



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

AGENDA

REGULAR MEETING OF THE CITY COUNCIL
NEEDLES PUBLIC UTILITY AUTHORITY
HOUSING AUTHORITY CITY OF NEEDLES
CITY OF NEEDLES, CALIFORNIA
EL GARCES – 950 FRONT STREET, NEEDLES

TUESDAY, DECEMBER 10, 2024
CITY COUNCIL MEETING – 6:00 PM

***THE 5:00 PM EXECUTIVE SESSION PORTION OF THE MEETING HAS BEEN MOVED TO THE
END OF THE REGULAR CITY COUNCIL MEETING***

THE PUBLIC MAY ATTEND VIA TEAMS AND MAY SUBMIT ANY COMMENTS IN WRITING PRIOR
TO NOON ON THE DAY OF THE MEETING BY EMAILING cclark@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: 560 727 654#
OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 560 727 654#
The meetings are being recorded.

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**

Oath of Office

Mayor Jernigan will give the Oath of Office to Interim City Clerk Candace Clark

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

(A ten-minute time limit per presentation has been established per Municipal Code Section 2-18.)

1. Mojave Desert Air Quality Management District presentation by Jorge Camacho

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

PUBLIC COMMENTS PERTAINING TO THE NPUA/COUNCIL ITEMS

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

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 2 through 6 on the Consent Calendar by affirmative roll call vote **(ACT)**

2. Authorize a Joint Use of Poles between the City of Needles and the Fort Mojave Indian Tribe Telecommunications Inc. for Eagle Pass Road and Needles Highway
3. Adopt the City of Needles Renewable Energy Resources Procurement Plan dated December 11, 2024
4. Authorize the City Manager to execute the Parker-Davis Voluntary Reduction Agreement
5. Accept the annual report to the California Energy Commission Power Content Label for the year ending December 31, 2023
6. Accept Change Order #2 to the Design-Build Contract with Pacific Hydrotech Corporation for the Well 11 Treatment Facility project resulting in an increase to the contract in the amount of \$163,078.25 for a new total contract amount of \$6,261,085.91; and authorize staff to execute said Change Order.

END OF NPUA CONSENT CALENDAR

ADJOURN THE JOINT NPUA/COUNCIL MEETING AND RECONVENE THE CITY COUNCIL MEETING (Roll Call Previously Taken)

PUBLIC COMMENTS PERTAINING TO THE COUNCIL ITEMS

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

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 7 through 11 on the Consent Calendar by affirmative roll call vote. **(ACT)**

7. Approve the Warrants Register through December 10, 2024
8. Approve the Minutes of November 12, 2024
9. Waive the reading and adopt Ordinance 669-AC of the City Council of the City of Needles, California, Amending Chapter 15A, Recreation Area Use, of the Needles Municipal Code to Modify Section 15A-3 to Update Recreation Area Closing Hours and Add Section 15A-7.1, Entitled Pump Track Regulations (2nd Read Adopt)
10. Waive the reading and Adopt Ordinance 670-AC of the City Council of the City of Needles, California, Amending Chapter 15A of the Needles Municipal Code to Add Section 15A-7.2, Entitled 'Splash Pad Area Regulations. (2nd Read Adopt)
11. Authorize the City Manager to Execute a Memorandum of Understanding Between the City of Needles and Rio Buena Vista Homeowners Association

END OF COUNCIL CONSENT CALENDAR

REGULAR COUNCIL ITEMS

12. Adopt Resolution 2024-45 Reciting the Fact of the General Municipal Election held on November 5, 2024, declaring the results and such other matters as provided by law. **(ACT)**

Administer Oath of Office and deliver Certificate of Election to re-elected Mayor Janet Jernigan, re-elected Council Members Ellen Campbell and Tona Belt; and newly elected Council Member Zachery Longacre.

Presentations to outgoing Vice Mayor Kirsten Merritt

Break

Seating of New Council Member

ROLL CALL

Selection of the Vice Mayor

NEW REGULAR COUNCIL ITEMS

13. Interviews / appointments to fill vacancies on various Boards and Commissions due to the expiration of terms. (ACT)
14. Authorize those interested to attend the League of California Cities Mayor and Council Member Academy January 29-31, 2025 in Anaheim/Garden Grove. (ACT)
15. Waive the reading and approve for introduction Ordinance 671-AC of the City Council of the City of Needles, California, Adding Sec.15A-7.3 to Chapter 15A of the Needles City Code Setting Regulations for the use Of the Graffiti Art Wall. (1st Read) (ACT)
16. Approve the Real Estate Purchase and Sale Agreement with BNSF Railway Company for a Portion of APN 0185-091-14 for Eagle Pass Road Right-of-Way in an amount NTE \$7,500 and authorize staff to execute said agreement. (ACT)
17. Waive the reading and adopt Resolution 2024-47 prioritizing and approving the dollar amount of Needles eligible projects for the Community Development Block Grant Funding in fiscal year 2025-2026 (ACT)

CITY ATTORNEY REPORT

CITY CLERK REPORT

CITY MANAGER REPORT

City Manager's Report for the weeks of November 22 and November 29, 2024.

COUNCIL REQUESTS

Council Member Campbell

Council Member McCorkle

Vice Mayor Merritt

Council Member Pogue

Council Member Belt

Council Member Longbrake

Mayor Jernigan

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. Conference with legal Counsel regarding pending litigation pursuant to Government Code Section 54956.9(d)(1). One Case: Brown v. Needles (Case No (Case 5:23-cv-01118-AB-SSC)
- b. Conference with Legal Counsel Regarding Existing Litigation Pursuant to Government Code Section 54956.9(d)(1). One Case: City of Needles v. Adrian Chavez (Case No. CIVSB2431838)
- c. 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

ADJOURNMENT

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

Posted: December 6, 2024

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 133. 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 6th day of December 2024

/s/ Candace Clark, CPMC, CMC, Interim City Clerk