



COUNCIL MEETINGS - 2023

AGENDAS 2023

JANUARY – JUNE 2023

JANUARY

[JANUARY 10, 2023 AGENDA](#)

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FEBRUARY

[FEBRUARY 14, 2023 AGENDA](#)

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MARCH

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APRIL

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MAY

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JUNE

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

A G E N D A

REGULAR MEETING OF THE CITY COUNCIL,
SUCCESSOR AGENCY to the REDEVELOPMENT AGENCY
CITY OF NEEDLES, CALIFORNIA
TUESDAY, JANUARY 10, 2023
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 WILL BE 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**

**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: 527 955 603#
OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 527 955 603#
The meetings are being recorded - MASKS ARE ENCOURAGED**

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 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 and possible appointments to the Planning Commission, Board of Public Utilities, Parks & Recreation, Cemetery Advisory and Housing Authority (ACT)

PUBLIC HEARING

- 2) Public hearing noticed to consider a request by Mr. Michael West for approval of a Tentative Tract Map #20478 located in the CRR (Commercial, Residential, Resort) zone located at 429 N. K Street, Needles, APN 0185-058-15-0000, 0185-067-15-0000, 0660-307-13-0000, 0185-067-20-0000, 0185-109-48-0000 and 0186-021-01-0000 **has been continued to January 24, 2023**

RECESS THE COUNCIL MEETING AND CONVENE A SARDA MEETING

(Roll Call previously taken)

PUBLIC COMMENTS PERTAINING TO THE SARDA ITEM (A three-minute time limit per person has been established.)

- 3) Resolution No. 01-10-2023-SARDA approving amendments to policies for the implementation and administration of the Neighborhood Beautification Program and approving certain related actions (ACT)

ADJOURN THE SARDA MEETING AND RECONVENE THE CITY COUNCIL MEETING

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

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 4 through 5 on the Consent Calendar by affirmative roll call vote. (ACT)

- 4) Approve the warrants registers of December 27, 2022 and January 10, 2023
- 5) Waive the reading and adopt Resolution No. 2023-06 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 January 16, 2023 – February 15, 2023, pursuant to provisions of the Ralph M. Brown Act

End of Consent

REGULAR ITEMS

- 6) Review of the Economic Development Program funded by 10% of the tax revenues received from cannabis businesses (ACT)
- 7) Authorize those interested in attending the Lower Colorado River Tour March 8 – 10, 2023, using funds from the All American Canal and Water Department accounts (ACT)
- 8) Adopt Resolution No. 2023-01 appointing a primary representative and an alternate to the Mojave Desert Air Quality Management District (MDAQMD) (ACT)

- 9) Adopt Resolution 2023-02 appointing a delegate and an alternate to represent the City of Needles at the Southern California Association of Governments (SCAG) (ACT)
- 10) Adopt Resolution No. 2023-03 appointing a City of Needles representative and an alternate to the San Bernardino County Transportation Authority (SBCTA) (ACT)
- 11) Adopt Resolution Number 2023-04 appointing a City of Needles Director and two alternates to the California Joint Powers Insurance Authority (CJPIA) (ACT)
- 12) Adopt Resolution No. 2023-05 appointing the primary delegate and an alternate to the Mojave Desert & Mountain Integrated Waste Joint Powers Authority Board who will also serve as the delegate and alternate to the Solid Waste Advisory Task-Force (SWAT) (ACT)
- 13) Assign members to the Budget Committee for FY 2024 budget (ACT)
- 14) Development Management Group, Inc's Economic Investment Marketing and Branding Strategic Plan (2022-2025) and grocery store recruitment update (Information)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember McCorkle
Councilmember Merritt
Councilmember Pogue
Councilmember Belt
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>

Posted January 6, 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 6th day of January 2023

Dale Jones, CMC, City Clerk



(ACT) – ACTION NEEDED
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A G E N D A

REGULAR MEETING OF THE CITY COUNCIL,
NEEDLES PUBLIC UTILITY AUTHORITY
CITY OF NEEDLES, CALIFORNIA
TUESDAY, JANUARY 24, 2023
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 *****

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OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 365 658 467#
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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) NPUA / COUNCIL: Conference with Legal Counsel regarding existing litigation pursuant to Government Code Section 54956.9(d)(1) (one case: Rio Buena Vista Assoc. Et. Al. v. City of Needles: Case Number CIVSB 2028439)
- b) COUNCIL: Conference with legal counsel regarding potential initiation of litigation pursuant to Government Code section 54956.9(d)(4). (one potential matter)

EXECUTIVE SESSION – Report by City Attorney

ADJOURN THE JOINT MEETING AND RECONVENE THE CITY COUNCIL MEETING

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 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.

PUBLIC HEARING

- 1) Public hearing noticed to consider a request by Michael West for approval of Tentative Tract Map #20478 located in the CRR (Commercial, Residential, Resort) zone located at 429 N. K Street, APNs 0185-058-15-0000, 0185-067-15-0000, 0660-307-13-0000, 0185-067-20-0000, 0185-109-48-0000 and 0186-021-01-0000
 - Staff Report
 - Council questions of staff
 - Mayor to open the public hearing
 - Public Comment
 - ◆ Applicant Comments
 - ◆ Comments in Favor
 - ◆ Comments Opposed
 - ◆ Applicant Rebuttal
 - Mayor to close the public hearing
 - Council Discussion / Deliberation
 - Resolution No. 2023-10 approving a 60 lot Tentative Tract Map No. 20478 for 58 single-family townhomes/recreational vehicle pads located at 429 N. K Street, APNs 0185-058-15-0000, 0185-067-15-0000, 0660-301-13-0000, 0185-067-20-0000, 0185-109-48-0000, and 0186-021-01-0000 and adoption of a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program (ACT)

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

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 2 through 8 on the Consent Calendar by affirmative roll call vote. (ACT)

- 2) Approve the warrants registers of January 24, 2023

- 3) Approve Amendment to Contract Number 21-390 A1 Household Hazardous Waste Collection Agreement between San Bernardino County Fire Protection District and the City of Needles through June 30, 2027 and authorize the city manager to execute amendment
- 4) Approve exclusive three (3) year purchase of Douglas Fir Power Poles through Stella-Jones for FY 23, FY 24 and FY 25 not to exceed \$100,000 annually using funds from the Electric Operation and Maintenance budget
- 5) Extend the existing Electrical General Services Contract working under the Electric Circuit Reliability Program with Petrelli Electric for an additional three (3) years to expire March 2026 to complete the electric system improvements and approve Tasks No. 4 and No. 5 relating to the power pole replacement program, at a total cost not to exceed \$670,000 to be funded with electric system asset replacement funds
- 6) Waive the reading and adopt Resolution No. 2023-07 prioritizing and approving the dollar amount of Needles eligible projects for Community Development Block Grant funding for Fiscal Year 2023-2024
- 7) Waive the reading and adopt Resolution No. 2023-09 authorizing application and receipt of Prohousing Incentive Pilot Program Funds relating to housing and community development
- 8) Award bid from Final Touch Construction & Design, Inc. for Bid Alternate No. 1 for a total amount of \$70,688, total project cost \$77,756 including the 10% contingency, and authorize staff to issue a Notice of Award and Notice to Proceed using funds from the Admin Facility Property Capital Buildings Fund

End of Consent

REGULAR ITEMS

- 9) Resolution No. 2023-08 amending Resolution No. 2021-68 approving an updated Economic Development Program funded by 10% of the tax revenues received from cannabis businesses (ACT)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember McCorkle
Councilmember Merritt
Councilmember Pogue
Councilmember Belt
Councilmember Longbrake
Mayor Jernigan

ADJOURNMENT

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Posted January 20, 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.

