



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

**MINUTES
CITY COUNCIL**

**6/28/2022
REGULAR MEETING**

COUNCIL MEMBERS PRESENT: Council Member Mary Hamlin
Council Member Alberto Sanchez
Council Member David Happe
Mayor Pro Tem Colleen Wallace

COUNCIL MEMBERS ABSENT: Mayor Kyle Pingree

OTHERS PRESENT: Doug Schulze, City Manager
Serita Young, Assistant City Attorney
Marie Calderon, City Clerk
Caroline Patton, Deputy City Clerk
Art Vela, Director of Public Works
Suzanne Cook, Finance Director (Outgoing)
Lincoln Bogard, Finance Director (Incoming)
Adam Rush, Community Development Director
Ralph Wright, Parks and Recreation Director
Carla Young, Electric Business Support Manager
Laurie Sampson, Executive Assistant
John Garside, Multimedia Specialist

*Participated via Zoom.

1. CALL TO ORDER

Mayor Pingree called the regular meeting to order at 5:16 p.m.

- 1.1. Invocation – Reverend Jerry Liversage performed the invocation.
- 1.2. Pledge of Allegiance – Council Member Happe led the Pledge of Allegiance.
- 1.3. Roll Call

COUNCIL MEMBER	PRESENT	ABSENT
Hamlin, Mary		×
Happe, David	×	
Pingree, Kyle	×	
Sanchez, Alberto		×
Wallace, Colleen	×	

2. AGENDA APPROVAL

2.1. Approve Agenda

Motion to approve the agenda.

Motion by Council Member Sanchez
 Seconded by Council Member Hamlin

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				
Happe, David	X				
Pingree, Kyle					X
Sanchez, Alberto	X				
Wallace, Colleen	X				

Motion approved by a vote of 4-0, with 1 absence.

3. PRESENTATION(S)

- 3.1. Proclamation – Proclaiming July 2022 as Parks and Recreation Month in the City of Banning
- 3.2. Acrisure Arena Presentation by Arturo Aviles, Community Engagement Manager

4. REPORT ON CLOSED SESSION

Assistant City Attorney Young reported on closed session agenda items. There was no final or reportable action on 3.1, 3.2 or 3.3. Council Member Happe recused himself for Closed Session agenda item 3.2 regarding property located at 33 S. San Gorgonio Ave.

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

5.1. PUBLIC COMMENTS

Lynnea Hagen asked for a phone number to contact for large explosive fireworks. She thanked Director of Public Works Art Vela for prompting the removal of dumped couches near her home.

John Hagen commented on residential setbacks for cannabis facilities, asking Council to reconsider a previous decision. He mentioned state legislators

Inge Schuler asked for changes to the regular agenda regarding the City Treasurer. She also mentioned rezoning and warehousing in the City.

Bill Hobbs encouraged the City Council to reconsider the Banning Point project.

Harry Sullivan asked about a previous report he provided to City Council and ongoing maintenance issues at the Municipal Airport.

Chris McCallum discussed the recent public meeting to discuss development of the Local Road Safety Plan. He said he was the only member of the public who attended, and he said people should not complain after the fact when they chose not to participate in the process.

5.2. CORRESPONDENCE

None

5.3. APPOINTMENTS

None

5.4. CITY COUNCIL COMMITTEE REPORTS

Mayor Pro Tem Wallace reported that she and Council Member Hamlin attended the Western Riverside County Council of Governments (WRCOG) general assembly leadership address. She also reported on a CalCities meeting she attended where they discussed warehouses in California.

5.5. CITY MANAGER REPORT

City Manager Doug Schulze reported on the rededication of Ramsey Street and Hathaway Streets intersection on Thursday, June 30th beginning at 8:30 a.m. He followed up on several items raised during public comment at previous meetings, including several upgrades to the Municipal Airport that were completed in 2021.

5.6. CITY ATTORNEY REPORT

None

6. CONSENT ITEMS

- 6.1. Approval of Minutes of the June 14, 2022 City Council Meetings
- 6.2. Approval and Ratification of Accounts Payable and Payroll Warrants Issued in the Month of May 2022
- 6.3. Receive and File Cash, Investments and Reserve Report for the Month of May 2022
- 6.4. Receive and File Police Department Statistics for the Month of May 2022
- 6.5. Receive and File Fire Department Statistics for the Month of May 2022
- 6.6. Public Works Capital Improvement Project Tracking List
- 6.7. Bulky Item Collection Events Update

