

MINUTES

**REGULAR MEETING OF THE CITY COUNCIL
NEEDLES PUBLIC UTILITY AUTHORITY
HOUSING AUTHORITY CITY OF NEEDLES
CITY OF NEEDLES, CALIFORNIA
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES**

**THE 5:00 P.M. PORTION OF THE CITY COUNCIL MEETING WAS RECESSED BY THE CITY CLERK
TO 6:00 P.M.**

**TUESDAY, JULY 11, 2023
COUNCIL EXECUTIVE SESSION – NONE
CITY COUNCIL MEETING – 6:00 PM**

CALL TO ORDER - Meeting was called to order by Vice Mayor Merritt at 6:01 PM
ROLL CALL

PRESENT

Council Member Ellen Campbell
Council Member Jamie McCorkle
Vice Mayor Kirsten Merritt
Council Member JoAnne Pogue
Council Member Tona Belt
Council Member Henry Longbrake

ABSENT

Mayor Janet Jernigan

Also in attendance were City Manager Rick Daniels, Assistant City Manager Patrick Martinez, Deputy City Attorney Lena Wade, City Clerk Dale Jones, and Assistant City Clerk Candace Clark.

PLEDGE OF ALLEGIANCE led by Vice Mayor Merritt

INVOCATION given by Vice Mayor Merritt

APPROVAL OF AGENDA - EXECUTIVE SESSION ITEM LATE ADD TO BE CONDUCTED AT THE
END OF THE REGULAR MEETING:

Pursuant to Government Code Section 54954.2 (2) - Upon a determination by a two-thirds vote of the members of the legislative body present at the meeting, or, if less than two-thirds of the members are present, a unanimous vote of those members present, that there is a need to take immediate action and that the need for action came to the attention of the local agency subsequent to the agenda being posted.

- a) Conference with Legal Counsel – Existing Litigation (Gov't Code § 54956.9) Brian Brown v. City of Needles, et al., U.S. District Court – Central District of California, EDCV23-01118AB(RAO)

Motion made by Council Member Campbell, second by Council Member Pogue to approve the agenda with the late add item to be addressed at the end of the regular meeting. Motion carried by the following roll call vote:

Ayes: Council Members Campbell, McCorkle, Pogue, Belt, and Longbrake

Noes: None

Absent: Mayor Jernigan

CONFLICT OF INTEREST - None

CORRESPONDENCE - None

INTRODUCTIONS - Vice Mayor Merritt acknowledged former Council Member Tim Terral

CITY ATTORNEY – Parliamentary Procedures - Deputy City Attorney Lena Wade had nothing to report.

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PUBLIC APPEARANCE -

Wayne Colburn reported that the road conditions on San Clemente near the Rodeo grounds are bad and need to be fixed.

Tim Terral suggested placing detour signs for vehicles too large to fit under K Street Bridge.

Dyrell Jones reported false documentation and asked Council and staff for help addressing the matter.

RECESSED THE CITY COUNCIL MEETING AND CONVENED A JOINT NPUA/COUNCIL MEETING at 6:08 PM

PUBLIC COMMENTS PERTAINING TO THE NPUA/COUNCIL ITEMS - None

1. NPUA / COUNCIL: Approve the Annual Depository Agreement and authorize and direct Finance staff to make the monthly transfers from NPUA to City accounts to reimburse for fiscal year 2023-2024 payments for bond debt service, contract services, purchase payments and reimbursement of non-utility sanitation revenues deposited with the Authority, according to the approved budget

Motion made by Member/Council Member Campbell, second by Member/Council Member Longbrake, to approve the Annual Depository Agreement and authorize and direct Finance staff to make the monthly transfers from NPUA to City accounts to reimburse for fiscal year 2023-2024 payments for bond debt service, contract services, purchase payments and reimbursement of non-utility sanitation revenues deposited with the Authority, according to the approved budget.

