming Saturday at the Dorothy Ramon Gathering Hall.

CORRESPONDENCE – There was none.

PRESENTATIONS:

1. Update/Status on Camera System for the City

Lieutenant Holder, Banning Police Department, gave an update on the camera system that was implemented over the last year in the city. He then introduced Leverage Information Systems, the company that installed the system and said they will give a presentation showing the features of the new system. He also announced that next week the volunteer program would be starting, which consist of volunteers monitoring the camera's throughout the city and encouraged the public to volunteer.

Ray Leblond, representative of Leverage Information Systems addressed the Council and gave an overview of the camera system. He showed videos of how the cameras have been successful in other cities, he then showed the cameras that are currently in our city and how they work. He explained and played a few videos showing the benefits of the system.

Mark Arinas, Leverage Information Systems representative, showed the view of the cameras here in Banning. He explained the software and how the cameras work.

Lieutenant Holder recognized the volunteers present at the meeting and asked Bill Dickson, the head of the volunteer program, to introduce the volunteers. He announced that volunteers are needed and if anyone is interested to please contact the police department. Lieutenant Holder added that there will be a new volunteer program where you can monitor the cameras and not patrol the streets for those that are interested.

Councilmember Miller asked how the data was transmitted from the camera to the central location. Mr. Leblond stated that the system is wireless and explained how the video recording worked.

Councilmember Miller emphasized that the system cannot be disabled by cutting a wire and asked how many cameras the city currently has.

Lieutenant Holder said there are 12 cameras. There are 3 at San Gorgonio and Ramsey, 5 at Roosevelt Williams Park and 4 at Repplier Park. He said we have the potential to add more cameras.

City Manager announced at this time that there seems to currently be issues with Time Warner's interface and that the Council meeting will be replayed.

Mayor Franklin asked if the equipment for the camera system is leased or owned.

Lieutenant Holder said we own the equipment and the first 3 years of maintenance is through grant funds.

Mayor Franklin asked if a status report would be given in the future to see how the system is working out. Lieutenant Holder said yes.

Bill Dickson added that if volunteers are interested in just working with the cameras and not patrolling the streets they do not have to go through the academy. If anyone is interested in volunteering, they can call him at 951-282-1138.

CONSENT ITEMS

Consent Items 3 & 4 were pulled by the City Council for discussion.

1. Approval of Minutes – Special Meeting – 05/14/13 (Closed Session)

Recommendation: That the minutes of special meeting of May 14, 2013 be approved.

2. Approval of Minutes – Regular Meeting – 05/14/13

Recommendation: That the minutes of the regular meeting of May 14, 2013 be approved.

Councilmember Miller said there was a change in the minutes. His vote for Mr. Shaw was recorded incorrectly. The correct vote is that he abstained.

5. Resolution No. 2013-58, Accepting the Proposal from Transportation Management and Design, Inc. to Perform a Comprehensive Analysis of Pass Transit's Fixed Route Service, Commuter Routes, Express Routes and Dial-A-Ride Service

Recommendation: The City Council approve Resolution No. 2013-58.

Motion Welch/Peterson to approve Consent Items 1, 2 as amended and 5. Mayor Franklin opened the item for public comments. There were none. **Motion carried, all in favor.**

3. Resolution No. 2013-56, Approving a Memorandum of Understanding between the City of Banning and the International Brotherhood of Electrical Works-Local 47 (IBEW) General Unit and Utility Employees Unit.

Director Overholt addressed the Council and requested that they approve a Memorandum of Understanding (MOU) with IBEW for both the General Unit and the Utility Unit. She recalled past actions brought to Council regarding negotiations with employee groups. She explained that the points negotiated have been presented to Council in resolutions, and these points plus a few new points negotiated have been incorporated in the MOU to finalize the process.

Councilmember Miller asked the difference between this contract and last year's contract and asked for the main difference in the contract so that the public would know what was done.

Director Overholt said that information can be found in the resolution adopted in February related to employee negotiations. She gave a few examples of negotiation subjects discussed. She said the main differences have to do with the pension changes and compensation changes. The MOU's are available on the website and in the agendas for anyone that is interested in viewing them.

Motion Miller/Welch to approve Consent Item No. 3. Mayor Franklin opened the item for public comments. There were none. **Motion carried, all in favor.**

4. Resolution No. 2013-57, Authorizing a Loan in the Amount of \$25,000 to the San Gorgonio Child Care Consortium.

Director Overholt addressed the Council and said the City has assisted the Consortium for about 18 years. We loan the Consortium \$25,000.00 and it is repaid when they receive funding from the State as done in the past.

Mayor Franklin said she will be abstaining from this item do to her relationship with the center.

Councilmember Peterson said he believes in what the Consortium is doing but he wants to make sure that Council is not approving anything with public funds that shouldn't be approved. The staff report says the City loses \$198.00 in interest if the loan is not repaid in time. If the public does not recover this money, does this loan break the laws of a gift of public funds?

City Attorney answered saying since you are providing general funding to help promote the service for the public and you are not assisting individuals that this should not constitute as incompliant with the law.

