

MINUTES

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

CALL TO ORDER

Mayor Jernigan called the meeting to order at 5:00 pm

ROLL CALL

Present: Mayor Jan Jernigan, Vice Mayor Kirsten Merritt, Council Members Ellen Campbell, Jamie McCorkle, JoAnne Pogue, Tona Belt, and Henry Longbrake. Also present; City Manager Rick Daniels, Assistant City Manager Patrick Martinez, and City Clerk Dale Jones. City Attorney John Pinkney attended via Teams teleconference.

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

PUBLIC COMMENTS PERTAINING TO THE EXECUTIVE SESSION ITEMS – None

RECESSED TO EXECUTIVE SESSION at 5:02 pm

Vice Mayor Kirsten Merritt arrived at 5:08 pm

Council Member McCorkle announced she has a conflict of interest on Executive Session Item a) because she lives too close to Rio Buena Vista.

- 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)

Council Member McCorkle joined executive session at 5:14 p.m.

Council Member Pogue declared a conflict of interest on Executive Session Item b) because her son lives with her and works for the facility in question and left at 5:16 p.m.

- b) NPUA / COUNCIL: Conference with Legal Counsel Regarding Potential Initiation of Litigation Pursuant to Government Code §54956.9(d)(4). (one potential case)

Council Member Pogue rejoined executive session at 5:46 p.m.

- 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

Mayor Jernigan called the meeting to order at 6:13 pm

ROLL CALL (Previously Taken)

EXECUTIVE SESSION – City Attorney Pinkney reported that action was taken on item a) as follows:
 Motion to approve a settlement agreement with Rio Buena Vista Assoc. was made by Council Member Campbell, seconded by Council Member Longbrake, and carried by the following roll call vote:

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

Noes: None

Absent: Council Member McCorkle

City Attorney announced there was no further action taken.

INVOCATION given by Council Member Campbell

PLEDGE OF ALLEGIANCE led by Mayor Jernigan

APPROVAL OF AGENDA

A motion to approve the agenda was made by Council Member Pogue, seconded by Council Member Campbell and carried by the following roll call vote:

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

Noes: None

Absent: None

CONFLICT OF INTEREST – Council Member McCorkle had a conflict of interest on Executive Session Item a) because she lives too close to Rio Buena Vista.

Council Member Pogue declared a conflict of interest on Executive Session Item b) because her son lives with her and works for the facility in question.

CORRESPONDENCE - None

INTRODUCTIONS – Former Council Members Tim Terral and Shawn Gudmundson, Adrian Chavez, and Tribal Council members Colleen Garcia and Nora McDowell

CITY ATTORNEY Parliamentary procedures given by City Attorney Pinkney

PUBLIC APPEARANCE

Judy Thornton gave report on Museum and El Garces tours announcing that the Museum will remain open all summer.

Pastor James Jones suggested building restrooms for public use at Santa Fe Park

Jarod Johnston reported on the work being done on the off freeway ramps. He expressed concern over the restrooms at the skate park and ball field being open at night and a harborage for homeless people.

Terry King reported on an upcoming event on April 29 at 1pm at Santa Fe Park where he will be honoring the National Day of Prayer and asked for a Proclamation declaring April 29 the Needles Day of Prayer.

PRESENTATION

- 1) Proclamation presented by Mayor Jernigan to the Fort Mojave Indian Tribe representative Colleen Garcia for the Avi Kwa Ame National Monument Designation (Spirit Mountain).
- 2) Fort Mojave Telephone, Inc. Broadband presentation given by General Manager Michael Scully
- 3) Chamber of Commerce update on Visitor Center given by Wayne Colburn

ADJOURNED THE JOINT COUNCIL / NPUA MEETING AND CONVENE NPUA / SARDA MEETING (Roll Call previously taken) at 6:51 pm

- 4) a) Resolution No. 03-28-2023-SARDA and b) Resolution No. 03-28-2023-1-SARDA

A motion to waive the reading and adopt 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 and

Waive the reading and adopt 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 was made by Council Member Belt, second by Council Member Campbell and carried by the following roll call vote:

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

Noes: None

Absent: None

- 5) Resolution No. 03-28-2023-NPUA

A motion to waive the reading and adopt 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 was made by Vice Mayor Merritt, second by Council Member Campbell and carried by the following roll call vote:

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

Noes: None

Absent: None

ADJOURNED THE JOINT NPUA / SARDA MEETING AND RECONVENE THE COUNCIL MEETING (Roll Call previously taken) at 6:56 pm

PUBLIC HEARING

- 6) Public Hearing held -noticed to consider amending Chapter 2 "Administration" of the Needles Municipal Code adding Article IX, Housing Commission

City Manager Daniels recommended a 5-member commission and responded to council inquiry that staff has been in contact with HUD and they are happy with our progress.

