



AGENDA

REGULAR MEETING OF THE BANNING CITY COUNCIL CITY OF BANNING, CALIFORNIA

January 11, 2022
5:00 p.m.

Council Chambers
99 E. Ramsey Street
Banning, CA 92220

Via Video/Teleconference ONLY

Members of the public will not be allowed to attend this meeting in Chambers to help slow the spread of COVID-19. We encourage you to participate via Zoom or by calling 1-669-900-9128, Meeting ID 874 1527 7765.

The following information comprises the agenda for the regular meeting of the Banning City Council, a joint meeting of the City Council and Banning Utility Authority, and the Banning City Council sitting in its capacity as the Banning Successor Agency Board.

This meeting is being held via Video/Teleconference on Zoom so that members of the public may observe and participate in this meeting electronically. If you participate in this meeting via Zoom, you are agreeing to abide by the City's Zoom Community Standards for Public Meetings (provided in full on the last page of the agenda). Esta reunión se lleva a cabo en la Cámara y a través de Video/Teleconferencia en Zoom para que los miembros del público puedan observar y participar en esta reunión de manera electrónica. Si elige participar en esta reunión a través de Zoom, acepta cumplir con los Estándares comunitarios de Zoom para reuniones públicas de la ciudad (que se proporcionan en su totalidad en la última página de la agenda).

To observe and participate in the online video portion of the meeting through your personal computer or device, follow this link:

<https://us02web.zoom.us/j/87415277765?pwd=dFVSOFBuMGpSeTBSREtPNyYXNhSQTO9>

Meeting ID: 874 1527 7765

Password: 870511

Dial in: +1 669 900 9128 ♦ Meeting ID: 874 1527 7765

Per City Council Resolution 2016-44, matters taken up by the Council before 10 p.m. may be concluded, but no new matters shall be taken up except upon a unanimous vote of the council members present and voting. Such an extension shall only be valid for one hour and each hour thereafter shall require a renewed action for the meeting to continue.

1. CALL TO ORDER

- 1.1. Invocation - *Pastor David Kieffer of Our Savior's Lutheran Church*
- 1.2. Pledge of Allegiance

- 1.3. Roll Call
Council Members Hamlin, Happe, Sanchez, Wallace, and Mayor Pingree

2. AGENDA APPROVAL

- 2.1. Approve Agenda

3. PRESENTATION(S)

- 3.1. Presentation of Executive Management Certificate from Professional Peace Officers Standards and Training (POST) to Police Chief Matthew Hamner
Presented by Riverside County Sherriff Bianco and Region 7 POST Regional Training Consultant O'Dean

4. REPORT ON CLOSED SESSION

- 4.1. City Attorney

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

- 5.1. PUBLIC COMMENTS – *Non-Agenda Items Only*

*A three (3) 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 their time with any other member of the public. Usually, any items received under this heading are referred to staff for future study, research, completion, and/or future Council Action (see Item 10). **PLEASE STATE YOUR NAME FOR THE RECORD.***

*Se aplicará una limitación de tres (3) minutos a cada miembro del público que desee dirigirse al Alcalde y al Concejo sobre un asunto que no esté en la agenda. A ningún miembro del público se le permitirá compartir su tiempo con ningún otro miembro del público. Por lo general, cualquier artículo recibido bajo este encabezado se envía al personal para su estudio, investigación, finalización y / o acción futura del Consejo en el futuro (consulte el artículo 10). **POR FAVOR INDIQUE SU NOMBRE PARA EL REGISTRO.***

- 5.2. CORRESPONDENCE

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

- 5.3. APPOINTMENTS

City Council Committee Assignments for 2022..... 7

- 5.4. CITY COUNCIL COMMITTEE REPORTS

- 5.5. CITY MANAGER REPORT

5.6. CITY ATTORNEY REPORT

6. CONSENT ITEMS

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

Mayor to Open Consent Items for Public Comments

Motion: Approve consent items 6.1 to 6.14.

Resolutions require a recorded majority vote of the total membership of the City Council/Banning Utility Authority.

- 6.1. Approval of Minutes of the December 14, 2021 City Council Meetings..... **8**
- 6.2. Adopt City Council Resolution 2022-01, A Resolution of the City Council of the City of Banning, California, Authorizing Public Meetings of All City Legislative Bodies to be Held with a Teleconference Option for Members of those Bodies and the Public Pursuant to Government Code Section 54953(e), and Making Findings and Determinations Regarding the Same..... **9**
- 6.3. Approval and Ratification of Accounts Payable and Payroll Warrants Issued in the Month of November 2021..... **12**
- 6.4. Receive and File Cash, Investments and Reserve Report for the Month of November 2021..... **14**
- 6.5. Receive and File Police Dept. Statistics for the Month of November 2021... **16**
- 6.6. Receive and File Fire Department Statistics for the Months of October and November 2021..... **17**
- 6.7. Consideration of Resolution 2022-01 SA, Approval of the Recognized Obligation Payment Schedule 2022-23 A and B..... **18**
- 6.8. Notice of Planning Commission Decision on Tentative Parcel Map 38164 and Setting the Date for a City Council Public Hearing on the Map and the Appeal of the Design Review Approval for the Banning Point Project for January 31, 2022..... **20**
- 6.9. Consideration of Resolution 2022-02 to Authorize the Chief of Police to sign a Memorandum of Understanding with the Riverside County Child Assessment Team (“RCCAT”)..... **22**
- 6.10. Resolution 2022-03, Authorizing the Purchase of a Dump Truck from Inland Kenworth (US) Inc., of El Cajon, CA in the amount of \$199,162 and to include a 10% contingency in the amount of \$19,916 to cover unforeseen surcharges..... **26**
- 6.11. Temporary Emergency Shelter for Homeless and Consideration of Resolution 2022-04, Declaring an Emergency Shelter Crisis..... **29**
- 6.12. Authorize the City Manager to sign the Notice of Completion for Project No. 2020-02, “ADA Improvements Senior Center” as complete and direct the City Clerk to record the Notice of Completion..... **32**
- 6.13. Approving Amendment No. 3, to the Contract Agreement with Nobel Systems, Inc. for Geographic Information Services (GIS) services for Fiscal Year 2020/2021 in the amount of \$10,000 for a total of \$43,000..... **34**
- 6.14. Approving Amendment No. 2, to the Contract Agreement with Dude Solutions for Smart Gov. permitting software services for Fiscal Year 2021/2022 in the amount of \$40,000 for a total of \$178,564.21..... **36**

7. PUBLIC HEARING(S)

None

8. REPORTS OF OFFICERS

None

9. DISCUSSION ITEM(S)

None

10. ITEMS FOR FUTURE AGENDAS

10.1. New Items

10.2. Pending Items:

1. Permanent Homeless Solution
2. Shopping Cart Ordinance Update
3. Golf Cart/EV Ordinance (On hold)
4. Airport Advisory Commission
5. Business-Friendly Zoning (Wallace)

11. ADJOURNMENT

Next Regular Meeting – January 25, 2021 at 5:00 p.m.