Motion carried by the following roll call vote:

Ayes: Member/Council Members Campbell, McCorkle, Merritt, Pogue, Belt, and Longbrake

Noes: None

Absent: Mayor Jernigan

ADJOURNED THE JOINT NPUA / COUNCIL MEETING AND RECONVENED THE CITY COUNCIL MEETING at 6:28 PM

CALL TO ORDER (Roll Call previously taken)

PUBLIC COMMENTS PERTAINING TO THE COUNCIL ITEMS - None

CONSENT CALENDAR

Motion made by Council Member Campbell, second by Council Member Longbrake to approve items 2 through 9. Motion carried by the following roll call vote:

Ayes: Council Members Campbell, McCorkle, Pogue, Belt, and Longbrake

Noes: None

Absent: Mayor Jernigan

2. Approved the Warrants Register through July 11, 2023
3. Approved the Minutes of June 27, 2023
4. Waived the reading and adopted Resolution No. 2023-44 approving an Agreement with the Fort Mojave Indian Tribe for the Abatement of 1900 Needles Highway, also known as Assessor's Parcel Number 0185-043-05-0000 ("Best Motel") to be completed by December 31, 2023
5. Waived the reading and adopted Resolution No. 2023-43 establishing the appropriations limit for fiscal year 2023-2024 in accordance with the provisions of Division 9 of Title 1 of the California Government Code (Gann Appropriations Limit)
6. Accepted Change Order No. 1 (Final) for work completed by John Simmons Roofing for the City Hall Roofing Project and authorized staff to execute said change order and accept the Notice of Completion to be recorded with San Bernardino County Recorder's Office

7. Waived the reading and adopted Resolution No. 2023-42 approving an Amendment to the Second Amendment, (amending Resolution Nos. 2022-62 and 2023-32) to the Use Permit between the City of Needles and County of San Bernardino for the City-owned property located at 1111 Bailey Avenue
8. Approved Fourth Amendment to On-Call Consulting Services Agreement Between the City of Needles and Development Management Group, Inc. for Economic Development Consulting Services Increasing the Term and Compensation not to exceed \$70,000 included in FY 23-24 to expire June 30, 2024
9. Accepted Change Order #2 to the Public Works Agreement with Cora Constructors, Inc. for the "L" Street Water Booster Pump Station project resulting in an increase to the contract of \$10,851.40 for a new total contract amount of \$868,108.15 using California State Water Resources Control Board grant funds

END OF CONSENT CALENDAR

REGULAR COUNCIL ITEMS - None

CITY ATTORNEY REPORT

Deputy City Attorney Wade had nothing to report

CITY CLERK REPORT

Given by Dale Jones, CMC

CITY MANAGER REPORT

Given by Rick Daniels

COUNCIL REQUESTS

Councilmember Campbell expressed concern about the off ramp fire and suggested staff look into alternatives to the mulch; requested staff get the meeting videos online sooner; asked about restarting the neighborhood watch program.

Councilmember McCorkle had no requests

Council Member Pogue congratulated the city on getting the underpass open.

Councilmember Belt reported that the Visitor Center Committee met and asked about the California Welcome Center designation; requested staff look into fees charged for new homebuilders in an effort to keep people from building across the river instead of Needles.

Councilmember Longbrake attended Zach Lopez's memorial and suggested a plaque be placed in Council Chambers in his honor; reported that a resident made him aware of sidewalk issues behind the wagon; reported that the door was busted open at the visitor center and the perpetrator claimed he was dehydrated and needed water; reported that the drinking fountains at Jack Smith park have not been replaced and are still not working; reported that the new owner of Needles Point Liquor is seeking to put in a grocery store in his old pharmacy area; reported increase in thefts near Bailey and Erin streets.

Vice Mayor Merritt attended the 4th of July event at the pool and requested detour signs near the K Street Bridge.

RECESSED TO EXECUTIVE SESSION at 6:26 PM

- a) Conference with Legal Counsel – Existing Litigation (Gov't Code § 54956.9)
Brian Brown v. City of Needles, et al., U.S. District Court – Central District of California,
EDCV23-01118-AB(RAO)

No Reportable Action

ADJOURNMENT to an Adjourned Regular Meeting for the Council Goal Setting Workshop, to be held Saturday, July 15, 9am - 12pm at the Needles Senior Center located at 1699 Bailey Avenue

Vice Mayor Merritt declared the regular meeting of the City Council / NPUA held on the 11th day of July, 2023, adjourned at 6:47 pm

ATTEST:

Vice Mayor Merritt

City Clerk Dale Jones, CMC