

MINUTES
REGULAR MEETING OF THE CITY COUNCIL
NEEDLES PUBLIC UTILITY AUTHORITY, CITY OF NEEDLES, CALIFORNIA
TUESDAY, FEBRUARY 8, 2022, 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. The meetings are being recorded.

THE PUBLIC MAY ATTEND – MASKS ARE ENCOURAGED AND DESIGNATED SEATING

City Clerk Jones recessed the 5:00 p.m. portion of the meeting to 6:00 p.m.

CALL TO ORDER by Vice Mayor Paget at 6:00 pm

ROLL CALL

Present: Vice Mayor Edward Paget, Council Members Ellen Campbell, Wade Evans, Tona Belt and Zachery Longacre. Also present City Manager Rick Daniels; City Attorney John Pinkney and City Clerk Dale Jones.

Excused absence:

Motion by Councilmember Campbell, seconded by Councilmember Longacre to excuse the absence of 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 led by Vice Mayor Paget

PLEDGE OF ALLEGIANCE given by Councilmember Belt

APPROVAL OF AGENDA

Vice Mayor Paget announced that there is no quorum for public hearing number 7 and 8 and should be continued to February 2 meeting.

Councilmember Campbell moved, seconded by Councilmember Belt, to approve the agenda 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

CONFLICT OF INTEREST

Councilmember Longacre declared a conflict of interest on items 7 & 8.

CORRESPONDENCE - None

INTRODUCTIONS – Former Councilmember Terral

CITY ATTORNEY Parliamentary procedures - none

PUBLIC APPEARANCE – Judy Thornton announced the upcoming Needles Rodeo in April and reminded everyone that there are tours of the El Garces every Saturday. Jared Johnston inquired about the street sweeper and announced that there will be a small protest regarding the new BNSF attendance policy.

1) Update given by San Bernardino County Fire Chief Daniel Munsey

2) Intentionally Left Blank

RECESSED THE CITY COUNCIL MEETING AND CONVENED A JOINT COUNCIL / NPUA MEETING at 6:33 p.m.

CALL TO ORDER (Roll Call previously taken)

NPUA / COUNCIL CONSENT CALENDAR:

Councilmember Campbell moved, seconded by Councilmember Belt, to approve the consent calendar items 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

- 3) NPUA / COUNCIL: Acceptance of the State Water Resource Control Board (SWRCB) Interim Budget Approval for the Lilly Hill Booster Station Replacement/Relocation Project and Well No. 16 Project; and approved an increase in NPUA water revenue and expenses by an additional \$1,187,584 for FY 22; and authorized Layne Christensen to conduct the well drilling not to exceed \$1,271,654.
- 4) NPUA / COUNCIL: Authorized the City Manager to execute Exhibit B, Revision 1 to Contract No. 05-XX-30-W0445 Present Perfect Rights (PPR) and Exhibit C, Revision 1 to Contract No 2-07-30-W0280 Lower Colorado Water Supply Project (LCWSP) adding Well No. 16 as a new diversion point

End of Consent

- 5) NPUA / COUNCIL: Revised NPUA and City budgets for Fiscal Year 2021-2022
5a – NPUA: Resolution No. 02-08-2022-NPUA adopting the revised budget for Fiscal Year 2021-2022 amending Resolution No. 06-08-5021-NPUA
City Manager Daniels reported. Finance Director Miledi reviewed; discussion ensued.

Councilmember Longacre moved, seconded by Councilmember Campbell, to waive the reading and adopt Resolution No. 02-08-2022-NPUA adopting the revised budget for Fiscal Year 2021-2022 amending Resolution No. 06-08-5021-NPUA. Motion carried by the following roll call vote:

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

Councilmember Belt moved, seconded by Councilmember Longacre, to waive the reading and adopt Resolution No. 2022-17 adopting the revised budget for Fiscal Year 2021-2022 amending Resolution No. 2021-31, and adding \$65k per year for four years. 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 JOINT COUNCIL / NPUA MEETING AND CONVENED THE CITY COUNCIL MEETING at 6:43 p.m.

- 6) Public hearing held -noticed to consider all evidence and testimony for or against prioritizing and approving the dollar amount of Needles eligible projects for the Community Development Block Grant (CDBG) Funding in Fiscal Year 2022-2023

City Manager Daniels reported.