- 6.8. Approving Amendment No. 2 to the Agreement (C00657) for Billing and Cost Recovery Services for First Responder (EMS/Fire) Medical Billing Fees by and Between City of Banning and Wittman Enterprises LLC
- 6.9. Cost Allocation Plan from FY 2022-21 Actuals as prepared by MGT Consulting Group
- 6.10. Consideration of Resolution 2022-90, Approving a Surplus Lands Act Declaration for City-Owned Property located at 33 South San Geronio Avenue (APN 540-204-009)
- 6.11. Amendment to the Statement of Investment Policy
- 6.12. Consideration of City Council Resolution 2022-87 and Successor Agency Board Resolution 2022-04 SA, Appointing Authorized City Officials to Deposit and Withdraw Funds in the Local Agency Investment Fund (LAIF)
- 6.13. Consideration of Resolution 2022-86, Awarding the Landscape Maintenance Services Agreement for City Properties to Mariposa Landscapes, Inc. in the amount of \$140,807 and Rejecting All Other Bids
- 6.14. Accept Lot Dedication and Easements from Tri Pointe Homes for Water and Public Utility Purposes for Tract Map Nos. 37298-1 and 35967 within the Atwell Development
- 6.15. Consideration of Resolution 2022-76, Approving a Professional Services Agreement with Brightly Software, Inc. to Provide Permit Streamlining and Management Software
- 6.16. Consideration of Resolution 2022-91, Approving Amendment No. 4 to the Agreement with Nobel Systems, Inc. for Geographic Information Services (GIS) for Fiscal Year 2022/2023 in the Amount of \$20,000 for a Total Contract Amount of \$63,000
- 6.17. Consideration of Resolution 2022-89, Adopting Regulations for Candidates for Elective Office Pertaining to the Electorate and the Costs Thereof for the General Municipal Election to be Held in the City on Tuesday, November 8, 2022
- 6.18. COVID-19 Utility Payment Assistance Programs Funding Report
- 6.19. Consideration of Resolution 2022-92, Authorizing the Fund Appropriation for an Emergency Agreement for Services with Western Construction Specialists for the Emergency Underground Boring and Electrical Substructure Reconductoring at Hillside Drive for a Not-To-Exceed Amount of \$262,865 Including Contingency

Public Comments

None

Motion by Council Member Happe
 Seconded by Council Member Sanchez

Motion to approve consent agenda items 6.1 through 6.9, and 6.11 through 6.18.

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				

Happe, David	X	
Pingree, Kyle		X
Sanchez, Alberto	X	
Wallace, Colleen	X	

Motion approved by a vote of 4-0 with 1 absence.

- 6.10. Consideration of Resolution 2022-90, Approving a Surplus Lands Act Declaration for City-Owned Property located at 33 South San Gorgonio Avenue (APN 540-204-009)

Council Member Happe recused himself for this agenda item.

Public Comments

None

Motion to approve consent agenda item 6.10.

Motion by Council Member Sanchez
 Seconded by Council Member Hamlin

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				
Happe, David				X	
Pingree, Kyle					X
Sanchez, Alberto	X				
Wallace, Colleen	X				

Motion approved by a vote of 3-0, with 1 absence and 1 recusal.

- 6.19. Consideration of Resolution 2022-92, Authorizing the Fund Appropriation for an Emergency Agreement for Services with Western Construction Specialists for the Emergency Underground Boring and Electrical Substructure Reconductoring at Hillside Drive for a Not-To-Exceed Amount of \$262,865 Including Contingency

Public Comments

None

Motion to approve consent agenda item 6.19.

Motion by Council Member Sanchez
 Seconded by Council Member Happe

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				
Happe, David	X				

Pingree, Kyle		X
Sanchez, Alberto	X	
Wallace, Colleen	X	

Motion approved by a vote of 4-0, with 1 absence.

7. PUBLIC HEARING(S)

None

8. REPORTS OF OFFICERS

8.3. Community Revitalization and Investment Authorities (CRIA) Feasibility Analysis

City Manager Schulze introduced Joseph Diegas from Kosmont Companies to report on the findings of the Community Revitalization and Investment Authority (CRIA) study.

Public Comments

Harry Sullivan asked if the representative from Kosmont was the same one who proposed the CRIA originally. He asked about their compensation and the participation of Riverside County.

Staff clarified that Kosmont Companies was hired to complete a Comprehensive Economic Development Strategy (CEDS) which was completed and approved by City Council. One recommendation from the CEDS was to investigate the possibility of a CRIA, which this report documents.

Chris McCallum asked about how the program would compare to the previous Community Redevelopment Agency (CRA). He said you can see the negative impacts of the CRA on the city still and would not want this program to be similar.

Mayor Pro Tem Wallace announced a recess at 6:55 p.m. The meeting was reconvened at 7:05 p.m.