Zoom Community Standards for Public Meetings

By participating in this meeting on Zoom, you are agreeing to abide by the City of Banning's Community Standards for Public Meetings. Zoom attendees that fail to adhere to these standards may be removed from the meeting room.

- Your microphone must remain on mute, and you may only unmute your microphone when/if you are recognized by the Mayor.
- Your camera must be turned off unless/until you are recognized by the Mayor.
- To indicate a desire to make Public Comment, you must use the Raise Hand function. The Mayor will not recognize those who have not used the Raise Hand function.
- Public Comment from Zoom attendees will immediately follow in person comment from members of the public in Council Chambers.
- If you fail to adhere to these community guidelines, **you may be removed** for disrupting the meeting occurring in Council Chambers. You may rejoin the meeting but may be removed for each violation of these community standards.
- The chat function will be disabled for all City Council meetings on Zoom.

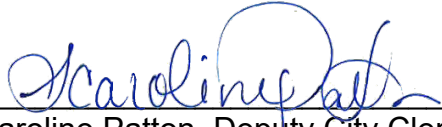
Estándares comunitarios de Zoom para Reuniones Públicas

Al participar en esta reunión en Zoom, usted acepta cumplir con los Estándares Comunitarios para Reuniones Públicas de la ciudad de Banning. Los que atienden por Zoom que no cumplan con estos estándares pueden ser retirados de la sala de reuniones.

- Su micrófono debe permanecer en silencio, y solo puede reactivar su micrófono cuando / si es reconocido por el alcalde.
- Su cámara debe estar apagada a menos que sea reconocido por el alcalde.
- Para indicar el deseo de hacer un Comentario Público, debe utilizar la función Levantar la mano. El alcalde no reconocerá a quienes no hayan utilizado la función Levantar la mano.
- Los comentarios públicos de lo que atienden por Zoom seguirán inmediatamente los comentarios en persona de los miembros del público en las Cámaras del Consejo.
- Si no cumple con estas pautas de la comunidad, es posible que lo destituyan por interrumpir la reunión que tiene lugar en las Cámaras del Consejo. Puede volver a unirse a la reunión, pero es posible que lo eliminen por cada violación de estos estándares de la comunidad.
- La función de chat estará deshabilitada para todas las Reuniones del Ayuntamiento en Zoom.

AFFIDAVIT • DECLARACIÓN JURADA

IT IS HEREBY CERTIFIED under the laws of the State of California that the above agenda was posted on the City's website (www.banningca.gov) as well as the Bulletin Board at Banning City Hall, located at 99 E Ramsey Street, Banning, CA 92220 by 5:00 P.M. on the 6th day of January 2022.


Caroline Patton, Deputy City Clerk
Secretario adjunto de la ciudad

PUBLIC NOTICE • NOTICIA PÚBLICA

Meeting Agendas and Notices

Interested in receiving email and/or text notifications of upcoming City Council meetings? Sign up for meeting notifications through Notify Me (<https://banningca.gov/list.aspx>). Pursuant to amended Government Code §54957.5(b), staff reports and other public records related to open session agenda items are available on the City's website (www.banningca.gov/archive).

Public Comment

Agenda Items

Any member of the public may address this meeting of the City Council on any item appearing on the agenda. A five-minute limitation shall apply to each member of the public and no member of the public shall be permitted to share their time with any other person.

Non-Agenda Items

Any member of the public may address this meeting of the Council on any item which does not appear on the regular meeting agenda but is of interest to the general public and is an item upon which the Council may act. A three-minute limitation shall apply to each member of the public and no member shall be permitted to share their time with any other person. No action shall be taken, nor discussion held by the 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 §54954.2 of the Government Code.

Special Assistance/Accessibility Requests

In compliance with the Americans with Disabilities Act, any member of the public may request that the agenda and agenda packet be mailed to them. If you need special assistance to participate in this meeting (such as translation services), please contact the Office of the City Clerk. Advanced notification of at least 48 hours prior to the meeting will allow the city to make arrangements to ensure your accessibility.

¿Necesita servicios de traducción para participar? Contacto Oficina del Secretario de la Ciudad.

CONTACT • CONTACTO

Office of the City Clerk • 951-922-3102 • CityClerks@banningca.gov
99 East Ramsey Street, Banning, California 92220



**CITY OF BANNING
STAFF REPORT**

TO: CITY COUNCIL
FROM: Douglas Schulze, City Manager
PREPARED BY: Caroline Patton, Deputy City Clerk
MEETING DATE: January 11, 2022
SUBJECT: City Council Committee Assignments for 2022

RECOMMENDATION:

Discuss and assign Council Members to serve on various committees to represent the City of Banning in 2022.

ATTACHMENT:

1. 2021 Committee Assignments
https://banningca.gov/DocumentCenter/View/9949/Council-Assignments_2021

Approved by:

Douglas Schulze
City Manager



**CITY OF BANNING
STAFF REPORT**

TO: CITY COUNCIL
FROM: Douglas Schulze, City Manager
PREPARED BY: Caroline Patton, Deputy City Clerk *CP*
MEETING DATE: January 11, 2021
SUBJECT: Minutes of the December 14, 2021 City Council Meetings

RECOMMENDATION:

Approve the minutes of the December 14, 2021 City Council Meetings.

ALTERNATIVES:

1. Approve as recommended.
2. Approve with modifications.
3. Do not approve and provide alternative direction.

ATTACHMENTS:

1. Minutes of the December 14, 2021 Special City Council Meeting
https://banningca.gov/DocumentCenter/View/9936/2021-12-14_Minutes_Special-Meeting
2. Minutes of the December 14, 2021 Regular City Council Meeting
https://banningca.gov/DocumentCenter/View/9937/2021-12-14_Minutes_Regular-Meeting

Approved by:

Douglas Schulze
City Manager



**CITY OF BANNING
STAFF REPORT**

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

PREPARED BY: Kevin Ennis, City Attorney

MEETING DATE: January 11, 2022

SUBJECT: Adopt City Council Resolution 2022-01, A Resolution of the City Council of the City of Banning, California, Authorizing Public Meetings of All City Legislative Bodies to be Held with a Teleconference Option for Members of those Bodies and the Public Pursuant to Government Code Section 54953(e), and Making Findings and Determinations Regarding the Same

RECOMMENDATION:

Staff recommends that the City Council adopt proposed City Council Resolution 2022-01, a Resolution of the City Council of the City of Banning, California, continuing to authorize the public meetings of all City legislative bodies to be held with a teleconference option for members of those bodies and the public pursuant to Government Code Section 54953(e), and making findings and determinations in compliance with that law.