Vice Mayor to open the public hearing at 6:45 p.m.

Public Comment - None

Vice Mayor to close the public hearing at 6:45 p.m.

Councilmember Belt moved, seconded by Councilmember Campbell, to waive the reading and adopt Resolution No. 2022-15 approving the eligible projects for the Community Development Block Grant Funding in fiscal year 2022-2023 Motion carried by the following roll call vote:

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

- 7) **Continued from January 25, 2022 – Continued to February 22** - Public Hearing to consider all evidence and testimony for or against approval of an application from Mr. Gregory Lucas to change the General Plan designation for 109 N "L" Street, also known as APN 0185-111-84-0000 from "Medium Density Residential" to "Industrial". Said property is located near the BNSF railroad underpass at Front Street and "K" Street. **AND** to consider all evidence and testimony for or against approval of an application from Mr. Gregory Lucas to change the Zoning designation for 109 N "L" Street from "Multiple Family Residential" (R-3) to "Light Manufacturing" (M-1)

Resolution No. 2022-19 denying a proposed General Plan amendment from a Residential Medium Density (RM) designation to an Industrial Designation and denying a proposed zone change from a Multi-Family Residential (R-3) to Light Manufacturing (M-1) for the parcel located at 109 N "L" Street, APN 0185-111-084-0000

Continued to February 22, 2022 due to a lack of quorum.

- 8) **Continued from January 25, 2022** - Public hearing noticed to consider all evidence and testimony for or against approval of an application from Mr. Gregory Lucas for a Conditional Use Permit for a cannabis cultivation facility in the "Light Manufacturing" (M-1) zone, at 109 N "L" Street, also known as APN 0185-111-84-0000 **AND** an application from Mr. Gregory Lucas for a Conditional Use Permit for a cannabis distribution facility in the "Light Manufacturing" (M-1) zone, at 109 N "L" Street, also known as APN 0185-111-84-0000.

Resolution No. 2022-20 denying a Conditional Use Permit for a 2-phase cannabis cultivation facility located at 109 N "L" Street, APN 0185-111-084-0000

Resolution No. 2022-21 denying a Conditional Use Permit for a 440 sq. ft. cannabis distribution facility located at 109 N "L" Street, APN 0185-111-084-0000

Continued to February 22, 2022 due to a lack of quorum.

- 9) Application from Mr. Curtis Devine, representative for Mohave Cannabis Club, for a Conditional Use Permit for a cannabis retail business, located at 1409 Needles Highway and 113 Needles Highway, in the C-2 General Commercial Zone, APN 0185-066-19-0000 and 0185-066-23-0000 **was continued to March 22, 2022**

CONSENT CALENDAR:

Councilmember Belt pulled Item 11 for discussion.

Councilmember Campbell moved, seconded by Councilmember Belt, to approve the consent calendar items 10 and 12 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

- 10) Approved the Warrants Register through February 8, 2022
- 12) Waived the reading and adopted Resolution No. 2022-18 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 February 14, 2022 – March 15, 2022, pursuant to provisions of the Ralph M. Brown Act
End of Consent

- 11) Waive the reading and adopt Resolution No. 2022-16 approving an Agreement between the City of Needles and Needles Unified School District for a Sheriff's Service Specialist for the 2021-2022 school year.

Councilmember Belt inquired about a list of duties for this specialist. Captain Tarangle responded, and discussion ensued.

Councilmember Belt moved, seconded by Councilmember Campbell, to waive the reading and adopt Resolution No. 2022-16 approving an Agreement between the City of Needles and Needles Unified School District for a Sheriff's Service Specialist for the 2021-2022 school year.

Motion carried by the following roll call vote:

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

- 13) Clear the Golf Fund deficit by transferring from General Fund Reserves \$2,800,000 by February 28, 2022

City Manager Daniels reported.

Councilmember Campbell moved, seconded by Councilmember Belt, to clear the Golf Fund deficit by transferring from General Fund Reserves \$2,800,000 by February 28, 2022. Motion carried by the following roll call vote:

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

- 14) General Plan Land Use Update given by Patrick Martinez and will be completed by August.