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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 20th day of January 2023

Dale Jones, CMC, City Clerk



(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, FEBRUARY 14, 2023
COUNCIL EXECUTIVE SESSION – **5:00 P.M.**
CITY COUNCIL MEETING – **6:00 P.M.**
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES

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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 Legal Counsel – Existing Litigation (Gov't Code § 54956.9(d)(1))
In re: City of Needles v. Jean E. Jones, et al. - 1202 W. Broadway, California Superior Court-County of San Bernardino (Case No. CIVSB2116334)
- b) Conference with Legal Counsel – Existing Litigation (Gov't Code § 54956.9(d)(1))
In re: City of Needles v. Khilia Scroggins, et al. – 1921 Rio Vista, California Superior Court-County of San Bernardino (Case No. CIVSB2130671)
- c) Conference with Legal Counsel – Existing Litigation (Gov't Code § 54956.9(d)(1))
In re: City of Needles v. Jonathan & Linda Rivera, et al. California Superior Court-County of San Bernardino (Case No. CIVDS2022575)
- d) Conference with Legal Counsel regarding potential initiation of litigation pursuant to Government Code Section 54956.9(d)(4) One (1) potential case
- e) Conference with Legal Counsel Regarding Potential Initiation of Litigation Pursuant to Government Code Section 54956.9(d)(4). (one potential case).
- f) 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

ROLL CALL (Previously Taken)

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 City Council/Needles Public Utility Authority 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.

PUBLIC COMMENTS PERTAINING TO 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 1 through 3 on the Consent Calendar by affirmative roll call vote. (ACT)

- 1) Award Bid to Phillips Excavating, Inc. for the installation portion of the Water Meter Replacement Project in the amount of \$561,306 plus 10% contingency for a total project cost of \$617,437 and authorize staff to execute the Public Works Agreement with Phillips Excavating, Inc. and move forward with the Notice of Award and Notice to Proceed
- 2) Approve Task No. 6 with Petrelli Electric to replace poles in alley between Coronado and Balboa under the Electric Circuit Reliability Program to complete the Electric System Improvements at a cost not to exceed \$202,000 using funds from The Electric System Asset Replacement Fund
- 3) Approve installation of streetlights on the east side of Clary Drive in the amount of \$16,192.36 using the electric asset replacement funds or include the streetlights in the ADP project scope for the west side

REGULAR ITEMS

- 4) NPUA/Council – Adopt the proposed revised NPUA budget for fiscal year ending June 30, 2023, NPUA Resolution 02-14-2023-NPUA amending Resolution 06-14-2022-NPUA (ACT)

RECESS THE JOINT NPUA / COUNCIL MEETING AND RECONVENE THE COUNCIL MEETING

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

- 5) Chamber of Commerce update on Visitor Center (INF)
- 6) General Plan Study Session amending the City Code and Land Use Map associated with the General Plan Update and adoption of a Mitigated Negative Declaration / Initial Study (DIS)

PUBLIC HEARING

- 7) Public hearing noticed to consider all evidence and testimony for or against amending Chapter 8, Finance, Article II, Section 8-9 Purchasing
 - 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. 658-AC amending Chapter 8 Finance, Article II, Section 8-9 Purchasing (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 8 through 15 on the Consent Calendar by affirmative roll call vote. (ACT)

- 8) Approve the warrants registers of February 14, 2023
- 9) Award bid to John Simmons Roofing for Bid Alternate No. 2 for roof improvements at 817 Third Street in the amount of \$144,350 with a total project cost of \$158,785 which includes a 10% contingency using \$122,048 from the Admin Facility Property Capital Buildings Fund and the remainder of \$36,737 from General Fund Reserves and authorize staff to issue a Notice of Award and Notice to Proceed
- 10) Accept the proposal from the Fort Mohave Indian Tribe (FMIT) exclusively to provide Cultural Resource Monitoring during construction activities at the Lillyhill Water Booster Pump Station site not to exceed \$30,611.40 using funds from the California State Water Resources Control Board grant and authorize staff to issue a purchase order without the benefit of a competitive bid process
- 11) Accept the proposal submitted by Cyle George and Gabriel Pecina for the Public Art Mural(s) to be painted within the bowls of the Skate Park for an amount not to exceed \$15,000 using funds from the general fund reserves and authorize staff to issue a purchase order
- 12) Authorize a one-time transfer of \$187,844.01 into the Water Infrastructure account and allocate \$7,700 to Needles Tourism, \$13,000 to Fire House Ministries and \$10,000 to the Needles Rodeo Association to be funded by the City's Coronavirus State and Local Fiscal Recovery Funds (SLFRF) allocation
- 13) Waive the second reading and adopt Resolution 2023-11 changing the Planning Commission Meetings to every 1st Wednesday of the month at 4:00 PM effective February 28, 2023
- 14) Approve a letter from the Mayor supporting Legislation SB14 to include human trafficking as a serious and violent crime under California law

- 15) Approve additional fees of \$7,500 to BNSF Railway Company in accordance with the Barrier for Underpass Agreement and Easement Agreement for the K Street Barrier project

End of Consent

REGULAR ITEMS

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

- 16) Destination 66 Mixed Use Development Agreement and Option update between the city and Ashot Minasian for property generally located at the north west corner of W. Broadway and G Street, APN's 0186-095-04-0000 and 0186-095-03-0000 (ACT)
- 17) Resolution No. 2023-12 authorizing the City Council to assume the governing body responsibilities for the Needles Housing Authority (ACT)
- 18) Authorize those interested to attend the Innovating Commerce Serving Communities (ICSC) Event at the Las Vegas Convention Center on May 21-23, 2023 using funds from the travel per diem account (ACT)
- 19) Authorize those interested to attend the League of California Cities Desert Mountain Division meeting scheduled for February 17, 2023, in Apple Valley using funds from the travel per diem account (ACT)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember McCorkle
Councilmember Merritt
Councilmember Pogue
Councilmember Belt
Councilmember Longbrake
Mayor Jernigan

ADJOURNMENT

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Posted February 10, 2023

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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 February 2023

Dale Jones, CMC, City Clerk



(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, FEBRUARY 28, 2023
COUNCIL EXECUTIVE SESSION – **5:30 P.M.**
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 WILL BE RECESSED
BY THE CITY CLERK TO 5:30 P.M.**

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The meetings are being recorded**

CALL TO ORDER
ROLL CALL

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 Legal Counsel regarding existing litigation pursuant to Government Code
Section 54956.9(d)(1): Rajee Kolachana et al. v. City of Needles et al., US Dist. Ct. Case No.
EDCV 23-237-SVW (AFM)

