



(ACT) – ACTION NEEDED
(INF) – INFORMATION ONLY
(DIS) – DISCRETIONARY

A G E N D A

REGULAR MEETING OF THE CITY COUNCIL,
CITY OF NEEDLES, CALIFORNIA
TUESDAY, MARCH 23, 2021
COUNCIL EXECUTIVE SESSION – **5:00 P.M.**
CITY COUNCIL MEETING – **6:00 P.M.**
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES

The City Council is continuing to hold meetings pursuant to the provisions of the Governor's Executive Order N-29-20 which suspends certain requirements of the Ralph M. Brown Act. As a result of the Executive Order, in person participation at the City Council meetings is not allowed at this time and the Council Chambers are not open to the public.

**THE MAYOR AND COUNCIL MEMBERS MAY BE ATTENDING THIS MEETING VIA
*** MICROSOFT TEAMS *****

**THE PUBLIC MAY ALSO 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](#)**

f asked, enter the following: Meeting ID: 579 391 242#

OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 579 391 242#

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) (One Case: Rio Buena Vista Association et.al. v. City of Needles: Case No. CIV SB 2028439)
- b) Public Employee Performance Evaluation pursuant to Government Code Section 54957 (Title of position: City Clerk)
- c) Conference with legal counsel regarding potential litigation pursuant to Government Code Section 54956.9(d)(2) and / or (3) (one potential case)
- d) 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 buyer and Patrick West as the potential seller of the property described as Bridge Street also known as a portion of APN 0660-301-13-0000. Under negotiations are the price and terms
- e) 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 Greens Needles, LLC as the potential buyer of the property described as a .13 acre portion of City-owned Right-of-Way generally located at the intersection U Street and West Broadway. Under negotiations are the price and terms

EXECUTIVE SESSION – Report by City Attorney

CALL TO ORDER
ROLL CALL
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.

PUBLIC HEARINGS

- 1) Public hearing noticed to consider all evidence and testimony for or against approval of an amendment of City Code Section 104.17.1 Legal Non-Conforming Signs allowing Non-Commercial Messages has been **cancelled by staff**

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 2 through 8 on the Consent Calendar by affirmative roll call vote. (ACT)

- 2) Approve the warrants register through March 23, 2021
- 3) Approve the minutes of December 15, 2020, February 23, and March 9, 2021
- 4) Waive the reading and adopt Resolution No. 2021-10 authorizing the implementation of Option 1 of the Pay and Classification Study per the NUEA and Teamsters 1932 Memorandum of Understandings
- 5) Authorize an increase of \$75,000 each (total of \$150,000) in the water and wastewater legal fees line items to cover unanticipated legal expenses through June 30, 2021
- 6) Waive the reading and adopt Resolution No. 2021-15 authorizing destruction of certain city records pursuant to Government Code Section 34090
- 7) Accept Epic Engineering’s proposal to begin design work for the L Street Booster Station in an amount not to exceed \$57,888 and authorize the city manager to execute a payment agreement dated March 9, 2021 between the City and NCA Management Co. LLC in the amount of \$125,000 payable to the City from a discharge violation at 3241 Needles Highway for the design and a portion of construction costs of said project

- 8) Authorize the City Manager to sign an Intergovernmental Agreement (“IGA”) between the Arizona Department of Transportation “ADOT” and the City of Needles to perform the next phase for Bidding and Construction of the Needles Bridge Deck Rehabilitation Project to occur in October 2021 and budget \$858,495 in Fiscal Year 2021/2022 using Measure I or SB1 funds with a reimbursement from Caltrans of \$760,027 for a difference of \$98,470

End of Consent

REGULAR ITEMS

- 9) Approve Water Works Engineers Well Treatment Analysis and Epic Engineering Well Siting Study and direct staff to conduct additional work to pursue a new 2,500 gpm (gallons per minute) well on the Murl Shaver Substation site (identified as 3240 Needles Highway, APN 660-081-23, -32 and -33) (ACT)
- 10) Mayor and Council appoint a special purpose task force of no more than 3 members to meet with builders, bankers, developers, and City staff to review the City’s progress on meeting the goals and objectives with a report back to Council by May 1 (ACT)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember Terral
Councilmember Merritt
Vice Mayor Paget
Councilmember Belt
Councilmember Longacre
Mayor Williams

ADJOURNMENT

INTERNET ACCESS TO CITY COUNCIL AGENDAS AND STAFF REPORT MATERIAL IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS AT

<http://www.cityofneedles.com>

Posted: March 19, 2021

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 19th day of March 2021.

Dale Jones

Dale Jones, CMC, City Clerk