



(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, MAY 28, 2019
COUNCIL EXECUTIVE SESSION – 5:30 P.M.
CITY COUNCIL MEETING – 6:00 P.M.
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES**

Councilmember Hazlewood will be participating in this meeting via teleconference call from Oak Tree Inn, 1706 N Park Drive, Winslow, AZ 86047.
The public will be given an opportunity to address the legislative body directly from this teleconference location.

**THE 5:00 P.M. PORTION OF THE CITY COUNCIL MEETING WILL BE RECESSED
BY THE CITY CLERK TO 5:30 P.M.**

**CALL TO ORDER
ROLL CALL**

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

RECESS TO EXECUTIVE SESSION

- a) Conference with labor negotiator pursuant to California Government Code §54957.6 – Personnel – Agency Representative City Manager Rick Daniels – Employee Organizations: Needles Unclassified Employees Association (NUEA) and Teamsters Local 1932

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 addressing the Council, please come to the podium and give 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 by Municipal Code Section 2-18.)

- 1) Presentation by representatives of the Laughlin Economic Development Corporation (INF)

PUBLIC HEARING

- 2) Public hearing noticed to consider all evidence and testimony for or against approval of an amendment to Chapter 15A-5(f) "Camping, picnicking and day use of areas" parking at Jack Smith Memorial Park by removing the four-hour time limit and limiting the types of vehicles allowed to park in the designated parking area and cul-de-sac
 - Staff Report
 - PowerPoint Presentation
 - Council Questions of Staff
 - Mayor to open the public hearing
 - Public Comment
 - Mayor to close the public hearing
 - Council Discussion / Deliberation
 - Ordinance 617-AC amending the Needles Municipal Code Section 15A-5(f) Recreation Area Use (Policy) removing the four-hour parking restriction for the Jack Smith Memorial Park Designated Parking Area and Cul-de-sac and requiring vehicles towing watercraft trailers to park outside of the area (1st reading – post) (ACT)

RECESS CITY COUNCIL MEETING AND CONVENE A JOINT MEETING WITH THE NEEDLES PUBLIC UTILITY AUTHORITY

CALL TO ORDER (Roll Call previously taken)

PUBLIC COMMENTS PERTAINING TO THE NPUA / COUNCIL ITEMS (A three minute time limit per person has been established.)

- 3) NPUA / COUNCIL: Budget workshop to discuss the proposed NPUA / CITY Budgets ending June 30, 2020 (DIS)

ADJOURN THE JOINT NPUA MEETING AND RECONVENE CITY COUNCIL MEETING

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

- 4) Approve the warrants register through May 28, 2019
- 5) Waive the reading and adopt Ordinance No. 616-AC replacing Chapter 9, Article III, entitled "Fireworks" in the Needles Municipal Code (2nd reading – publish)

- 6) Waive the reading and adopt Resolution No. 2019-22 accepting the sale of surplus city-owned properties APN 0185-221-08 generally located south of Flip Mendez Pkwy; APN 0185-233-50 generally located at the northwest corner of Casa Linda Street; APN 0185-233-59 generally located north of Mesa Grande Apartments and APN 0185-233-31 generally located at the northwest corner of Lillyhill Drive and Clary Drive to Billy Andrews in the amount of \$25,200
- 7) Waive the reading and adopt Resolution No. 2019-23 amending Resolution No. 2017-107 approving an extension of time for a Conditional Use Permit (CUP) issued for a marijuana cultivation facility at 900 E. Broadway, APN 0186-241-61 that expires on June 11, 2019 (former site of Baker Ambulance and Robinson's Electric)
- 8) Waive the reading and adopt Resolution No. 2019-24 amending Resolution Nos. 2017-84 and 2017-83 approving an extension of time for two conditional use permits (CUP) issued for marijuana facilities, Suite "A", and Suite "B", located at 2109 Needles Highway (former site of the "Le Brun" Motel)
- 9) Waive the reading and adopt Resolution No. 2019-25 amending Resolution Nos. 2017-94, -95, -96, -97, -98, -99, -100 and -101 approving an extension of time for eight conditional use permits issued for marijuana facilities located at 320 Balboa
- 10) Waive the reading and adopt Resolution No. 2019-20 amending Resolution Nos. 2017-108, -109, -110 and -111 approving an extension of time for four conditional use permits (CUP) for four marijuana cultivation facilities located at the intersection of E. Broadway and Victory Drive
- 11) Waive the reading and adopt Resolution No. 2019-21 amending Resolution No. 2018-70 and 2018-71 approving an extension of time for two conditional use permits (CUP) issued for marijuana facilities Suite "A" and Suite "B" located at 2208 Needles Highway (former site of the Relax Inn Motel)
- 12) Update on the shopper shuttle pilot program to Arizona grocery stores (INF)

End of Consent Calendar

REGULAR ITEMS

- 13) Update on the off-highway motor vehicles on-highway ordinance (DIS)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Gudmundson
Councilmember Terral
Councilmember Hazlewood
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>**

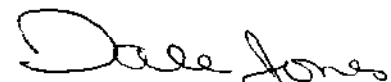
Posted: May 24, 2019

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 May 2019.


Dale Jones, CMC, City Clerk



City of Needles, California Request for City Council Action

☒ CITY COUNCIL ☐ NPUA ☐ RDA ☐ ☒ Regular ☐ Special

Meeting Date: May 28, 2019

Title: Needles City Council Ordinance 617-AC
Amending the Needles Municipal Code Section 15A-5(f)
Recreation Area Use (Policy) Parking at Jack Smith Park
Limiting the Types of Vehicles Allowed to Park in the
Designated Parking Area and Cul-de-sac

Background: In 2010 an amendment to the Needles Municipal Code identified above was approved by City Council, placing a time restriction of four hours for parking in the Jack Smith Memorial Park designated parking area and cul-de-sac. The Parks & Recreation Commission recommended the 4-hr. time limit to prevent patrons who were not there to use the park, be required to park in the overflow parking area until 10pm for a \$5 daily fee. This is an additional source of income for Jack Smith Park Boat Launch.

On January 8, 2019 the City Council determined that the time limit restrictions should be lifted and directed staff to prepare an amendment to the Municipal Code. The attached Ordinance removes the time restriction, but implements a restriction prohibiting vehicles with watercraft trailers from parking in the area.

Public Notification: A public hearing notice was placed in the Needles Desert Star for Wednesday, April 24, 2019 and posted in two conspicuous locations in the City.

Fiscal Impact: N/A

Recommendation: Approve City Council Ordinance 617-AC removing the four-hour parking restriction for the Jack Smith Memorial Park Designated Parking Area and Cul-de-sac and requiring vehicles towing watercraft trailers to park outside of the area.

Submitted By: Patrick Martinez, Director of Development Services

City Management Review: RJC

Date: 5/23/19

Approved: ☐

Not Approved: ☐

Tabled: ☐

Other: ☐

Agenda Item: 2

ORDINANCE 617-AC

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEEDLES, CALIFORNIA, AMENDING CHAPTER 15A-5(f) RECREATION AREA USE (POLICY) PARKING AT JACK SMITH PARK LIMITING THE TYPES OF VEHICLES ALLOWED TO PARK AND REMOVING THE FOUR-HOUR PARKING RESTRICTION IN THE DESIGNATED PARKING AREA AND CUL-DE-SAC

WHEREAS, the City of Needles Jack Smith Park provides amenities for various activities including playground equipment, boat launch facilities, and beach areas for water-recreation; and

WHEREAS, the designated parking area and the cul-de-sac area provide parking for the children's playground equipment and should be limited to vehicles without watercraft trailers; and

WHEREAS, a public hearing notice for the Needles City Council meeting was published in the Needles Desert Star on April 24, 2019, posted in two conspicuous locations and mailed to property owners within 300' of the site; and

WHEREAS, on May 14, 2019, the Needles City Council held a duly noticed and advertised public hearing to receive oral and written testimony relative to the amendment to the Needles Municipal Code (NMC); and

WHEREAS, the Needles City Council has sufficiently considered all testimony and any documentary evidence presented to them in order to make the following determination:

SECTION 1. The City Council HEREBY FINDS AND DETERMINES that this activity is not subject to the California Environmental Quality Act ("CEQA") pursuant to CEQA Section §§ 15060 (c)(2), the activity will not result in a direct or reasonable foreseeable indirect physical change in the environment

SECTION 2. The City Council HEREBY FINDS AND DETERMINES that facts do exist to approve an amendment to the Needles Municipal Code (NMC).

SECTION 3. The City Council HEREBY APPROVES Ordinance 617-AC for an amendment to the Needles Municipal Code (NMC) as follows:

Existing 15A-5 (f) language:

~~"(f) — Parking. The Jack Smith Memorial Park designated park area and cul-de-sac is for park use only. A four-hour maximum time limit has been established. If a violation occurs, the Code Enforcement Officer shall issue a civil citation in the amount of \$50.00 and / or have the vehicle towed at the owner's expense."~~

Amended Section 15A-5 (f) to read:

"(f) Parking. The Jack Smith Memorial Park designated park area and cul-de-sac is for park use only. Vehicles pulling watercraft trailers are required to park outside of this

area. If a violation occurs, the Code Enforcement Officer shall issue a civil citation in the amount of \$50.00 and / or have the vehicle towed at the owner's expense."

SECTION 4. This action shall become final and effective 30 days after this decision by the City Council as provided by the Needles City Code.

NOW, THEREFORE, BE IT ORDAINED that the City Council of the City of Needles, California, approves an amendment to the City Code.

INTRODUCED AND READ for the first time and ordered posted at a regular meeting of the City Council of the City of Needles, California, held on the 28th day of May, 2019, by the following roll call vote:

AYES:
NOES
ABSENT
ABSTAIN

Mayor

Attest:

City Clerk

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Needles, California, held on the 11th day of June, 2019.

AYES:
NOES:
ABSENT:
ABSTAIN:

Mayor

(Seal)

Attest:

City Clerk

Approved as to form:

City Attorney



**City of Needles, California
Request for City Council Action**

☒ CITY COUNCIL ☒ NPUA ☐ SARDA ☒ Regular ☐ Special

Meeting Date: May 28, 2019

Title: BUDGET WORKSHOP:
Presentation and discussion of the City Manager's Proposed Budgets for the City of Needles, Cemetery, grant funds, Sanitation, Golf Course, Internal Service Funds, Transit Funds, Successor Agency to the Needles Redevelopment Agency, and NPUA for the fiscal year ending 06/30/20.

Background: The City Manager, Director of Finance and Department Managers developed the budget as required by the City Charter. The Proposed Budgets were reviewed by the Council Finance Committee on May 14, 2019.

General Fund Version 4 includes a \$144,000 increase in the Sheriff contract. The general liability insurance increased this year by \$189,373 and was more substantial in comparison due to last year's retrospective adjustment credit of \$72,160. Workers' compensation insurance had a smaller increase of \$9,500 compared to the prior year.

The second page of the General Fund budget lists the major changes in the General Fund. Revenue estimates include increases in property taxes of approximately \$179,000. The estimate for cannabis cultivation/manufacturing business tax revenue is \$669,000 greater than the current budget, and dispensary business tax projections are \$200,000 greater than the current budget. Included across department budgets are an estimated 10% increase in healthcare costs which are renewed in November, a 5% increase for salaries and related costs, and a California minimum wage increase for part-timers from \$12 to \$13 at January 1, 2020.

The Proposed Budgets include a list of capital projects that will improve efficiency, improve the level of services, or enhance the community's visual condition. These projects were generated from Boards and Commissions and Department Managers. The Capital Improvements list is included for discussion also. Projects on this list will be planned out and a detailed estimate is created once the funding has been secured.

For FY 20 Cemetery expenditures are still greater than revenues, requiring a \$68,000 subsidy transfer from the General Fund. A new full-time MCW I was requested by the Cemetery Board however only a part-time is included in the budget to reduce costs.



**City of Needles, California
Request for City Council Action**

The Golf Fund budget reflects a slight increase in revenue from FY 19, an increase in Pro Shop expenditures of approximately \$63,000, and an increase in Golf Maintenance expenditures of \$44,000. The Golf Fund has an expected deficit of \$386,000 for the year compared to \$300,000 estimated for FYE 06/30/19. As of 03/31/19, the accumulated cash deficit in the Golf Fund is \$2.5M. This is being addressed by a continued subsidy from the General Fund to ensure that the City will be able to meet its immediate and long-term service objectives.