EXECUTIVE SESSION – Report by City Attorney

ROLL CALL (Previously Taken)
INVOCATION
PLEDGE OF ALLEGIANCE
APPROVAL OF AGENDA
CONFLICT OF INTEREST
CORRESPONDENCE
INTRODUCTIONS
CITY ATTORNEY Parliamentary procedures

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PRESENTATION

- 1) Waive the reading and adopt Resolution No. 2022-46 approving the Proposed Revised Mid-Year City Budget amending Resolution No. 2023-17 (ACT)

PUBLIC HEARING

- 2) Public Hearing noticed to consider adopting the General Plan, amending the City Code and Land Use Map associated with the General Plan Update, and adoption of a Mitigated Negative Declaration / Initial Study
 - 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. 659-AC amending the Needles Municipal Code Section 92.00 “Definitions” and Section 93.04 “Commercial Zones” and Section 96.01 “Table of Permissible Uses” and Section 98.00 “Site Dimensions” and Section 99.03 “Table of Minimum Dwelling Unit Floor Area” and Section 99.05 “Height of Structures, Table of height limits nonresidential zones” and Section 99.06.02 “Common Usable Open Space Area” and Section 99.06.05 “Front, Side, Rear Yards, Table of yards required nonresidential zones” and Section 99.06.09 “Courts” and Section 111.04.27 “Downtown Core Parking Requirements” and Sections 12A-6, 12A-7, 12A-9, 12A-10, 12A-11 of the Cannabis Businesses ordinance and rescinding Ordinance 620-AC replacing Chapter VII “Intensity of Uses” (ACT)
 - Resolution No. 2023-16 approving the Land Use and Transportation Element and approving the Mitigated Negative Declaration / Initial Study and adopt a Mitigation Monitoring Program for the Land Use and Transportation Elements of the General Plan Update (SCH NO. 2022120053) (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 3 through 8 on the Consent Calendar by affirmative roll call vote. (ACT)

- 3) Approve the warrants registers of February 28, 2023
- 4) Authorize Fiscal Year 2023 Brooks Consulting Electrical Engineering for support services for the Park Moabi and Mohave Line improvements not to exceed \$15,000 to be funded by the electric operations and maintenance budget
- 5) Waive the reading and adopt Resolution No. 2023-15 approving participation in the Institute for Local Government’s Recognition Program, The Beacon Program, working to build a more vibrant and sustainable community
- 6) Authorize the city to cosponsor the Run for the Wall in an approximate amount of \$2,000 for providing services

- 7) Authorize a Client Services Agreement for the integration / technical support for the installation of water meters for the Advanced Metering Infrastructure (AMI) project to Wellington Energy, Inc. in the amount of \$35,610 using the water asset replacement fund

- 8) Housing Authority Implementation Status

(INF)

End of Consent

REGULAR ITEMS

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

- 9) Ordinance No. 658-AC amending Chapter 8 Finance, Article II, Section 8-9 Purchasing (second reading - adopt) (ACT)
AND
Resolution No. 2023-13 excepting utility projects and the purchase of supplies or equipment for any such utilities in an amount not to exceed \$100,000 from Needles Municipal Code Section 8-9 (e) and (f) (ACT)
- 10) Authorize those interested to attend the League of California Cities Leaders' Summit in Sacramento on April 12-14, 2023 using funds from the travel per diem account (ACT)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember McCorkle
Councilmember Merritt
Councilmember Pogue
Councilmember Belt
Councilmember Longbrake
Mayor Jernigan

ADJOURNMENT

**INTERNET ACCESS TO CITY COUNCIL AGENDAS AND STAFF REPORT MATERIAL
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Posted February 24, 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 24th day of February 2023

Dale Jones, CMC, City Clerk



(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, MARCH 14, 2023
COUNCIL EXECUTIVE SESSION – **5:00 P.M.**
CITY COUNCIL MEETING – **6:00 P.M.**
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES

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: 570 949 858#

OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 570 949 858#
The meetings are being recorded

CALL TO ORDER
ROLL CALL

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 Legal Counsel Regarding Potential Initiation of Litigation Pursuant to Government Code Section 54956.9(d)(4). (one potential case)
- b) Public Employee Performance Evaluation pursuant to Government Code Section 54957 - Title of position: City Clerk
- c) Public Employee Performance Evaluation pursuant to Government Code Section 54957 - Title: City Manager

EXECUTIVE SESSION – Report by City Attorney

ROLL CALL (Previously Taken)
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 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) Certificates of Appreciation to the Needles Varsity Girls Basketball Team in recognition for outstanding performance competing in the State Championship

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

- 2) Approve the warrants register through March 14, 2023
- 3) Approve the minutes of January 10, January 24, February 14 and February 28, 2023
- 4) Approve the Needles Rodeo Association Daily License Application to the Department of Alcoholic Beverage Control for the Needles Rodeo Association Rodeo, March 31-April 1, 2023 at the Needles Rodeo Grounds
- 5) Accept the cost increase for Design Services/CEQA Coordination by the Arizona Department of Transportation (ADOT) for the Bridge Rehabilitation Project under the Intergovernmental Agreement (IGA) in the amount of \$14,000 using general fund reserves to be reimbursed by a grant administered by Caltrans Program at 88.53%
- 6) Accept Final Change Order #1 for work completed by Christensen Brothers General Engineering Inc on the Phase III Water Service Replacement and Street Improvements Project
- 7) Waive the reading and adopt Resolution 2023-19 authorizing a designation for the City of Needles as a Food Desert and direct the city manager to find available grants to assist a private party in building a grocery store
- 8) Waive the reading and adopt Resolution No. 2023-20 rescinding Resolution No. 2020-14 Declaration of the Existence of a Local Emergency (COVID-19)
- 9) A public hearing will be held on March 28 amending Chapter 2 “Administration” of the Needles Municipal Code adding Article IX Housing Commission (INF)
- 10) Accept the resignation of Karen “Kippy” Poulson as City Treasurer and direct staff to come back with a recommended replacement
- 11) City Council, acting as the Needles Housing Authority (NHA) Board, accepting the Housing Authority status report and direct the City Manager to finalize the audits for 2020-21 and 2021-22, develop the NHA budgets, develop and submit the Recovery Plan, and apply sufficient comprehensive fiscal controls consistent with the existing city purchasing and personnel policies

End of Consent

REGULAR ITEMS

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

- 12) Waive the reading and adopt Ordinance No. 659-AC amending Municipal Code Section 92.00 "Definitions" and Section 93.04 "Commercial Zones" and Section 96.01 "Table of Permissible Uses" and Section 98.00 "Site Dimensions" and Section 99.03 "Table of Minimum Dwelling Unit Floor Area" and Section 99.05 "Height of Structures, Table of height limits nonresidential zones" and Section 99.06.02 "Common Usable Open Space Area" and Section 99.06.05 "Front, Side, Rear Yards, Table of yards required nonresidential zones" and Section 99.06.09 "Courts" and Section 111.04.27 "Downtown Core Parking Requirements" and Sections 12A-6, 12A-7, 12A-9, 12A-10, 12A-11 of the Cannabis Businesses ordinance and rescinding Ordinance 620-AC replacing Chapter VII "Intensity of Uses" (2nd reading adopt) (ACT)
- 13) Approve letters of Support for Legislation AB462 creating a pilot program in San Bernardino, Riverside, and Orange counties to establish and implement overdose response teams of law enforcement officers to combat the ongoing opioid crisis in San Bernardino County communities; and SB63 establishing two new grant programs for counties to develop and expand homeless and mental health courts and financial grant opportunities to county sheriffs and jail administrators providing programs to reduce homelessness among inmates who are released from custody (ACT)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember McCorkle
Councilmember Merritt
Councilmember Pogue
Councilmember Belt
Councilmember Longbrake
Mayor Jernigan