BACKGROUND:

On March 17, 2020, near the beginning of the COVID-19 pandemic, Governor Newsom issued Executive Order (“EO”) N-29-20 that “relaxed” the teleconferencing requirements of the Brown Act to facilitate virtual meetings during the COVID-19 declared emergency. The City Council and City’s Planning and Parks and Recreation Commissions thereafter met remotely throughout portions of the pandemic to protect the health and safety of the public, staff, and commissioners. The relaxed Brown Act rules expired on September 30, 2021.

In its place, the Legislature passed Assembly Bill (“AB”) 361, which became effective October 1, 2021. Under AB 361, the Brown Act now provides that a Brown Act body, such as the City Council or a City Commission, that wants to continue to allow remote teleconference attendance by one or more its members may do so only if the Brown Act body makes one of three potential findings: (1) that it is meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing; (2) the Brown Act body determines by majority vote that, whether as a result of the emergency, meeting in person would present an imminent risk

to the health or safety of attendees; or (3) that as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

On November 9, 2021, the City Council adopted Resolution 2021-111, finding, as required by AB 361, that the City's legislative bodies continue to hold meetings during the COVID-19 pandemic, and state and local officials have imposed or recommend measures to promote social distancing. On December 14, 2021, the City Council reaffirmed and readopted those same findings in Resolution 2021-121.

AB 361 requires that the City Council review these requirements every 30 days, to determine whether in City Council and other City Commission meetings are still occurring during a proclaimed state of emergency, and whether state or local officials have imposed or recommended measures to promote social distancing. Staff has prepared Resolution 2022-01 for the City Council's consideration and adoption should the City Council determine during this 30-day review that the Council and other City legislative bodies are continuing to meet during a proclaimed state of emergency, and state and local officials continue to recommend measures to promote social distancing.

Should the City Council adopt proposed City Council Resolution 2022-01, the City will continue to follow certain procedures for its meetings. Those procedures required by AB 361 include the following:

- The City cannot require public comments to be submitted in advance of the meeting.
- Agencies may not close a public comment period until members of the public are given the opportunity to register and the time for that comment period has elapsed, whether it is for a specific agenda item or a general comment period. If an agency does not provide a timed public comment period, but takes public comment separately on each agenda item, it must allow a reasonable amount of time per agenda item to allow members of the public the opportunity to provide public comment, including time to register or "otherwise be recognized for the purpose of providing public comment.
- In the event of a disruption that prevents the City from broadcasting the remote meeting, or in the event of a disruption within the City's control that prevents members of the public from offering public comments using the call-in option or internet-based service option, AB 361 prohibits the legislative body from taking any further action on items appearing on the meeting agenda until public access to the meeting via the call-in or internet-based options is restored.

FISCAL IMPACT:

There is no significant financial effect to the City for invoking the procedures under AB 361. If the City chooses to comply with the provisions of AB 361 to allow remote attendance of City Council or members of other legislative bodies of the City, some staff time and cost will be incurred in preparing agenda items to make monthly findings as to the need for the continued remote attendance by members. The City will continue to incur some cost by using Zoom at meetings for public attendance.

ALTERNATIVES:

1. Adopt Resolution 2022-01.
2. Do not adopt the Resolution and require all in-person attendance by members of City legislative bodies but with the exception that allows the Planning Commission to adopt the findings to validate remote attendance by one member at a prior meeting of that Commission.

ATTACHMENT:

1. Resolution 2022-01
<https://banningca.gov/DocumentCenter/View/9924/Att-1-Resolution-2022-01-AB361-Findings-January-2022>

Approved by:



Douglas Schulze
City Manager



**CITY OF BANNING
STAFF REPORT**

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

PREPARED BY: Suzanne Cook, Finance Director
A'ja Wallace, Budget and Financial Analyst

MEETING DATE: January 11, 2022

SUBJECT: Approval and Ratification of Accounts Payable and Payroll Warrants Issued in the Month of November 2021

RECOMMENDATION:

That City Council review and ratify the warrants for period ending **November 30, 2021**, per California Government Code Section 37208.

WARRANT SUMMARY:

Description	Payment #	Amount	Total Amount
Checks:			
Checks Issued during Month	180296-180527	\$ 1,197,286.11	
Voided / Reissue Check		\$ 59,643.05	
Check Total			\$ 1,137,643.06
Wires Total			
	1069-1070		\$ 1,385,460.10
ACH payments:			
	9007135-9007159		
Payroll Direct Deposit	11/5/2021	\$ 431,320.77	
Payroll Direct Deposit	11/19/2021	\$ 468,575.44	
Other Payments		\$ 1,763,419.23	
ACH Total			\$ 2,663,315.44
Payroll Checks:			
	12479-12497		
Payroll - Regular	11/5/2021	\$ 2,144.70	
Payroll - Regular	11/19/2021	\$ 1,692.95	
Payroll Check Total			\$ 3,837.65
Total Warrants Issued for November 2021			\$ 5,190,256.25

ATTACHMENTS:

1. Fund List

<https://banningca.gov/DocumentCenter/View/9939/Attachment-1--Fund-List>

2. Warrant Report October 2021

<https://banningca.gov/DocumentCenter/View/9940/Attachment-2--Warrant-Report-November-2021>

3. Warrant Report Detail October 2021

<https://banningca.gov/DocumentCenter/View/9938/Attachment-3--Warrant-Report-Detail-November-2021>

4. Voided Check Log, Payroll Log & Registers – October 2021

<https://banningca.gov/DocumentCenter/View/9941/Attachment-4--Void-Check-Log-Payroll-Log-Payroll-Registers>

Approved by:



Douglas Schulze
City Manager



**CITY OF BANNING
STAFF REPORT**

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

PREPARED BY: Suzanne Cook, Finance Director
A'ja Wallace, Budget and Financial Analyst

MEETING DATE: January 11, 2022

SUBJECT: Receive and File Cash, Investments and Reserve Report for the Month of November 2021

RECOMMENDATION:

That City Council receive and file Cash, Investment and Reserve Report for **November 30, 2021** in accordance with California Government Code 53646.

