



(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, JUNE 14, 2022
COUNCIL EXECUTIVE SESSION – **5:00 P.M.**
CITY COUNCIL MEETING – **6:00 P.M.**
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES

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**

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

If asked, enter the following: Meeting ID: 217 048 915#

**OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 217 048 915#
The meetings are being recorded. - MASKS ARE ENCOURAGED**

CALL TO ORDER
ROLL CALL

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

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

RECESS TO EXECUTIVE SESSION

- a) Conference with real property negotiator pursuant to Government Code §54956.8: Agency negotiator City Manager Rick Daniels or his designee. Negotiating Parties are the City of Needles as the potential seller and Elks Lodge as the potential buyer of the real property described as 1.17 acres located on Lillyhill Drive west of the Elks Lodge, APN 0185-331-22-0000. Under negotiations are the price and terms.
- b) NPUA / COUNCIL: Conference with Legal Counsel regarding potential initiation of litigation pursuant to Government Code Section 54956.9(d)(4) one potential case

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

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

PUBLIC APPEARANCE – Persons wishing to address the NPUA / 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.

INTERVIEWS

- 1) Interview(s) to be held and possible appointment to the Cemetery Advisory Commission and Housing Authority Board (ACT)

PRESENTATION

- 2) Presentation by Officer Burrows, California Highway Patrol, regarding the Needles- Barstow Traffic Alliance Safety Corridors and authorize the mayor to sign a letter in support (ACT)

NPUA / COUNCIL 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 NPUA / City Council may pull an item from the Consent Calendar for discussion. Prior to NPUA / Council action, a member of the public may address the NPUA / City Council on matters scheduled on the Consent Calendar. A three-minute time limit per person applies. **Recommended Action:** Approve Items 3 through 5 on the Consent Calendar by affirmative roll call vote. (ACT)

- 3) NPUA / COUNCIL: Approve Amendment No. 2 a two year contract extension with EUSI for operational support services relating to the wastewater treatment facility and collection system commencing November 18, 2022 and expiring November 30, 2024
- 4) NPUA / COUNCIL: Authorize TKE Engineering Inc. to conduct a New Upper Zone Reservoir Siting study not to exceed \$28,000 to be paid by the Water Asset Replacement Fund and reimbursed by the State Water Resources Control Board grant funding
- 5) NPUA / COUNCIL: Accept the State Water Resources Control Board (SWRCB) interim budget approval #2 for the Lillyhill Booster Station Replacement/Relocation Project and Well No. 16 Project in the amount of \$3,161,259

End of Consent

PUBLIC HEARING

- 6) NPUA / COUNCIL: Public hearing noticed to consider all evidence and testimony for or against approval of the NPUA and City of Needles budgets for Fiscal Year ending June 30, 2023
- Staff Report
 - Council Questions of Staff
 - Mayor to open the public hearing
 - Public Comment
 - Mayor to close the public hearing
 - Council Discussion / Deliberation
 - NPUA Resolution No. 06-14-2022-NPUA approving the Needles Public Utility Authority proposed budget for Fiscal Year 2022-2023 (ACT)
 - COUNCIL- Resolution No. 2022-46 adopting the proposed City of Needles budget for Fiscal Year 2022-2023 (ACT)

ADJOURN THE JOINT NPUA / COUNCIL MEETING - RECONVENE THE CITY COUNCIL MEETING
PUBLIC COMMENTS PERTAINING TO THE COUNCIL ITEMS (A three-minute time limit per person has been established.)

PUBLIC HEARINGS

- 7) Public hearing noticed to consider all evidence and testimony for or against approval of a proposed November 8, 2022 ballot measure for a cannabis square foot tax ordinance
- Staff Report
 - Council Questions of Staff
 - Mayor to open the public hearing
 - Public Comment
 - Mayor to close the public hearing
 - Council Discussion / Deliberation
 - Continue to work on a new taxing methodology that overcomes the deficiencies of the current system; work to perfect the existing self-reporting system to assure that the City is receiving the tax amounts owed as directed by the voters in 20112 and continue to update the marijuana/cannabis provisions of the Municipal Code in order to stay current with the ever-changing State laws. (ACT)
- 8) Public hearing noticed to consider all evidence and testimony for or against approval of a proposed November 8, 2022 ballot measure to establish a Transient Occupancy Tax for Short Term Residential Rental Units
- 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. 651-AC adding a Transient Occupancy Tax for short term rental residential units amending sections 20-8, 20-8.2 (c) and 20-8.2(e) of the Needles Municipal Code (ACT)

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 9 through 14 on the Consent Calendar by affirmative roll call vote. (ACT)

- 9) Approve the Warrants Register through June 14, 2022
- 10) Waive the reading and adopt Resolution No. 2022-45 rescinding Resolution No. 2022-36 approving the list of projects for Fiscal Year 2022-2023 funded by SB1: The Road Repair and Accountability Act of 2017
- 11) Waive the reading and adopt Resolution No. 2022-48 authorizing destruction of certain city records pursuant to Government Code Section 34090
- 12) Waive the reading and adopt Resolution No. 2022-47 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 June 17, 2022 – July 17, 2022, pursuant to provisions of the Ralph M. Brown Act
- 13) Accept the Notice of Completion for work completed by Christensen Brothers General Engineering Inc. on the Phase II Water Service Replacement and Street Improvements Project and authorize a Notice of Completion and record with the San Bernardino County recorder's Office
- 14) Authorize the Mayor to sign a letter of support for proposed Assembly Bill 1944 (Lee) to revise current Brown Act requirements regarding teleconferencing from remote locations

End of Consent

REGULAR ITEM

- 15) Authorize the F/Y 2021/22 and F/Y 2022/23 Mojave Desert and Mountain Integrated Waste Joint Powers Authority (JPA) Edible Food \$5,000 Annual Allocations to St. Vincent de Paul submitted by Councilmember Campbell (ACT)
- 16) Authorize Council Members to attend the Annual League of California Cities Conference scheduled for September 7-9, 2022 in Long Beach California and designate a voting delegate and alternate(s) (ACT)
- 17) Consider cancelling the July 26, August 23 and September 27 regular council meetings (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 June 10, 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 10th day of June 2022

Dale Jones, CMC, City Clerk