Councilmember Peterson asked if the City has a policy in place regarding private loans to charities.

City Manager said not to his knowledge. Councilmember Peterson said he would like to see a policy put in place. There was a consensus of the Council to have staff prepare the policy.

Motion Peterson/Miller to approve Consent Item No. 4. Mayor Franklin opened the item for public comments. There were none. **Motion carried, with Mayor Franklin abstaining.**

Mayor Franklin recessed the regular City Council meeting and called to order a joint meeting of the Banning City Council and the City Council Sitting in Its Capacity of Successor Agency.

CONSENT ITEMS

1. Resolution No. 2013-04 SA, Accepting and Implementing the Direction of State Department of Finance to Use Pre-2011 Bond Proceeds for the Purpose for Which They Were Issued.

Recommendation: That the City Council: 1) adopt Resolution No. 2013-04 SA and a) Place loan agreements between the former redevelopment agency and sponsoring entity on the ROPS, as enforceable obligation, provided the Oversight Board makes a finding that the loan was for legitimate redevelopment purposes per Health and Safety Code Section 34191.4 (b) (1). Loan repayments will be governed by criteria in Health and Safety Code Section 34191.4 (a) (2); b) Utilize proceeds derived from bonds issued prior to January 1, 2011, in a manner consistent with the original bond covenants, and for the purpose for which such bonds were issued, per Health and Safety Code Section 34191.4 (c) ; and 2) Receive and file with the State Department of Finance Letter (Attachment B) dated April 26, 2013, confirming the Finding of Completion for the Banning Successor Agency.

Motion Welch/Miller to approve Consent Item No. 1. Mayor Franklin opened the item for public comments. There were none. **Motion carried, all in favor.**

Mayor Franklin recessed the joint meeting of the Banning City Council and the City Council Sitting in Its Capacity of Successor Agency and reconvened the regular City Council meeting.

REPORTS OF OFFICERS

1. Banning Centennial Train Festival.
(Staff Report – Heidi Meraz, Community Services Director)

Director Meraz addressed the Council to request that the City partner with the Centennial Committee in the production of the Banning Centennial Train Festival in honor of the City's 100 year anniversary. The Centennial Committee is aware of what they need to do to prepare for the event including setting up, cleaning up and providing the required insurance.

Councilmember Miller asked if we checked to make sure the insurance purchased by the committee is sufficient. Director Meraz confirmed that it will go through risk management to be evaluated.

Barbara Hanna, member of the Centennial Committee, said trains were a big part of Banning's incorporation and is an important part of our history. She introduced Bob Shaparo, the event planner, and asked him to give some details about the event.

Mr. Shaparo talked about the different aspects of the event. Barbara Hanna added it is planned that 3,000 to 4,000 people will attend the event.

Motion Botts/Welch to approve the partnership with the Centennial Committee in the production of the Banning Centennial Train Festival to be held on Saturday, October 19, 2013, 10 a.m. – 5 p.m. and Sunday, October 20, 2013 10 a.m. – 4 p.m. Mayor Franklin opened the item for public comments. There were none. **Motion carried, all in favor.**

ANNOUNCEMENTS/REPORTS (Upcoming Events/Other Items if any)

City Council –

Councilmember Botts –

- Talked about the success of the Pass Choral event and encouraged the public to come out in the future.
- The U.S.O. show was a great memorial for the veterans and the 2 hour show was also a great success. He thanked the orchestra and Dr. Siva & June Siva.

Mayor Franklin –

- Supervisor Ashley called together a Water Taskforce that includes the mayors of all the cities in the Pass Area as well as others. She explained the reason for the committee and when and why they meet.
- The Mayors Meeting for the Summit took place last week. In the meeting it was asked that the economic development directors of the Pass Area work together to come up with a common message to market the region as a whole.

Report by City Attorney – None

Report by City Manager – None

ITEMS FOR FUTURE AGENDAS

New Items – None

Pending Items – City Council

1. Schedule Meetings with Our State and County Elected Officials
2. Consideration of an “in-house” attorney vs. contract
3. Let’s Move – Healthy Initiative

ADJOURNMENT

By common consent the meeting adjourned at 6:04 p.m.

Prepared By:

Jessica Hicks, Deputy City Clerk

Approved By:

Marie A. Calderon, City Clerk

THE ACTION MINUTES REFLECT ACTIONS TAKEN BY THE CITY COUNCIL. A COPY OF THE MEETING IS AVAILABLE IN DVD FORMAT AND CAN BE REQUESTED IN WRITING TO THE CITY CLERK’S OFFICE.

40

CITY COUNCIL AGENDA

Date: June 11, 2013

TO: City Council

FROM: June Overholt, Administrative Services Director/Deputy City Manager

SUBJECT: Report of Investments for April 2013

RECOMMENDATION: The City Council receive and file the monthly *Report of Investments*.

JUSTIFICATION: State law requires that a monthly report of investments be submitted to the Governing Legislative Body.