CASH AND INVESTMENT SUMMARY:

Description	Prior Month	Current Month
Funds Under Control of the City		
Cash		
Cash on Hand	\$ 4,155.00	\$ 4,155.00
Checking and Savings Accounts	\$ 10,691,446.39	\$ 9,834,260.35
Investments		
LAIF	\$ 39,745,172.25	\$ 39,769,374.14
Brokerage	\$ 27,535,097.93	\$ 27,542,418.64
Total Funds Under Control of the City	\$ 77,975,871.57	\$ 77,150,208.13
Funds Under Control of Fiscal Agents		
US Bank		
Restricted Bond Project Accounts	\$ 11,671,495.79	\$ 11,671,555.25
Restricted Bond Accounts	\$ 4,820,097.55	\$ 4,820,098.31
Union Bank & SCPPA		
Restricted Funds	\$ 4,648,718.64	\$ 4,489,981.52
Total Funds Under Control of Fiscal Agents	\$ 21,140,311.98	\$ 20,981,635.08
Total Funds	\$ 99,116,183.55	\$ 98,131,843.21

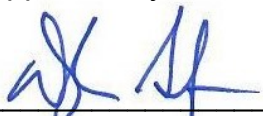
RESTRICTED, ASSIGNED, COMMITTED AND RESERVED SUMMARY:

Description	Prior Month	Current Month
Total Funds	\$ 99,116,183.55	\$ 98,131,843.21
Restricted Funds	\$ 43,445,123.69	\$ 43,328,805.21
Assigned Funds - Specific Purpose	\$ 8,881,339.00	\$ 8,879,643.68
Committed Funds - Specific Purpose	\$ 3,563,108.50	\$ 3,563,108.50
Fund Balance Reserves	\$ 13,828,391.68	\$ 13,828,391.68
Total Restricted, Assigned, Committed and Reserved	\$ 69,717,962.87	\$ 69,599,949.07
Operating Cash - Unrestricted Reserves	\$ 29,398,220.68	\$ 28,531,894.14
Less Accounts held in Investments	\$ 27,535,097.93	\$ 27,542,418.64
Liquid Cash	\$ 1,863,122.75	\$ 989,475.50

ATTACHMENTS:

1. Cash, Investment and Reserve Report November 2021
<https://banningca.gov/DocumentCenter/View/9944/Attachment-1--Cash-Investment-and-Reserve-Report-November-2021>
2. Investment Report
<https://banningca.gov/DocumentCenter/View/9945/Attachment-2--Investment-Report-November-2021>
3. City of Banning Broker Investment Report
<https://banningca.gov/DocumentCenter/View/9946/Attachment-3--City-of-Banning-Broker-Report>
4. LAIF / PMIA Performance Report
<https://banningca.gov/DocumentCenter/View/9942/Attachment-4--PMIA-LAIF-Performance-Report-November-2021>
5. LAIF Market Valuation Report
<https://banningca.gov/DocumentCenter/View/9943/Attachment-5--LAIF-Market-Valuation-November-2021>

Approved by:



 Douglas Schulze
 City Manager



**CITY OF BANNING
STAFF REPORT**

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

PREPARED BY: Matthew Hamner, Police Chief
Angie Lam, Police Assistant II

MEETING DATE: January 11, 2022

SUBJECT: Receive and File Police Department Statistics for the Month of November 2021

RECOMMENDATION:

Receive and File Police Statistics for the month of November 2021.

BACKGROUND:

The Police Department provides statistics to the public and City Council upon request.

ATTACHMENT:

1. Police Statistics for November 2021
<https://banningca.gov/DocumentCenter/View/9928/November-2021-stats>

Approved by:

Douglas Schulze
City Manager



**CITY OF BANNING
STAFF REPORT**

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

PREPARED BY: Todd Hopkins, Division Chief
Laurie Sampson, Executive Assistant

MEETING DATE: January 11, 2022

SUBJECT: Receive and File Fire Department Statistics for the Months of October and November 2021

RECOMMENDATION:

Receive and file Fire Department statistics for the months of October and November 2021.

BACKGROUND:

The Fire Department provides statistics to the public and City Council upon request.

FISCAL IMPACT:

None

ATTACHMENTS:

1. Fire Statistics for October 2021
<https://banningca.gov/DocumentCenter/View/9929/Banning-October-2021-Fire-Report>
2. Fire Statistics for November 2021
<https://banningca.gov/DocumentCenter/View/9930/Banning-November-2021-Fire-Report>

Approved by:

Douglas Schulze
City Manager



**CITY OF BANNING
STAFF REPORT**

TO: CITY COUNCIL sitting in their capacity as the Board of the Successor Agency to the Dissolved Community Redevelopment Agency of the City of Banning

FROM: Douglas Schulze, City Manager

PREPARED BY: Suzanne Cook, Finance Director
A'ja Wallace, Budget & Financial Analyst

MEETING DATE: January 11, 2022

SUBJECT: Consideration of Resolution 2022-01 SA, Approval of the Recognized Obligation Payment Schedule 2022-23 A and B

RECOMMENDATION:

Approval of Resolution 2022-01 SA, approving Recognized Obligation Payment Schedule 22-23 A and B for the period of July 2022 through June 2023, \$2,446,468; and approving certain related actions.

BACKGROUND:

At its meeting on January 20, 2022, the Countywide Oversight Board for the Successor Agency ("Oversight Board") to the dissolved Community Redevelopment Agency of the City of Banning ("Successor Agency") will approve the Fiscal Year 2022-2023 Recognized Obligation Payment Schedule ("ROPS") with the adoption of Resolution TBA (Number To Be Assigned) (Oversight Board Resolution).

JUSTIFICATION:

Pursuant to Health and Safety Code (the "HSC") § 34172 (a) (1), the Community Redevelopment Agency of the City of Banning was dissolved on February 1, 2012. Consistent with the provisions of the HSC, the City Council of the City of Banning previously elected to serve in the capacity of the Successor Agency. The Oversight Board has been established pursuant to HSC § 34179 to assist in the wind-down of the dissolved redevelopment agency.

Per HSC § 34177 (o) (1), the Successor Agency is required to prepare a ROPS before each twelve-month fiscal year period. Pursuant to HSC § 34180 (g), Oversight Board approval is required for the establishment of each ROPS. Pursuant to HSC § 34177 (o) (1), an Oversight Board-approved ROPS 22-23 A and B for the period of July 2022 through June 2023 must be submitted to the State Department of Finance, State

Controller's Office and to the County Auditor-Controller not later than February 1, 2022. The Oversight Board will approve the establishment of ROPS 22-23 A and B.

The Successor Agency staff has prepared the proposed Recognized Obligation Payment Schedule for the period of July 1, 2022 through June 30, 2023 ("ROPS 22-23"), substantially in the form shown in Exhibit "A", attached hereto and incorporated herein by this reference.

The Successor Agency staff has prepared an administrative budget for the fiscal period commencing on July 1, 2022 and continuing through June 30, 2023 ("FY 2022-23 Administrative Budget"), substantially in the form shown in Exhibit "B", attached hereto and incorporated herein by this reference.