Per SB 107, the Successor Agency to the RDA is winding down and the allowable amounts for FY 20 administrative costs have been reduced by \$66k for the Finance Director, City Manager, and City Clerk allocations. This has a trickle-down effect to those positions other allocations since this budget is being reduced. There will be no allowable admin. costs for FY 21 per SB 107 limits.

The Needles Chamber of Commerce requested an unspecified amount towards their operating expenses, copy attached. The funding request was presented to the Council Budget Committee which took no action to include it in the budget. Chambers of Commerce are vitally important to a prosperous business community, but they have alternative funding sources that do not reduce the City's ability to provide public services.

The Utility Board discussed the NPUA draft preliminary budget at their last meeting and has recommended the budget for NPUA approval. A minor change was made after the recommendation to include \$30,000 to start the RFP process for a rate study per the requirements.

Once the Council has reviewed the proposed budget and provided direction, a public hearing will be scheduled for June 11, 2019. As per City Charter Section 1105, the budget shall be adopted on or before June 30 each year.

Fiscal Impact: See attached spreadsheets

Recommendation: Direction to proceed with the Budget process and schedule the matter for a public hearing and action on June 11, 2019 for the fiscal year ending June 30, 2020

Submitted By: Sylvia Miledi, Director of Finance

City Management Review:

Rick

Date: 5/23/19

Approved: ☐

Not Approved: ☐

Tabled: ☐

Other: ☐

Agenda Item: 3

Base Level Comparison		FY 20		DRAFT
		Revenues	Operating Expenses	
GENERAL FUND				
Base level from mid-year approved budget		5,882,273	5,934,789	
<u>Revenue Increases / (Decreases)</u>				
	Property taxes	178,781		
	Sales & Use taxes	10,500		
	Dispensary business tax	200,000		
	Cultivation business tax	668,763		
	Utility users tax (based on utility revenue)	(33,000)		
	Overestimated business license fees	(3,000)		
	Decrease in Building fees	(20,941)		Numerous projects started and completed in FY 19
	Increase in Engineering fees	3,950		
	Increased activity in Code Enforcement	14,000		
	Increase in interest earnings	7,000		
	Decrease in transfers (other than Golf)	(77,583)		
	Increase in Fair Share Allocation	29,407		Estimate based on budget increases
	Increase in Aquatics pool property rentals	(5,750)		School Dist cut back on P.E. swim courses
	Increase in launch passes	10,002		Trend
		982,129		
<u>Departments</u>				
				*Increase in salary costs & general insurances
	City Manager		14,342	*
	Finance		122,369	* New Fin Asst \$67k, Hospital UAL \$23k, new medical tier for existing employee \$15k; RDA allocs changed; \$8k to complete pay study
	Mayor / Council / Clerk		63,630	* Temp labor \$25k; RDA allocs changed; Council travel increase \$6k; Council chamber technology upgrade \$5k; Special event budget \$9k
	Planning / Zoning		99,917	* Appraisal costs \$5k; Housing element of Genl Plan \$80k
	Engineering		6,695	* Change in Permit Tech allocs
	Senior Center		1,757	Increase in general insurance
	Police (Sheriff contract)		150,107	Increase in contract
	Animal Shelter / Control		16,030	Increase in general insurance; new p/t AC officer
	Building & Safety		51,039	* Change in Permit Tech allocs
	Code Enforcement		120,607	* New Code Enf officer for 1/2 year \$37k; incr legal fees \$35k
	Public Works		10,372	*
	Sanitation		6,348	*
	Aquatics		16,455	* Grant writer costs \$3,000
	Parks / Buildings / Grounds		1,987	* Park projects completed -\$35k; new p/t MCW I \$14k
	Recreation		36,082	* Underestimated WA & WW utilities; incr supply costs; incr. in min wage
	Jack Smith Park Marina		12,412	* Incr. in min. wage
	Transfers to Cemetery/Golf		116,166	Cemetery \$68k, Golf \$386k
	FY 20 draft budget v.3	6,864,402	6,781,104	
	Increase / (decrease) from mid-year	982,129	846,315	

[illegible]

[illegible]



CITY OF NEEDLES
FINANCE DEPARTMENT
817 THIRD STREET
NEEDLES, CA 92363

Question: What is an Internal Service Fund?

Explanation: There are certain activities that effect the entire City, but are charged to an Internal Service Fund.

The Internal Service Funds are as follows:

NAME OF FUND:	PURPOSE OF FUND:
Utility Business Office	The operation of billing and collecting utility payments, banking, and General Fund cash deposits.
Management Info. Systems	Computer operations and maintenance, WIFI and network services.
Central Purchasing	Purchasing of supplies for City Hall and all City and NPUA departments
Fleet Maintenance	Maintaining all City-owned and NPUA-owned vehicles, trucks, and heavy equipment
Vehicle Replacement Fund	Based on the existing fleet of vehicles, a "savings account" is increased each year to use for future replacement of vehicles. It is based on an average life of six years per vehicle.

As expenditures occur, they are charged to the appropriate Internal Service Fund.

A monthly allocation is made to all departments of the City and NPUA to cover the expenses of each Internal Service Fund. This allocation is based on the particular department's percentage of usage of that fund.

DRAFT	CITY OF NEEDLES					
	Internal Service Funds					
	FY 2019 / 2020					
					FY 2019 Revised Budget	FY 2020 Requested Budget
	FY 2017 Actuals	FY 2018 Actuals				
Utility Business Office	\$ 227,527	\$ 303,785	\$	321,662	\$ 364,472	
Management Info. Systems	\$ 83,257	\$ 93,836	\$	132,312	\$ 169,000	
Central Purchasing	\$ 130,928	\$ 136,279	\$	158,718	\$ 175,703	
Fleet Maintenance	\$ 236,458	\$ 248,626	\$	280,235	\$ 261,552	
Vehicle Replacement Fund	\$ 170,173	\$ 144,557	\$	170,173	\$ 187,150	

CAPITAL IMPROVEMENT PLAN			DRAFT	
FY 2020				
			Cost Estimate	Funding Source
<u>ADMIN. FACILITY</u>				
	1.	New roof	30,000	?
<u>ANIMAL SHELTER</u>				
	1.	Shelter building addition/expansion	80,000	?
<u>AQUATICS</u>				
	1.	Seam dismantle and repair on slide	30,000	?
	2.	Replace microprocessor for automatic main pool filter	6,600	?
	3.	Install valves & gauges for manual filter operation	1,800	?
	4.	Replace sand in both main pool filters	10,000	?
	5.	Repair main pool plaster cracking (spot \$5k/complete \$15k)	15,000	?
	6.	Repair outside shower tower	3,000	?
	7.	Repairs to chlorine system & main pool filter valves	4,000	?
<u>JACK SMITH PARK MARINA</u>				
	1.	Resurface / restripe launch ramp parking lot	115,000	Jack Smith Capital Rsv. \$65k
	2.	Resurface / restripe park parking lot (cul-de-sac)	48,000	?
	3.	Bollards/cable along south side of River Rd. (Dike Rd.)	110,000	?
	4.	Improvements to restrooms on no. side of parking lot	20,000	?
<u>MAYOR / COUNCIL / CLERK</u>				
	1.	Audio / video meetings on website	3,400	?
	2.	Records management improvements	10,000	?
	3.	Build secure vault in warehouse	30,000	?
<u>PARKS</u>				
	1.	Duke Watkins soccer field chain link fence (625 lf)	26,000	?
	2.	200 tons of rock to landscape grounds near pool/park	6,500	?
	3.	Replace drinking fountains (2 at Duke & 1 at JS Park)	9,000	?
	4.	Lights for Duke Watkins field (8 60' poles & lights)	314,000	?
	5.	New basketball court (across from court next to pool)	51,650	?
	6.	Parking lot in front of Recreation building (21,600 sf)	81,000	?
	7.	New parking lot behind Nikki Bunch/Franz fields (28k sf)	105,000	?
	8.	Bleachers for Duke Watkins baseball/soccer field	28,000	?
	9.	Restroom upgrades	30,000	?
	10.	River walk design	5,000	?
<u>PLANNING & ENGINEERING</u>				
	1.	General Plan Update	721,595	?
<u>PUBLIC WORKS</u>				
	1.	City yard rehab./asphalt repave	180,000	?
	2.	3-yard loader	200,000	?
	3.	Pavement Management System	58,000	?
	4.	North K Railroad underpass flood prevention	200,000	?

CAPITAL IMPROVEMENT PLAN				DRAFT
FY 2020				
			Cost Estimate	Funding Source
RECREATION CENTER				
1.	Replace foyer/entrance flooring to new industrial tile		3,500	?
	General Fund Total (estimate)		2,536,045	
CEMETERY				
1.	New mower		20,000	?
2.	New backhoe		110,000	?
3.	New irrigation system within Cemetery & future site		300,000	?
4.	Automated cemetery records (incl. cost of data input)		7,500	?
5.	Pioneer Cemetery security & hillside stabilization		125,000	?
6.	Install new well on grounds for irrigation		850,000	?
7.	Use of reclaimed water (in lieu of new well)		1,200,000	?
	Cemetery Total (estimate)		2,612,500	
GOLF COURSE				
1.	Greens mower		22,000	?
2.	Tractor		15,000	?
3.	Water conservation improvement to irrigation system		363,000	?
4.	Continue filling in non-watered areas at GC with D.G.		13,500	?
5.	Pave golf maintenance yard (32,750 sf)		122,800	?
6.	Golf carts		250,000	?
7.	Golf course irrigation		1,200,000	?
GOLF PRO SHOP				
1.	Pro Shop bathroom remodel		15,000	Golf surcharge fund ?
2.	Main electrical panel upgrade		20,000	Golf surcharge fund ?
	Golf Total (estimate)		2,021,300	
			7,169,845	

[illegible]

DRAFT	NEEDLES PUBLIC UTILITY AUTHORITY					DRAFT
	Operating Budget					
	FY 2020					

CAPITAL IMPROVEMENT PLAN - NPUA					DRAFT
FY 2020					
				Cost Estimate	Funding Source
WATER DEPT.					
	1.	Annual large water meter change out program (5 yrs.)		70,000	Asset replacement funds
	2.	L Street booster		300,000	Asset replacement funds
	3.	New air compressor (pull behind model)		50,000	Asset replacement funds
	4.	Portable vacuum jetter		82,000	Asset replacement funds
	5.	Installation of new 1.5 MG reservoir		3,000,000	Asset replacement funds
	6.	Installation of new well at golf course		700,000	Asset replacement funds
	7.	Backup generator at well site 15 for power outage		200,000	Asset replacement funds
	8.	Backup generator at Lilly Hill booster station		80,000	Asset replacement funds
	9.	Main replacement and upgrade pipe size on Lilly Hill		200,000	Asset replacement funds
	10.	Main replacement at Verde Shores under the pond and Chesney development		400,000	Asset replacement funds
	11.	Main replacement in the Vista St. area & new services		1,300,000	Asset replacement funds
	12.	Cathodic protection for 3 tanks		100,000	Asset replacement funds
	13.	Change out 1.54% of mains per yr; \$317,120 x 5		1,585,600	Asset replacement funds
	14.	Hydrant replacement		15,000	Asset replacement funds
		Water Department Total (estimate)		8,082,600	
WASTEWATER DEPT.					
	1.	K Street lift station upgrade		319,595	Asset replacement funds
	2.	North Needles sewer line extension		72,000	DIF
	3.	Railroad crossing at Bazoobuth liftstation		170,000	Asset replacement funds
	4.	Manhole replacement, Broadway @ WWTP		85,000	Asset replacement funds
	5.	Bazoobuth wet well lining		55,000	Asset replacement funds
	6.	Upsize deficient sewer lines on 15 blocks of Front St.		1,484,724	Asset replacement funds
	7.	Upsize deficient sewer lines on T St. to Front St.		885,145	Asset replacement funds
		Wastewater Department Total (estimate)		3,071,464	
ELECTRIC DEPT.					
	1.	Meter replacement		150,000	Asset replacement funds
	2.	Upgrade power lines feeding Park Moabi		3,000,000	?
	3.	Cure Farms substation		1,100,000	Privately funded
	4.	Construction of South Hwy 95 Substation		1,100,000	Privately funded
	5.	230kv line		30,000,000	Privately funded
	6.	Eagle Pass to Cure Farms loop		2,000,000	Privately funded
	7.	Mohave line rehabilitation		4,500,000	Privately funded
	8.	Electric circuit reliability program		800,000	Asset replacement funds
		Electric Department Total (estimate)		42,650,000	



March 21, 2019

Rick Daniels, City Manager
Needles, CA 92363

Dear Rick,

As you are aware, the Needles Chamber of Commerce has made arrangements to relocate—temporarily—for one year to 119 F Street. During that year, it is the Chamber's intention to concentrate on the completion of the El Garces project. At the end of that year, the Chamber hopes to be permanently housed in the El Garces.

