



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

AGENDA

REGULAR MEETING OF THE CITY COUNCIL
NEEDLES PUBLIC UTILITY AUTHORITY
CITY OF NEEDLES, CALIFORNIA
TUESDAY, SEPTEMBER 28, 2021
COUNCIL EXECUTIVE SESSION – **5:00 P.M.**
CITY COUNCIL MEETING – **6:00 P.M.**
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES
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](#)

**If asked, enter the following: Meeting ID: 125 192 240#
OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 125 192 240#
The meetings are being recorded.**

THE PUBLIC MAY ATTEND – MASKS ARE ENCOURAGED AND DESIGNATED SEATING

CALL TO ORDER
ROLL CALL

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

PUBLIC COMMENTS PERTAINING TO THE EXECUTIVE SESSION ITEMS (A three-minute time limit per person has been established.)

RECESS TO EXECUTIVE SESSION

- a) NPUA /COUNCIL: Conference with Legal Counsel regarding existing litigation pursuant to Government Code Section 54956.9(d)(1) (one case: Rio Buena Vista Assoc. Et. Al. v. City of Needles: Case Number CIVSB 2028439);
- b) COUNCIL: Public Employee Performance Evaluation pursuant to Government Code Section 54957 – Employee Title: City Manager;
- c) COUNCIL: Conference with Labor Negotiator pursuant to Government Code Section 54957.6: Agency designated representative: City Manager Rick Daniels: Employee Organizations: NUEA and Teamsters Local 1932;
- d) COUNCIL: Conference with Labor Negotiator pursuant to Government Code Section 54957.6: Agency designated representative: City Manager Rick Daniels: Unrepresented Employee: Assistant City Manager/Development Services Director.

EXECUTIVE SESSION – Report by City Attorney

RECESS THE JOINT COUNCIL / NPUA MEETING AND RECONVENE THE CITY COUNCIL MEETING
CALL TO ORDER (Roll Call previously taken)

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.

PRESENTATION

(A ten-minute time limit per presentation has been established per Municipal Code Section 2-18.)

- 1) Fire District Update by Scott Tuttle, Assistant Chief, San Bernardino County Fire District (INF)

PUBLIC HEARINGS

- 2) Public hearing noticed to consider all evidence and testimony for or against approving Tentative Parcel Map No. 20388, subdividing 6.5 acres +/- into 2 parcels located in the R2 (Two-Family Residential) Zone, located in the vicinity of Lillyhill Dr. and Casa Linda St, APN 0185-233-55:
 - Staff Report
 - Council Questions of Staff
 - Mayor to open the public hearing
 - Public Comment
 - ◆ Applicant Comments
 - ◆ Comments in Favor
 - ◆ Comments Opposed
 - ◆ Applicant Rebuttal
 - Mayor to close the public hearing
 - Council Discussion / Deliberation
 - Resolution No. 2021-41 approving Tentative Parcel Map 20388 subdividing 6.5 acres +/- into 2 parcels located in the R-2 (Two-Family Residential) Zone, APN 0185-233-55 (ACT)
- 3) Public hearing noticed to consider all evidence and testimony for or against a Conditional Use Permit for a two-phase cannabis cultivation facility, phase one existing building, 4,700 square feet, and phase two, a new 10,800 sq. ft. building, at 1150 W. Broadway, also known as Assessor's Parcel Number 0186-093-18-0000 in the C-2 General Commercial Zone: Applicant Albert Sekoian, representative for Califa Harvest LLC
 - Staff Report
 - Council Questions of Staff
 - Mayor to open the public hearing
 - Public Comment
 - ◆ Applicant Comments
 - ◆ Comments in Favor

- ◆ Comments Opposed
 - ◆ Applicant Rebuttal
 - Mayor to close the public hearing
 - Council Discussion / Deliberation
 - Resolution No. 2021-59 approving a Conditional Use Permit for a two-phase cannabis cultivation facility totaling 15,500 sq. ft. located in the C-2 (General Commercial) Zone at 1150 W, Broadway, APN 0186-093-18-0000 (ACT)
- 4) Public hearing noticed to consider all evidence and testimony for or against a Conditional Use Permit for a 258 sq. ft. cannabis distribution facility, located at 1150 W. Broadway, also known as Assessor's Parcel Number 0186-093-18-0000, in the C-2 General Commercial Zone: Applicant Albert Sekoian, representative for Califa Harvest LLC
- Staff Report
 - Council Questions of Staff
 - Mayor to open the public hearing
 - Public Comment
 - ◆ Applicant Comments
 - ◆ Comments in Favor
 - ◆ Comments Opposed
 - ◆ Applicant Rebuttal
 - Mayor to close the public hearing
 - Council Discussion / Deliberation
 - Resolution No. 2021-60 approving a Conditional Use Permit for a 258 sq. ft. cannabis distribution facility, building C2, located at 1150 W. Broadway, APN 0186-093-18 (ACT)
- 5) Public hearing noticed to consider all evidence and testimony for or against approving an Ordinance amending Chapter 6, Adding Article X, Entitled "Violation Penalty", in the Needles Municipal Code adding penalties for work without permits **has been continued to October 12, 2021 council meeting**
- 6) Public hearing noticed to consider all evidence and testimony for or against a Conditional Use Permit for a two-phase development of a cannabis cultivation facility totaling 19,340 sq. ft. located at 315 Balboa Place, APN 0660-081-21 in a C-3 Highway Commercial Zone **has been continued to October 26, 2021 council meeting**

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 12 on the Consent Calendar by affirmative roll call vote. (ACT)

- 7) Approve the warrants register through September 28, 2021
- 8) Waive the reading and adopt Resolution No. 2021- 56 waiving the sealed bid process and accepting a quote from Vigilant Solutions LLC in the amount of \$19,321.25 for purchase and installation of a license plate reader to be installed on a 2021 ATS/ATS-5 radar trailer using community oriented policing services (COPS) grant funds
- 9) Receive and file the Transportation Development Act Triennial Performance Audit for Fiscal Years 2018-2020 for the Needles Transit Services

- 10) Authorize the city manager to execute the Unsubsidized Work Experience/Community Service Training (WEX) Memorandum of Understanding (MOU) with the County of San Bernardino Transitional Assistance Department
- 11) Waive the reading and adopt Resolution No. 2021-58 approving the repair and replacement of the Colorado River Bridge Deck and existing guardrails of the SR-95 Needles Bridge, also known as California Bridge No. 54C03949, Arizona Structure No. 2435, State Route 95
- 12) Authorize the mayor to execute the Cooperative Agreement between the City of Needles and the County of San Bernardino for the Needles Highway Improvements Segment 1B

End of Consent

REGULAR ITEMS

- 13) Request to reconsider Resolution No 2021-53 and if approved motion to adopt Resolution No. 2021-53 approving a Conditional Use Permit for a 1,102 square foot cannabis retail business to be housed within the existing Mobil Gas Station building, located at 1005 E. Broadway, APN 0186-214-07, in the C-2 General Commercial Zone (ACT)
- 14) Discussion regarding creation of a new Electric Rate Stabilization Fund with the monies from the marijuana tax currently deposited into the Economic Development Fund (ACT)
- 15) Discussion regarding an employee appreciation event (ACT)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Campbell
Councilmember Evans
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: September 24, 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 24th day of September 2021

Dale Jones, CMC, City Clerk