Successor Agency is entitled to an administrative cost allowance (the "Administrative Cost Allowance") pursuant to Health and Safety Code Sections 34171(b) and 34183(a)(3) in the approximate amount of [\$250,000] for the 2022-23 fiscal year of which approximately [\$125,000] will be disbursed July 1, 2022 and approximately [\$125,000] will be disbursed January 2, 2023.

FISCAL IMPACT:

Per HSC § 34177, the Successor Agency is legally required to continue to make payments due for enforceable obligations. The Oversight Board has approved the establishment of ROPS 22-23 A and B, which will ensure that the Successor Agency has the authority to continue to pay its enforceable obligations.

ALTERNATIVES:

1. Adopt Resolution 2022-01 SA as presented.
2. Adopt Resolution 2022-01 SA with modifications.
3. Reject Resolution 2022-01 SA and provide staff alternate direction.

ATTACHMENTS:

1. Resolution 2022-01 SA
<https://banningca.gov/DocumentCenter/View/9950/Att-1-Resolution-2022-01SA>
2. Resolution by Countywide Oversight Board
<https://banningca.gov/DocumentCenter/View/9951/Att-2-Countywide-ROPS>

Approved by:



Douglas Schulze
City Manager



**CITY OF BANNING
STAFF REPORT**

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

PREPARED BY: Adam Rush, Community Development Director

MEETING DATE: January 11, 2022

SUBJECT: Notice of Planning Commission Decision on Tentative Parcel Map 38164 and Setting the Date for a City Council Public Hearing on the Map and the Appeal of the Design Review Approval for the Banning Point Project for January 31, 2022

RECOMMENDATION:

Receive and File the Planning Commission's decision regarding Tentative Parcel Map 38164 and set the public hearing on the Map and the Appeal of the Design Review Approval of the Banning Point Project for January 31, 2022 at 5:00 p.m. in the Council Chamber of the Banning City Hall.

BACKGROUND:

An application was filed, with the City of Banning Community Development Department – Planning Division – on June 9, 2021 as a Tentative Parcel Map (TPM) which proposes to subdivide approximately 47-acres into three (3) commercial/industrial lots that are coterminous with the adopted Planning Area, as well as for Financing and Conveyance purposes.

The TPM was reviewed and processed concurrently with an accompanying Design Review application (DR 21-8007) that proposes the siting, development, and construction of a mixed use industrial and retail consisting of a 619,956 square-foot industrial building that includes a maximum of 10,000 square-feet of office space. In addition, the Design Review application also proposes six retail/restaurant buildings consisting of approximately 34,000 square-feet.

The TPM and DR were process concurrently by the City and both were considered by the Planning Commission, at a duly noticed hearing, conducted on October 19, 2021. The Commission reviewed both applications, solicited public testimony, and continued the public hearing to the regularly scheduled Planning Commission meeting on December 1, 2021.

At the December 1, 2021 Public Hearing, the Planning Commission continued to solicit public testimony and additional testimony from the project proponent. After debate and deliberation, the Commission recommended approval of the TPM, to the City Council by a vote of 3-2. A copy of this decision, along with the accompanying Conditions of Approval, are attached herein.

JUSTIFICATION:

Pursuant to Sections 16.14.050 and 17.68.060 of the Banning Municipal Code (BMC) a copy of the Planning Commission's recommendation shall be filed with the City Council and the City Council shall set the date of the public hearing on the Tentative Parcel Map.

FISCAL IMPACT:

Staff costs associated with the processing and administration of this development application is reimbursed through developer fees.

ALTERNATIVES:

Continue the item and not receive the Commission's decision.

ATTACHMENTS:

1. Planning Commission Minutes (December 1, 2021)
<https://banningca.gov/DocumentCenter/View/9960/Att-1-PC-Meeting-Minutes>
2. Planning Commission Resolution
<https://banningca.gov/DocumentCenter/View/9961/Att-2-PC-Resolution>

Approved by:



Douglas Schulze
City Manager



CITY OF BANNING STAFF REPORT

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

PREPARED BY: Matthew Hamner, Chief of Police
Jeff Horn, Captain

MEETING DATE: January 11, 2022

SUBJECT: Consideration of Resolution 2022-02 to Authorize the Chief of Police to sign a Memorandum of Understanding with the Riverside County Child Assessment Team (“RCCAT”)

RECOMMENDATION:

Approve Resolution 2022-02, Authorizing the Chief of Police to sign the Memorandum of Understanding (MOU) with the Riverside County Child Assessment Team. The following is the underlying philosophy of the MOU (taken directly from the attached MOU):

Based on research in this area and the experience of other communities, it is clear that a coordinated response by professionally trained personnel is the most effective way of reducing further trauma to a victim of child abuse and neglect.

The California Peace Officer Standards and Training Guidelines for investigating child abuse, child sexual abuse and exploitation state that “With little or no evidence to corroborate the child’s statement, the criminal justice system must rely on the skill of the law enforcement officers handling the investigation to provide the necessary information leading to successful prosecution of the offender,” and a “child abuse investigation can be very complicated and labor intensive.” (CA Commission on Peace Officer Standards and Training, December 1998, available at [https://post.ca.gov/Portals/0/post_docs/publications/Child Abuse Investigation.pdf](https://post.ca.gov/Portals/0/post_docs/publications/Child%20Abuse%20Investigation.pdf)).

All officers involved in child abuse investigations should have adequate training in child abuse investigative techniques, including the proper method of interviewing victims, witnesses, and suspects. They should also be sensitive to the dynamics of child abuse investigation, as well as the possible repercussions. These statements with regard to peace officers would appear to apply equally to other agencies involved. Therefore, it is assumed through this MOU that all agencies involved will make the commitment to provide specially trained staff to participate in these investigations.

It is also a principle of this MOU that each agency involved has equal, sometimes overlapping, but also distinct responsibilities in their mandate to respond to and investigate child abuse cases.

It is agreed that these overlapping but distinct responsibilities can be met through coordinated, joint investigation and collaborative efforts. This can be achieved through Riverside County's MDT, with the development of this MOU and interagency protocols, such as the "Riverside County Protocol for the Interagency Investigation of Child Abuse and Neglect" (Exhibit C), and through the establishment of the RCCAT Executive Board, RCCAT MDT Steering Committee, and MDT case reviews to monitor the implementation of those protocols.

By entering into this MOU, each MDT Agency agrees to make efforts to enact a standard of care and practice that supports the MDT approach to providing services through the RCCAT Center and assist in meeting applicable statutory NCA accreditation requirements. Each agency agrees to demonstrate cultural competence and the capacity to appreciate, understand, and interact with members of diverse populations within Riverside County.