In the meantime, the Chamber would like to make the following requests of the City of Needles:

The Chamber is interested in implementing the *Scope of Work Agreement* initiated between the City and the Needles Chamber of Commerce, but not yet put in force. The agreement was intended to be implemented upon such time as the Chamber occupied the El Garces. Due to the unexpected circumstances, the chamber has had to relocate temporarily to a new location. This venue will afford us the opportunity to continue implementing the *Scope of Work* at a faster pace than previously anticipated. The Chamber is presently functioning as a marketing arm of the City, performing the following duties that are included in the *Scope of Work Agreement*:

1. Well-stocked displays of materials representing the City of Needles, businesses, agencies and recreational opportunities.
2. The Chamber has commissioned a map of the city that will be also be an indicator-cross reference of local businesses
3. Posters and flyers displayed for current activities and events in the area
4. Dedicated professional services to the traveling public, local residents and guests from the tri-state area regarding resources, contact numbers, reservations, city and social services, directions, and information on the history and culture of Needles.
5. The Chamber promotes the City through social media (website, FaceBook, Instagram) daily with dedicated staff to keep Needles "out there" and current.
6. The Chamber offers all businesses the opportunity to "blast-email" any information they'd like: special sales, urgent news about closing or opening, special events, etc.
7. Ongoing Partnerships with the City to promote Needles through marketing the Prop 68 Grant meetings and organizing and planning the Cannabis Job Fair.

As outlined in the entire *Scope of Work Agreement*, many other duties are being performed by the Chamber that promote the City of Needles (advertising in many publications, & regional brochures, etc).

The Chamber is requesting that the City consider compensation to the Chamber for these services rendered. Our assessment is that, perhaps, one-half of the agreement amount would be fair until such time as the Chamber can occupy the El Garces.

We look forward to the opportunity to discuss this proposal with you at your earliest convenience.

Sincerely,

Mary Gonzales
Chamber President



City of Needles, California Request for City Council Action

☒ CITY COUNCIL ☐ NPUA ☐ SARDA ☒ Regular ☐ Special

Meeting Date: May 28, 2019

Title: Warrants

Background: n/a

Fiscal Impact: n/a

Recommended Action: APPROVE, the Warrants Register through May 28, 2019.

Submitted By: Sylvia Miledi, Director of Finance

City Management Review:

Rick

Date:

5/22/19

Approved: ☐

Not Approved: ☐

Tabled: ☐

Other: ☐

Agenda Item: 4

BANK 04 WELLS FARGO BANK - CITY GENERAL CHECKING

CHECK NUMBER	VENDOR NUMBER	SEQ#	VENDOR NAME	CHECK DATE	CHECK AMOUNT	DISCOUNTS/RETAINAGE TAKEN
8059	1	00	HUMAN, DEVON P.	05/10/2019	115.12	.00
8060	3286	00	COLONIAL LIFE	05/10/2019	1,353.74	.00
8061	3399	00	COURT-ORDERED DEBT COLLECTIONS	05/10/2019	50.24	.00
8062	3634	00	EMPOWER	05/10/2019	299.59	.00
8063	1305	00	GREAT WEST LIFE	05/10/2019	2,520.00	.00
8064	1199	00	SBPEA TEAMSTERS LOCAL 1932	05/10/2019	643.27	.00
8065	2505	00	CAMPBELL, SHERYL	05/10/2019	33.00	.00
8066	3242	00	SDRMA	05/10/2019	51,216.24	.00
NUMBER OF CHECKS				8	56,231.20	
				GRAND TOTAL		

ACCOUNTS PAYABLE CHECK REGISTER BY BANK NUMBER

PREPARED 05/08/2019, 13:40:20

PROGRAM: GM346L
CITY OF NEEDLES

PROGRAM: GM346L
CITY OF NEEDLES

BANK 04 WELLS FARGO BANK - CITY GENERAL CHECKING

CHECK NO	VENDOR NO	VENDOR NAME	VOUCHER NO	P.O. NO	DATE	ACCOUNT	REMITTANCE AMOUNT (NET OF DISC/RETAIN)	CHECK TOTAL
8065	2505	SHERYL CAMPBELL	007898		05/10/2019	101-0000-209.03-01	17.00	
			007899		05/10/2019	507-0000-209.03-01	2.00	
			007900		05/10/2019	508-0000-209.03-01	4.00	
			007901		05/10/2019	511-0000-209.03-01	1.00	
			007902		05/10/2019	580-0000-209.03-01	5.00	
			007975		05/10/2019	502-0000-209.03-01	4.00	
							33.00 *	33.00
8066	3242	SPECIAL DISTRICT RISK	007934		05/10/2019	101-1020-413.24-10	963.66	
			007935		05/10/2019	101-1025-415.24-10	3,402.86	
			007936		05/10/2019	101-1030-414.24-10	144.75	
			007937		05/10/2019	101-1035-416.24-10	501.71	
			007938		05/10/2019	101-1040-417.24-10	837.16	
			007939		05/10/2019	101-2020-423.24-10	571.84	
			007940		05/10/2019	101-2025-424.24-10	1,680.97	
			007941		05/10/2019	101-2030-423.24-10	3,253.01	
			007942		05/10/2019	101-3010-431.24-10	2,458.65	
			007943		05/10/2019	101-4730-472.24-10	364.42	
			007944		05/10/2019	101-5772-452.24-10	2,000.04	
			007945		05/10/2019	101-5774-452.24-10	1,576.98	
			007946		05/10/2019	101-0000-209.03-01	3,046.92	
			007947		05/10/2019	206-5771-452.24-10	523.99	
			007948		05/10/2019	206-0000-209.03-01	102.24	
			007949		05/10/2019	233-5772-452.24-10	1,288.17	
			007950		05/10/2019	233-0000-209.03-01	277.02	
			007951		05/10/2019	270-4631-463.24-10	964.98	
			007952		05/10/2019	270-0000-209.03-01	173.34	
			007953		05/10/2019	502-4710-471.24-10	52.89	
			007954		05/10/2019	502-0000-209.03-01	606.82	
			007955		05/10/2019	503-4720-475.24-10	1,245.42	
			007956		05/10/2019	503-0000-209.03-01	237.82	
			007957		05/10/2019	506-4713-477.24-10	228.74	
			007958		05/10/2019	506-0000-209.03-01	56.86	
			007959		05/10/2019	507-5761-453.24-10	3,161.49	
			007960		05/10/2019	507-0000-209.03-01	685.70	
			007961		05/10/2019	507-5762-454.24-10	2,595.54	
			007962		05/10/2019	507-0000-209.03-01	255.36	
			007963		05/10/2019	508-4810-478.24-10	3,737.20	
			007964		05/10/2019	508-0000-209.03-01	546.80	
			007965		05/10/2019	511-3020-432.24-10	1,167.54	
			007966		05/10/2019	511-0000-209.03-01	255.36	
			007967		05/10/2019	580-4750-473.24-10	10,289.33	
			007968		05/10/2019	580-0000-209.03-01	2,066.44	
							51,216.24 *	51,216.24
						BANK/CHECK TOTAL	56,231.20	56,231.20
						ALL BANKS/CHECKS TOTAL	56,231.20	56,231.20

CHECK NUMBER	VENDOR NUMBER	SEQ#	VENDOR NAME	CHECK DATE	CHECK AMOUNT	DISCOUNTS/RETAINAGE TAKEN
8067	2587	00	A.D.WILLIAMS TURF SPRAYERS	05/28/2019	684.69	.00
8068	2345	00	A-B COMMUNICATIONS	05/28/2019	116.35	.00
8069	1924	00	AHA MACAV POWER SERVICE	05/28/2019	1,040.44	.00
8070	3750	00	AUTO ZONE	05/28/2019	8.82	.00
8071	3392	00	BUG EMERGENCY INC.	05/28/2019	80.00	.00
8072	3289	00	CALIF.BUILDING STANDARDS COMM.	05/28/2019	17.10	.00
8073	3727	00	CALIF.ASSOC OF CODE ENFORCEMENT OFC	05/28/2019	780.00	.00
8074	1213	00	CALIF.DEPT.OF TAX & FEE ADMIN.	05/28/2019	261.00	.00
8075	2245	00	CALIFORNIA RURAL WATER ASSOC.	05/28/2019	275.00	.00
8076	3136	00	CITY OF NEEDLES	05/28/2019	500.00	.00
8077	2590	00	COLORADO RIVER PLUMBING INC.	05/28/2019	4,800.00	.00
8078	1250	00	COUNTY RECORDER	05/28/2019	8.00	.00
8079	1250	00	COUNTY RECORDER	05/28/2019	8.00	.00
8080	3841	00	CREATIVE MANAGEMENT SOLUTIONS, INC.	05/28/2019	1,800.00	.00
8081	455	00	CULLIGAN WATER COND.	05/28/2019	84.32	.00
8082	2934	00	DANA KEPNER COMPANY INC.	05/28/2019	394.50	.00
8083	440	00	DECO FOODSERVICE INCCORP.	05/28/2019	47.41	.00
8084	424	00	DESERT INDUSTRIAL SUPPLY INC.	05/28/2019	78.60	.00
8085	3580	00	DIAMOND PURE WATER	05/28/2019	98.42	.00
8086	1081	00	E-Z-GO A TEXTRON COMPANY	05/28/2019	40.09	.00
8087	1904	00	ENDURA STEEL	05/28/2019	304.82	.00
8088	3682	00	EPIC ENGINEERING	05/28/2019	71,057.60	.00
8089	3462	00	EUSI LLC	05/28/2019	3,600.00	.00
8090	1	00	EWING, ALEX R.	05/28/2019	167.83	.00
8091	3108	00	FASTENAL COMPANY INCCORP.	05/28/2019	1,673.59	.00
8092	1296	00	FRONTIER	05/28/2019	1,410.33	.00
8093	3708	00	GAUDIN FORD	05/28/2019	24.68	.00
8094	1	00	GHADIMIAN, ARMEN	05/28/2019	147.34	.00
8095	3796	00	GOLDEN VALLEY CABLE & COMM INC.	05/28/2019	137.00	.00
8096	324	00	GRAINGER PART OPERATIONS INC.	05/28/2019	137.50	.00
8097	3451	00	GREENS DISTRIBUTION LLC.	05/28/2019	513.18	.00
8098	1	00	GUIROLA, GRECHEL	05/28/2019	68.10	.00
8099	2612	00	HARDWARE EXPRESS INCCORP.	05/28/2019	607.42	.00
8100	3600	00	K & K CHEMICAL	05/28/2019	350.00	.00
8101	3502	00	POULSON, KIPPY	05/28/2019	200.00	.00
8102	88	00	LINCOLN AQUATICS	05/28/2019	165.46	.00
8103	3445	00	LOW COST SPAY/NEUTER CLINIC	05/28/2019	1,527.00	.00
8104	3283	00	LOWE'S	05/28/2019	6,086.31	.00
8105	3585	00	MERRELL JOHNSON ENGINEERING, INC.	05/28/2019	1,869.00	.00
8106	3703	00	MICHAEL POE-EVANS	05/28/2019	140.00	.00
8107	1	00	MICHAEL WILLIS	05/28/2019	300.00	.00
8108	1	00	MIKE AND DONNA ARRIOLA	05/28/2019	400.00	.00
8109	1859	00	MIRACLE RECREATION	05/28/2019	320.68	.00
8110	2189	00	MOHAVE ENVIRONMENTAL LAB	05/28/2019	45.00	.00
8111	940	00	MULTIMEDIA	05/28/2019	112.00	.00
8112	178	00	BIG O TIRES & AUTO PARTS	05/28/2019	2,706.56	.00
8113	1786	00	NPUA	05/28/2019	VOID	.00
8114	1786	00	NPUA	05/28/2019	15,006.55	.00
8115	3315	00	ONLINE INFORMATION SERVICE	05/28/2019	246.91	.00
8116	3767	00	MARTINEZ, PATRICK	05/28/2019	371.60	.00
8117	15	00	QUILL CORP.	05/28/2019	1,095.68	.00