ADJOURNMENT

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<http://www.cityofneedles.com>

Posted March 10, 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 10th day of March 2023

Dale Jones, CMC, City Clerk



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

A G E N D A

REGULAR MEETING OF THE CITY COUNCIL,
NEEDLES PUBLIC UTILITY AUTHORITY
SUCCESSOR AGENCY to the REDEVELOPMENT AGENCY
CITY OF NEEDLES, CALIFORNIA
TUESDAY, MARCH 28, 2023
COUNCIL EXECUTIVE SESSION – **5:00 P.M.**
CITY COUNCIL MEETING – **6:00 P.M.**
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES

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: 861 948 081#

OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 861 948 081#

The meetings are being recorded

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) NPUA / COUNCIL: Conference with Legal Counsel regarding existing litigation pursuant to Government Code §54956.9(d)(1) (one case: Rio Buena Vista Assoc. Et. Al. v. City of Needles: Case Number CIVSB 2028439)
- b) NPUA / COUNCIL: Conference with Legal Counsel Regarding Potential Initiation of Litigation Pursuant to Government Code §54956.9(d)(4). (one potential case)
- c) 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 San Bernardino County as the potential buyer of a portion of the building located at 1111 Bailey Avenue, APN 0185-221-13-0000. Under negotiations are the price and terms
- d) Public Employee Appointment Pursuant to Government Code Section 54957. Title: City Manager
- e) Public Employee Performance Evaluation pursuant to Government Code §54957 - Title of position: City Clerk

EXECUTIVE SESSION – Report by City Attorney

ROLL CALL (Previously Taken)
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 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) Proclamation presented to the Fort Mojave Indian Tribe for the Avi Kwa Ame National Monument Designation (INF)
- 2) Fort Mojave Telephone, Inc. Broadband presentation by General Manager Michael Scully (INF)
- 3) Chamber of Commerce update on Visitor Center (INF)

ADJOURN THE JOINT COUNCIL / NPUA MEETING AND CONVENE NPUA / SARDA MEETING (Roll Call previously taken)

- 4) a) Resolution No. 03-28-2023-SARDA declaring pursuant to California Government Code §54221 that the real property identified as APN 0186-222-10-0000 (approximately 1.34 acres located near the intersection of I-40 and US-95) is designated as exempt surplus land and not necessary for the Successor Agency's use at this time, finding that such declaration is exempt from environmental review under the California Environmental Quality Act and taking related actions (ACT)

b) Resolution No. 03-28-2023-1-SARDA authorizing the transfer of the real property identified as APN 0186-222-10-0000 to the Needles Public Utility Authority for essential Authority power substation government purposes and approving certain related actions (ACT)
- 5) Resolution No. 03-28-2023-NPUA authorizing the acceptance of the transfer of the real property identified as APN 0186-222-10-0000 (approximately 1.34 acres located near the intersection of I-40 and US-95) to the Needles Public Utility Authority from the Successor Agency to the Redevelopment Agency of the City of Needles for essential Authority power substation government purposes and approving certain related actions (ACT)

ADJOURN THE JOINT NPUA / SARDA MEETING AND RECONVENE THE COUNCIL MEETING (Roll Call previously taken)

PUBLIC HEARING

- 6) Public Hearing noticed to consider amending Chapter 2 “Administration” of the Needles Municipal Code adding Article IX, Housing Commission
- 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. 660-AC amending Chapter 2 “Administration” of the Needles Municipal Code adding Article IX, Housing Commission (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 7 through 13 on the Consent Calendar by affirmative roll call vote. (ACT)

- 7) Approve the warrants register through March 28, 2023
- 8) Approve the minutes of March 14, 2023
- 9) Waive the reading and adopt Resolution 2023-18 approving an Addendum to the agreement with Data Ticket to include the addition of Advanced Collections for Administrative Citations
- 10) Accept Notice of Completion for work completed by Christensen Brothers General Engineering, Inc on the Phase III Water Service Replacement and Street Improvements Project and authorize a Notice of Completion to be recorded with San Bernardino County Recorder’s Office
- 11) Receive and File the Housing Authority of the City of Needles (HACN) Recovery Plan
- 12) Approve a Third Amendment to the On-Call Consulting Services Agreement between the City and Development Management Group, Inc. for economic development consulting services in the amount not to exceed \$15,400 from existing budget appropriations and extend the term of the Agreement through June 30, 2023
- 13) Accept Notice of Completion for work completed by Robinson Electric Company for purchase and installation of LED Field Lighting at Duke Watkins Park as part of the SB-68 grant from California Department of Parks and Recreation and authorize a Notice of Completion to be recorded with the San Bernardino County Recorder’s Office

End of Consent

REGULAR ITEMS

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

- 14) Authorize those interested in attending the Inland Empire Tourism Regional Summit on March 29, 2023, 8:30 am – 1 pm in the Event Center at Bear Springs Hotel (ACT)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember McCorkle
Councilmember Merritt
Councilmember Pogue
Councilmember Belt
Councilmember Longbrake
Mayor Jernigan

ADJOURNMENT

INTERNET ACCESS TO CITY COUNCIL AGENDAS AND STAFF REPORT MATERIAL IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS AT

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Posted March 24, 2023

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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 24th day of March 2023

Dale Jones, CMC, City Clerk



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

A G E N D A

REGULAR MEETING OF THE CITY COUNCIL
NEEDLES PUBLIC UTILITY AUTHORITY
HOUSING AUTHORITY OF THE CITY OF NEEDLES
CITY OF NEEDLES, CALIFORNIA
TUESDAY, APRIL 11, 2023
COUNCIL EXECUTIVE SESSION – **5:00 P.M.**
CITY COUNCIL MEETING – **6:00 P.M.**
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES

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

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If asked, enter the following: Meeting ID: 653 233 592#

OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 653 233 592#

The meetings are being recorded

CALL TO ORDER
ROLL CALL

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 Labor Negotiators Pursuant to Government Code Section 54957.6. Agency Designated Representative: Rick Daniels or his designee. Unrepresented Employee: Successor City Manager Candidate
- b) Public Employee Performance Evaluation pursuant to Government Code §54957 - Title of position: City Clerk

EXECUTIVE SESSION – Report by City Attorney

ROLL CALL (Previously Taken)
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 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) Terri Pilawa, One Legacy Ambassador, will share her organ transplant story and receive a proclamation naming April 2023 as National Donate Life Month

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

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.