PURPOSE (Taken directly from the MOU):

The purpose of this Memorandum of Understanding (MOU) is to state the goals, clarify the underlying philosophy, and delineate the roles of the responsible agencies that comprise the Riverside County Child Assessment Team (RCCAT). It also describes the general structure for coordinated investigation and treatment for children that are the victims of child abuse and neglect.

The agencies participating are the Riverside County Sheriff's Department, Police Departments located in Riverside County, Riverside County Department of Public Social Services-Children's Services Division, Riverside University Health System Medical Center (RUHS Medical Center), Riverside University Health System Behavioral Health (RUHS Behavioral Health), Non-Government Advocacy Agencies, and the Riverside County District Attorney's office, including their Victim Services Division.

This MOU also establishes an MDT, as defined in Welfare and Institutions Code Section 18961.7, to permit the sharing of confidential information within the RCCAT to investigate and respond to reports of suspected child abuse or neglect. Each individual agency, in coordination with one another, will establish and maintain their own internal procedures and policies for accomplishing the goal of the RCCAT. Agencies may execute operational agreements to further define mutual goals and activities between them.

Riverside County is committed to the National Children's Alliance (NCA) Child Advocacy Center (CAC) Model in order to provide evidence-based practices to children and families that experience the trauma associated with child abuse and neglect. The RCCAT Center is an Accredited Member of the NCA and RCCAT supports the NCA vision statement that

we will have met success when every child has access to the services of an accredited CAC.

GOAL (Taken directly from the MOU):

The CAC Model promotes a trauma-focused, team-based, collaborative approach to improve investigation, prosecution, and treatment of child abuse and to support children and families who are victims of abuse and neglect. Riverside County's CAC, the RCCAT Center, is located at the RUHS Medical Center and offers forensic interviewing and medical examination, victim and family advocacy and support, and clinical therapeutic services in one location. The goal of RCCAT is to provide coordinated services that reduce the physical and emotional trauma experienced by child victims of abuse and neglect, as they travel through the justice system.

Establishing a coordinated and skilled multidisciplinary response to child abuse and neglect reports is required to reach that goal. The expected outcome of such coordination would be a significant reduction in the number of investigative interviews with the victim, more consistent and skilled provision of services to the victim and family, increased efficiency and success in the prosecution of child abuse cases, timely intervention for mental health and supportive services, and less duplication of effort by community agencies.

LAW ENFORCEMENT RESPONSIBILITIES (Taken directly from the MOU):

It is mutually understood and agreed by and between the agencies that each agency agrees to be responsible for the following:

A. LAW ENFORCEMENT

***Riverside County Sheriff's Department
Police Departments within Riverside County***

The first responsibility of Law Enforcement is the protection of children. Law Enforcement is solely responsible for the criminal investigation of reported child abuse, the collection of evidence, and the submission of the investigation to the District Attorney's (DA) Office for criminal complaint consideration.

Law Enforcement will recognize the cooperative entities involved in this MOU to meet the standards of a Multidisciplinary Team (MDT) as identified in Section 11167.5 of the Penal Code and Section 18951 of the Welfare and Institutions Code, and will release information only in accordance with the requirements of those provisions.

Where a child needs protection and the investigating officer has determined there is probable cause to support an arrest warrant, Law Enforcement will consider arresting the alleged perpetrator of abuse. Where there are different opinions about an abused child's/children's protection needs, Law Enforcement and CSD will pursue joint decision making. (Refer to Exhibit C, the "Riverside County

Protocol for the Interagency Investigation of Child Abuse and Child Neglect” for procedures for the investigation of abuse). Cooperation is critical and the professional opinion of all team members will be considered keeping in the mind the least restrictive placement, and above all, the best interest of the children.

Sheriff’s Department/Law Enforcement agencies agree to:

1. Cooperate in joint investigations with the member agencies as described herein, including the attempt, whenever possible, to collaborate with CSD and the DA on those cases involving severe physical abuse, child deaths, in-home child sexual abuse, or any case that requires forensic medical and interview services.
2. Be responsible for secure storage of all evidence.
3. Serve as RCCAT MDT members; require staff to participate in MDT activities.

FISCAL IMPACT:

There is no fiscal impact beyond what the department is already required to provide.

ALTERNATIVES:

1. Approve Resolution 2022-02 as presented.
2. Approve Resolution 2022-02 with modifications.
3. Reject Resolution 2022-02 and provide alternate direction.

ATTACHMENTS:

1. Resolution 2022-02
<https://banningca.gov/DocumentCenter/View/9934/Att-1-Resolution-2022-02-RCCAT-for-Police>
2. Riverside County Child Assessment Team Memorandum of Understanding
<https://banningca.gov/DocumentCenter/View/9931/Att-2-MOU-RCCAT-2021-revision-v3>

Approved by:



Douglas Schulze
City Manager



CITY OF BANNING STAFF REPORT

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

PREPARED BY: Art Vela, Public Works Director
Holly Stuart, Public Works Program Manager

MEETING DATE: January 11, 2022

SUBJECT: Resolution 2022-03, Authorizing the Purchase of a Dump Truck from Inland Kenworth (US) Inc., of El Cajon, CA in the amount of \$199,162 and to include a 10% contingency in the amount of \$19,916 to cover unforeseen surcharges

RECOMMENDATION:

City Council adopt Resolution 2022-03:

1. Approving the purchase of a new 2023 Kenworth T380 Dump Truck from Inland Kenworth (US) Inc., CA in the amount of \$199,162.
2. Approving a 10% contingency in the amount of \$19,916 to cover additional costs related to surcharges.
3. Authorizing the City Manager or designee to make equipment substitutions should adjustments resulting from the current market be necessary.
4. Authorizing the City Manager or designee to make necessary budget adjustments, appropriations, and transfers related to the purchase of a dump truck.

BACKGROUND:

The Street Division currently has a fleet consisting of several work trucks, large pieces of equipment (backhoes, loader, etc.) and miscellaneous equipment (air compressors, welders, etc.). As part of its fleet, the division operates Unit 612, a 1991 GMC Topkick dump truck.

Unit 612, a 30 year-old dump truck, has approximately 65,347 miles and in addition to being difficult to obtain replacement parts due to its obsolescence, it has become unreliable, is in poor condition and is beyond its service life. This equipment is used regularly during the operations of the Street Division including street repairs, hauling of materials (dirt, sand, asphalt, rock, fallen trees, etc.) and towing of equipment.

Consequently, to ensure efficient and reliable operations, staff recommends the replacement of the dump truck.