BACKGROUND: This report includes investments on hand at the end of April 2013. As of April 30, 2013, the City's operating funds totaled \$68,208,569. Included in Successor Agency operating funds is \$761,495 of restricted CRA bond proceeds that are on deposit with LAIF and reflected separately on the Summary Schedule.


As of April 30, 2013 approximately 45% of the City's unrestricted cash balances were invested in investments other than LAIF.

The April Investment Report includes the following documents:


- Summary Schedule of Cash and Investments
- Operational Portfolio Individual Investments
- Individual Investments with Fiscal Agent
- Investment Report Supplemental Information – updated

FISCAL DATA: The latest reports from the State indicate that the average interest achieved by the Local Agency Investment Fund (LAIF) decreased to 0.264% in April. The average rate for all investments in April was 0.271%.

RECOMMENDED BY:


June Overholt
Administrative Services Director/
Deputy City Manager

APPROVED BY:


Andy Takata
City Manager

Summary Schedule of Cash and Investments**Operating Funds****Petty Cash**

Amount

2,805

Bank Accounts

Interest

Rate

Amount

Wells Fargo Bank

0.000% 4,083,255

Bank of America-Airport

0.300% 5,601

Bank of America-Parking Citations

0.300% 3,014

Bank of America-CNG Station

0.300% 3,607

Money Market and Bank Account Sub-Total

4,095,477

Government Pools

Account #1 Operating Amount 36,404,287

Account #1 CRA Bond Cash Bal. 761,495

Local Agency Investment Fund: Account #1 0.264% 37,165,782

Account #2 Successor Agency Cash Bal 0

Local Agency Investment Fund: Account #2 0.264% 0

Government Pool Sub-Total

37,165,782

Operating Cash Balance**41,264,064****Restricted Operating Funds at Riverside Public Utilities**

Highmark U.S. Government Money Market Fund

0.000%

1,251,283

Other Investments

Investments-US Bank/Piper Jaffray - See Page 2

0.325%

25,693,222

Operating Funds Total**68,208,569****Fiscal Agent**

US Bank

Amount

36,659,391

Fiscal Agent Total**36,659,391**

42

City of Banning Investment Report

April 30, 2013

Operational Portfolio Individual Investments

Par Value	Investment Description	Coupon Rate	Interest Rate	Maturity Date	Purchase Date	Purchase Date	Discount or (Premium) Amortization	Market Value
<u>Bank Accounts</u>								
4,083,255	Wells Fargo Bank-Operating	n/a	0.00%	daily	varies	4,083,255	n/a	4,083,255
-	Wells Fargo Bank-Investment Acct	n/a	0.10%	daily	varies	-	n/a	-
5,601	Bank of America-Airport	n/a	0.30%	daily	varies	5,601	n/a	5,601
3,014	Bank of America-Parking Citations	n/a	0.30%	daily	varies	3,014	n/a	3,014
3,607	Bank of America-Parking Citations	n/a	0.30%	daily	varies	3,607	n/a	3,607
Sub-total								
								4,095,477
<u>Government Pools</u>								
37,165,782	L.A.I.F. account #1	n/a	0.264%	daily	varies	37,165,782	n/a	37,165,782
0	L.A.I.F. account #2	n/a	0.264%	daily	varies	0	n/a	0
37,165,782								
<u>Investments-US Bank/Piper Jaffray</u>								
3,000,000	FNMA Deb	n/a	0.600%	5/29/2015	5/16/2012	3,000,000		3,000,930
3,000,000	Federal Farm Credits Bks	n/a	0.600%	5/22/2015	5/16/2012	3,000,000		3,000,840
2,000,000	FNMA MTN	n/a	0.550%	12/4/2014	6/27/2012	2,000,000		2,000,600
2,000,000	Federal Home Loan Bks	n/a	0.375%	7/30/2015	1/30/2013	2,000,000		2,000,940
3,000,000	FHLMC MTN	n/a	0.400%	8/20/2015	2/20/2013	3,000,000		3,000,360
3,000,000	Federal Home Loan Bks	n/a	0.500%	4/11/2016	4/11/2013	3,000,000		3,003,450
9,686,102	Money Market	n/a	0.020%	daily	varies	9,686,102	0	9,686,102
US Bank/Piper Jaffray Average Rate=								
			0.325%					25,693,222

Average Rate All= 0.271%

It has been verified that this investment portfolio is in conformity with the City of Banning's investment policy which was approved by the City Council on August 28, 2012. The Treasurer's cash management program provides sufficient liquidity to meet estimated future expenditures for a period of six months. The weighted average maturity of the pooled investment portfolio is 196 days and does not include Bond Reserve Fund Investments.

City of Banning Investment Report

April 30, 2013

Individual Investments with Fiscal Agent

Bond Issue Description	Bond Maturity Date	Investment Description	Current Yield	Bond Reserve Bond Maturity Date	Minimum Reserve Requirement	Interest Apr-13	4/30/2013 Market Value
COB IMPROVEMENT DISTRICT LIMITED OBLIGATION BONDS SERIES 2005A							
2005 Fair Oaks Ranch Estates	2035	US Bank Mmkt 5-Ct	0.040%	daily	188,943	7.61	218,038
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF BANNING TAX ALLOCATION, SERIES 2003							
2003 CRA Tax Allocation Bonds	2028	U S Treasury Bill	4.61%	7/28/2011	971,763		990,772
		US Bank Mmkt 5-Ct	0.040%	daily			557
		US Bank Mmkt 5-Ct	0.000%	daily			7
		US Bank Mmkt 5-Ct	0.000%	daily			8
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF BANNING TAX ALLOCATION PARITY BONDS, SERIES 2007							
Redevelop Fund	2037	US Bank Mmkt 5-Ct	0.040%	daily		282.93	8,328,557
Reserve Fund		US Bank Mmkt 5-Ct	0.040%	daily	1,880,751	63.71	1,875,349
Special Fund		US Bank Mmkt 5-Ct	0.050%	daily			19
Surplus Fund		US Bank Mmkt 5-Ct	0.000%	daily			9
BUA - WASTEWATER ENTERPRISE REVENUE BONDS REFUNDING AND IMPROVEMENT PROJECTS 2005 SERIES							
Interest Account		US Bank Mmkt 5-Ct	0.040%	daily			196,519
Principal Account		US Bank Mmkt 5-Ct	0.000%	daily			5
		US Bank Mmkt 5-Ct	0.040%	daily		111.91	3,294,220
BUA - WATER ENTERPRISE REVENUE BONDS REFUNDING AND IMPROVEMENT PROJECTS 2005 SERIES							
Interest Account		US Bank Mmkt 5-Ct	0.040%	daily			1,152,811
Principal Account		US Bank Mmkt 5-Ct	0.040%	daily			25
Reserve Fund		US Bank Mmkt 5-Ct	0.040%	daily	2,310,710	78.52	2,311,274
Project Fund		US Bank Mmkt 5-Ct	0.040%	daily		54.40	1,601,413
BFA - ELECTRIC SYSTEM REVENUE BONDS 2007 SERIES							
		US Bank Mmkt 5-Ct	0.050%	daily			19
		US Bank Mmkt 5-Ct	0.040%	daily	2,672,050	90.79	2,672,582
Acquisition & Construction		US Bank Mmkt 5-Ct	0.040%	daily		476.18	14,017,208
*Paid Semi-Annually-Deposited into Money Mkt Account							
Total						1,166.05	36,659,391

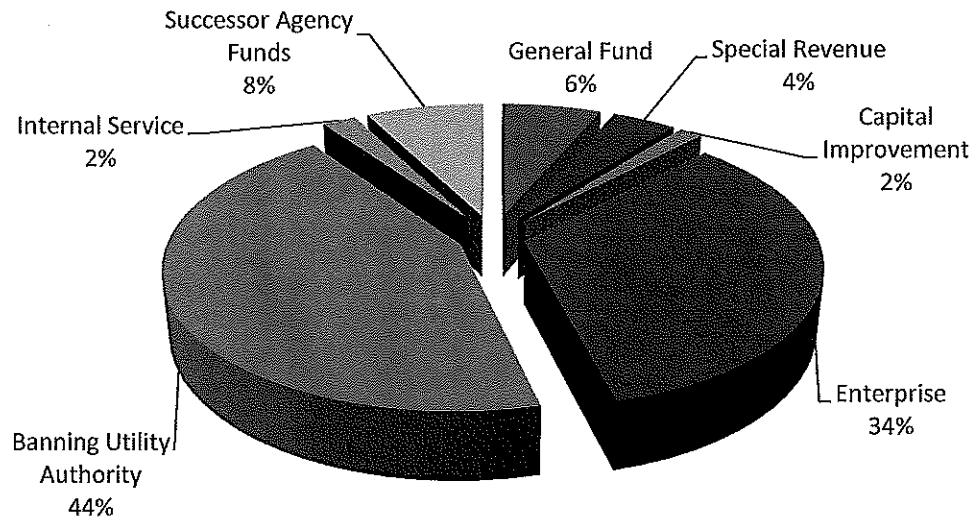
FF

City of Banning

Investment Report Supplemental Information

Pooled Cash Distribution

Investment reports for cities typically do not include the cash balance of the individual funds that make up the total pooled cash. This is primarily due to timing differences between when investment reports are prepared and when month end accounting entries are posted. Investment reports are usually prepared first. However, the pie chart below provides an understanding of the percentage distribution of the investments by fund type. The percentages were calculated using the average cash balances from the nine month period of July to March 2013. *(The percentages will be updated quarterly.)*



The Table below describes the funds that are included within the Fund Types used for the pie chart.

Fund Type	Description of funds
Governmental	General Fund
Special Revenue	Restricted Funds (i.e. CFDs, grants)
Capital Improvement	Development Impact Fee funds
Enterprise	Airport, Transit, Refuse, Electric
Banning Utility Authority	Water, Wastewater, Reclaimed water
Internal Service	Risk Management, Fleet, IT, Utility Services
Successor Agency Funds	Previously called Redevelopment Agency

Summary Schedule – Line item descriptions

Petty Cash–

The City maintains petty cash in various departments for incidental purchases. This line item includes the cash drawers for cashiering in utility billing.

Bank Accounts –

- Wells Fargo Bank – This is the City checking account. All cash receipts, payroll and accounts payables checks are processed through this account. Balances fluctuate based on activity and cash flow needs. As excess funds accumulate, they are transferred to LAIF to increase earnings.
- Bank of America – Airport – The City maintains a Trust account for credit card purchases made at the airport. When the account balance exceeds \$3000, excess funds are transferred to the Wells Fargo Bank account.
- Bank of America – Parking Citations – The City maintains a Trust account for the processing of parking citations through Turbo Data. When the account balance exceeds \$3000, excess funds are transferred to the Wells Fargo Bank account.
- Bank of America – CNG – The City maintains a Trust account for credit card purchases of CNG fuel made at the City yards. When the account balance exceeds \$3000, excess funds are transferred to the Wells Fargo Bank account.

Government Pools –

- Local Agency investment Fund – Account #1
 - This account includes both City pooled funds and a restricted cash balance related to the CRA bonds. Investments in LAIF are limited to \$50M.
- Local Agency investment Fund – Account #2
 - There is currently no balance in this account.
 - Note: When the State established the cutoff date of January 31, 2012 for the elimination of the Redevelopment Agency, LAIF staff recommended a transfer of the available balance from the CRA account to the City account to protect the funds from a rumored State raid or freezing of the funds.

Restricted Operating Funds at Riverside Public Utilities –

The City Electric operation has an agreement with Riverside Public Utilities (RPU) to purchase power for the City. Part of the agreement requires that the City maintain a balance in the trust account used by RPU. The City does not control the investments or earnings of the trust account.

Other Investments –

Currently the City works with a Piper Jaffray broker to make various investments per the City policy and in accordance with State guidelines. The Broker is not on retainer, nor do they receive a City paid fee with each investment. Funds in the Money Market fluctuate as securities mature or get called. Staff is in the process of investing the Money Market funds over several months. We will be adding an additional broker to provide more investment options.

Fiscal Agent / US Bank –

Unspent bond proceeds and required bond reserves are invested by the Fiscal Agent in accordance with the bond documents.

**CITY COUNCIL AGENDA
CONSENT ITEM**

Date: June 11, 2013

TO: City Council

FROM: Leonard Purvis, Chief of Police

SUBJECT: Approve contract between BUSD and the City of Banning for assignment of a School Resource Officer (SRO) at Banning High School and Nicolet Middle School for the 2013-14 school year.

RECOMMENDATION: "The City Council approves entering into a contract between the Banning Unified School District and the City of Banning, which will provide a School Resource Officer at Banning High School and Nicolet Middle School during the 2013-14 school year."


JUSTIFICATION & BACKGROUND: For 12 years, the Banning Unified School District has been paying 70% of a police officer's salary for the services of an SRO at Banning High School. On June 4, 2013, Administrative Staff from the Banning Unified School District (BUSD) indicated they would continue this funding for the 2013-14 school year. The new agreement will require the Banning Unified School District to pay 70% (\$103,278) of the police officer's annual cost. Additionally, the new agreement will call upon the assigned officer to share SRO duties at both Banning High School and Nicolet Middle School.

Duties of the SRO include, but are not limited to, assisting in the development and implementation of school security programs, helping school staff with student counseling, assist with supervision during school activities, enforce criminal laws through investigations, and work with probation, the Youth Accountability Team (Y.A.T.), and social services in investigations where students are involved.

STRATEGIC PLAN INTEGRATION: The SRO program enhances the City's and Police Department's image while providing a safer environment for students, parents, and school staff to learn and work.

FISCAL DATA: The remaining 30% of the officer's salary is already accounted for in the City's budget. Subsequently, there is no cost to the City for providing the SRO to the Banning Unified School District. The City Manager is authorized to sign the contract between the BUSD and the City for the noted SRO position. Additionally, the Finance Department is authorized to make the necessary budget adjustments related to this contract.

RECOMMENDED BY:


Leonard Purvis
Chief of Police

REVIEWED BY:


June Overholt
Administrative Services Director

APPROVED BY:


Andrew Takata
City Manager

47

CITY COUNCIL AGENDA

DATE: June 11, 2013

TO: City Council

FROM: Duane Burk, Director of Public Works

SUBJECT: Resolution No. 2013-59, "Confirming a Diagram and the Levy and Collection of Assessments within the City of Banning's Landscape Maintenance District No. 1 for Fiscal Year 2013/2014"

RECOMMENDATION: The City Council adopt Resolution No. 2013-59:

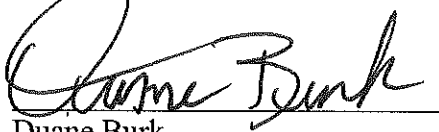
- I. "Confirming a Diagram and the Levy and Collection of Assessments within the City of Banning's Landscape Maintenance District No. 1 for Fiscal Year 2013/2014," pursuant to the provisions of Part 2 of Division 15 of the California Streets and Highways Code.
- II. Authorizing and directing the City Clerk to file the diagram and assessment with the Riverside County Assessor/County Clerk-Recorder's Office.

JUSTIFICATION: The adoption of Resolution No. 2013-59 is essential to confirm the assessments for the Fiscal Year 2013/2014 update of Landscape Maintenance District No. 1 ("the District").

BACKGROUND: In accordance with the "Landscaping and Lighting Act of 1972" of the Streets and Highways Code, the City Council adopted a resolution ordering the formation of Landscape Maintenance District (LMD) No. 1 by adopting Resolution No. 1990-59 on August 14, 1990. An additional five tracts and three tentative tracts were annexed (Annexation No. 1) into LMD No. 1 when the City Council approved Resolution No. 2005-36 on May 10, 2005. A map displaying the District is attached herewith as Exhibit "A". On February 12, 2013, the City Council adopted Resolution No. 2013-10, and initiated proceedings to update the District for the next fiscal year and ordered the preparation of the Engineer's Report. Subsequently, on May 14, 2013, the City Council adopted Resolution No. 2013-49, approving the Engineer's Report and setting the date for the public hearing to levy and collect the assessments. Resolution No. 2013-59, if approved, will confirm the assessments for the Fiscal Year 2013/2014. The schedule updating Landscape Maintenance District No. 1 is shown on the attached Exhibit "B", and the Notice of Public Hearing is shown on the attached Exhibit "C".

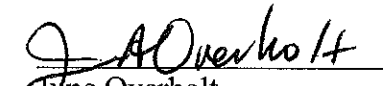
FISCAL DATA: The new assessments for a single-family dwelling now range from \$98.91 to \$200.44, as reflected in the Engineer's Report approved by the City Council on May 14, 2013. An increase of 2.23 %, based on the average Consumer Price Index (CPI) percentage increase over the previous fiscal year for the Los Angeles-Riverside-Orange County area as reported by the U.S. Department of Labor, is incorporated in the proposed assessments. Total revenues from the proposed 2013/2014 Fiscal Year assessments for the Landscape Maintenance District are about \$136,562.00.

RECOMMENDED BY:

A handwritten signature in cursive script, appearing to read "Duane Burk", written over a horizontal line.

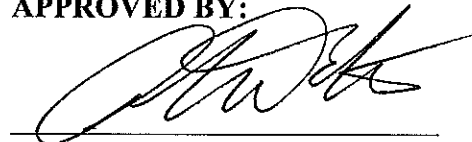
Duane Burk,
Director of Public Works

REVIEWED BY:

A handwritten signature in cursive script, appearing to read "June Overholt", written over a horizontal line.

June Overholt,
Director of Administrative Services/
Deputy City Manager

APPROVED BY:

A handwritten signature in cursive script, appearing to read "Andy Takata", written over a horizontal line.

Andy Takata,
City Manager

RESOLUTION NO. 2013-59

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BANNING, CALIFORNIA, CONFIRMING A DIAGRAM AND THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE CITY OF BANNING'S LANDSCAPE MAINTENANCE DISTRICT NO. 1 FOR FISCAL YEAR 2013/2014, PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE

WHEREAS, the City Council of the City of Banning has by its Resolution No. 2013-10 initiated proceedings for the levy and collection of assessments for the 2013/2014 Fiscal Year for Landscape Maintenance District No. 1, pursuant to the terms and provisions of the "Landscaping and Lighting Act of 1972," being Part 2 of Division 15 of the California Streets and Highways Code; and

WHEREAS, the City Council has ordered the preparation of the Engineer's Report, and the City Engineer has prepared and filed with the City Clerk a report pursuant to law for the City Council's consideration, and subsequently thereto the City Council adopted its Resolution No. 2013-49, approving the report of the Engineer and declaring the intention of the City Council to order the levy and collection of assessments to pay for the costs and expenses of maintaining and servicing existing and proposed public landscaping facilities in the City of Banning for the Fiscal Year commencing July 1, 2013 and ending June 30, 2014.

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

SECTION 1. The above recitals are all true and correct.

SECTION 2. Following notice duly given by publication, the City Council has held a full and fair public hearing regarding the levy of the proposed assessment within Landscape Maintenance District No. 1 for the Fiscal Year commencing July 1, 2013 and ending June 30, 2014, to pay for the costs and expenses of maintaining and servicing existing and proposed public landscaping and storm drain facilities installed and constructed within public places in the City of Banning, pursuant to the terms and provisions of the "Landscaping and Lighting Act of 1972," being Part 2 of Division 15 of the California Streets and Highways Code. All interested persons were offered the opportunity to hear and be heard regarding protests and objections to the levy and collection of the proposed assessment against lots or parcels of real property within City of Banning, Landscape Maintenance District No. 1. All protests and objections to the levy and collection of the proposed assessments for the Fiscal Year commencing on July 1, 2013 and ending on June 30, 2014, are hereby overruled by the City Council.

SECTION 3. The City Council hereby orders the maintenance and servicing of the existing and proposed public landscape facilities installed and constructed in public places in the City of Banning and hereby confirms the diagram and assessment set forth in the Engineer's Report.

SECTION 4. The assessment is in compliance with the provisions of the “Landscaping and Lighting Act of 1972,” being Part 2 of Division 15 of the California Streets and Highways Code and with any applicable provisions of Proposition 218.

SECTION 5. The assessment is levied without regard to property valuation.

SECTION 6. The assessment is levied for the purpose of paying the costs and expenses of maintaining and servicing existing and proposed public landscaping facilities installed and constructed in public places in the City of Banning for the Fiscal Year commencing on July 1, 2013 and ending on June 30, 2014.

SECTION 7. The adoption of Resolution No. 2013-59 constitutes the levy of an assessment for the Fiscal Year commencing on July 1, 2013 and ending on June 30, 2014.

SECTION 8. The maintenance and servicing of public landscaping facilities shall be performed pursuant to law and the County Recorder/Auditor of Riverside County shall enter on the County Assessment Roll opposite each lot or parcel of land the amount of the assessment and such assessments shall then be collected at the same time and in the same manner as the County taxes are collected. After collection by the County, the net amount of the assessments shall be paid to the City Treasurer.

SECTION 9. The City Treasurer shall deposit all monies representing assessments collected by the County to the credit of a special fund known as Improvement Fund, Landscape Maintenance District No. 1.

SECTION 10. The City Clerk is hereby authorized and directed to file the diagram and assessment, or a certified copy of the diagram and assessment, with the Riverside County, Assessor’s Office, together with a certified copy of Resolution 2013-59 upon its adoption.

SECTION 11. A certified copy of the assessment and diagram shall be filed in the Office of the City Clerk, with a duplicate copy on file in the Office of the City Engineer and open for public review.

PASSED, APPROVED AND ADOPTED this 11th day of June, 2013.

Deborah Franklin, Mayor
City of Banning

ATTEST:

Marie A. Calderon, City Clerk
City of Banning

Reso. No. 2013-59

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

David J. Aleshire, City Attorney
Aleshire & Wynder, LLP

CERTIFICATION:

I, Marie A. Calderon, City Clerk of the City of Banning, California, do hereby certify that the foregoing Resolution No. 2013-59 was duly adopted by the City Council of the City of Banning, California at a regular meeting thereof held on the 11th day of June, 2013, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

Marie A. Calderon, City Clerk
City Clerk of the City of Banning

EXHIBIT “A”

**LANDSCAPE MAINTENANCE DISTRICT NO. 1
FOR
FISCAL YEAR 2013/2014**

Map of Landscape Maintenance District No. 1

2013/2014

Legend

Existing Tracts

1. 21882 Snow Creek I
2. 22810 Dev. Corp
3. 22811 Dev. Corp
4. 22913 Arce Bros.
5. 20446 Highland Estates
6. 23598 Snow Creek II
7. 28252 Fair Oaks
8. 29721 The Pines
9. 30186 Wilson Homes
10. 30222 Wilson Homes
11. 30793 Fiesta Collection
12. 30906 Evergreen Estates
13. 31833 Fair Oaks
14. 31834 Fair Oaks
15. 31835 Fair Oaks
16. 32109 Sunset Ridge
17. 30642 Diversified Pacific Opportunity Fund