Mayor opened the public hearing at 7:02 pm

Public Comment – none

Mayor closed the public hearing at 7:02 pm

Council Discussion / Deliberation – none

Council Member Campbell moved, second by Council Member McCorkle to waive the reading and approve for introduction Ordinance No. 660-AC amending Chapter 2 "Administration" of the Needles Municipal Code adding Article IX, Housing Commission. Motion carried by the following roll call vote:

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

Noes: None

Absent: None

CONSENT CALENDAR:

Council Member Pogue moved, second by Council Member Campbell to approve consent items 7-11, and 13. Motion carried by the following roll call vote:

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

Noes: None

Absent: None

- 7) Approved the warrants register through March 28, 2023
- 8) Approved the minutes of March 14, 2023
- 9) Waived the reading and adopted Resolution 2023-18 approving an Addendum to the agreement with Data Ticket to include the addition of Advanced Collections for Administrative Citations
- 10) Accepted Notice of Completion for work completed by Christensen Brothers General Engineering, Inc on the Phase III Water Service Replacement and Street Improvements Project and authorized a Notice of Completion to be recorded with San Bernardino County Recorder's Office
- 11) Received and Filed the Housing Authority of the City of Needles (HACN) Recovery Plan
- 13) Accepted 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 authorized a Notice of Completion to be recorded with the San Bernardino County Recorder's Office

End of Consent

- 12) Approve a Third Amendment to the On-Call Consulting Services Agreement between the City and Development Management Group, Inc.

Item pulled for clarification by Council Member McCorkle

Minimal discussion ensued regarding if this was included in the current budget.

Council Member Campbell moved, second by Vice Mayor Merritt to 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. Motion carried by the following roll call vote:

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

Noes: None

Absent: None

REGULAR ITEMS

PUBLIC COMMENTS PERTAINING TO THE COUNCIL ITEMS - none

- 14) Authorized those interested in attending the Inland Empire Tourism Regional Summit on March 29, 2023

A motion to authorize Mayor Jernigan and Council Member Campbell to attend the Inland Empire Tourism Regional Summit on March 29, 2023, 8:30 am – 1 pm in the Event Center at Bear Springs Hotel was made by Vice Mayor Merritt, seconded by Council Member Longbrake was carried by the following roll call vote:

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

Noes: None

Absent: None

CITY ATTORNEYS REPORT – City Attorney Pinkney had nothing to report.

CITY MANAGERS REPORT - City Manager Rick Daniels gave a report.

COUNCIL REQUESTS

Council Member Campbell asked about marking the restrooms clearly men and women.

Council Member McCorkle requested checking bathrooms at night and making sure they are locked.

Vice Mayor Merritt had no requests.

Council Member Pogue asked about the status of 1st and 2nd beach.

Council Member Belt requested regular cleaning of parks to keep up with trash and suggested a contest where people post selfies while picking up trash and winners get a reward.

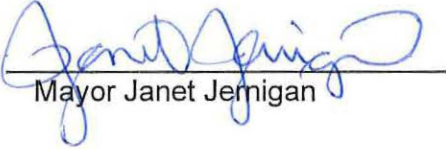
Council Member Longbrake suggested putting a city logo at bottom of pool when it is redone. Also stated there is a street light out on Luna Vista and the flag at the train park is worn and there is no light.

Mayor Jernigan reported on the success of the clean up at Jack Smith Park over the weekend and stated that the bathrooms at El Garces need to remain locked due to previous issues with vandalism and maintenance.

ADJOURNMENT

Mayor Jernigan adjourned the meeting at 7:27 pm

ATTEST:


Mayor Janet Jernigan


City Clerk Dale Jones, CMC