CHECK NUMBER	VENDOR NUMBER	SEQ#	VENDOR NAME	CHECK DATE	CHECK AMOUNT	DISCOUNTS/RETAINAGE TAKEN
8118	3012	00	RAILROAD MANAGEMENT CO. III LLC	05/28/2019	2,593.53	.00
8119	880	00	REBEL OIL COMPANY	05/28/2019	161.16	.00
8120	2861	00	REINKE A/C CORP.	05/28/2019	5,855.52	.00
8121	1	00	REISSIG, ROBERT	05/28/2019	233.28	.00
8122	309	00	REPUBLIC SERVICES #785	05/28/2019	78,458.86	.00
8123	255	00	RIVER VALLEY AIR CONDITIONING INC.	05/28/2019	9,500.00	.00
8124	255	00	RIVER VALLEY AIR CONDITIONING INC.	05/28/2019	98.00	.00
8125	258	00	ROBERT S. LYNCH	05/28/2019	13.83	.00
8126	1	00	ROBINSONS ELECTRIC	05/28/2019	38.71	.00
8127	2589	00	SAN BERNARDINO COUNTY	05/28/2019	4,634.93	.00
8128	3584	00	SET FREE CHURCH	05/28/2019	200.00	.00
8129	1	00	SOLIS, MARTHA A.	05/28/2019	166.98	.00
8130	3698	00	SOUTH POINT PRINTING	05/28/2019	7,486.00	.00
8131	284	00	SOUTHWEST GAS CORP.	05/28/2019	55.96	.00
8132	3838	00	SUMMIT EQUIPMENT OUTLET, LLC	05/28/2019	14,290.88	.00
8133	3432	00	SYLVIA MILEDI	05/28/2019	563.28	.00
8134	772	00	TRI-STATE BUILDING MATERIALS INC.	05/28/2019	44.48	.00
8135	1	00	TRILLIONAIRE REALTY	05/28/2019	113.89	.00
8136	3825	00	ULTRA PEST CONTROL, LLC	05/28/2019	40.00	.00
8137	315	00	UNDERGROUND SERVICE ALERT/SC	05/28/2019	89.87	.00
8138	3830	00	UNIFIRST CORPORATION	05/28/2019	1,104.51	.00
8139	761	00	USA BLUE BOOK INC.	05/28/2019	3,805.49	.00
8140	1741	00	V & L LASER LLC	05/28/2019	79.00	.00
8141	2469	00	VERIZON WIRELESS	05/28/2019	20.02	.00
8142	3651	00	WELLS FARGO	05/28/2019	5,236.22	.00
8143	3528	00	WESTERN ENVIRONMENTAL TESTING LAB.	05/28/2019	143.00	.00
8144	1023	00	XEROX	05/28/2019	114.52	.00
8145	3828	00	3D-NETWORKS L.L.C.	05/28/2019	2,204.50	.00

NUMBER OF CHECKS 79 GRAND TOTAL 259,261.30

CHECK NO	VENDOR NO	VENDOR NAME	VOUCHER NO	P.O. NO	DATE	ACCOUNT	REMITTANCE AMOUNT (NET OF DISC/RETAIN)	CHECK TOTAL
8067	2587	A.D.WILLIAMS TURF SPRAYER	007978		05/28/2019	101-5772-452.43-04	684.69 *	684.69
8068	2345	A-B COMMUNICATIONS	008116		05/28/2019	510-4410-405.30-25	116.35 *	116.35
8069	1924	AHA MACAV POWER SERVICE	008113		05/28/2019	580-4750-473.61-21	950.00	
			008114		05/28/2019	580-4750-473.63-12	81.65	
			008115		05/28/2019	580-4750-473.63-12	8.79	
							1,040.44 *	1,040.44
8070	3750	AUTO ZONE	007977		05/28/2019	511-3021-432.43-27	8.82 *	8.82
8071	3392	BUG EMERGENCY INC.	007979		05/28/2019	503-4720-475.43-02	80.00 *	80.00
8072	3289	CALIF.BUILDING STANDARDS	008121		05/28/2019	101-2025-424.59-51	17.10 *	17.10
8073	3727	CALIFORNIA ASSOCIATION	007983		05/28/2019	101-2030-423.31-40	780.00 *	780.00
8074	1213	CALIFORNIA DEPT.OF TAX &	008243		05/28/2019	101-1025-415.61-02	12.48	
			008244		05/28/2019	101-0000-204.84-00	9.27	
			008245		05/28/2019	101-0000-204.82-00	9.27	
			008246		05/28/2019	101-0000-204.74-00	9.27	
			008247		05/28/2019	101-0000-204.83-00	9.27	
			008248		05/28/2019	101-0000-204.96-00	9.27	
			008249		05/28/2019	101-0000-204.95-00	9.27	
			008250		05/28/2019	101-0000-204.93-00	9.27	
			008251		05/28/2019	101-0000-204.78-00	9.27	
			008252		05/28/2019	101-0000-204.70-00	9.27	
			008253		05/28/2019	101-0000-204.81-00	9.27	
			008254		05/28/2019	502-4710-471.60-55	101.67	
			008255		05/28/2019	503-4720-475.43-02	1.67	
			008256		05/28/2019	507-5761-453.61-12	4.88	
			008257		05/28/2019	507-5762-454.53-00	22.86	
			008258		05/28/2019	511-3021-432.43-23	9.01	
			008259		05/28/2019	508-4810-478.61-02	11.93	
			008260		05/28/2019	507-0000-203.00-00	3.32	
			008261		05/28/2019	507-0000-203.00-00	.48	
							261.00 *	261.00
8075	2245	CALIFORNIA RURAL WATER AS	007982		05/28/2019	502-4710-471.31-40	275.00 *	275.00
8076	3136	CITY OF NEEDLES	008119		05/28/2019	580-4750-473.54-62	500.00 *	500.00

BANK 04 WELLS FARGO BANK - CITY GENERAL CHECKING

CHECK NO	VENDOR NO	VENDOR NAME	VOUCHER NO	P.O. NO	DATE	ACCOUNT	REMITTANCE AMOUNT (NET OF DISC/RETAIN)	CHECK TOTAL
8077	2590	COLORADO RIVER PLUMBING I	008120		05/28/2019	101-5774-452.43-18	4,800.00 4,800.00 *	4,800.00
8078	1250	COUNTY RECORDER	008117		05/28/2019	101-2030-423.31-50	8.00 8.00 *	8.00
8079	1250	COUNTY RECORDER	008118		05/28/2019	101-2030-423.31-50	8.00 8.00 *	8.00
8080	3841	CREATIVE MANAGEMENT SOLUT	PI1289	019051	05/28/2019	101-1025-415.31-10	1,800.00 1,800.00 *	1,800.00
8081	455	CULLIGAN WATER COND.	007981		05/28/2019	511-3020-432.43-29	84.32 84.32 *	84.32
8082	2934	DANA KEPNER COMPANY INC.	007989		05/28/2019	502-4710-471.43-04	394.50 394.50 *	394.50
8083	440	DECO FOODSERVICE INCORP.	007988		05/28/2019	507-5762-454.61-06	47.41 47.41 *	47.41
8084	424	DESERT INDUSTRIAL SUPPLY	007990		05/28/2019	503-4720-475.31-14	78.60 78.60 *	78.60
8085	3580	DIAMOND PURE WATER	007984 007985 007986 007987 008023 008024 008025 008122		05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019	503-4720-475.43-02 510-4410-405.61-01 101-5774-452.60-24 101-5774-452.60-24 101-5774-452.60-24 101-5770-452.61-01 101-3010-431.61-21 503-4720-475.43-02	13.50 31.50 5.42 9.50 5.00 10.00 14.00 9.50 98.42 *	98.42
8086	1081	E-Z-GO A TEXTRON COMPANY	008062		05/28/2019	507-5761-453.43-04	40.09 40.09 *	40.09
8087	1904	ENDURA STEEL	007992		05/28/2019	101-5770-452.43-02	304.82 304.82 *	304.82
8088	3682	EPIC ENGINEERING	008123 008124 008125 008126 008127 008128 008129 008130 008131 008132		05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019	101-1040-417.31-16 101-1040-417.31-16 101-1040-417.31-16 101-1040-417.31-16 101-1040-417.31-16 101-0000-204.03-01 101-0000-204.03-01 101-0000-204.03-01 101-0000-204.03-01 101-0000-204.03-01	480.00 3,462.50 3,200.00 1,520.00 5,975.00 710.00 360.00 450.00 670.00 810.00	304.82

ACCOUNTS PAYABLE CHECK REGISTER BY BANK NUMBER

CHECK NO	VENDOR NO	VENDOR NAME	VOUCHER NO	P.O. NO	DATE	ACCOUNT	REMITTANCE AMOUNT (NET OF DISC/RETAIN)	CHECK TOTAL
8097	3451	GREENS DISTRIBUTION LLC.	008000		05/28/2019	580-4750-473.60-55	38.35	
			008001		05/28/2019	580-4750-473.60-55	164.64	
			008202		05/28/2019	580-4750-473.43-57	310.19	
							513.18 *	513.18
8098	1	GUIROLA, GRECHEL	UT		05/28/2019	501-0000-211.00-00	68.10	
							68.10 *	68.10
8099	2612	HARDWARE EXPRESS INCORP.	008002		05/28/2019	101-5770-452.43-02	108.00	
			008003		05/28/2019	101-5770-452.43-02	51.08	
			008004		05/28/2019	507-5762-454.53-00	14.32	
			008005		05/28/2019	503-4720-475.43-14	34.10	
			008006		05/28/2019	503-4720-475.61-33	29.64	
			008007		05/28/2019	502-4710-471.43-54	49.04	
			008008		05/28/2019	101-3010-431.43-08	27.83	
			008009		05/28/2019	101-5772-452.61-12	29.45	
			008010		05/28/2019	101-5772-452.43-18	2.04	
			008011		05/28/2019	101-5772-452.43-18	1.33	
			008012		05/28/2019	101-5772-452.61-12	30.83	
			008013		05/28/2019	503-4720-475.43-14	8.34	
			008014		05/28/2019	503-4720-475.43-14	18.88	
			008015		05/28/2019	101-2020-423.43-42	54.20	
			008016		05/28/2019	580-4750-473.60-55	5.83	
			008017		05/28/2019	580-4750-473.60-55	10.22	
			008018		05/28/2019	580-4750-473.60-55	18.41	
			008019		05/28/2019	580-4750-473.60-55	7.75	
			008020		05/28/2019	580-4750-473.60-55	18.41	
			008021		05/28/2019	580-4750-473.60-55	23.80	
			008022		05/28/2019	580-4750-473.60-55	10.76	
			008142		05/28/2019	503-4720-475.43-14	53.16	
							607.42 *	607.42
8100	3600	K & K CHEMICAL	008026		05/28/2019	503-4720-475.43-02	350.00	
							350.00 *	350.00
8101	3502	KIPPY POULSON	008147		05/28/2019	502-4710-471.54-21	200.00	
							200.00 *	200.00
8102	88	LINCOLN AQUATICS	008030		05/28/2019	101-5770-452.43-04	165.46	
							165.46 *	165.46
8103	3445	LOW COST SPAY/NEUTER CLIN	008031		05/28/2019	101-0000-204.06-00	1,527.00	
							1,527.00 *	1,527.00
8104	3283	LOWE'S	008027		05/28/2019	580-4750-473.54-62	5,304.43	
			008028		05/28/2019	580-4750-473.54-62	592.21	
			008029		05/28/2019	580-4750-473.60-55	189.67	
							6,086.31 *	6,086.31
8105	3585	MERRELL JOHNSON ENGINEERI	008032		05/28/2019	101-1040-417.31-16	1,869.00	

