



(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.**

**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: 266 979 913#

**OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 266 979 913#
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

**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) 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 IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS AT

<http://www.cityofneedles.com>

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