



(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
IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS AT**

<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