8.1. Recommended Adoption of Biennial Budget Proposal for Fiscal Years 2023 and 2024

Suzanne Cook, Finance Director, presented the staff report.

Public Comments

Rita Chapparosa said that she objected to the classifications included in the budget and the qualifications for the position.

Alejandro Geronimo commented that although there was a budgeted surplus he still thought they should reconsider approval.

Motion to approve City Council Resolutions 2022-77, 78 and 79; Successor Agency Resolution 2022-03SA; and Utility Authority Resolution 2022-06UA.

Motion by Council Member Happe
 Seconded by Council Member Sanchez

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				
Happe, David	X				
Pingree, Kyle					X
Sanchez, Alberto	X				
Wallace, Colleen	X				

Motion approved by a vote of 4-0, with 1 absence.

Motion to approve Resolution 2022-77.

Motion by Council Member Happe
 Seconded by Council Member Sanchez

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				
Happe, David	X				
Pingree, Kyle					X
Sanchez, Alberto	X				
Wallace, Colleen	X				

Motion approved by a vote of 4-0, with 1 absence.

Motion to approve Resolution 2022-78.

Motion by Council Member Happe
 Seconded by Council Member Sanchez

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				
Happe, David	X				
Pingree, Kyle					X
Sanchez, Alberto	X				
Wallace, Colleen		X			

Motion approved by a vote of 4-1, with 1 absence.

Motion to approve Resolution 2022-79.

Motion by Council Member Happe
 Seconded by Council Member Sanchez

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				
Happe, David	X				
Pingree, Kyle					X
Sanchez, Alberto	X				
Wallace, Colleen	X				

Motion approved by a vote of 4-1, with 1 absence.

Motion to approve Utility Authority Resolution 2022-06UA.

Motion by Council Member Sanchez
 Seconded by Council Member Happe

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				
Happe, David	X				
Pingree, Kyle					X
Sanchez, Alberto	X				
Wallace, Colleen		X			

Motion approved by a vote of 4-0, with 1 absence.

Motion to approve Successor Agency Resolution 2022-03SA.

Motion by Council Member Happe
 Seconded by Council Member Sanchez

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				
Happe, David	X				
Pingree, Kyle					X
Sanchez, Alberto	X				
Wallace, Colleen	X				

Motion approved by a vote of 4-0, with 1 absence.

8.2. Consideration of Resolution 2022-88, Adopting the Legislative Platform & Advocacy Manual

City Manager Doug Schulze presented the staff report.

Public Comment

None

Motion to approve Resolution 2022-88.

Motion by Council Member Sanchez
 Seconded by Council Member Hamlin

COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Hamlin, Mary	X				
Happe, David	X				
Pingree, Kyle					X
Sanchez, Alberto	X				
Wallace, Colleen	X				

Motion approved by a vote of 4-0, with 1 absence.

9. DISCUSSION ITEM(S)

9.1. Discuss and Consider Existing Topics listed as Items for Future Agendas

Keep on list:

- Affordable Housing Solutions
- Internship Program

Remove from list

- Shopping cart ordinance update
- Airport Advisory Commission
- Business Friendly Zoning
- Community Garden Project

Public Comment

Frank Connolly reflected on collecting shopping carts for a business in Banning. He said penalizing the business owner for having their property stolen was not fair.

Chris McCallum agreed with Mr. Connolly regarding shopping carts and said he would like to be involved in the new Community Garden project.

Juanita Diaz spoke about shopping carts in Banning and said she also supported the Community Garden project.

10. ITEMS FOR FUTURE AGENDAS

10.1. New Items

- Presentation of Homeless Success Story
- Traffic Circles and Diverging Diamonds
- Cannabis Regulations
 - Residential setbacks
 - Microbusinesses in Highway Serving Community
 - Delivery services
- City Treasurer Report
 - Scope of City Treasurer's duties as defined under state law

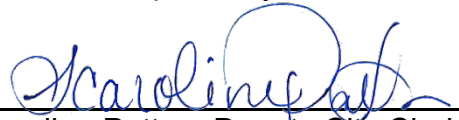
10.2. Pending Items:

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)
6. Community Garden Project (Sanchez)
7. Internship Program (Hamlin)

11. ADJOURNMENT

Mayor Pro Tem Wallace adjourned the meeting at 8:20 p.m.

Minutes Prepared by:


Caroline Patton, Deputy City Clerk

This entire meeting may be viewed here:

<https://banninglive.viebit.com/index.php?folder=City+Council+Meetings>

All documents related to this meeting are available here:

<http://banning.ca.us/Archive.aspx?ADID=2669>

ATTACHMENTS:

Exhibit A – Public Comment

Exhibit B – Agenda Item 8.1. Budget Presentation