



(ACT) – ACTION NEEDED  
(INF) – INFORMATION ONLY  
(DIS) – DISCRETIONARY

## **A G E N D A**

REGULAR MEETING OF THE CITY COUNCIL  
NEEDLES PUBLIC UTILITY AUTHORITY  
CITY OF NEEDLES, CALIFORNIA  
**TUESDAY, JANUARY 11, 2022**  
COUNCIL EXECUTIVE SESSION – **5:30 P.M.**  
CITY COUNCIL MEETING – **6:00 P.M.**  
CITY COUNCIL CHAMBERS  
1111 BAILEY AVENUE, NEEDLES

**THE 5:00 P.M. PORTION OF THE CITY COUNCIL MEETING WILL BE RECESSED  
BY THE CITY CLERK TO 5:30 P.M.**

**AUTHORIZED BY AB 361**

**THE MAYOR AND COUNCIL MEMBERS MAY BE ATTENDING THIS MEETING VIA  
\*\*\* MICROSOFT TEAMS \*\*\***

**THE PUBLIC MAY ALSO ATTEND VIA TEAMS AND MAY SUBMIT ANY COMMENTS IN WRITING  
PRIOR TO NOON ON THE DAY OF THE MEETING BY EMAILING [djones@cityofneedles.com](mailto:djones@cityofneedles.com)**

**TO JOIN THE LIVE TEAMS MEETING log into the City of Needles website at  
[www.cityofneedles.com](http://www.cityofneedles.com) to access the agenda and [Click here to join the meeting](#)**

**If asked, enter the following: Meeting ID: 529 780 035#  
OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 529 780 035#  
The meetings are being recorded.**

**THE PUBLIC MAY ATTEND – MASKS ARE ENCOURAGED AND DESIGNATED SEATING**

CALL TO ORDER  
ROLL CALL

PUBLIC COMMENTS PERTAINING TO THE EXECUTIVE SESSION ITEMS (A three-minute time limit per person has been established.)

**RECESS THE CITY COUNCIL MEETING AND CONVENE A JOINT COUNCIL / NPUA MEETING**  
CALL TO ORDER (Roll Call previously taken)

### **RECESS TO EXECUTIVE SESSION**

- a) NPUA / COUNCIL: Conference with Legal Counsel regarding existing litigation pursuant to Government Code Section 54956.9(d)(1) (one case: Rio Buena Vista Assoc. Et. Al. v. City of Needles Case Number CIVSB 2028439)
- b) COUNCIL: Conference with Legal Counsel – Existing Litigation pursuant to (Gov't Code § 54956.9(d)(1) In re: City of Needles v. James Babin, et al. California Superior Court-County of San Bernardino (Case No. CIVSB2111423)

## **RECESS THE COUNCIL/NPUA MEETING AND CONVENE THE CITY COUNCIL MEETING**

### **EXECUTIVE SESSION – Report by City Attorney**

CALL TO ORDER

ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

CONFLICT OF INTEREST

CORRESPONDENCE

INTRODUCTIONS

CITY ATTORNEY Parliamentary procedures

**PUBLIC APPEARANCE** – Persons wishing to address the City Council on subjects other than those scheduled are requested to do so at this time. When called by the Mayor, please announce your name and address for the record. In order to conduct a timely meeting, a three-minute time limit per person has been established by Municipal Code Section 2-18. Amendments to the California Government Code Section 54950 prohibits the City Council from taking action on a specific item until it appears on the agenda.

**As a courtesy to those in attendance, we would ask that cell phones be turned off or set in their silent mode. Thank you.**

### **INTERVIEWS**

- 1) Interviews / appointments to fill vacancies on various Board and Commissions, due to resignations and / or expiration of terms (ACT)

### **PUBLIC HEARINGS**

- 2) Public hearing noticed to consider all evidence and testimony for or against amending Chapter 12A “Marijuana” to no longer accept applications for the issuance of Conditional Use Permits for Retail Cannabis Businesses
  - Staff Report
  - Council Questions of Staff
  - Mayor to open the public hearing
  - Public Comment
  - Mayor to close the public hearing
  - Council Discussion / Deliberation
  - Ordinance No. 647-AC amending Chapter 12A “Marijuana” amending Section 12A-32 “Additional Retail Cannabis Business” to no longer accept applications for the issuance of Conditional Use Permits for Retail Cannabis Businesses (1st reading – post) (ACT)
- 3) Public hearing noticed to consider all evidence and testimony for or against amending Chapter 4, Animal Control, regarding un-spayed and un-neutered cats
  - Staff Report
  - Council Questions of Staff
  - Mayor to open the public hearing
  - Public Comment
  - Mayor to close the public hearing
  - Council Discussion / Deliberation
  - Ordinance 645-AC amending Chapter 4, Animal Control, related to un-spayed and un-neutered cats (1st reading - post) (ACT)

PUBLIC COMMENTS PERTAINING TO THE COUNCIL ITEMS (A three-minute time limit per person has been established.)