CHECK NO	VENDOR NO	VENDOR NAME	VOUCHER NO	P.O. NO	DATE	ACCOUNT	REMITTANCE AMOUNT (NET OF DISC/RETAIN)	CHECK TOTAL
8105	3585	MERRELL JOHNSON ENGINEERI					1,869.00 *	1,869.00
8106	3703	MICHAEL POE-EVANS	008196		05/28/2019	580-4750-473.55-00	140.00 140.00 *	140.00
8107	1	MICHAEL WILLIS	008197		05/28/2019	580-4750-473.31-40	300.00 300.00 *	300.00
8108	1	MIKE AND DONNA ARRIOLA	008143		05/28/2019	580-4750-473.54-62	400.00 400.00 *	400.00
8109	1859	MIRACLE RECREATION	008034		05/28/2019	101-5772-452.43-18	320.68 320.68 *	320.68
8110	2189	MOHAVE ENVIRONMENTAL LAB	008033		05/28/2019	101-3010-431.31-20	45.00 45.00 *	45.00
8111	940	MULTIMEDIA	008056		05/28/2019	507-5762-454.53-00	112.00 112.00 *	112.00
8112	178	NAPA AUTO PARTS	007980 008036 008037 008038 008039 008040 008041 008042 008043 008044 008045 008046 008047 008048 008144 008145 008161		05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019	511-3021-432.43-27 507-5762-454.60-16 511-3021-432.43-27 511-3021-432.43-36 511-3021-432.43-23 511-3021-432.43-27 511-3021-432.43-27 511-3020-432.61-28 511-3021-432.43-23 511-3020-432.61-14 511-3021-432.43-36 511-3020-432.43-57 511-3021-432.43-26 580-4750-473.60-55 503-4720-475.43-03 503-4720-475.43-03 502-4710-471.43-03	372.71 1,710.10 30.95 92.12 41.91 105.51 158.21 5.05 41.91 34.20 15.07 78.65 107.73 25.82 24.75 25.80 3.71 2,706.56 *	
8113	1786	NPUA	008158		05/28/2019	101-0000-245.03-00	144.36	VOIDED
8114	1786	NPUA	008193 008203 008204 008205 008206 008207 008208 008209 008210		05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019	101-0000-245.03-00 580-4750-473.43-13 580-4750-473.43-13 580-4750-473.43-13 580-4750-473.43-13 580-4750-473.43-13 580-4750-473.43-13 580-4750-473.43-13 580-4750-473.43-13	141.39 72.05 29.82 51.09 65.92 29.26 34.36 80.46 35.04	

CHECK NO	VENDOR NO	VENDOR NAME	VOUCHER NO	P.O. NO	DATE	ACCOUNT	REMITTANCE AMOUNT (NET OF DISC/RETAIN)	CHECK TOTAL
8114	1786	NPUA	008211		05/28/2019	580-4750-473.43-13	63.93	
			008212		05/28/2019	580-4750-473.43-13	40.71	
			008213		05/28/2019	580-4750-473.43-13	74.83	
			008214		05/28/2019	580-4750-473.43-13	37.72	
			008215		05/28/2019	580-4750-473.43-13	91.91	
			008216		05/28/2019	580-4750-473.43-13	29.26	
			008217		05/28/2019	580-4750-473.43-13	29.26	
			008218		05/28/2019	510-4410-405.41-10	678.88	
			008219		05/28/2019	510-4410-405.41-20	205.44	
			008220		05/28/2019	510-4410-405.41-30	2,102.50	
			008221		05/28/2019	510-4410-405.41-10	80.60	
			008222		05/28/2019	101-5770-452.41-10	865.75	
			008223		05/28/2019	101-5770-452.41-20	881.25	
			008224		05/28/2019	101-5770-452.41-30	72.50	
			008225		05/28/2019	580-4750-473.41-11	49.15	
			008226		05/28/2019	580-4750-473.41-11	70.27	
			008227		05/28/2019	502-4710-471.41-10	5,428.14	
			008228		05/28/2019	101-5774-452.41-10	73.61	
			008229		05/28/2019	101-5774-452.41-20	65.21	
			008230		05/28/2019	101-5774-452.41-10	578.04	
			008231		05/28/2019	101-5772-452.41-10	86.51	
			008232		05/28/2019	101-5772-452.41-20	135.93	
			008233		05/28/2019	101-5772-452.41-10	377.77	
			008234		05/28/2019	101-5772-452.41-20	1,185.68	
			008235		05/28/2019	101-5772-452.41-30	72.50	
			008236		05/28/2019	101-5772-452.41-20	213.87	
			008237		05/28/2019	101-5772-452.41-10	58.34	
			008238		05/28/2019	502-4710-471.41-10	31.26	
			008239		05/28/2019	101-2020-423.41-10	155.48	
			008240		05/28/2019	101-2020-423.41-20	76.79	
			008241		05/28/2019	101-2020-423.41-30	158.76	
			008242		05/28/2019	502-4710-471.41-10	250.95	
							15,006.55	15,006.55
8115	3315	ONLINE INFORMATION SERVIC	008146		05/28/2019	508-4810-478.31-46	246.91	246.91
8116	3767	PATRICK MARTINEZ	008049		05/28/2019	101-1035-416.55-00	371.60	371.60
8117	15	QUILL CORP.	008050		05/28/2019	508-4810-478.61-01	22.15	
			008051		05/28/2019	508-4810-478.61-34	189.55	
			008052		05/28/2019	508-4810-478.61-34	94.78	
			008053		05/28/2019	508-4810-478.61-34	94.78	
			008148		05/28/2019	502-4710-471.61-01	20.62	
			008149		05/28/2019	101-2025-424.61-01	7.75	
			008150		05/28/2019	101-1025-415.61-01	164.94	
			008151		05/28/2019	508-4810-478.61-01	385.45	
			008152		05/28/2019	510-4410-405.61-01	115.66	
							1,095.68	1,095.68

CHECK NO	VENDOR NO	VENDOR NAME	VOUCHER NO	P.O. NO	DATE	ACCOUNT	REMITTANCE AMOUNT (NET OF DISC/RETAIN)	CHECK TOTAL
8118	3012	RAILROAD MANAGEMENT CO. I	008054		05/28/2019	580-4750-473.43-09	2,593.53 *	2,593.53
8119	880	REBEL OIL COMPANY	008153		05/28/2019	502-4710-471.43-54	161.16 *	161.16
8120	2861	REINKE A/C CORP.	PI1273	019049	05/28/2019	101-1070-410.43-04	5,855.52 *	5,855.52
8121	1	REISSIG, ROBERT	UT		05/28/2019	501-0000-211.00-00	233.28 *	233.28
8122	309	REPUBLIC SERVICES #78	008112		05/28/2019	505-4730-472.31-87	78,458.86 *	78,458.86
8123	255	RIVER VALLEY AIR CONDITIO	PI1287	019048	05/28/2019	508-4810-478.61-32	9,500.00 *	9,500.00
8124	255	RIVER VALLEY AIR CONDITIO	008055		05/28/2019	101-5774-452.43-18	98.00 *	98.00
8125	258	ROBERT S. LYNCH	008057		05/28/2019	580-4750-473.31-50	13.83 *	13.83
8126	1	ROBINSONS ELECTRIC	UT		05/28/2019	501-0000-211.00-00	38.71 *	38.71
8127	2589	SAN BERNARDINO COUNTY	008072		05/28/2019	101-2025-424.62-00	153.39	153.39
			008073		05/28/2019	101-2030-423.62-00	115.37	115.37
			008074		05/28/2019	101-3010-431.62-00	334.04	334.04
			008075		05/28/2019	101-5772-452.62-00	619.60	619.60
			008076		05/28/2019	206-5771-452.62-00	185.52	185.52
			008077		05/28/2019	502-4710-471.62-00	581.26	581.26
			008078		05/28/2019	503-4720-475.62-00	258.35	258.35
			008079		05/28/2019	507-5761-453.62-00	871.53	871.53
			008080		05/28/2019	508-4810-478.62-00	163.02	163.02
			008081		05/28/2019	511-3020-432.62-00	117.30	117.30
			008082		05/28/2019	580-4750-473.62-00	1,235.55	1,235.55
							4,634.93 *	4,634.93
8128	3584	SET FREE CHURCH	008154		05/28/2019	101-2030-423.59-43	200.00 *	200.00
8129	1	SOLIS, MARTHA A.	UT		05/28/2019	501-0000-211.00-00	166.98 *	166.98
8130	3698	SOUTH POINT PRINTING	PI1286	019047	05/28/2019	508-4810-478.60-26	7,486.00 *	7,486.00
8131	284	SOUTHWEST GAS CORP.	008155		05/28/2019	507-5761-453.41-50	23.16	23.16

CHECK NO	VENDOR NO	VENDOR NAME	VOUCHER NO	P.O. NO	DATE	ACCOUNT	REMITTANCE AMOUNT (NET OF DISC/RETAIN)	CHECK TOTAL
8131	284	SOUTHWEST GAS CORP.	008156 008157	05/28/2019 05/28/2019	510-4410-405.41-60 101-3010-431.41-60	15.05 17.75 55.96 *	14,290.88 14,290.88 *	55.96
8132	3838	SUMMIT EQUIPMENT OUTLET,	PI1288	019043	05/28/2019	512-3020-432.72-16	14,290.88 14,290.88 *	14,290.88
8133	3432	SYLVIA MILEDI	008035	05/28/2019	101-1025-415.55-00	563.28 563.28 *	563.28 563.28 *	563.28
8134	772	TRI-STATE BUILDING MATERI	008060 008061	05/28/2019 05/28/2019	101-5772-452.43-18 101-5770-452.43-02	11.14 33.34 44.48 *	113.89 113.89 *	44.48
8135	1	TRILLIONAIRE REALTY	UT	05/28/2019	501-0000-211.00-00	113.89 113.89 *	113.89 113.89 *	113.89
8136	3825	ULTRA PEST CONTROL, LLC	008063	05/28/2019	101-5774-452.43-18	40.00 40.00 *	40.00 40.00 *	40.00
8137	315	UNDERGROUND SERVICE ALERT	008066 008067 008068 008069 008070	05/28/2019 05/28/2019 05/28/2019 05/28/2019 05/28/2019	502-4710-471.43-04 503-4720-475.49-14 580-4750-473.49-14 580-4750-473.49-14 503-4720-475.49-14	20.93 20.94 20.93 18.04 9.03 89.87 *	20.93 20.94 20.93 18.04 9.03 89.87 *	89.87
8138	3830	UNIFIRST CORPORATION	008162 008163 008164 008165 008166 008167 008168 008169 008171 008172 008173 008174 008175 008176 008177 008178 008179 008180 008181 008182 008183 008184 008185	05/28/2019 05/28/2019	101-5772-452.61-04 507-5761-453.61-04 507-5762-454.61-06 101-3010-431.61-04 511-3020-432.61-04 507-5762-454.61-06 101-5774-452.61-06 503-4720-475.61-04 508-4810-478.61-04 101-3010-431.61-04 511-3020-432.61-04 101-5774-452.61-06 503-4720-475.61-04 502-4710-471.61-04 101-3010-431.61-04 511-3020-432.61-04 507-5761-453.61-04 580-4750-473.43-13 503-4720-475.61-04 503-4720-475.61-04 502-4710-471.61-04 503-4720-475.61-04 503-4720-475.61-04 503-4720-475.61-04 503-4720-475.61-04	25.05 46.51 7.00 39.48 39.47 7.22 7.00 138.87 9.77 39.48 39.47 7.00 17.81 26.52 36.67 43.22 98.41 11.00 11.04 26.52 16.10 23.65	25.05 46.51 7.00 39.48 39.47 7.22 7.00 138.87 9.77 39.48 39.47 7.00 17.81 26.52 36.67 43.22 98.41 11.00 11.04 26.52 16.10 23.65	

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8138	3830	UNIFIRST CORPORATION	008186		05/28/2019	580-4750-473.43-04	30.80	
			008194		05/28/2019	101-5772-452.61-04	23.28	
			008199		05/28/2019	580-4750-473.61-04	100.60	
			008200		05/28/2019	580-4750-473.61-04	97.95	
			008201		05/28/2019	580-4750-473.61-04	97.95	
							1,104.51	1,104.51
8139	761	USA BLUE BOOK INC.	008064		05/28/2019	502-4710-471.43-04	313.28	
			008065		05/28/2019	502-4710-471.43-04	352.82	
			008071		05/28/2019	503-4720-475.43-02	83.98	
			008141		05/28/2019	502-4710-471.43-54	1,857.33	
			008159		05/28/2019	503-4720-475.43-14	58.55	
			008160		05/28/2019	503-4720-475.60-17	44.29	
			008187		05/28/2019	503-4720-475.61-21	1,095.24	
							3,805.49	3,805.49
8140	1741	V & L LASER LLC	008188		05/28/2019	101-1020-413.61-02	79.00	79.00
8141	2469	VERIZON WIRELESS	008189		05/28/2019	580-4750-473.52-10	20.02	20.02
8142	3651	WELLS FARGO	008083		05/28/2019	101-0000-204.20-00	1,374.96	
			008084		05/28/2019	101-1040-417.55-00	123.58	
			008085		05/28/2019	101-1030-414.61-04	903.08	
			008086		05/28/2019	101-0000-204.20-00	319.32	
			008087		05/28/2019	101-0000-204.20-00	319.32	
			008088		05/28/2019	101-2030-423.59-43	128.93	
			008089		05/28/2019	101-2025-424.55-00	30.89	
			008090		05/28/2019	101-2030-423.55-00	30.89	
			008091		05/28/2019	101-1040-417.55-00	30.90	
			008092		05/28/2019	101-1035-416.55-00	30.90	
			008093		05/28/2019	509-4910-479.31-53	23.94	
			008094		05/28/2019	508-4810-478.61-02	32.99	
			008095		05/28/2019	101-2020-423.43-42	14.84	
			008096		05/28/2019	101-2020-423.43-01	90.48	
			008097		05/28/2019	101-5774-452.43-18	43.18	
			008098		05/28/2019	101-5774-452.43-18	58.16	
			008099		05/28/2019	101-5774-452.61-06	66.02	
			008100		05/28/2019	233-5772-452.43-33	64.38	
			008101		05/28/2019	101-5774-452.43-18	43.18	
			008102		05/28/2019	101-5774-452.43-18	58.15	
			008103		05/28/2019	101-5774-452.60-24	49.91	
			008104		05/28/2019	101-5774-452.60-24	41.50	
			008105		05/28/2019	101-5774-452.43-18	4.19	
			008106		05/28/2019	101-5774-452.43-18	8.39	
			008107		05/28/2019	101-0000-204.20-00	389.38	
			008108		05/28/2019	101-1030-414.55-00	140.64	
			008109		05/28/2019	580-4750-473.55-00	190.46	
			008110		05/28/2019	101-1025-415.31-90	350.00	

