



(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, NOVEMBER 9, 2021
COUNCIL EXECUTIVE SESSION – **5:00 P.M.**
CITY COUNCIL MEETING – **6:00 P.M.**
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES

AUTHORIZED BY AB 361

**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: 215 488 469#
OR listen in and participate by calling Teams: 1-323-488-2227 - Meeting ID: 215 488 469#
The meetings are being recorded.**

THE PUBLIC MAY ATTEND – MASKS ARE ENCOURAGED AND DESIGNATED SEATING

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) Public Employee Performance Evaluation pursuant to Government Code Section 54957 -Title of position: City Clerk
- b) Conference with Labor Negotiator pursuant to Government Code Section 54957.6: Agency designated representative: City Manager Rick Daniels: Employee Organizations: NUEA
- 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 Gilbert M Mejia and Irene Mejia as the potential seller and City of Needles as the potential buyer of two properties. First property is described as a .07 acre vacant parcel, generally located directly east of 421 N K Street, APN 0185-067-13-0000. Second property is described as a .03 acre vacant parcel, generally located directly east of 419 N K Street, APN 0185-109-45-0000. Under negotiations are the price and terms

- 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 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

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

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.

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 HEARINGS

- 1) Public hearing noticed to consider all evidence and testimony for or against a Conditional Use Permit for a 1.824 sq. ft. retail cannabis business located at 1312 W. Broadway, APN 0185-157-02-0000 and 1315 Front Street, APN 0185-157-12-0000 in the C-2 “General Commercial” Zone; Applicant Arman Solimani
- 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. 2021-71 approving a Conditional Use Permit for a retail cannabis business located in the C-2 (General Commercial) Zone at 1312 Broadway Street APN 0185-157-02-0000 and 1315 Front Street APN 0185-157-12-0000 (ACT)
- 2) 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 cancelled by staff**

RECESS THE CITY COUNCIL MEETING AND CONVENE A JOINT COUNCIL / NPUA MEETING

CALL TO ORDER (Roll Call previously taken)

- 3) NPUA / COUNCIL: Waive the reading and adopt Resolution No. 2021-70 authorizing the City Manager to apply for and receive Financial Assistance from the California State Water Resources Control Board for the planning, design and construction of the L Street Pump Station Project using \$205,900 grant funds

RECESS THE COUNCIL/NPUA 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 4 through 14 on the Consent Calendar by affirmative roll call vote. (ACT)

- 4) Approve the warrants register through November 9, 2021
- 5) Approve the minutes of March 12, March 26, June 11 and July 9, 2019
- 6) Waive the reading and adopt Resolution No. 2021-64 proclaiming a local emergency, ratifying the proclamation of a State of Emergency by Executive Order N-09-21, and authorizing remote teleconference meetings of the legislative bodies of the City of Needles for the period of November 13, 2021 – December 13, 2021, pursuant to provisions of the Ralph M. Brown Act
- 7) Authorize the City Manager to execute a Memorandum of Understanding (MOU) with the Institute for Local Government for Technical Assistance, Education and Training through the BOOST (Build, Organize, Optimize, Strengthen, Transform) Program
- 8) Authorize the City Clerk to publish a notice of vacancies on various Boards and Commissions due to the expiration of terms as of December 31, 2021, in addition to all vacancies that may exist due to resignations
- 9) Waive the reading and adopt Resolution No. 2021-65 approving a professional services agreement between the City and Dr. Joseph Velasco, a Licensed California Veterinarian, for mobile veterinary clinic services for the Needles Animal Shelter not to exceed \$2,000 annually funded by general fund reserves and issue a notice of award and notice to proceed
- 10) Approve Infrastructure Project List for County Supervisor Cook's consideration of 3 projects (grind and pave River Road Needles Hwy to Jack Smith Park; patch, slurry and striping portions of J Street from freeway, West Broadway to Needles Hwy and to North K; repair of unsafe sidewalks) at a cost of \$2,000.000 to be paid for by the County of San Bernardino
- 11) Authorize an additional deputy sheriff position (40 patrol hours per week), one marked unit, and one HT to the Law Enforcement Services Contract Schedule A effective January 1, 2022; approve an additional \$77,211 budget adjustment to cover the costs for the 2021-2022 fiscal year to come from general fund reserves; and approve Amendment No. 25 to Contract No 99-376 with the County of San Bernardino reflecting the increased services and authorize the mayor to sign same
- 12) Waive the reading and adopt Resolution No. 2021-66 adopting the Traffic Study to minimize vehicle traffic at the Intersection of Needles Highway and North K Street traffic signal light

- 13) Waive the reading and adopt Resolution No. 2021-67 adopting the Traffic Study to erect “No Left Turn Signs” and “Wrong Way Signs” at the intersection of T Street and Needles Highway
- 14) Waive the reading and adopt Resolution No. 2021-68 amending Resolution No. 2019-8 making recommended changes to the Economic Development Program

End of Consent

REGULAR ITEMS

- 15) Extend the agreement upon the submission of a project plan prepared by a paid qualified project manager who will assure the project completion – Resolution No. No. 2021-69 amending Resolution No. 2021-22 approving an Amendment to the Visitor Center Professional Services Agreement with the Chamber of Commerce and Lease Agreement for the Chamber of Commerce offices located in the Historic El Garces Train Depot **OR**
Declare the Chamber of Commerce Visitor Center Services Agreement and Lease in default and request the Council Visitor Center Committee to reassess the project and seek other options
(ACT)
- 16) Provide staff direction on Phase II of the Pavement Management Program (ACT)
- 17) Budget Ad-Hoc and Lagoon Ad-Hoc Committee vacancies (DIS)

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: November 5, 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 5th day of November 2021

Dale Jones, CMC, City Clerk