CITY ATTORNEYS REPORT - None

CITY MANAGERS REPORT – City Manager Daniels reported.

COUNCIL REQUESTS

Councilmember Campbell announced that she is researching a reverse vending machine for recycling and expressed interest in encouraging a neighborhood watch.

Councilmember Evans wants City to more "boots on the ground" and expressed concern over Cannabis fees.

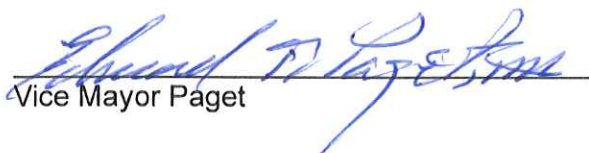
Councilmember Belt announced an organizing city wide clean up March 26 and on Earth Day in April and concerned about the truck parking on Highway 95.

Councilmember Longacre asked about a "slow down curve ahead" sign near Marvin's Mary J.

Vice Mayor Paget attended the SBCTA and SCAG meetings.

ADJOURNMENT at 7:17 p.m.

ATTEST:


Vice Mayor Paget


City Clerk Jones

MINUTES
REGULAR MEETING OF THE CITY COUNCIL
NEEDLES PUBLIC UTILITY AUTHORITY
CITY OF NEEDLES, CALIFORNIA TUESDAY, MARCH 8, 2022
COUNCIL EXECUTIVE SESSION – NONE 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 WAS RECESSED
BY THE CITY CLERK TO 6:00 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

The meetings are being recorded. - MASKS ARE ENCOURAGED

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

ROLL CALL

Present: Vice Mayor Edward Paget, Council Members Ellen Campbell, Wade Evans, Kirsten Merritt, Tona Belt and Zachery Longacre. Also present City Manager Rick Daniels; City Attorney John Pinkney (via Teams) and City Clerk Dale Jones.

Excused absence:

Councilmember Belt moved, seconded by Councilmember Merritt for an excused absence for Mayor Williams. Motion carried by the following roll call vote:

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

INVOCATION led by Vice Mayor Paget

PLEDGE OF ALLEGIANCE - given by Councilmember Evans

APPROVAL OF AGENDA

Councilmember Belt moved, seconded by Councilmember Merritt to approve the agenda as submitted. Motion carried by the following roll call vote:

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

CONFLICT OF INTEREST – Councilmember Longacre on NPUA Agenda Item 2 because some of the work is by his residence.

CORRESPONDENCE - None

INTRODUCTIONS – Former Councilmember Timothy Terral

CITY ATTORNEY - Parliamentary procedures reviewed

PUBLIC APPEARANCE

Timothy Terral requested a trash barrel at the train park bench, commenting about the trash and glass that accumulates.

Judy Kirkpatrick thanked staff for the road improvements and voiced her opinion regarding additional road work that needs to be done such as the large trees by the freeway exit and the intersection of K Street by the bridge.

Jan Jernigan spoke about trash in Santa Fe Park, vagrancy and vandalism and camping, the park needs more police presence, it is dangerous.

Jared Johnston inquired about painting the crosswalk between the Recreation Center and Gracie Dance Studio for pedestrian safety.

Shawn Gudmundson praised council for all they have been doing to improve our city.

RECESS THE CITY COUNCIL MEETING AND CONVENE A JOINT COUNCIL / NPUA MEETING at 6:17 p.m.
CALL TO ORDER (Roll Call previously taken)

PUBLIC COMMENTS PERTAINING TO THE NPUA / COUNCIL ITEMS None

- 1) NPUA / COUNCIL: Presentation by Burger & Comer, P. C. of the NPUA audit report for the fiscal year ended June 30, 2021 – City Manager Requested a continuation to March 22, 2022.

Councilmember Campbell moved, seconded by Councilmember Merritt to Continue Item 1 to March 22, 2022. Motion carried by the following roll call vote:

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

- 2) NPUA / COUNCIL: Authorize Simon Sewer Maintenance to complete three (3) Manhole Geopolymer Rehabilitations in the amount of \$13,500 utilizing Wastewater Asset Replacement Funds

Councilmember Longacre left the room due to a conflict.
City Manager Daniels reported.

