

**AGENDA**  
**SPECIAL CITY COUNCIL MEETING**  
**CITY OF BANNING**  
**BANNING, CALIFORNIA**

November 7, 2016  
5:00 p.m.

Banning Civic Center  
Council Chambers  
99 E. Ramsey St.

**I. CALL TO ORDER**

Roll Call – Councilmembers Franklin, Miller, Moyer, Peterson, Mayor Welch

- A. Opportunity for Public to address closed session items.
- B. Convene closed session.

**II. CLOSED SESSION**

1. CONFERENCE WITH LEGAL COUNSEL – SIGNIFICANT EXPOSURE TO LITIGATION Pursuant to Government Code Section 54956.9 (d)(2) and (d)(4); United States Forest Service and/or Federal Energy Regulatory Commission (FERC) (FLUME)
2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION Pursuant to Government Code Section 54956.9 (d) (1): *Social Environmental Justice Alliance v. City of Banning, et al.*: Riverside Superior Court Case No. RIC1214264
3. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION Pursuant to Government Code Section 54956.9 (d)(4): 1 Case

**III. ADJOURNMENT**

*Our Mission as a City is to provide a safe, pleasant and prosperous community in which to live, work and play. We will achieve this in a cost effective, citizen friendly and open manner*

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**ADDENDUM**

**II. CLOSED SESSION**

1. ~~CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION  
Pursuant to Government Code Section 54956.9 (d)(4): 1 Case–~~

CONFERENCE WITH LEGAL COUNCIL – ANTICIPATED LITIGATION:  
Anticipate significant exposure to litigation pursuant to Government Code  
Section 54956.9 (d)(2) –Banning Library District challenge to the City’s  
approval of the Rancho San Gorgonio Project

Dated: 11/3/16  
Posted at 1:50 p.m.  
/s/ City Clerk

**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]