Recommended Action: Approve Items 2 through 3 on the Consent Calendar by affirmative roll call vote. (ACT)

- 2) NPUA / COUNCIL: Authorize a change order to Petrelli Electric Inc. to increase the Cibola Alley project by \$30,515 and include a crossarm changeout on 'J' Street for \$45,292, for a total cost of \$75,807 to be funded by the electric asset replacement fund
- 3) NPUA / COUNCIL: Authorize Southwest Groundwater to conduct an evaluation and rehabilitation of well #15 at a total cost not to exceed \$140,000 to be funded by the water department asset replacement fund

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

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

- 4) HACN/COUNCIL: Approve the Proposed Budget for the fiscal year ending 06/30/23 for the Housing Authority of the City of Needles (ACT)

ADJOURN THE HOUSING AUTHORITY OF THE CITY OF NEEDLES MEETING AND RECONVENE THE CITY COUNCIL MEETING
CALL TO ORDER (Roll Call previously taken)

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

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 5 through 10 on the Consent Calendar by affirmative roll call vote. (ACT)

- 5) Approve the warrants register through April 11, 2023
- 6) Approve the minutes of March 28, 2023
- 7) Waive the reading and adopt Resolution 2023-14 approving the appointment of Virginia Tasker as City Treasurer
- 8) Waive the reading and adopt Ordinance No. 660-AC amending Chapter 2 "Administration" of the Needles Municipal Code adding Article IX, Housing Commission (2nd Reading Adopt)
- 9) Approve Letters of support for Cal Cities sponsored Ballot Measures AB 1708 which increases accountability for repeat theft offenders; 2023-24 State Budget Priorities for Cities to invest \$3 billion in ongoing funding for cities to increase the supply of affordable housing and reduce homelessness; and opposing State Ballot Measure Restricting Voters' Input and Local Taxing Authority which would decimate vital local and state services
- 10) Waive the reading and adopt Resolution 2023-21 approving a categorical exemption for the proposed Fort Mojave Telecommunications Incorporated (FMTI) Fiber Optic Project and direct staff to file the Notice of Exemption (NOE) with the State of California, Office of Planning and Research, State Clearinghouse, and the San Bernardino County Clerk and authorize staff to proceed with the implementation of the proposed FMTI fiber-to-the-premise (FTTP) Project and issue the required permits

End of Consent

REGULAR ITEMS

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

- 11) Authorize those interested in attending the 2023 City / County Conference scheduled for May 18-19, 2023, in Lake Arrowhead (ACT)

CITY ATTORNEYS REPORT

CITY CLERKS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember McCorkle
Vice Mayor Merritt
Councilmember Pogue
Councilmember Belt
Councilmember Longbrake
Mayor Jernigan

ADJOURNMENT

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<http://www.cityofneedles.com>

Posted April 7, 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.

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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 7th day of April 2023

Dale Jones, CMC, City Clerk



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

A G E N D A

REGULAR MEETING OF THE CITY COUNCIL
NEEDLES PUBLIC UTILITY AUTHORITY
HOUSING AUTHORITY OF THE CITY OF NEEDLES
CITY OF NEEDLES, CALIFORNIA
TUESDAY, APRIL 25, 2023
COUNCIL EXECUTIVE SESSION – **5:00 P.M.**
CITY COUNCIL MEETING – **6:00 P.M.**
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES

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: 749 945 267#

OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 749 945 267#

The meetings are being recorded

CALL TO ORDER
ROLL CALL

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 San Bernardino County as the potential buyer of a portion of the building located at 1111 Bailey Avenue, APN 0185-221-13-0000. Under negotiations are the price and terms
- b) Conference with legal counsel regarding potential initiation of litigation pursuant to Government Code §54956.9(d)(4) (one potential matter)
- c) 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 David Longnecker as the potential buyer of a portion of the property described as a 50.66-acre vacant parcel, generally located on Ice Plant Road, APN 0660-031-19-0000. Under negotiations are the price and terms

EXECUTIVE SESSION – Report by City Attorney

ROLL CALL (Previously Taken)
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 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) Staff presentation on the Biden Supplemental Environmental Impact Statement (SEIS) regarding the Colorado River Basin and recommend the Mayor to execute a Priority of Rights Recommendation Letter regarding Present Perfected Rights (ACT)

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

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.

Recommended Action: Approve Items 2 through 3 on the Consent Calendar by affirmative roll call vote. (ACT)

- 2) NPUA / COUNCIL: Authorize Simon Sewer Maintenance to complete six (6) Manhole Geopolymer Rehabilitations along Front Street to W. Broadway in the amount of \$36,075 utilizing wastewater asset replacement funds
- 3) NPUA / COUNCIL: Authorize Southwest Groundwater to purchase and replace the pumping equipment for well #15 not to exceed \$64,528 to be funded by the water department asset replacement fund

RECESS THE JOINT NPUA / CITY COUNCIL MEETING AND CONVENE A JOINT COUNCIL / HOUSING AUTHORITY BOARD OF COMMISSIONERS MEETING (HACN) CALL TO ORDER (Roll Call previously taken)

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

HACN BOARD OF COMMISSIONERS / 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 Council / HACN Board of Commissioners may pull an item from the Consent Calendar for discussion. **Recommended Action:** Approve Items 4 through 6 on the Consent Calendar by affirmative roll call vote. (ACT)

- 4) HACN/COUNCIL: Award bid to Final Touch Construction for the Needles Housing Authority Windows Replacement Project in the amount of \$408,289 plus 10% contingency for a total project cost of \$449,117 using Housing Authority Capital Funds and authorize staff to execute a Public Works Agreement with Final Touch Construction and move forward with the Notice of Award and Notice to Proceed
- 5) HACN/COUNCIL: Waive the reading and adopt Resolution 2023-26 setting time and place for the regular meetings of the Housing Authority of the City of Needles
- 6) HACN/COUNCIL: Authorize an additional MCW1 position to the authorized position list in the Public Works Department to be reimbursed by Housing Authority funds

ADJOURN THE JOINT COUNCIL / HACN BOARD OF COMMISSIONERS MEETING AND RECONVENE THE CITY COUNCIL MEETING

CALL TO ORDER (Roll Call previously taken)

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

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 17 on the Consent Calendar by affirmative roll call vote. (ACT)

- 7) Approve the warrants register through April 25, 2023
- 8) Approve the minutes of April 11, 2023
- 9) Waive the reading and adopt Resolution 2023-22 approving a Fifteenth Amendment to and Extension of the License between the City of Needles and Bonnie Baker Senior Center for use of the kitchen and a portion of the dining area in the Needles Senior Citizens Center during the 2023-2024 fiscal year
- 10) Waive the reading and adopt Resolution 2023-23 approving a First Amendment to and Extension of the Agreement to provide operations of a local route deviation transit service between the City of Needles and Transportation Concepts
- 11) Waive the reading and adopt Resolution 2023-24 approving a Second Amendment to and Extension of 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
- 12) Waive the reading and adopt Resolution 2023-25 approving a First Amendment to Extend the Lease Agreement (El Garces Unit Lease) between the City of Needles and Parking Concepts, Inc. dba Transportation Concepts for Needles Transit operations
- 13) Accept a Proposal from TKE Engineering, Inc to Provide Professional Consulting Services for the Development Impact Fee Update for a not to exceed an amount of \$68,400 using funds from the Impact Fee account and authorize staff to execute a new task between City and TKE Engineering for said work