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8142	3651	WELLS FARGO	008111 008198		05/28/2019 05/28/2019	503-4720-475.31-40 580-4750-473.61-02	195.00 78.66 5,236.22 *	5,236.22
8143	3528	WESTERN ENVIRONMENTAL TES	008190		05/28/2019	503-4720-475.60-17	143.00 143.00 *	143.00
8144	1023	XEROX	008195		05/28/2019	101-5774-452.74-20	114.52 114.52 *	114.52
8145	3828	3D-NETWORKS LLC	008058 008059		05/28/2019 05/28/2019	509-4910-479.31-90 509-4910-479.52-13	1,375.00 829.50 2,204.50 *	2,204.50
BANK/CHECK TOTAL							259,261.30	259,261.30
ALL BANKS/CHECKS TOTAL							259,261.30	259,261.30

ORDINANCE NUMBER 616-AC (AMENDED)

**AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF NEEDLES, CALIFORNIA, REPLACING CHAPTER 9, ARTICLE III,
ENTITLED "FIREWORKS", IN THE NEEDLES MUNICIPAL CODE**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEEDLES, SAN BERNARDINO COUNTY, STATE OF CALIFORNIA AS FOLLOWS:

SECTION 1. **CEQA.** Pursuant to Section 15060(c)(2) of the California CEQA Guidelines, adoption of the subject Ordinance will not result in a direct or reasonably foreseeable indirect physical change in the environment and therefore is not subject to CEQA. Additionally, pursuant to Section 15060(c)(3) the activity is not a "project" as defined in Section 15378 because it has no potential for resulting in physical change to the environment, directly or indirectly.

SECTION 2. **Severability.** The City Council hereby declares that if any provision, section, paragraph, sentence, or word of this Ordinance is rendered or declared to be invalid or unconstitutional by any final court action in a court of competent jurisdiction, or by reason of any preemptive legislation, such invalidity shall not affect the other provisions, sections, paragraphs, sentences, or words of this Ordinance, and to this end the provisions of this Ordinance are severable. The City Council declares that it would have adopted this Ordinance irrespective of the invalidity of any particular portion thereof and intends that the invalid portions should be severed and the balance of the Ordinance enforced.

SECTION 3. **Prosecution of Prior Ordinances.** Neither the adoption of this Ordinance nor the repeal of any other ordinance of this City shall in any manner affect the prosecution of any violation of any City ordinance or provision of the City of Needles Municipal Code, committed prior to the effective date hereof, nor be construed as a waiver of any penalty or the penal provisions applicable to any violation thereof.

SECTION 4. **Chapter 9, Article III, FIREWORKS.** The City Council hereby repeals Chapter 9, Article III "Fireworks" from the City of Needles Municipal Code, and replaces it as set forth in Exhibit "A" attached hereto and incorporated herein by this reference.

SECTION 5. **Publication.** The City Clerk shall certify to the adoption of this Ordinance and shall cause the same to be published pursuant to state law within fifteen (15) days after its passage, and this Ordinance shall become effective thirty (30) days after its passage.

S-28-19

#5

Attachment "A"
to Ordinance No. 616-AC

Article III. FIREWORKS.

Sec. 9-23 DEFINITIONS.

The following words and phrases, as used in this Article, are defined as follows:

- (a) "Dangerous Fireworks" shall meaning defined in Health and Safety Code Sections 12505 and 12561 and the relevant sections of Title 19, Code of Regulations, subchapter 6 which are hereby incorporated by reference.
- (b) "Fireworks" means blank cartridges, toy pistols, toy cannons, toy guns or toy canes in which explosives are used; balloons propelled by combustion; firecrackers; torpedoes; sons o' guns; sky rockets; roman candles; pinwheels; daygo bombs; or other similar pyrotechnics or devices which consist of or contain any combustible or explosive composition, substance or combination of substances, used, prepared, assembled, or combined for the purpose of providing or producing a visible or audible effect by combustion, explosion, deflagration or detonation.
- (c) "Fireworks Stand" means any building, counter, or other structure of a temporary nature used in the sale, offering for sale, or display for sale of "Safe and Sane Fireworks".
- (d) "Fireworks Wholesaler" means any person, other than an importer, exporter or manufacturer, who purchases Fireworks from a manufacturer, importer or exporter for resale to a retailer or any other person for resale – or – any person who sells Fireworks to other wholesalers or retailers for resale.
- (e) "Public Display of Fireworks" shall mean an entertainment feature where the public is admitted or permitted to view the display or discharge of Fireworks, including but not limited to, those defined above.
- (f) "Qualified Applicants" shall mean any group or organization which has met all of the following criteria for a continuous period of not less than one full year preceding submittal of an application for a permit to sell required by this Article and which continues to meet the criteria for the duration of any permit to sell issued by the City of Needles pursuant to this Article:
 - i. The organization shall be a nonprofit organization pursuant to the Internal Revenue Code or California Revenue and Taxation Code; or a group which is an integral part of a recognized national organization having such tax-

exempt status or an organization affiliated with and officially recognized by an elementary, junior high and/or high school and/or school district that serves, in whole or in part, the residents of Needles or public and/or private community college, college and/or university which is located within the boundaries of the City of Needles. Only one application per school will be allowed. If an organization is affiliated with a recognized educational institution as defined in this Section, but maintains a separate tax-exempt status with the Internal Revenue Service or the California Franchise Tax Board, said nonprofit organization shall be allowed a separate application;

- ii. The organization shall be organized primarily for veterans, patriotic, welfare, civic betterment, athletic, educational, youth development or charitable purposes;
 - iii. The organization must have its principal and permanent meeting place within the City;
 - iv. The organization must be one which provides direct and regular community services and benefits to the residents of the City;
 - v. Has a minimum bona fide membership of at least ten (10) members who either reside in the City, are employed in the City, or are owners or operators of a business or other establishment located in the City;
 - vi. Has not been found by any court of competent jurisdiction or City administrative hearing officer to be in violation of any civil or criminal local, state or federal law relating to Fireworks within twenty-four calendar months prior to the organization's submittal of an application for a permit to sell;
 - vii. Has not had a permit to sell revoked within twenty-four months prior to the organization's submittal of an application for a permit to sell.
- (g) "Safe and Sane Fireworks" (a.k.a. "state-approved Fireworks") shall mean "Safe and Sane Fireworks" as set forth in Health and Safety Code sections 12529 and 12562 and the relevant sections of Title 19, Code of Regulations, subchapter 6 which are hereby incorporated by reference.

Sec. 9-24 SALE, USE, DISCHARGE, ETC., PROHIBITED GENERALLY.

Except as otherwise specifically provided in this Article, no person shall sell, offer for sale, give away, possess, use or discharge any Fireworks in the City.

Sec. 9-25 EXCEPTION - SAFE AND SANE FIREWORKS.

It shall not be unlawful to possess, use, or discharge, within the City, those Fireworks that are defined and classified as "Safe and Sane Fireworks" (a.k.a. "state-approved Fireworks") in the California State Fireworks Law (sections 12500, et seq., of the Health and Safety Code and the relevant sections of Title 19, Code of Regulations, subchapter 6). It shall not be unlawful to sell or display within the City, those Fireworks that are defined and classified as "Safe and Sane Fireworks" during the time period beginning at 12 noon six (6) days before and ending at 12 noon two (2) days after the following holidays each year: New Year's Eve (December 31), Memorial Day, Independence Day (July 4) and Labor Day ("Enumerated Holidays").* All Fireworks possessed, sold, used, displayed, or discharged within the City must bear the official "Safe and Sane" registered seal and be listed on the annual California Department of Forestry & Fire Protection state approved list of Safe and Sane Fireworks.

*As set forth in California Health & Safety Code section 12599, Safe and Sane Fireworks may only be sold in the City in connection with the Independence Day holiday (July 4). The sale of Safe and Sane Fireworks in the City in connection with an Enumerated Holiday other than Independence Day may only be authorized if consistent with California law which may be amended from time to time.

Sec. 9-26 SAFE AND SANE FIREWORKS - PERMITS REQUIRED.

It shall be unlawful for any person to sell "Safe and Sane Fireworks" within the City without having first applied for and received a permit therefore.

Sec. 9-27 SAFE AND SANE FIREWORKS - APPLICATION.

- (a) No nonprofit organization shall submit more than one (1) application for a permit to sell "Safe and Sane Fireworks" within the City. If more than one (1) application is submitted on behalf of any nonprofit organization, including an affiliated organization, all such requests shall be voidable at the discretion of the City Manager. If a question arises as to whether organizations and/or groups are affiliated, the City Council shall have ultimate authority to decide said question. Any attempt to transfer an application shall void any and all applications filed by or on behalf of both the transferor/nonprofit organization and the transferee/nonprofit organization.
- (b) All applications for permits to sell "Safe and Sane Fireworks" shall be in writing to the City Clerk on forms supplied by the City. Applications may be filed beginning March 1 of each year up to and including March 31 of the same year, at which time the filing period for that year will be closed. For the year 2019, applications may be filed beginning June 1, 2019 up to and including June 10, 2019.

Applications shall be accompanied by an assurance that, if the permit is issued to the applicant, the applicant shall, at the time of receipt of such permit, deliver to the City a certificate evidencing an occurrence-based policy of insurance naming the

“City of Needles” as an additional insured thereunder, with the following minimum limits: \$1,000,000 public liability and property damage; and general aggregate coverage of \$2,000,000. No policy will be acceptable which contains a provision allowing a deductible amount.

- (c) Applicants for such permits shall be notified by April 7th of each calendar year by the City Manager of the approval or disapproval of such applications for such permit. Drawing for such permits will occur on or before April 15th of each year. All organizations whose applications have been selected shall have up to and including May 15th of that year to submit all information required by section 9-33 of this Article. For the year 2019, the above dates shall be June 12, June 17, and June 21, respectively.
- (d) Every application for a permit shall be accompanied by a \$50.00 non-refundable application fee. This application fee shall be in addition to any fee or tax imposed by this Article.
- (e) The application shall be made in duplicate. The original of the application shall be retained by the City Clerk and one copy shall be transmitted to the City Manager.
- (f) If the deadline for submitting any type of application, payment of any administrative fine, filing of a notice of appeal, etc. called for within this Article falls on a day City Hall is closed, the deadline shall automatically be extended to the close of business of the next day City Hall is open.

Sec. 9-28 SAFE AND SANE FIREWORKS - DENIAL OF APPLICATION.

- (a) The City Manager shall issue a permit to a Qualified Applicant to sell “Safe and Sane Fireworks” unless:
 - i. The City Manager finds, in writing, that the applicant has failed to provide sufficient plans, information or other data necessary to permit a determination respecting compliance with the requirements of this Article;
 - ii. The City Manager finds, in writing, that the applicant is not in compliance with any of the requirements of this Article;
 - iii. The City Manager finds, in writing, that the applicant falls within the provisions of subdivision (c) of section 9-37 of this Article; or
 - iv. The City Manager determines that the number of Qualified Applicants exceeds the number of permissible permits under subdivision (a) of section 9-33. The City Manager must advise, in writing, all Qualified Applicants of this determination no later than April 7th as well as advise them of the procedures that the City of Needles must follow, the alternatives available (i.e., joint venture), the category in which the group has been tentatively

placed and the date of the drawing before the City Council. For the year 2019, the above date shall be June 12.

