

MINUTES
REGULAR MEETING OF THE CITY COUNCIL / NEEDLES PUBLIC UTILITY AUTHORITY
CITY OF NEEDLES, CALIFORNIA / TUESDAY, SEPTEMBER 13, 2022
COUNCIL EXECUTIVE SESSION – 5:00 P.M. / CITY COUNCIL MEETING – 6:00 P.M.
CITY COUNCIL CHAMBERS / 1111 BAILEY AVENUE, NEEDLES

CALL TO ORDER by Vice Mayor Paget at 5:07 p.m.

ROLL CALL - Present: Vice Mayor Paget, Council Members Campbell, Evans, Belt and Longacre. Also present City Manager Daniels, Community Development Director Martinez, City Attorney Pinkney and City Clerk Jones. Absent: Mayor Williams and Council Member Merritt

PUBLIC COMMENTS PERTAINING TO THE EXECUTIVE SESSION ITEMS - None

RECESS TO EXECUTIVE SESSION at 5:09 p.m.

- a) Conference with Legal Counsel - Anticipated Litigation: Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) and/or (3)
- b) Conference with Legal Counsel – Anticipated Litigation regarding significant exposure to litigation pursuant to Government Code § 54956.9(d)(2) and/or (3): one potential case related to claim received August 22, 2022 from attorney for John James Bresnahan Zeinaty related to alleged April 29, 2022 dog bite incident
- c) Conference with real property negotiator pursuant to California Government Code §54956.8: Property: San Bernardino Meridian, San Bernardino County, California T.9. N., R. 23E., Sec 29, Lots 5,6,7 (100 Marina Drive); Negotiating parties: City of Needles as lessor and Needles Marina leasehold interest from Ramirez Zuniga Family LLC to Castle Park Acquisitions 1, LLC as lessee. Under negotiation: Price and terms of payment.
- d) Conference with real property negotiator pursuant to California Government Code §54956.8- Negotiating Parties: City Manager Rick Daniels as city representative and Butler America Telecom, a representative of Vertical Bridge on behalf of T-Mobile; Subject property is a portion of APN 0185-056-01-0000 located at the city well yard at Bush and N L Street; under discussion: Lease price and terms.
- e) Conference with real property negotiators pursuant to California 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 Majid Nayeri as the potential buyer of a 3.18-acre vacant parcel, generally located on the Southeast Corner of E. South Lake Drive and S. Riverfront Pkwy, Mohave Valley, AZ, APN 216-14-007. Under negotiations are the price and terms

EXECUTIVE SESSION – Report by City Attorney – No reportable action taken.

CALL TO ORDER by Vice Mayor Paget at 6:00 p.m.

ROLL CALL Present: Vice Mayor Paget, Council Members Campbell, Evans, Belt and Longacre. Also present City Manager Daniels, Community Development Director Martinez, City Attorney Pinkney and City Clerk Jones.

Councilmember Campbell moved, seconded by Councilmember Evans, to grant an excused absence to Mayor Williams and Councilmember Merritt. Motion carried by the following roll call vote:

Ayes: Council Members Campbell, Evans, Belt and Longacre
Noes: None
Absent: Mayor Williams and Councilmember Merritt

INVOCATION given by Vice Mayor Paget
PLEDGE OF ALLEGIANCE given by Evans

APPROVAL OF AGENDA

Councilmember Campbell moved, second by Councilmember Belt, to approve the agenda removing items 7, 8 and 12. Motion carried by the following roll call vote:

Ayes: Council Members Campbell, Evans, Belt and Longacre

Noes: None

Absent: Mayor Williams and Councilmember Merritt

CONFLICT OF INTEREST - None

CORRESPONDENCE - None

INTRODUCTIONS – City Manager Daniels introduced Kathy Raasch, Projects Manager and Richard Kimball, Building Official.

CITY ATTORNEY Parliamentary procedures – no report

PUBLIC APPEARANCE – Judy Thornton announced there is a candidate forum on September 22 at 6:00 p.m.

Rita Penya complained about her high utility bill and it needs to be looked into.

Cindy Melvin announced there is a golf tournament on October 22 in recognition of Dyslexia Awareness.

Robert Yee reminded everyone of the annual 10-10 celebration.

PRESENTATIONS

- 1) Proclamation recognizing September as National Hunger Action Month given by Vice Mayor Paget to Pastor Jones.
- 2) Richie Sayavong, California Department of Insurance, presented a PowerPoint regarding California Low-Cost Auto Insurance

PUBLIC HEARING

- 3) Public hearing held -noticed to consider all evidence and testimony for or against approval of adopting the City of Needles 6th Cycle Housing Element Update
Director Martinez and consultant gave a PowerPoint presentation.
Council Questions of Staff
Vice Mayor to open the public hearing at 6:38 p.m.
Public Comment None
Vice Mayor to close the public hearing at 6:38 p.m.

Councilmember Campbell moved, second by Councilmember Longacre, to approve Resolution No. 2022-70 adopting the 6th Cycle update to the Housing Element of the City of Needles General Plan and an addendum to a negative declaration. Motion carried by the following roll call vote:

Ayes: Council Members Campbell, Evans, Belt and Longacre

Noes: None

Absent: Mayor Williams and Councilmember Merritt

- 4) Public hearing held - noticed to consider all evidence and testimony for or against approval of a decrease of the prima facie speed limits on East Broadway Street (Cibola St to I-40 Overpass) and West Park Road (National Old Trails Road to Needles Highway)
City Manager Daniels and consultant reported.
Council Questions of Staff and discussion ensued.
Vice Mayor to open the public hearing 6:59 p.m.
Public Comment
Barbara Beard spoke in opposition referring to her memo.
Pastor Jones was concerned if this was not adopted would the city become liable if there were any incidents. Discussion ensued.
Vice Mayor to close the public hearing at 7:09 p.m.

