



# City of Needles, California Request for Council Action

CITY COUNCIL       NPUA       BOARD OF PUBLIC UTILITIES  
 Regular       Special

**Meeting Date:** December 15, 2020

**Title:** Resolution No. 2020-84 amending Resolution No. 2020-67 and Resolution No. 10-13-2020-2 NPUA by Temporary Reducing Wastewater Fees for Food Establishments and Religious Organizations

**Background:** On March 4, 2020 California Governor Newsom declared a State of Emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the state prepare for broader spread of COVID-19

March 17, 2020 the County of San Bernardino ordered all food establishments until April 6 to close dining rooms and offer delivery and carry out only and the County of San Bernardino ordered the cancellation of all gatherings of any size including within religious organizations.

On August 28, 2020 California Governor Newsom introduced the Blueprint for a Safer Economy plan with tiered (colored) structures based on difference scientific metrics.

The City of Needles has been in the Tier one (purple) since March and all food establishments and religious organization have been impacted with multiple closures and reduced business. The Wastewater Treatment Plant flows are historically lower than calendar year 2019.

The Board of Public Utilities approved the recommended action on December 1, 2020.

**Fiscal Impact:** Based on the 2020 study the revenue requirement for the wastewater department is \$1.9M of which the religious organization contribute 1% and the food establishments 4%. The estimated revenue loss is approximately \$18,000

**Recommended Action:** Move to approve Resolution 2020-84 amending Resolution No. 2020-67 and 10-13-2020-2 NPUA by Temporary Reducing Wastewater Fees for Food Establishments and Religious Organizations retroactive to November 1, 2020 through January 31, 2021

**Submitted By:** Rainie Torrance, Assistant Utility Manager

**City Management Review:** \_\_\_\_\_ **Date:** \_\_\_\_\_

Approved: <input type="checkbox"/>	Not Approved: <input type="checkbox"/>	Tabled: <input type="checkbox"/>	Other: <input type="checkbox"/>
Agenda Item: _____			

RESOLUTION NO. 2020-84

A RESOLUTION OF THE CITY COUNCIL OF  
THE CITY OF NEEDLES, CALIFORNIA, AMENDING RESOLUTION  
NO. 2020-67 AND RESOLUTION NO. 10-13-2020-2 NPUA BY TEMPORARILY REDUCING  
WASTEWATER FEES FOR FOOD ESTABLISHMENTS AND RELIGIOUS ORGANIZATIONS

WHEREAS, the Needles Board of Public Utilities (BPU) establishes rates and charges for wastewater services, subject to approval by the Needles Public Utility Authority (NPUA) and the City Council; and

WHEREAS, Section 6 of Article XIID of the California Constitution (commonly known as "Proposition 218") sets forth notice, hearing and protest requirements applicable to the increase of wastewater service rates; and

WHEREAS, on March 4, 2020 California Governor Newsom declared a State of Emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the state prepare for broader spread of COVID-19; and

WHEREAS, on March 17, 2020 the County of San Bernardino ordered all food establishments until April 6 to close dining rooms and offer delivery and carry out only; and

WHEREAS, the County of San Bernardino ordered the cancellation of all gatherings of any size including within religious organizations; and

WHEREAS, on May 7, 2020 California Governor Newsom issued Executive Order N-60-20, the State Public Health Officer issued a local variance opportunity through a process of county self-attestation to meet a set of criteria related to county disease prevalence and preparedness.

WHEREAS, on August 28, 2020 California Governor Newsom introduced the Blueprint for a Safer Economy plan with tiered (colored) structures based on difference scientific metrics; and

WHEREAS, on November 19, 2020 the California Department of Public Health issued a Limited Stay at Home order effective under Tier One (Purple) of California's Blueprint for a Safer Economy; and

WHEREAS, the City of Needles located in San Bernardino County has been in the Tier one (purple) since March and all food establishments and religious organization have been impacted; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Needles, California, hereby amends Resolution No. 2020-67 and Resolution No. 10-13-2020-2 NPUA by temporarily reducing the food establishments and religious organizations wastewater bill by 50% retroactive to the initial effective date of the new wastewater rates being November 1, 2020 until January 31, 2021.

PASSED, APPROVED AND ADOPTED at a regular meeting of the NPUA/City Council of the City of Needles, California, held on the 15<sup>th</sup> day of December 2020, by the following vote:

AYES:

NOES:

ABSENT:

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Mayor

(SEAL)

ATTEST: \_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

**WASTEWATER TREATMENT PLANT  
2020**

**2019**

	Mean Flow	# Days	A/F		Mean Flow	# Days	A/F	Variance A/F
Jan	0.346	31	32.92	Jan	0.305	31	29.02	-3.90
Feb	0.313	28	26.90	Feb	0.268	28	23.03	-3.87
Mar	0.314	31	29.87	Mar	0.269	31	25.59	-4.28
Apr	0.335	30	30.84	Apr	0.256	30	23.57	-7.27
May	0.336	31	31.97	May	0.290	31	27.59	-4.38
Jun	0.322	30	29.65	Jun	0.284	30	26.15	-3.50
Jul	0.337	31	32.06	Jul	0.288	31	27.40	-4.66
Aug	0.317	31	30.16	Aug	0.000	31	0.00	-30.16
Sep	0.339	30	31.21	Sep	0.000	30	0.00	-31.21
Oct	0.308	31	29.30	Oct	0.000	31	0.00	-29.30
Nov	0.294	30	27.07	Nov	0.000	30	0.00	-27.07
Dec	0.292	31	27.78	Dec	0.000	31	0.00	-27.78
<b>TOTAL</b>	<b>3.853</b>	<b>365</b>	<b>295.23</b>	<b>TOTAL</b>	<b>1.960</b>	<b>365</b>	<b>295.23</b>	<b>-93.23</b>

Daily mean flow x #days mo X 1,000,000 = gal/mo  
divided by 7.48 divided by 43560 = A/F mo