In order to offset the purchase cost of a new dump truck, staff recommends that funds received from a recently City-owned, retired and auctioned TYMCO 600 CNG Street Sweeper, in the amount of \$153,000, be used. Since AB 2766 Subvention Funds were used for the purchase of the street sweeper, it was necessary to return funding received through auctioning of the street sweeper back to the City's subvention fund program as required by South Coast Air Quality Management District (SCAQMD) program guidelines.

As a registered member, staff solicited a quote for a CNG dump truck through Sourcewell, which offers cooperative purchasing options. As a result, it was identified that the purchase of this equipment is available under approved Sourcewell Contract 060920-KTC in the amount of \$199,162.

At this time, staff recommends the purchase of a 2023 Kenworth T380 Dump Truck through the approved Sourcewell Contract 060920-KTC. Additionally, it has been brought to the attention of staff that there may be additional unknown costs that may arise related to this purchase such as material surcharges due to the uncertainty of delivery times and volatile cost of materials related to the pandemic. Consequently, staff recommends the approval of this purchase in the amount of \$199,162 with a 10% contingency to accommodate the market situation, in the amount of \$19,916, for a total budget of \$219,078. In addition, should equipment adjustments be necessary due to current circumstances, staff requests the ability to substitute equipment or options should it be necessary.

To confirm eligibility, staff provided quotes for the purchase of a CNG powered dump truck to SCAQMD's Program Supervisor. Upon review, it was determined that approximately 86% of the dump truck purchase in the amount of \$174,364 for the chassis costs are eligible for AB 2766 subvention fund usage.

JUSTIFICATION:

Provisions of Purchasing Policy B-30 identifies that cooperative bids prepared by and processed through local, state or federal government agencies, may be utilized by the City. City Council consent is required for such arrangements where purchases exceed \$25,000.

The purchase of a new CNG dump truck is necessary in order to maintain safe and reliable Street Division operations.

FISCAL IMPACT:

The total purchase price of a 2023 Kenworth T380 CNG Dump Truck is \$199,162. A 10% contingency is authorized should this resolution be approved to accommodate items such as costs related to material surcharges, in the amount of \$19,916. The total budget for a 2023 Kenworth T380 CNG Dump Truck is \$219,078.

An appropriation from Fund 132 to Account No. 132-4900-446.90-56 (Capital Expenditures/Machinery/Equipment) in the amount of \$171,364 is necessary to cover a portion of the dump truck purchase. AB 2766 Subvention program funds generated from the auctioning of street sweeper in the amount of \$153,000 shall be used to partially fund the appropriation from Fund 132, which currently has a balance of approximately \$406,000.

The balance of the purchase will be funded by Account No. 100-4900-431.90-56 in the amount of \$33,000 and Account No. 690-9600-453.90-56 in the amount of \$13,714.

ALTERNATIVES:

Reject Resolution 2022-03 and provide alternative direction. Not approving the purchase of a new dump truck could impact daily operations, scheduled maintenance and emergency repairs.

ATTACHMENTS:

1. Resolution 2022-03
<https://banningca.gov/DocumentCenter/View/9953/Att-1-Resolution-2022-03-Dump-Truck-Purchase>
2. Unit 612 Pictures
<https://banningca.gov/DocumentCenter/View/9954/Att-2-Unit-612>
3. Sourcewell Quote
<https://banningca.gov/DocumentCenter/View/9952/Att-3-Purchase-Agreement-69920-Preview>

Approved by:



Douglas Schulze
City Manager



CITY OF BANNING STAFF REPORT

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

MEETING DATE: January 11, 2022

SUBJECT: Temporary Emergency Shelter for Homeless and Consideration of Resolution 2022-04, Declaring an Emergency Shelter Crisis

RECOMMENDATION:

Council direction regarding use of Bryant Street for Temporary Emergency Shelter for homeless individuals. If the City Council agrees to proceed with the proposed Bryant Street Village plan a motion to adopt Resolution No. 2022-04, Declaring an Emergency Shelter Crisis is necessary.

BACKGROUND:

City staff have been working with Riverside County staff to re-establish a temporary emergency shelter in Banning for homeless individuals. The City Attorney's Office has also reviewed the proposed site and determined that the City can use Bryant Street right-of-way for the temporary emergency shelter location.

Bryant Street is located between I-10 and the Union Pacific Railway off San Geronio Avenue. There are no residential land uses near the site and the street does not provide access to any other privately owned property. Therefore, if the temporary emergency shelter is established on Bryant Street, the roadway would be closed just east of San Geronio Avenue and barricades placed so unauthorized vehicles would not be able to use the roadway.

Unfortunately, some of the previously available CDBG and ESG-CVII funds are no longer available for the project. As a result, approximately \$100,000 of City Housing Funds will be needed for paving, water/sewer laterals, and fencing. The City has approximately \$2M in the Housing Fund. We have been notified by Pallet Shelters (vendor) that the cost of the shelters will increase substantially after January 25 so, an order needs to be placed soon to secure the current pricing.

The expenditures and funding sources for the temporary emergency shelter includes over \$185,000 from insurance reimbursement for losses incurred from the fire at the Ramsey Street Village shelter in December 2020. In addition, we have ESG CVI and ESG CVII

funds available in an amount of \$215,000. Total expenses are estimated to be \$400,813, which includes operational and direct staff costs of \$175,000.

Homeless Village Rebuild Funding (UPDATED Jan 2022)		
Source	Eligible Expenditures	Funds
Insurance	Replacement of Pallet shelters, Electrical hook ups (West Coast) and Electric supply extension work (BEU), Fencing	\$185,638
ESG-CVII	Site Coordinator, Security Services, Onsite office	\$175,000
CDBG set aside	Paving, Water & Sewer Laterals, Fencing, etc. (construction-related)	\$100,000
ESG-CVI leftover funding	Operational and Direct Staff costs (non-construction)	\$40,175
Additional ESG-CVII funds	Operational and Direct Staff costs (non-construction)	\$175,000
TOTAL		\$400,813

Adoption of Resolution No. 2022-04, Declaring an Emergency Shelter Crisis will exempt the project from CEQA, which will save time and money. However, after September 2022, the COVID-19 HUD ESG Environmental review waiver will expire. If the City pursues ESG funds (or any other HUD funds including CDBG) for operations going forward, the shelter status will convert from a “Temporary Emergency Shelter” to an “Emergency Shelter” and it will be necessary to complete the HUD Environmental Review process. This will trigger and EIS/EIR which will require time and money.

If Council directs staff to proceed with plans to re-establish the temporary emergency shelter, a community meeting will be scheduled to obtain community input on the proposed site prior to commencement of any construction.

JUSTIFICATION:

Temporary emergency shelter access is an important tool for enforcement of illegal camping on private and public property. The number of homeless individuals in Banning has increased substantially and will continue to grow if measures are not taken to remove individuals who are illegally camping in the city.