- (b) Any denial of a permit pursuant to this section may be appealed pursuant to the procedures set forth in Chapter 2A of the Needles Municipal Code.

Sec. 9-29 SAFE AND SANE FIREWORKS - PREREQUISITE FOR ISSUANCE OF PERMIT.

- (a) Permits issued pursuant to this section are valid only during the calendar year issued.
 - i. On a form provided by the City, set forth the proposed location of the Fireworks stand; the name, address and telephone number of one or more responsible adults who will be in charge of and responsible for the Fireworks stand during the period Fireworks are sold, displayed or stored at such location; and written permission from the owner of record and/or lessor and/or management company of the property upon which said Fireworks stand is proposed to be located;
 - ii. A copy of the requisite retail sales permit issued by the Office of the California State Fire Marshal;
 - iii. Evidence of a temporary sales tax permit from the California State Board of Equalization;
 - iv. Payment of the permit/license fee at the amount established by Ordinance 616-AC;
 - v. Throughout the term of a permit issued pursuant to this Article, each permittee shall pay for and maintain in full force and effect policies of insurance in a form and amount and with coverage types required by the City. The policies of insurance shall name the City, its officers, officials, agents, and employees as additional insureds.
- (b) The continued validity of any City permit issued pursuant to this Article shall be subject to the requirement that at least one or more representatives of each nonprofit organization, including the responsible adults listed in subdivision (c) of this section, shall attend a "Safe and Sane Fireworks" stand operator safety seminar conducted by the fire department and the licensed Fireworks wholesaler that is supplying the "Safe and Sane Fireworks" to the nonprofit organization. The failure of a nonprofit organization to have a responsible individual(s) attend the safety seminar shall result in the revocation of its permit to sell "Safe and Sane Fireworks."

Sec. 9.30 SAFE AND SANE FIREWORKS - OPERATION OF FIREWORKS STAND.

- (a) No person shall knowingly sell Fireworks to any person under the age of eighteen (18). Proof that the Fireworks stand operator/organization demanded, was shown, and acted in reliance upon bona fide evidence of age and identity in any sale of Safe and Sane Fireworks allowed by this Article shall be a defense for any proceedings for suspension or revocation of its "Safe and Sane Fireworks" permit or any criminal proceedings for violations of this Article. For purposes of this section, bona fide evidence of age and identity of purchaser is a document issued by a federal, state, county or municipal government which contains a photograph of the purchaser including, but not limited to, a valid California Driver's License or Identification Card issued to a member of the Armed Forces.
- (b) The sale of "Safe and Sane Fireworks" shall begin no earlier than 12 noon, and shall not continue after 12 noon during the time period beginning six (6) days before and ending two (2) days after the Enumerated Holidays.
- (c) No person other than the individuals who are members of the permittee and/or joint venture nonprofit organization(s) or the spouses, parents or adult children of such members shall sell or otherwise participate in the sale of "Safe and Sane Fireworks" at such stand.
- (d) No person under the age of eighteen (18) shall sell or participate in the sale of "Safe and Sane Fireworks" within such stand.
- (e) No person shall be paid any consideration by the permittee nonprofit organization(s) or any wholesaler/distributor of "Safe and Sane Fireworks" for selling or otherwise participating in the sale of "Safe and Sane Fireworks" at such stand; provided, however, that compensation may be paid for licensed security personnel during sale or non-sale hours and to the party authorizing the location of the stand on its property. The City Manager may revoke the Fireworks storage permit and/or local business license of any Fireworks wholesaler/distributor violating the terms of this section as set forth in section 9-37.

Sec. 9.31 SAFE AND SANE FIREWORKS - TEMPORARY FIREWORKS STAND.

All retail sales of "Safe and Sane Fireworks" shall be permitted from within a temporary Fireworks stand, and the retail sales from any other building or structure is hereby prohibited. Temporary stands shall be subject to NFPA 1124 Code for the Manufacture, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic Articles, 2017 Edition.

Sec. 9-32 SAFE AND SANE FIREWORKS - GENERAL REQUIREMENTS FOR PERMITTEES.

- (a) All unsold stock of Fireworks in the hands of the permittee after 10:00 pm two (2) days after the Enumerated Holidays shall be returned to the wholesaler/distributor and removed from the City within ten (10) days. On closing of the "Safe and Sane Fireworks" stand, all litter shall be removed from the premises.

- (b) Each "Safe and Sane Fireworks" stand must post its City permit to sell "Safe and Sane Fireworks," its temporary sales tax permit from the California State Board of Equalization, its State Fire Marshal Retail Sales Permit and proof of their required insurance in a prominent place inside the "Safe and Sane Fireworks" stand.

Sec. 9-33 SAFE AND SANE FIREWORKS - REVOCATION OF PERMIT; APPEAL.

- (a) The Fire Chief or the Fire Chief's designee, may revoke, immediately and without notice or hearing, the permit of any permittee who violates any of the following provisions of this Article. If the revocation occurs, the Fire Chief shall inform the permittee that the permittee may seek review of the Fire Chief's decision by the City Manager, or the City Manager's designee, on the next business day. At the earliest opportunity on the next business day after the revocation, the Fire Chief shall provide the City Manager with written notice that a Fireworks permit has been revoked, including the name of the permittee and a brief statement of the grounds for revocation. The City Manager, or the City Manager's designee, shall meet with the permittee and the Fire Chief on that day, upon the permittee's request, to review the Fire Chief's decision. The decision of the City Manager shall be final. If the revocation occurs before or after the specified period, the appeal procedures of subdivision (b) shall apply.
- (b) The Fire Chief, or the Fire Chief's designee, may revoke the permit of any permittee who violates any provision of this Article. Such revocation shall not take effect for five (5) days, during which time the permittee may seek review of the Fire Chief's decision by submitting a written request for review to the City Manager. The Fire Chief shall provide the City Manager with written notice that a Fireworks permit has been revoked, including the name of the permittee and a brief statement of the grounds for revocation. The City Manager, or the City Manager's designee, shall meet with the permittee and the Fire Chief to review the Fire Chief's decision. The decision of the City Manager shall be final.
- (c) Any permittee whose permit has been revoked, pursuant to subdivision (a) or (b) hereof, shall be barred from receiving a permit under this Article for up to three (3) years from the date of revocation.

Sec. 9-34 SAFE AND SANE FIREWORKS - LIMITATION ON PLACES AND HOURS OF DISCHARGE.

- (a) It shall be unlawful to discharge any "Safe and Sane Fireworks" except during the hours of 9:00 am to 11:00 pm. For purposes of the New Year's Eve holiday, this period shall be extended to 1:00 a.m. on January 1.
- (b) It shall be unlawful for any person to ignite, discharge, project or otherwise fire or use, any "Safe and Sane Fireworks," or permit the ignition, discharge, or projection thereof, upon or over or onto, the property of another without his/her consent or to

ignite, discharge, project or otherwise fire or make use of any "Safe and Sane Fireworks" within ten (10) feet of any residence, dwelling or other structure used as a place of habitation by human beings. However, the City, after recommendation from the City Manager and the Fire Chief, may designate, from time to time, a safe zone or area in the City at which "Safe and Sane Fireworks" may be ignited, discharged, projected or otherwise fired or used.

Sec. 9-35 SAFE AND SANE FIREWORKS - SUPERVISION OF MINORS.

It shall be unlawful for any person having the care, custody, or control of a minor (under 18-years-old) to permit such minor to discharge, explode, fire, or set off any "Dangerous Fireworks," at any time, or to permit such minor to discharge or set off any "Safe and Sane Fireworks" unless such minor does so under the direct supervision of a person over 18-years-of-age and during the hours and on the days permitted by this Article.

Sec. 9-36 SAFE AND SANE FIREWORKS - WHOLESALE STORAGE.

Wholesale storage of "Safe and Sane Fireworks" by Fireworks wholesalers licensed by the Office of the California State Fire Marshal shall be subject to NFPA 1124 Code for the Manufacture, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic Articles, 2017 Edition and can be stored year-round in the City by a Fireworks wholesaler licensed by the Office of the California State Fire Marshal so long as said Fireworks wholesaler has not been found to be in violation of the terms of this Article.

Sec. 9-37 SEIZURE OF FIREWORKS.

The Fire Chief, or the Fire Chief's designee, may seize, take, remove or cause to be removed, at the expense of the permittee or licensed Fireworks wholesaler, whichever is applicable, all stock of Fireworks offered or exposed for sale, stored, or held in violation of this Article when such violation creates an imminent threat to public health or safety.

Sec. 9-38 ADMINISTRATIVE FINES AND PENALTIES.

- (a) Any violation of this Article by any person responsible for committing, causing, or maintaining such violation shall constitute an infraction violation and the violator shall be subject to the provisions set forth in Chapter 2A of the Needles Municipal Code, including, but not limited to, the imposition of any and all criminal penalties set forth therein.
- (b) At least 50% of the fines collected pursuant to this Article must be placed in a segregated fund entitled "Needles Illegal Fireworks Enforcement Fund." The sole and exclusive purpose of this fund is to pay for increased fire and police deployment, protection and investigation of and against illegal Fireworks in the City.

- (c) Each person who violates any provision of this code as it relates to the possession, use, storage, sale and/or display of "Dangerous Fireworks" shall be subject to the imposition and payment of an administrative fine or fines as provided below:

Number of offense in 1 year period	Amount of Administrative Penalty	Late Charge	Total Amount of Penalty plus Late Charge
First	\$ 1,000	\$ 150	\$ 1,150
Second	\$ 2,000	\$ 250	\$ 2,250
Third	\$ 3,000	\$ 500	\$ 3,500

- (d) Each person who uses "Safe and Sane Fireworks" at times and/or locations other than those permitted by this ordinance shall be subject to the imposition and payment of an administrative fine or fines as provided below:

Number of offense in 1 year period	Amount of Administrative Penalty	Late Charge	Total Amount of Penalty plus Late Charge
First	\$ 250	\$ 50	\$ 300
Second	\$ 500	\$ 100	\$ 600
Third	\$ 750	\$ 200	\$ 950

- (e) In the case of a violation of any of the provisions listed above, the administrative fine(s) shall be due and payable within 30 calendar days from the issuance of the administrative fine citation, and the citee shall be required to abate the violation, and surrender all "Dangerous Fireworks" to the Fire Chief, immediately. For penalties not paid in full within that time, a late charge in the amount set forth above is hereby imposed and must be paid to the City by the citee. Fines not paid within the time established by this ordinance shall accrue interest at the prevailing established rate. On the second and each subsequent time that a person is issued a citation for the same violation in any 12-month period, the fine is increased as indicated above and the citee shall be liable for the amount of the new fine until it is paid, in addition to being responsible for payment of previous fines.
- (f) All administrative fines and any late charges and interest due shall be paid to the City at such a location or address as stated on the citation, or as may otherwise be designated by the City Manager. Payment of any fine or fines shall not excuse the citee from complying with the provision of the code so violated. The issuance of the citation and/or payment of any fine shall not bar the City from employing any other enforcement action or remedy to obtain compliance with the provisions of the code so violated including the issuance of additional citations and/or criminal prosecution.

Sec. 9-39 ADDITIONAL REMEDIES.

- (a) Any violation of this Article by the holder of Fireworks permits issued pursuant to this Article shall constitute grounds for modification, suspension and/or revocation of said permits.

- (b) Any organization whose Fireworks permits are revoked shall not be eligible for issuance of Fireworks permits the following year.
- (c) Nothing in this Article shall preclude the City from pursuing other remedies provided by the City of Needles Municipal Code or other laws, including, but not limited to, issuance of work orders and injunctive relief.

Sec. 9-40. EXCEPTIONS TO PROHIBITIONS.

This Article does not prohibit Public Displays of Fireworks by the City or county, or by fair associations, amusement parks or organizations or groups of individuals upon compliance with the provisions of this Article and such rules and regulations governing Public Displays of Fireworks as from time to time adopted by the California State Fire Marshal.

This Article does not prohibit any resident manufacturer, wholesaler, dealer or jobber from selling at wholesale such Fireworks as are not prohibited in this Article, or the sale of Fireworks for direct shipment out of the city or state; or the use of torpedoes, flares or fuses by railroad or other transportation agencies for signal purposes or illumination; or the sale of blank cartridges for theatrical or ceremonial purposes, athletic or sports events or military ceremonies or demonstrations.