- 14) City of Needles receives Prohousing Designation from the California Department of Housing and Community Development (INF)
- 15) Waive the reading and adopt Resolution No. 2023-27 amending Resolution No. 2022-46 increasing the 2023 code enforcement legal fee budget line item by \$70,000 using general fund reserves
- 16) Award bid to Tony Cossi Construction for the Recreation Center Purchase & Installation of Acoustical Absorptive Wall Panel Project in the amount of \$143,970.00 plus 10% contingency for a total project cost of \$158,367.00 using general fund reserves and authorize staff to execute a Public Works Agreement with Tony Cossi Construction and move forward with the Notice of Award and Notice to Proceed
- 17) Accept the proposal from the Chamber of Commerce to manage the Business Directory and Near Premise Sign Program transferring oversight to Needles Chamber of Commerce and authorize staff to enter into a Memorandum of Understanding (MOU)

End of Consent

REGULAR ITEMS

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

- 18) Applicant Mike West has requested an amendment to Resolution No. 2021-47 removing condition #16 which restricts a water feature during a drought to be located at 429 N "K" Street (ACT)
- 19) Appointment to fill a vacancy on the City Council Visitor Center Subcommittee (ACT)
- 20) Resolution No. 2023- 28 appointing Patrick J. Martinez as the City Manager effective October 2, 2023 through October 1, 2026 setting a base salary of \$197,000 in compliance with SB1436 and incorporate into the salary schedule for FY 2023-2024 budget (ACT)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember McCorkle
Vice Mayor Merritt
Councilmember Pogue
Councilmember Belt
Councilmember Longbrake
Mayor Jernigan

ADJOURNMENT

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

Posted April 21, 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 21st day of April 2023

Dale Jones, CMC, City Clerk



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

A G E N D A

REGULAR MEETING OF THE CITY COUNCIL
NEEDLES PUBLIC UTILITY AUTHORITY
HOUSING AUTHORITY OF THE CITY OF NEEDLES
CITY OF NEEDLES, CALIFORNIA
TUESDAY, MAY 9, 2023
COUNCIL EXECUTIVE SESSION – **5:00 P.M.**
CITY COUNCIL MEETING – **6:00 P.M.**
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES

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: 446 196 862#

OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 446 196 862#

The meetings are being recorded

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) NPUA/COUNCIL: Conference with Legal Counsel Regarding Potential Initiation of Litigation Pursuant to Government Code Section 54956.9(d)(4). One case
- b) COUNCIL: Conference with Legal Counsel Regarding Potential Initiation of Litigation Pursuant to Government Code Section 54956.9(d)(4). One case
- c) COUNCIL: Conference with Real Property Negotiators Pursuant to Government Code Section 54956.8. Property: 801 Third Street, Needles CA.. Agency Negotiator: City Manager Rick Daniels or his designee. Negotiating Parties: City of Needles as potential lessor and the Tri-State Alano Club as potential lessee. Under Negotiation: Price and terms

EXECUTIVE SESSION – Report by City Attorney

ADJOURN THE JOINT NPUA / COUNCIL MEETING AND RECONVENE THE COUNCIL MEETING

ROLL CALL (Previously Taken)
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 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) The Needles High School Advisory Class will be giving a PowerPoint Presentation on homelessness as it pertains to the City of Needles (INF)

PUBLIC HEARING

- 2) Public Hearing noticed to consider all evidence and testimony for or against approval of amending Needles Municipal Code Section 13-33(d) by adding the placement of Stop Signs at the intersection of Vine Street & R Street
 - Staff Report
 - Council questions of staff
 - Mayor to open the public hearing
 - Public Comment
 - Mayor to close the public hearing
 - Council Discussion / Deliberation
 - Approve for Introduction Ordinance No. 661-AC amending Section 13-33(d) of the Needles Municipal Code to erect stop signs at the southwest and northeast corners of Vine and "R" Streets (1st reading – post) (ACT)

RECESS THE CITY COUNCIL MEETING AND CONVENE A JOINT COUNCIL / HOUSING AUTHORITY BOARD OF COMMISSIONERS MEETING (HACN)

CALL TO ORDER (Roll Call previously taken)

- 3) HACN / COUNCIL: Approve additional positions assumed from the Housing Authority and add Housing Manager and Housing Specialist to the Authorized Positions List (ACT)

ADJOURN THE JOINT COUNCIL / HACN BOARD OF COMMISSIONERS MEETING AND RECONVENE THE CITY COUNCIL MEETING

CALL TO ORDER (Roll Call previously taken)

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

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 4 through 10 on the Consent Calendar by affirmative roll call vote. (ACT)

- 4) Approve the warrants register through May 9, 2023
- 5) Approve the minutes of April 25, 2023
- 6) Authorize staff to retain Fechter & Company to perform the audit of fiscal year ending June 30, 2022 and for the upcoming fiscal year 2022-2023
- 7) Waive the reading and adopt Resolution No. 2023-29 receive and authorize submitting the City of Needles Housing Element Annual Progress Report for the 2023 calendar year to the California Department of Housing and Community Development and to the Governor's Office of Planning and Research
- 8) Waive the reading and adopt Resolution No. 2023-30 approving an amendment to conditional use permit Resolution No. 2021-47 for a new outdoor advertising sign removing condition #16 allowing for the use of a water feature located at 429 N "K" street, also known as APN 0185-067-08-0000
- 9) Authorize Community Works Design Group to conduct a needs assessment and cost estimate for the Needles Municipal Aquatic Center not to exceed \$7,400, utilizing \$5,800 of general fund reserves and \$1,600 from the Needles Sandshark Swim Team
- 10) Authorize the Mayor to sign a letter similar to the CalCities' provided letter and advocate new laws addressing the Fentanyl Poisoning Crisis

End of Consent

CITY ATTORNEYS REPORT

CITY CLERK REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember McCorkle
Vice Mayor Merritt
Councilmember Pogue
Councilmember Belt
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>

Posted May 5, 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 5th day of May 2023

Dale Jones, CMC, City Clerk



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

A G E N D A

REGULAR MEETING OF THE CITY COUNCIL
NEEDLES PUBLIC UTILITY AUTHORITY
HOUSING AUTHORITY OF THE CITY OF NEEDLES
CITY OF NEEDLES, CALIFORNIA
TUESDAY, MAY 23, 2023
COUNCIL EXECUTIVE SESSION – **5:30 P.M.**
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 WILL BE RECESSED
BY THE CITY CLERK TO 5:30 P.M.**

**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: 831 094 883#

**OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 831 094 883#
The meetings are being recorded**

CALL TO ORDER
ROLL CALL

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

RECESS TO EXECUTIVE SESSION

- a) COUNCIL: Conference with Real Property Negotiators Pursuant to Government Code
Section 54956.8. Property: 950 Front Street Suite A-25, Needles CA. Agency Negotiator: City
Manager Rick Daniels or his designee. Negotiating Parties: City of Needles as potential lessor
and the News West Publishing as potential lessee. Under Negotiation: Price and terms