FISCAL IMPACT:

A budget adjustment to authorize the use of \$100,000 of Housing Funds will be necessary.

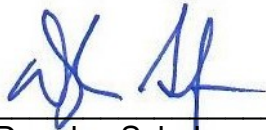
ALTERNATIVES:

1. Proceed as proposed.
2. Provide alternate direction.
3. Do not proceed.

ATTACHMENTS:

1. Resolution 2022-04
<https://banningca.gov/DocumentCenter/View/9926/Att-1-Resolution-2022-04-Declaring-an-Emergency-Shelter-Crisis>
2. Bryant Street Village Proposed Site Plan
<https://banningca.gov/DocumentCenter/View/9927/Att-2-East-Bryant-St-Shelter-Rev2>

Approved by:



Douglas Schulze
City Manager



CITY OF BANNING STAFF REPORT

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

PREPARED BY: Art Vela, Director of Public Works
Patrick Safari, Associate Engineer

MEETING DATE: January 11, 2022

SUBJECT: Authorize the City Manager to sign the Notice of Completion for Project No. 2020-02, “ADA Improvements Senior Center” as complete and direct the City Clerk to record the Notice of Completion

RECOMMENDATION:

That the City Council accept Project No. 2020-02, “ADA Improvements Senior Center” as complete, authorize the City Manager or his designee to sign the Notice of Completion and direct the City Clerk to record the Notice of Completion.

BACKGROUND:

On March 23, 2021 City Council adopted Resolution 2021-13, awarding a Construction Agreement to Horizons Construction Company International, Inc. for Project No. 2020-02, “ADA Improvements Senior Center”. The project was approved in the amount of \$127,544.00 with a 10% contingency for a total project budget of \$140,298.40.

The scope of work for improvements to the Senior Center included the replacement of two (2) exterior ADA ramps leading to the building; replacement of handrails; replacement of exterior stairway; removal and closure of one door opening; removal of the entrance door and installation of a new sliding automatic door; removal of interior double doors for better access to the multi-purpose room and kitchen; and installation of metal fence and gate for security.

JUSTIFICATION:

The lowest qualified bidder, Horizons Construction Company International, Inc. was awarded the contract and work was completed on November 22, 2021. Public Works staff verified through inspections that the workmanship, materials, and procedures were satisfactory, and that the contractor had met the required contract obligations.

FISCAL IMPACT:

The project was completed in the amount of \$127,544.00. The project was funded through the Community Development Block Grant (CDBG) administered by the County of Riverside.

ALTERNATIVE:

City Council may elect to not accept the project as complete which would keep the project open and prevent the release of retention funds to the contractor.

ATTACHMENT:

1. Notice of Completion

<https://banningca.gov/DocumentCenter/View/9959/Att-Notice-of-Completion---Senior-Center-ADA>



**CITY OF BANNING
STAFF REPORT**

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

PREPARED BY: Adam Rush, Community Development Director

MEETING DATE: January 11, 2022

SUBJECT: Approving Amendment No. 3, to the Contract Agreement with Nobel Systems, Inc. for Geographic Information Services (GIS) services for Fiscal Year 2020/2021 in the amount of \$10,000 for a total of \$43,000

RECOMMENDATION:

Staff recommends that City Council approve the following:

1. Amendment No. 3 to the Contract Agreement with Nobel Systems, Inc. for an amount “not to exceed” \$43,000 for Geographic Information System (GIS) services.
2. Authorizing the City Manager or his designee to make necessary budget adjustments, appropriations and transfers related to the Contract Agreement Amendment No. 3 with Nobel Systems, Inc.
3. Authorizing the City Manager or his designee to execute Amendment No. 3 to the Contract Agreement with Nobel Systems, Inc. for Fiscal Year 2021/2022.

BACKGROUND:

The City’s Public Works and Community Development Departments have contracted with Nobel Systems, Inc. to provide the City’s GIS systems and management of land use assists including sewer, water, fire hydrants, storm drains, zoning, general plan, and various other land use layers that assist in the daily activities of the Departments.

JUSTIFICATION:

The Community Development Departments is requesting an increase in the existing purchase order to facilitate an additional ArcGIS license that is used to provide greater interoperability with the City’s other permitting systems.

FISCAL IMPACT:

The Community Development operational budget will fund the requested increase, Account No. 001-2800-441.33-11 (Professional Services).

<u>Year</u>	<u>Estimated Amount</u>
2021/2022	\$43,000


ALTERNATIVE:

The City Council may choose to reject staff's recommendation and provide alternative direction.

ATTACHMENT:

1. Contract Amendment No. 3
<https://banningca.gov/DocumentCenter/View/9956/Nobel-Systems-Amendment-3>

Approved by:



Douglas Schulze
City Manager



CITY OF BANNING STAFF REPORT

TO: CITY COUNCIL

FROM: Douglas Schulze, City Manager

PREPARED BY: Adam Rush, Community Development Director

MEETING DATE: January 11, 2022

SUBJECT: Approving Amendment No. 2, to the Contract Agreement with Dude Solutions for Smart Gov. permitting software services for Fiscal Year 2021/2022 in the amount of \$40,000 for a total of \$178,564.21

RECOMMENDATION:

Staff recommends that City Council approve the following:

1. Amendment No. 2 to the Contract Agreement with Dude Solutions, Inc. for an amount “not to exceed” \$178,564.21 and to extend the term of the agreement through June 30, 2022 for permitting software services.
2. Authorizing the City Manager or his designee to make necessary budget adjustments, appropriations and transfers related to the Contract Agreement Amendment No. 2 with Dude Solutions, Inc.
3. Authorizing the City Manager or his designee to execute Amendment No. 2 to the Contract Agreement with Dude Solutions, Inc. for Fiscal Year 2021/2022.

BACKGROUND:

The City’s Community Development Departments have contracted with Dude Solutions, Inc. to provide the City’s building permit software and planning project management services including major and minor development applications and permits for new or rehabilitated construction projects.

JUSTIFICATION:

The Community Development Departments is requesting an increase in the existing purchase order to facilitate ongoing licensing and support costs that is used to provide greater interoperability and enhancement of customer service.

FISCAL IMPACT:

The Community Development operational budget will fund the requested increase, Account No. 001-2700-442.23-33 (Contract Computer Services).

<u>Year</u>	<u>Estimated Amount</u>
2021/2022	\$178,564.21

ALTERNATIVE:

The City Council may choose to reject staff's recommendation and provide alternative direction.

ATTACHMENT:

1. Contract Amendment No. 2
<https://banningca.gov/DocumentCenter/View/9957/Dude-Solutions-Amendment-2>

Approved by:



Douglas Schulze
City Manager