**CONSENT CALENDAR:** All matters listed on the Consent Calendar are considered to be routine and will be enacted by one motion in the form listed. The Mayor or any member of the City Council may pull an item from the Consent Calendar for discussion. Prior to Council action, a member of the public may address the City Council on matters scheduled on the Consent Calendar. A three-minute time limit per person applies. **Recommended Action:** Approve Items 4 through 8 on the Consent Calendar by affirmative roll call vote. (ACT)

- 4) Approve the warrants register of December 28, 2021 through January 11, 2022
- 5) Approve the minutes of October 12, October 26, November 9 and December 14, 2021
- 6) Waive the reading and adopt Ordinance No. 646-AC amending Chapter 15A "Recreation Area Use" prohibiting glass on city beaches (2nd reading - adopt)
- 7) Waive the reading and adopt Resolution No. 2022--07 adopting Phase II of the Pay and Classification Study for the City Clerk position
- 8) Waive the reading and adopt Resolution No. 2022-06 proclaiming a local emergency, ratifying the proclamation of a State of Emergency by Executive Order N-09-21, and authorizing remote teleconference meetings of the legislative bodies of the City of Needles for the period of January 14, 2022 – February 13, 2022, pursuant to provisions of the Ralph M. Brown Act

#### **End of Consent**

#### **REGULAR ITEMS**

- 9) Extend the Chamber of Commerce agreement upon the submission of a project plan prepared by a paid qualified project manager who will assure the project completion – Resolution No. No. 2021-69 amending Resolution No. 2021-22 approving an Amendment to the Visitor Center Professional Services Agreement with the Chamber of Commerce and Lease Agreement for the Chamber of Commerce offices located in the Historic El Garces Train Depot **OR**  
Declare the Chamber of Commerce Visitor Center Services Agreement and Lease in default and request the Council Visitor Center Committee to reassess the project and seek other options (ACT)
- 10) Resolution No. 2022-01 appointing a primary representative and an alternate to the Mojave Desert Air Quality Management District (MDAQMD) (ACT)
- 11) Resolution No. 2022-02 appointing a delegate and an alternate to represent the City of Needles at the Southern California Association of Governments (SCAG) (ACT)
- 12) Resolution No. 2022-03 appointing a City of Needles representative and an alternate to San Bernardino County Transportation Authority (SBCTA) (ACT)
- 13) Resolution No. 2022-04 appointing a City of Needles Director and alternates to the California Joint Powers Insurance Authority (CJPIA) (ACT)
- 14) Resolution No. 2022-05 appointing a primary and an alternate to the Mojave Desert & Mountain Integrated Waste Joint Powers Authority Board who will also serve as the delegate and alternate to the Solid Waste Advisory Task-Force (SWAT) (ACT)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell  
Councilmember Evans  
Councilmember Merritt  
Vice Mayor Paget  
Councilmember Belt  
Councilmember Longacre  
Mayor Williams

ADJOURNMENT

**INTERNET ACCESS TO CITY COUNCIL AGENDAS AND STAFF REPORT MATERIAL  
IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS AT**  
<http://www.cityofneedles.com>

Posted: January 7, 2022

SB 343-DOCUMENTS RELATED TO OPEN SESSION AGENDAS -- Any public record, relating to an open session agenda item, that is distributed within 72 hours prior to the meeting is available for public inspection at the City Clerk's Office, 817 Third Street, Needles, CA 92363.

In compliance with the American with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at (760) 326-2113 ext 145. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102-104 ADA Title II).

I hereby certify, under penalty of perjury under the laws of the State of California that the foregoing Agenda was posted at the front entrance of City Hall not less than 72 hours prior to the meeting.

Dated this 7th day of January 2022

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Dale Jones, CMC, City Clerk