



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

AGENDA

**REGULAR MEETING OF THE CITY COUNCIL
NEEDLES PUBLIC UTILITY AUTHORITY
SUCCESSOR AGENCY to the REDEVELOPMENT AGENCY
CITY OF NEEDLES, CALIFORNIA
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES**

**TUESDAY, NOVEMBER 14, 2023
COUNCIL EXECUTIVE SESSION – 5:00 PM
CITY COUNCIL MEETING – 6:00 PM**

THE PUBLIC MAY 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: 326 256 93#

OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 326 256 93#

The meetings are being recorded.

CALL TO ORDER
ROLL CALL

RECESS THE CITY COUNCIL MEETING AND CONVENE A JOINT COUNCIL / NPUA MEETING

PUBLIC COMMENTS PERTAINING TO THE EXECUTIVE SESSION ITEMS

A three-minute time limit per person has been established.

RECESS TO EXECUTIVE SESSION

EXECUTIVE SESSION

- a) NPUA / COUNCIL: Conference with legal counsel regarding potential initiation of litigation pursuant to Government Code Section 54956.9(d)(4) (one potential case adverse to MIH entities)
- b) NPUA / COUNCIL: Conference with legal counsel regarding potential litigation pursuant to Government Code Section 54956.9(d)(2) and/or (3) and/or (4) (one potential case adverse to Rio Buena Vista HOA)
- c) Conference with legal counsel regarding potential initiation of litigation pursuant to Government Code Section 54956.9(d)(4) (one potential case adverse to Otana Planet Green "OPG")
- d) Conference with legal counsel regarding potential initiation of litigation pursuant to Government Code Section 54956.9(d)(4) (one potential case adverse to Wolfe Pak Inc.)
- e) Conference with Real Property Negotiators Pursuant to Government Code Section 54956.5 for APN 0186-201-03. Negotiating Parties: The Lamar Companies and the City of Needles. (Negotiating Party for the City of Needles Patrick Martinez, City Manager). Under Negotiations: Price and Terms.
- f) Conference with Legal Counsel – Existing Litigation Government Code section 54956.9
Name of Case: Teamsters Local 1932 v. City of Needles (Housing Authority)
California Public Employment Relations Board Unfair Practice Charge No. LA-CE-1652-M

EXECUTIVE SESSION - Report by City Attorney

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

INVOCATION

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.

PRESENTATION

- 1) Presentation by Ronald G. Dowdy, Esq. of a gift from the Karen (Kippy) A. Poulson Estate to the Needles Animal Shelter and the Needles Museum. (ACT)

INTERVIEWS

- 2) Interviews to be held and possible appointment to the Housing Commission to fill two vacancies (ACT)

PUBLIC COMMENTS PERTAINING TO THE NPUA / COUNCIL ITEMS

A three-minute time limit per person has been established.

- 3) Authorize the Wastewater Treatment Plant Replacement Effluent Equalization Pumps from Flow-Systems not to exceed \$54,000 using the Capital Replacement Fund (ACT)
- 4) Rescind the action taken at the October 10, 2023 meeting regarding the cost-of-living (COLA) increase in electric basic service charge rate; and approve a corrected COLA increase in electric basic service charge rate as of December 1, 2023; approve an over-hydro rate of \$0.1538 effective December 1, 2023 and continue the \$0.01 additional over-hydro rate established as of August 1, 2023 making the over-hydro rate \$0.1638 effective December 1, 2023; and approve the methodology to calculate the annual electric base rate and the power cost adjustment rate based on the rate calculation spreadsheets. (ACT)

ADJOURN THE JOINT NPUA / COUNCIL MEETING AND CONVENE A JOINT SARDA / COUNCIL MEETING

PUBLIC COMMENTS PERTAINING TO THE SARDA / COUNCIL ITEMS

A three-minute time limit per person has been established.

- 5) Approve Resolution No.11-14-23-SARDA declaring SARDA's completion of its responsibilities with respect to winding down the affairs of the former Redevelopment Agency of the City of Needles and requesting dissolution pursuant to California HSC § 34187 (b), and taking related actions. (ACT)

ADJOURN THE JOINT SARDA / COUNCIL MEETING AND RECONVENE THE CITY COUNCIL MEETING

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 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 6 through 13 on the Consent Calendar by affirmative roll call vote: (ACT)

- 6) Approve the Warrants Register through November 14, 2023
- 7) Approve the minutes of October 10 and October 24, 2023
- 8) Advertise to publish a notice of vacancies on various boards and commissions
- 9) Award the bid from Vasquez & Company LLC for the audit of the fiscal year ending June 30, 2023, not to exceed \$70,100; and for the upcoming fiscal year 2024, not to exceed \$71,903 using additional funding needed for fiscal year 2023 of \$8,500 from general fund reserves
- 10) Award the bid from Burke Consulting Group PLLC for Financial Accounting and Consulting Services for a one year period not to exceed \$35,000 using general fund reserves.
- 11) Reject All Bids for the Phase IV-A Water Service Replacement and Street Improvements Project and authorize staff to Re-package the Project Bid Documents and Re-solicit Bids for Construction
- 12) Authorize the Mayor to sign a letter to Supervisor Dawn Rowe showing support for the tourism attraction and promotion work that Discover Inland Empire does in the region, and to encourage the County of San Bernardino to participate
- 13) Authorize the Mayor to sign a letter of support for Needles Center of Change

END OF COUNCIL CONSENT CALENDAR

REGULAR COUNCIL ITEMS

- 14) Approve those interested to attend the Southern California Association of Governments (SCAG) 14th Annual Economic Summit on December 7, 2023 (ACT)
- 15) Appointment to the Council Task Force on Building and Development (ACT)

CITY ATTORNEY REPORT

CITY MANAGER REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember McCorkle
Vice Mayor Merritt
Council Member Pogue
Councilmember Beltp
Councilmember Longbrake
Mayor Jernigan

ADJOURNMENT

**INTERNET ACCESS TO CITY COUNCIL AGENDAS AND STAFF REPORT MATERIAL IS
AVAILABLE PRIOR TO CITY COUNCIL MEETINGS AT: [HTTP://WWW.CITYOFNEEDLES.COM](http://www.cityofneedles.com)**

Posted: November 9, 2023

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 9th day of November, 2023

/s/ Dale Jones, CMC, City Clerk