EXECUTIVE SESSION – Report by City Attorney

ROLL CALL (Previously Taken)
INVOCATION
PLEDGE OF ALLEGIANCE
APPROVAL OF AGENDA
CONFLICT OF INTEREST
CORRESPONDENCE
INTRODUCTIONS
CITY ATTORNEY Parliamentary procedures

RECESS THE CITY COUNCIL MEETING AND CONVENE A JOINT CITY COUNCIL / NPUA / HOUSING AUTHORITY (HACN) MEETING

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 City Council / NPUA / HACN 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) Interviews to appoint members to the Needles Housing Commission (ACT)

PRESENTATION

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

- 2) NPUA: Presentation to accept and file the NPUA audit report for fiscal year ending June 30, 2022 completed by Burger & Comer, P.C. (ACT)
- 3) NPUA / COUNCIL / HACN WORKSHOP: Direction to proceed with the Fiscal Year ending June 30, 2024 budget process and schedule the matter for a public hearing and action on June 13, 2023 (ACT)

HACN / COUNCIL CONSENT CALENDAR

All matters listed on the HACN / Council 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 / Board may pull an item from the Consent Calendar for discussion. Prior to action, a member of the public may address the City Council / Board on matters scheduled on the Consent Calendar. A three-minute time limit per person applies. **Recommended Action:** Approve Items 4 through 6 on the Consent Calendar by affirmative roll call vote. (ACT)

- 4) HACN / COUNCIL: Waive the reading and adopt Resolution 2023-1-HACN and approve the Schedule of Allowances for Tenant Purchased Utilities for the Housing Choice Voucher Program (Section 8) for Single Family and Apartment/Duplex & Row-House Dwellings effective August 1, 2023
- 5) HACN / COUNCIL: Waive the reading and adopt Resolution 2023-2-HACN and approve the Schedule of Utility Allowances for the Public Housing Program effective August 1, 2023
- 6) HACN / COUNCIL: Accept and File the Housing Authority of the City of Needles Financial Statements and Independent Auditors' Report for the Fiscal Year that ended June 30, 2021 prepared by Smith Marion & Co.

ADJOURN THE JOINT COUNCIL / NPUA / HACN BOARD OF COMMISSIONERS MEETING AND RECONVENE THE CITY COUNCIL MEETING

CALL TO ORDER (Roll Call previously taken)

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

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 May 23, 2023
- 8) Approve the minutes of May 9, 2023
- 9) Accept the Notice of Completion for work completed by Pacific Tide Construction for the Purchase and Installation of Shade Structures Over Spectator Seating at Nikki Bunch and Duke Watkins Park projects
- 10) Waive the reading and adopt Ordinance No. 661-AC amending Section 13-33(d) of the Needles Municipal Code to erect stop signs at the southwest and northeast corners of Vine and "R" Streets (2nd reading – adopt)
- 11) Waive the reading and adopt Resolution No 2023-32 approving an amendment to Resolution No. 2022-62 amending the use permit between the City of Needles and County of San Bernardino for the City-owned property located at 1111 Bailey Avenue

End of Consent

Regular Items

- 12) Provide direction on Resolution No. 2023-31 Approving the Application for the Land and Water Conservation Fund for JoJo Garcia Complex for shade structures at Franz Flowers Field OR Duke Watkins Park for two Pickleball Courts (ACT)
- 13) Provide staff direction regarding the City Charter established Council Compensation (ACT)

CITY ATTORNEYS REPORT

CITY CLERK REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember McCorkle
Vice Mayor Merritt
Councilmember Pogue
Councilmember Belt
Councilmember Longbrake
Mayor Jernigan

ADJOURNMENT

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Posted May 19, 2023

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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 19th day of May 2023

Dale Jones, CMC, City Clerk



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

A G E N D A

REGULAR MEETING OF THE CITY COUNCIL
NEEDLES PUBLIC UTILITY AUTHORITY
HOUSING AUTHORITY OF THE CITY OF NEEDLES
CITY OF NEEDLES, CALIFORNIA
TUESDAY, JUNE 13, 2023
COUNCIL EXECUTIVE SESSION – **5:00 P.M.**
CITY COUNCIL MEETING – **6:00 P.M.**
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES

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: 212 269 097#

OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 212 269 097#

The meetings are being recorded

CALL TO ORDER

ROLL CALL

Vice Mayor Merritt has requested an excused absence.

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

RECESS THE CITY COUNCIL MEETING AND CONVENE A JOINT CITY COUNCIL / NPUA / HOUSING AUTHORITY (HACN) MEETING

RECESS TO 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
- b) COUNCIL: Public Employee Performance Evaluation Pursuant to Government Code Section 54957. Title: City Manager
- c) COUNCIL: Conference with real property negotiator pursuant to Government Code Section 54956.8: Agency negotiator City Manager Rick Daniels or his designee. Negotiating Parties are the City of Needles as the potential seller and Armen Matevosian as the potential buyer of a portion of the property described as approximately 4-acres vacant parcel, located on the north side of San Clemente and west of East Broadway, APN 0185-234-26. Under negotiations are the price and terms
- d) COUNCIL: Conference with Legal Counsel – Existing Litigation (Gov't Code Section 54956.9(d)(1)) In re: City of Needles v. Janine Anne Gershon, et al. California Superior Court- County of San Bernardino (Case No. CIVSB2218469)

EXECUTIVE SESSION – Report by City Attorney

ROLL CALL (Previously Taken)

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 City Council / NPUA / HACN 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 / NPUA / HACN from taking action on a specific item until it appears on the agenda.

INTERVIEWS

- 1) Interviews and possible appointment of members to the Needles Housing Commission (ACT)

PRESENTATION

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

- 2) NPUA: Presentation to accept and file the NPUA audit report for fiscal year ending June 30, 2022 completed by Burger & Comer, P.C. (ACT)
- 3) Presentation of Certificates to the NHS Girls' Softball Team in recognition for their outstanding performance winning the 2023 State Championship in Reno, Nevada against Battle Mountain High School (INF)
- 4) Presentation to the council for the City of Needles receiving the 2023 Comprehensive Plan Award of Excellence from the American Planning Association, California Chapter, Inland Empire Section for the General Plan and Transportation Update (INF)

PUBLIC HEARING

- 5) NPUA / COUNCIL / HACN: Public hearing noticed to consider all evidence and testimony for or against approval of the City of Needles, NPUA and HACN budgets for Fiscal Year ending June 30, 2024
 - Staff Report
 - Council Questions of Staff
 - Mayor to open the public hearing
 - Public Comment
 - Mayor to close the public hearing
 - Council Discussion / Deliberation
 - COUNCIL: Resolution No. 2023-38 adopting the proposed budget for Fiscal Year 2023-2024 (ACT)
 - NPUA: Resolution No. 06-13-2023-NPUA adopting the proposed budget for Fiscal Year 2023-2024 (ACT)

- HACN: Resolution No. 2023-4-HACN adopting the proposed budget for Fiscal Year 2023-2024 (ACT)

COUNCIL:

- 6) Approve the Twenty Seventh Amendment to Contract No. 99-376 with the County of San Bernardino in the total amount of \$3,619,032 providing for law enforcement services by amending Schedule A for the 2023-2024 fiscal year and authorize the Mayor to sign same (ACT)
Provide direction regarding the sheriff's department request for an additional deputy at an additional cost of \$353,731 (ACT)
- 7) Provide direction regarding the Marketing Strategy Proposed Budget (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 / Council may pull an item from the Consent Calendar for discussion.