Councilmember Belt moved, seconded by Councilmember Merritt to authorize Simon Sewer Maintenance to complete three (3) Manhole Geopolymer Rehabilitations in the amount of \$13,500 utilizing Wastewater Asset Replacement Funds. Motion carried by the following roll call vote:

Ayes: Council Members Campbell, Evans, Merritt, and Belt
Noes: None
Absent: Mayor Williams and Councilmember Longacre was out of the room

RECESS THE JOINT NPUA / COUNCIL MEETING - RECONVENE THE CITY COUNCIL MEETING at 6:21 p.m.

- 3) Application from Mr. Curtis Devine, representative for Mohave Cannabis Club, for a Conditional Use Permit for a cannabis retail business, located at 1409 Needles Highway and 113 Needles Highway, in the C-2 General Commercial Zone, APN 0185-066-19-0000 and 0185-066-23-0000 was pulled by applicant

CONSENT CALENDAR:

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

Ayes: Council Members Campbell, Evans, Merritt, Belt and Longacre
Noes: None
Absent: Mayor Williams
Abstain: Councilmember Longacre on Item 10

- 4) Approved the Warrants Register through March 8, 2022
- 5) Waived the reading and adopted Resolution No. 2022-27 for tax defer member paid CalPERS contributions – Internal Revenue Code (IRC) 414(H)(2) employer pick-up
- 6) Declared eight (8) miscellaneous golf carts as surplus and authorized staff to advertise for bids with a minimum bid of \$950 each and award to the highest bidder

- 7) Authorized the Mayor to execute a letter to the California Department of Transportation to request a Traffic Study for U.S. Highway 95 South in Needles
- 8) Waived the reading and adopted Ordinance No. 648-AC intent to comply with Senate Bill 1383 Regulations of the Department of Resources Recycling and Recovery (CalRecycle) organics law requirements
- 9) Waived the reading and adopted Resolution No. 2022-28 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 March 16, 2022 – April 15, 2022, pursuant to provisions of the Ralph M. Brown Act
- 10) Accepted TKE Engineer's Proposal for Design Work on Phase II, Water Service & Street Improvement Project in the amount not to exceed \$32,000 funding in Fiscal Year 2022 Public Works Water Service & Street Improvement Project and authorized staff to issue a new task in the existing agreement between the City and TKE for said work
- 11) Authorized the Mayor to execute a Cooperative Agreement between the City of Needles and the County of San Bernardino for Needles Hwy. Improvements Segment 1C from David Drive North to 0.1 mile north of Not'cho Road, city's share of costs to be funded by San Bernardino County Transportation Authority (SBCTA) Major Local Highways Program (MLHP) and Federal Surface Transportation Program (STP)
- 12) Waived the reading and adopted Resolution No. 2022-25 opposing Initiative #21-0042A1 which limits voters' input and local taxing authority

End of Consent

- 13) Authorize attendance at the Innovating Commerce Serving Communities (ICSC) Event at the Las Vegas Convention Center on May 22-24, 2022

City Manager Daniels reported.

Councilmembers Campbell, Merritt and Evans volunteered to attend.

CITY ATTORNEYS REPORT – none

CITY MANAGERS REPORT – City Manager Daniels reported

COUNCIL REQUESTS

Councilmember Campbell inquired when the fire damaged house on Walnut would be taken care of and concerns regarding Highway 95 from San Clemente to Spikes Road.

Councilmember Evans - None

Councilmember Merritt asked about placing slats in the overpass fence for backyard privacy to residential neighborhood and staff is doing an excellent job.

Vice Mayor Paget announced Ray Wolfe visited our city last week. Chief Ross Tarangle dedicated the meeting to his Ukrainian grandparents and to say a prayer for the children and families at war.


Councilmember Belt is very excited about the park and road improvements and thanked staff for everything they do.

Councilmember Longacre inquired about cleaning up the arrow weeds at the beaches and realigning the K Street and River Road intersection and thanked all those who participated in redirecting traffic and saving the driver of the freeway accident.

City Manager Daniels announced former employee Marc Richards passed away and Fire Engine #1 will be completely restored in his memory.

ADJOURNMENT at 6:42 p.m.

ATTEST:


Vice Mayor Paget

030822ccnpuamin


City Clerk Jones