Council Discussion / Deliberation

Councilmember Campbell moved, second by Councilmember Longacre, to approve Ordinance No. 653-AC amending Section 13-29, Article IV, Operations of Vehicles of the Needles Municipal Code to decrease the Prima Facie Speed Limits on two roadway segments

Motion carried by the following roll call vote:

Ayes: Council Members Campbell, Evans, Belt and Longacre
Noes: None
Absent: Mayor Williams and Councilmember Merritt

- 5) Public hearing held - noticed to consider all evidence and testimony for or against approval of amending Chapter 15A Recreation Area Use renaming First and Second Beach to Bob Belt Beach Park

Staff Report – City Manager Daniels reported

Questions of Staff

Vice Mayor to open the public hearing at 7:12 p.m.

Public Comment

Vice Mayor to close the public hearing at 7:12 p.m.

Council Discussion / Deliberation

Councilmember Campbell moved, second by Councilmember Longacre, to approve Ordinance No. 654-AC amending Chapter 15A Recreation Area Use (policy) of the Needles Municipal Code renaming First and Second Beach to Bob Belt Beach Park (1st reading – post).

Motion carried by the following roll call vote:

Ayes: Council Members Campbell, Evans, Belt and Longacre
Noes: None
Absent: Mayor Williams and Councilmember Merritt

Recessed the City Council Meeting and Convened a Joint Council / NPUA meeting at 7:13 p.m.

CALL TO ORDER (Roll Call previously taken)

PUBLIC COMMENTS PERTAINING TO THE NPUA / COUNCIL ITEMS None

CONSENT CALENDAR

Member/Councilmember Evans moved, second by Member/Councilmember Campbell, to approve the NPUA/Council consent calendar item 6 as submitted. Motion carried by the following roll call vote:

Ayes: Council Members Campbell, Evans, Belt and Longacre
Noes: None
Absent: Mayor Williams and Councilmember Merritt

- 6) NPUA / COUNCIL: Approved and authorized the city manager to execute the Western Area Power Administration (WAPA) Agreement 87-BCA-10098, Exhibit A-1, Revision No. 10 relating to the Parker-Davis Project allocation rate of delivery (CROD)

End of Consent

- 7) NPUA / COUNCIL: Approved a 5% cost-of-living (COLA) increase in water and wastewater basic service rates as of October 1, 2022

Pulled from agenda.

- 8) NPUA / COUNCIL: Approve a 5% cost-of-living (COLA) increase in electric rates as of October 1, 2022 and approve the methodology to calculate the annual electric base rate and the power cost adjustment rate based on the rate calculation spreadsheets

Pulled from agenda.

**Adjourned the Joint Council / NPUA Meeting and Reconvened the City Council Meeting
(Roll Call previously taken) at 7:14 p.m.**

CONSENT CALENDAR:

Councilmember Campbell moved, second by Councilmember Longacre to approve the following consent calendar as submitted. Motion carried by the following roll call vote:

Ayes: Council Members Campbell, Evans, Belt and Longacre

Noes: None

Absent: Mayor Williams and Councilmember Merritt

- 9) Approved the Warrants Register through September 13, 2022
- 10) Waived the reading and adopted Ordinance No. 652-AC amending the Needles Municipal Code Section 96.08 "Dwelling Unit" adding "Accessory Dwelling Unit" and Section 96.00 "Table of Permissible Uses"
- 11) Waived the reading and adopted Resolution 2022-67 confirming and adopting an itemized statement of cost for abatement of property located at 2234 Casa Real Street, also known as APN 0185-351-45-0000, and file said resolution with the County Recorder placing a lien on the property
- 13) Waived the reading and adopted Resolution No. 2022-66 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 September 17, 2022 – October 16, 2022, pursuant to provisions of the Ralph M. Brown Act
- 14) Waived the reading and adopted Resolution No. 2022-65 approving a First Amendment to the Agreement for Dial-a-Ride and Dial-a-Ride Medical / Shopper Shuttle Pilot Program Services between the City of Needles and Parking Concepts, Inc. dba Transportation Concepts increasing DAR services by one additional hour per day as of October 1, 2022
- 15) Changed telephone systems from Frontier to S-Net Communications Cloud Based Phones at a cost savings of \$47,425.68 per year and authorize the city manager to execute the Master Customer Agreement (Information)

End of Consent

- 12) Resolution 2022-68 confirming and adopting an itemized statement of cost for abatement of property located at 110 Market Street, also known as APN 0185-066-26-0000, and file said resolution with the County Recorder placing a lien on the property

Pulled from agenda.

REGULAR ITEM - None

CITY ATTORNEYS REPORT – None

CITY MANAGERS REPORT – Given by City Manager Daniels

COUNCIL REQUESTS

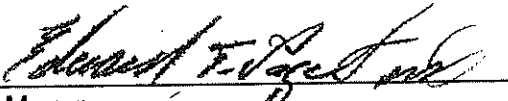
Councilmember Campbell thanked the utility crew for going above and beyond. Thanked the sheriff's department for everything they do. Inquired if the city could provide information on how to save on your electric bill and desert landscaping.

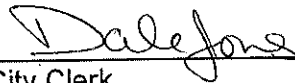
Councilmember Evans voiced his concern that food trucks will take away from our local restaurants.

Vice Mayor Paget reported he attended the SBCTA meeting and the League Conference.
Councilmember Belt voiced her opinion that food trucks would provide more options.
Questioned if the Recreation Center could provide online payments.
Councilmember Longacre asked if the city staff could review the sign code and Dollar General is
mission shopping carts.

ADJOURNMENT – Meeting was adjourned at 7:36 p.m.

ATTEST:


Vice Mayor


City Clerk