Recommended Action: Approve Items 8 through 11 on the Consent Calendar by affirmative roll call vote. (ACT)

- 8) Accept the California Energy Commission Power Disclosure Annual Report for the year ending December 31, 2022
- 9) Authorize Laron Mechanical to complete the wastewater motive pump repair at a cost not to exceed \$26,810 utilizing wastewater asset replacement funds
- 10) Waive the reading and adopt Resolution 2023-37 adopting the 2023 Needles Public Utility Authority Wildfire Mitigation Plan Version 4.0
- 11) Authorize the city manager to execute the XiO Cloud SCADA System for the Lillyhill and "L" Street Boosters dated May 16, 2023 for a monthly subscription of \$430 and an annual technical support of \$3,000 to be funded by the water department annual operating budget and \$18,851 for hardware to be funded by grant funds from the State Water Resources Control Board and Colorado River Basin Regional Water Quality Control Board's Supplemental Environmental Project (SEP)

HACN / COUNCIL

- 12) HACN / COUNCIL: Waive the reading and adopt Resolution 2023-3-HACN authorizing write off previous tenants debts (ACT)
AND
Provide direction regarding preparing a policy and procedures for write-offs policy (ACT)

ADJOURN THE JOINT COUNCIL / NPUA / HACN BOARD OF COMMISSIONERS MEETING AND RECONVENE THE CITY COUNCIL MEETING

CALL TO ORDER (Roll Call previously taken)

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

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 13 through 20 on the Consent Calendar by affirmative roll call vote. (ACT)

- 13) Approve the warrants register through June 13, 2023
- 14) Approve the minutes of May 23, 2023
- 15) Waive the reading and adopt Resolution No. 2023-39 approving a lease extension with Tri-State Alano Club for the building located at 801 Third Street through July 1, 2024
- 16) Waive the reading and adopt Resolution No. 2023-36 adopting a list of projects for Fiscal Year 2023-2024 funded by SB1: The Road Repair and Accountability Act of 2017
- 17) Waive the reading and adopt Resolution No. 2023-35 adopting the Measure I Five-Year Capital Improvement Plan for Fiscal Years 2024 through 2028
- 18) Waive the reading and adopt Resolution No. 2023-33 approving an Agreement between the City of Needles and the Needles Unified School District for a Sheriff's Service Specialist for the 2023-2024 school year
- 19) Waive the reading and adopt Resolution No. 2023-34 approving the Zero-Emission Bus Rollout Plan for the City of Needles / Needles Area Transit
- 20) Accept Change Order No. 1 with Final Touch Construction & Design, Inc. for a Not To Exceed amount of \$6,250 to install additional flooring as part of the Tenant Improvements/Office Space 2023 Project to be funded by the electric department operations

End of Consent

Regular Items

- 21) Consider cancelling the second regular City Council/NPUA/HACN meetings on July 25, August 22 and September 26 (ACT)
- 22) Authorize those interested in attending the League of California Cities 2023 Annual Conference and Expo scheduled for September 20 – 22, 2023 at the SAFE Credit Union Convention Center in Sacramento and designate a voting delegate and alternate(s) (ACT)

CITY ATTORNEYS REPORT

CITY CLERK REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember McCorkle
Councilmember Pogue
Councilmember Belt
Councilmember Longbrake
Mayor Jernigan

ADJOURNMENT

**INTERNET ACCESS TO CITY COUNCIL AGENDAS AND STAFF REPORT MATERIAL
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Posted June 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 June 2023

Dale Jones, CMC, City Clerk



(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 27, 2023
COUNCIL EXECUTIVE SESSION – **5:30 P.M.**
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 WILL BE RECESSED
BY THE CITY CLERK TO 5:30 P.M.**

**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: 979 743 047#

**OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 949 743 047#
The meetings are being recorded**

CALL TO ORDER
ROLL CALL

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

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

RECESS TO 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
- b) 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

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

ROLL CALL (Previously Taken)
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 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.

PUBLIC HEARING

- 1) Public hearing noticed to consider all evidence and testimony for or against approval of a Membership Rate Change at Rivers Edge Golf Course
 - Staff Report
 - Council Questions of Staff
 - Mayor to open the public hearing
 - Public Comment
 - Mayor to close the public hearing
 - Council Discussion / Deliberation
 - Resolution No. 2023-41 amending Resolution No. 2022-26 establishing a new membership rate structure at the Rivers Edge Golf Course (ACT)
- 2) Public hearing noticed to consider all evidence and testimony for or against a request by Armen Ghadimian, a representative of NAAR Capital, LLC, for approval of a Conditional Use Permit for the Conversion of a Motel to Residential Dwelling Units located in the General Commercial Land Use/Zone at 644 W Broadway Street (Imperial 400), APN 0186-111-23-0000 **has been pulled by applicant** (INF)

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 3 through 8 on the Consent Calendar by affirmative roll call vote. (ACT)

- 3) Approve the warrants register through June 27, 2023
- 4) Approve the minutes of June 13, 2023
- 5) Waive the reading and adopt Resolution No. 2023-40 authorizing destruction of certain city records pursuant to Government Code Section 34090
- 6) Accept Change Order No. 1 for work to be completed by Phillips Excavating Inc. on the K Street Underpass project in the amount of \$17,800; authorize staff to execute change order; and file a Notice of Completion with the San Bernardino County Recorder's Office
- 7) Award the base bid for the Duke Watkins Park Improvements to Three Peaks Corp. for a total bid amount of \$2,283,700.55 and a total project cost of \$2,333,700.55 including \$50,000 contingency using Statewide Park Development Revitalization Program funding and authorize

staff to execute a Public Works Agreement with the Contractor and issue a Notice of Award and Notice to Proceed

- 8) Award the base bid for the Marina Park First Beach (Bob Belt Beach Park) to Three Peaks Corp. for a total bid amount of \$1,864,588.48 and a total project cost of \$1,914,588.48 including \$50,000 contingency using State of California Clean California Grant funds and authorize staff to execute a Public Works Agreement with the Contractor and issue a Notice of Award and Notice to Proceed

End of Consent

Regular Items

- 9) Accept a Notice of Completion for work completed by Brack Construction Inc. for the Neighborhood Beautification Program at 1324 and 1332 Larchwood Street, 207 and 115 Monterey Avenue, 233 Spruce Street, and 4 Crestview Drive and authorize a Notice of Completion to record with the San Bernardino County Recorder's Office (ACT)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember McCorkle
Vice Mayor Merritt
Councilmember Pogue
Councilmember Belt
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>

Posted June 23, 2023

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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 23rd day of June 2023

Dale Jones, CMC, City Clerk