City of Needles, California
Request for City Council Action

☒ CITY COUNCIL ☐ NPUA

☒ Regular ☐ Special

Meeting Date: May 28, 2019

Title: Resolution No. 2019-22
A Resolution of the City Council of the City of Needles, California
Accepting the Sale of Surplus City-Owned Properties located on the
NWC of Casa Linda Street (APN# 0185-233-50), South of Flip
Mendez Pkwy (APN# 0185-221-08), NWC of Lillyhill Drive and Clary
Drive (APN# 0185-233-31), North of Mesa Grande Apartments
(APN#0185-233-59)

Background: Pioneer Title Agency Inc. has requested that an updated Resolution
be provided to close escrow for the properties located at APN's No.
0185-221-08, 0185-233-50, 0185-233-59, and 0185-233-31.

The City Council adopted by resolutions the sale of certain city-
owned properties with a Broker Price Opinion in lieu of a real estate
appraisal. These properties to be sold are identified in the attached
Exhibit "A".

In 2013 the City received an offer and entered into an Agreement
with Mr. Billy Andrews in the amount of \$25,200 for a total of 49.37
Acres of surplus city-owned property. Since 2013 the City has been
worked with the buyer to get the property surveyed for Title
Insurance and create an easement at the buyer's expense. Time
delays were caused by an illness experienced by his engineer
slowing down the survey process. A 60' easement was created on
Lillyhill to provide access to the parcels for future subdivision
development.

Fiscal Impact: \$25,200 additional funds for the General Fund.

Environmental Impact: N/A

Recommended Action: Approve Resolution No. 2019-22 Accepting the Sale of Surplus
City-Owned Properties located on the NWC of Casa Linda Street (APN# 0185-233-50),
South of Flip Mendez Pkwy (APN# 0185-221-08), NWC of Lillyhill Drive and Clary Drive
(APN# 0185-233-31), North of Mesa Grande Apartments (APN#0185-233-59)

Submitted By: Patrick Martinez, Director of Development Services

City Management Review: Rick

Date: 5/23/19

Approved: ☐

Not Approved: ☐

Tabled: ☐

Other: ☐

Agenda Item: 6

RESOLUTION 2019-22

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEEDLES, CALIFORNIA
ACCEPTING THE SALE OF SURPLUS CITY-OWENED PROPERTIES LOCATED AT
THE NWC OF CASA LINDA STREET (APN# 0185-233-50), SOUTH OF FLIP
MENDEZ PKWY (APN# 0185-221-08), NWC OF LILLYHILL DRIVE AND CLARY
DRIVE (APN# 0185-233-31), NORTH OF MESA GRANDE APARTMENTS
(APN#0185-233-59); AND**

WHEREAS, The City of Needles is the owner of real properties located on the NWC of Casa Linda Street (APN# 0185-233-50), South of Flip Mendez Pkwy (APN# 0185-221-08), NWC of Lillyhill Drive and Clary Drive (APN# 0185-233-31), North of Mesa Grande Apartments (APN#0185-233-59); and

WHEREAS, In 2012 the City Council appointed a committee to identify surplus city-owned properties to be placed up for sale; and

WHEREAS, The City Council adopted by resolutions the sale of certain city-owned properties with a Broker Price Opinion in lieu of a real estate appraisal. These properties to be sold are identified in the attached Exhibit "A"

WHEREAS, The City has received an offer from Billy Andrews in the amount of \$25,200 for the purchase of the referenced surplus city-owned property; and

NOW, THEREFORE, BE IT RESOLVED by the CITY COUNCIL of the City of Needles, California, finds and determines that it is in the best interest of the City to sell the surplus city-owned property and hereby authorizes the acceptance of the agreement to purchase.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Needles, California held on the 28th day of May, 2019 by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Mayor

(Seal)

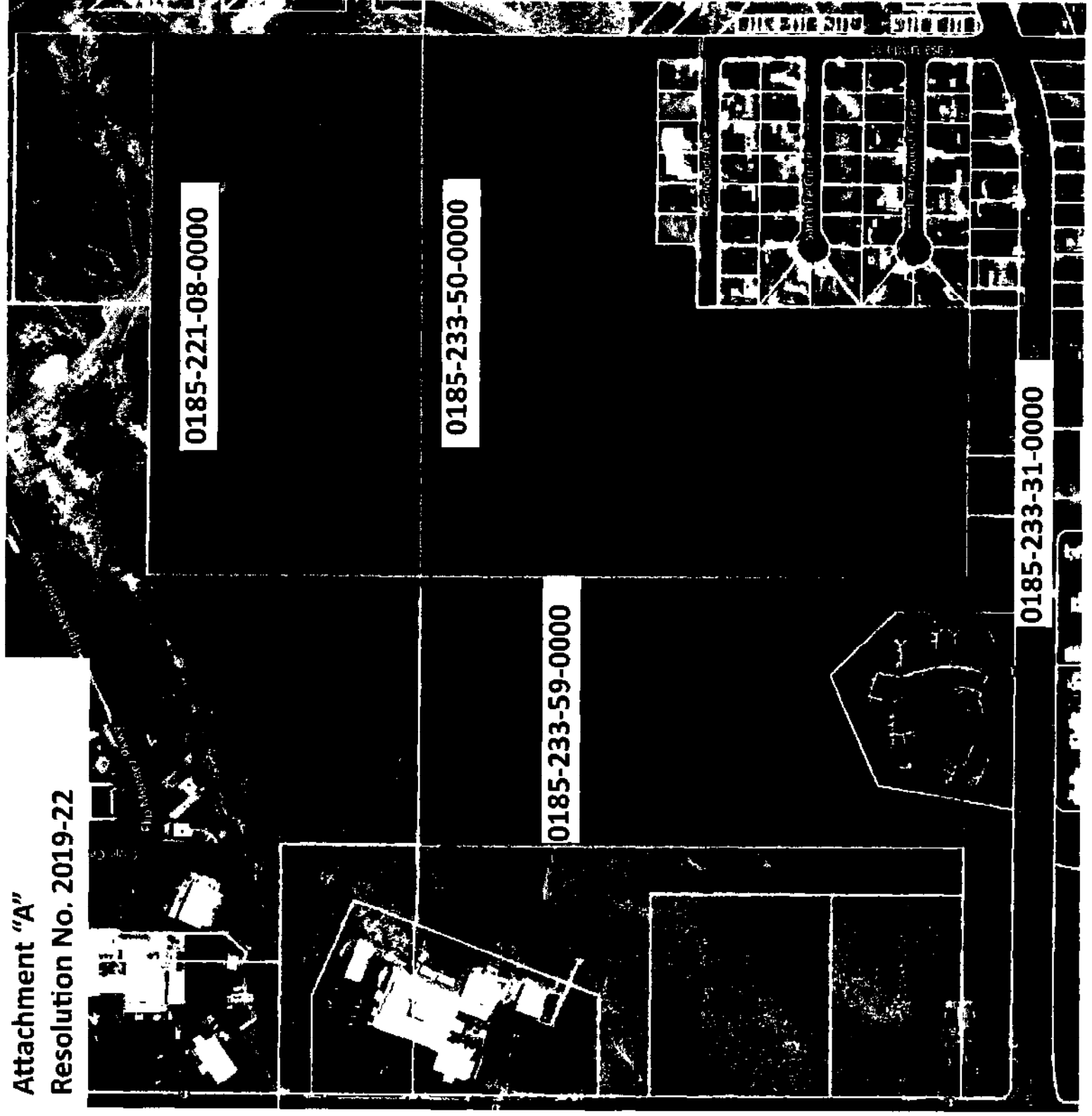
Attest:

City Clerk

Approved as to form:

City Attorney

Attachment "A"
Resolution No. 2019-22





City of Needles, California Request for City Council Action

☒ CITY COUNCIL ☐ NPUA

☐ Regular ☐ Special

Meeting Date: May 28, 2019

Title: City Council Resolution 2019-23
Request for a Six-Month Extension for a Conditional Use Permit scheduled to expire on June 11, 2019, for a Marijuana Cultivation facility located at 900 E. Broadway, the former site of Baker Ambulance and Robinson's Electric;
Approved by City Council on December 27, 2017 via Resolution 2017-107

Background: Section 94.13(a) of the City's Zoning Code provides the conditions in which a Conditional Use Permit may be extended. The applicants have submitted documentation outlining the actions taken since the City Council approval on December 27, 2019, attached as Exhibit "A".

In an effort to continue the progress the applicants are making in moving forward, the applicant is requesting that a six-month extension be attached to the Conditional Use Permit identified above.

Critical Timeline: Applicant's timeline is to be in production as outlined on Exhibit "A".

Fiscal Impact:

1. The 10% of gross sales of medical marijuana business tax (voter approved (2012)).
2. Valuation of new buildings – added to city tax rolls.
3. NPUA – electric/water/sewer usage revenue.
4. Recurring business license and permitting fees.
5. A 25% State tax – a portion of which will be passed to local government, as enacted by the approval of Proposition 64 in November 2016.
6. Statewide 10% sales tax, the city's share is 1%.

Environmental: The proposed project was reviewed and determined to have no potential to generate significant adverse impacts on the environment, and therefore is exempt from CEQA pursuant to CEQA Guidelines §15061(b)(3).

Recommendation: Approve Resolution 2019-23 approving a Six-Month Extension to the life of a Conditional Use Permit for a Marijuana Cultivation Facility located at 900 E. Broadway, expiring on June 11, 2019, and extending to December 11, 2019.

Attachment: Exhibit "A" work completed

Submitted By: Patrick Martinez, Development Director

City Management Review: Rick

Date: 5/19/19

Approved: <input type="checkbox"/>	Not Approved: <input type="checkbox"/>	Tabled: <input type="checkbox"/>	Other: <input type="checkbox"/>
Agenda Item: <u>7</u>			

CITY COUNCIL RESOLUTION 2019-23

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEEDLES
APPROVING AN EXTENSION OF TIME FOR A CONDITIONAL USE
PERMIT (CUP) ISSUED FOR A MARIJUANA CULTIVATION FACILITY,
AT 900 E. BROADWAY, ALSO KNOWN AS APN 0186-241-61 THAT EXPIRES
ON JUNE 11, 2019**

WHEREAS, on January 10, 2017 City Council Ordinance No. 588 was approved allowing marijuana facilities in zones C1, C2, C3, M1 and M2, with a Conditional Use Permit and Regulatory Permit; and

WHEREAS, the Conditional Use Permit identified above received approval by the City Council on December 27, 2017, via Resolution No. 2017-107, and granted a 6-month extension expiring on June 11, 2019; and

WHEREAS, in accordance with Section 94.13(a) of the City's Zoning Code the applicant has taken actions identifying the work that has been accomplished since City Council approval, identified and attached as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Needles as follows:

SECTION 1. The proposed project was reviewed and determined to have no potential to generate significant adverse impacts on the environment, and therefore is exempt from CEQA pursuant to CEQA Guidelines §15061(b)(3).

SECTION 2 The City Council HEREBY FINDS AND DETERMINES, with reports and findings, that facts do exist to extend the life of the Conditional Use Permit identified above for a period of six months, expiring on December 11, 2019.

SECTION 3. The City Council HEREBY APPROVES Resolution 2019-23, approving a six month extension period for the life of the Conditional Use Permit identified above, expiring on December 11, 2019.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Needles, California, held on the 28th day of May, 2019, by the following roll call vote:

**AYES:
NOES:
ABSENT:
ABSTAIN:**

Mayor

(Seal)

Attest:

City Clerk

Approved as to form:

City Attorney

Exhibit "A"

Colorado River Plumbing, Inc.

419 W. Broadway St. Needles, CA 92363

P: (760)-326-2626 F: (760)-326-2638 Email: joe.crp@frontiernet.net

CA: 858381 AZ: 203425 NV: 0069531 NV Business License: 20071658044

Re: 904 & 904.5 E. Broadway

5/21/19

To Whom It May Concern:

Current construction update as of 5/21/19

5/14/19 Received 50% deposit from owner for demo of "old Baker ambulance" building & 1 loading dock building

5/16/19 Met onsite with PSR Environmental for asbestos survey of both buildings

5/20/19 Verbal estimate from PSR Environmental for asbestos abatement. Waiting on formal bid

Once we receive a formal bid for asbestos abatement, we can get owner approval on pricing and get both structures scheduled for demo.

Construction build plans are in process, and we should have them in the next 30 days. We will submit them to County Fire as soon as we have them. We have attached the latest plans for proof of production.

Thank you,

Joe Payson

President



City of Needles, California

Request for City Council Action

☒ CITY COUNCIL ☐ NPUA

☐ Regular ