

**AGENDA  
SPECIAL MEETING  
BANNING CITY COUNCIL**

October 28, 2014  
3:00 p.m.

Banning Civic Center  
Council Chambers  
99 E. Ramsey St.

**I. CALL TO ORDER**

- Roll Call – Council Members Miller, Peterson, Welch, Westholder, Mayor Franklin

**II. CLOSED SESSION**

1. Two cases of potential initiation of litigation pursuant to Government Code Section 54956.9 (d)(4).
2. Existing Litigation pursuant to Government Code Section 54956.9 (d)(1):  
Robertson’s Ready Mix, Lt., v. City of Banning and the Banning City Council; City of Banning Mayor Debbie Franklin, City of Banning Council Members Edward Miller, Art Welch, Don M. Peterson and Jerry Westholder – Case No. RIC 1409828.
3. Personnel Matters – recruitment of City Manager pursuant to Government Code Section 54957
4. Real Property Negotiations pursuant to Government Code Section 54956.8 to confer with its real property negotiator Ann Lanphar, Attorney with Aleshire & Wynder, in regards to Village at Paseo San Gorgonio (APN: 541-181-009 thru 012, 541-181-024 thru 028, 541-183-001 thru 004 and vacated rights-of-way as depicted on Tentative Parcel Map No. 36285 regarding update on escrow status.
5. Labor Negotiations - Council will meet in closed session pursuant to the provisions of Government Code Section 54957.6. City is represented by City Attorney and Administrative Services Director. Negotiations are with International Brotherhood of Electrical Workers (IBEW) – Utility Unit and General Unit; and San Bernardino Public Employees Association (SBPEA).

- A. Opportunity for Public to Address Closed Session Items.
- B. Convene Closed Session

**III. ADJOURNMENT**

*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.*

**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 five 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]