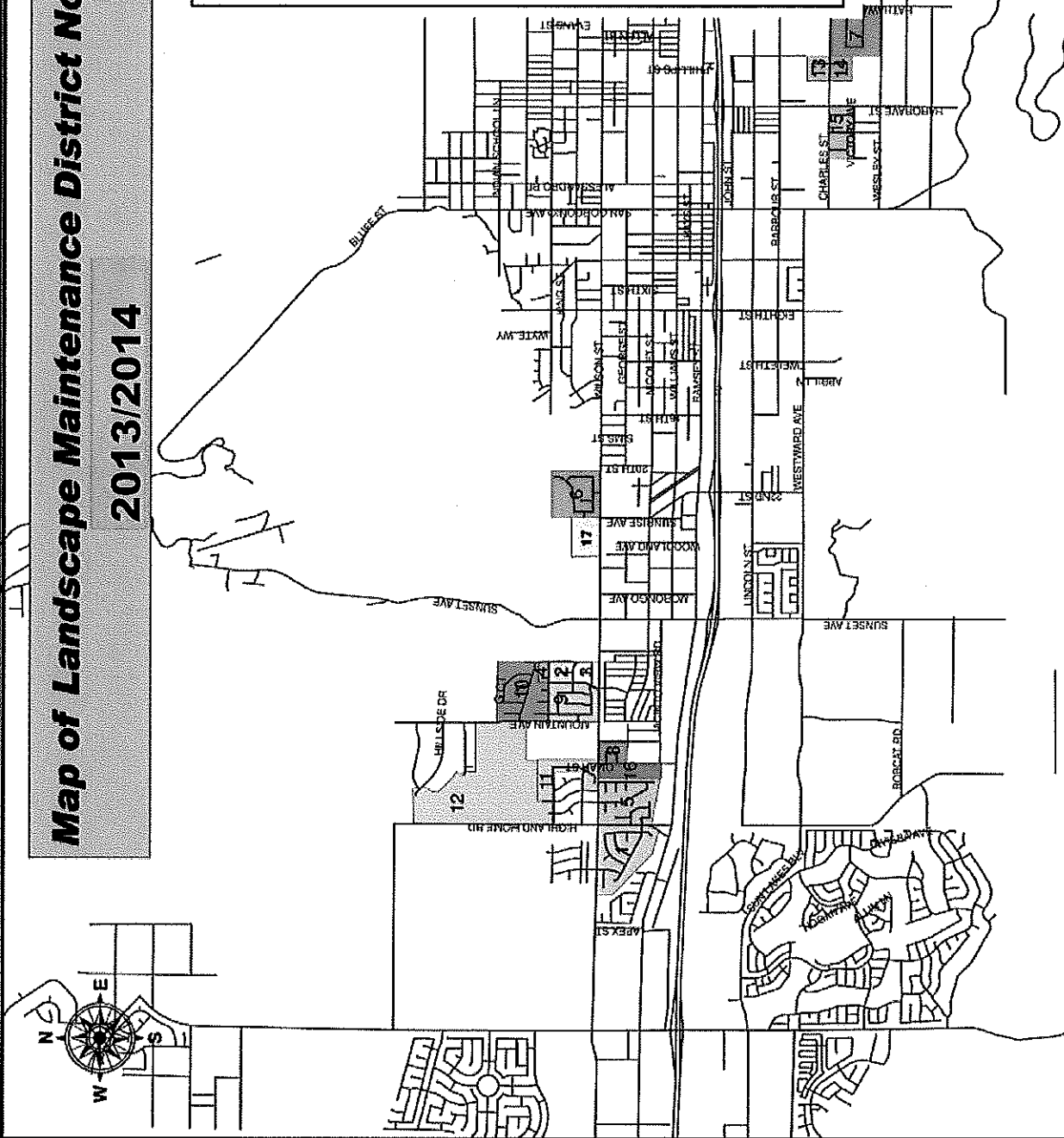


EXHIBIT “B”

TENTATIVE SCHEDULE UPDATING LANDSCAPE MAINTENANCE DISTRICT NO. 1

<u>Item</u>	<u>Council Meeting</u>
Resolution Initiating Update	February 12, 2013
Resolution of Intention and Approving Engineer’s Report	May 14, 2013
Public Hearing and Resolution Confirming Assessment	June 11, 2013

EXHIBIT “C”

**NOTICE OF PUBLIC HEARING
FOR
RESOLUTION NO. 2013-59, “CONFIRMING A DIAGRAM AND
THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN
THE CITY OF BANNING’S LANDSCAPE MAINTENANCE
DISTRICT NO. 1 FOR FISCAL YEAR 2013/2014”**

RECORD GAZETTE

May 31, 2013

NOTICE OF
PUBLIC HEARING
PURSUANT TO LAW, NO-
TICE IS HEREBY GIVEN of
a Public Hearing before the
City Council of the City of
Banning, to be held at a
regular City Council Meet-
ing on Tuesday, June 11,
2013, at 5:00 p.m. at the
Banning Civic Center Coun-
cil Chambers, 99 E. Ram-
sey Street, Banning, Cal-
ifornia regarding Resolution
No. 2013-59, "Confirming a
Diagram and the Levy and
Collection of Assessments
within the City of Banning's
Landscape Maintenance
District No. 1 for Fiscal
Year 2013/14." ALL INTER-
ESTED PARTIES are in-
vited to attend said hearing
and present oral or written
testimony on the matter or
send their written com-
ments to the City Clerk,
P.O. Box 990, Banning,
California 92220. Informa-
tion regarding the foregoing
can be obtained by contact-
ing the Engineering Division
of the Public Works Depart-
ment at the above address
or by telephone at
951-922-3130. Data rele-
vant to this matter will be
available for public viewing
at Banning City Hall, 99 E.
Ramsey Street, Banning,
California for the period of
10 days prior to the Public
Hearing. If you challenge
any decision regarding the
above proposal in court,
you may be limited to rais-
ing only those issues you or
someone else raised in
written correspondence de-
livered to the City Clerk at,
or prior to, the time the City
Council makes its decision
on the proposal; or, if a
public hearing is held on
the proposal, you or some-
one else must have raised
those issues at the public
hearing or in written corre-
spondence delivered to the
hearing body at, or prior to,
the hearing (California Gov-
ernment Code, Section
65009).

BY ORDER OF THE CITY
CLERK of the City of Ban-
ning, California

/s/ Marie A. Calderon,
City Clerk City of Banning,
California

DATED: May 20, 2013

PUBLISH: May 31, 2013

Published in The Record
Gazette

No. 89227

05/31, 2013

57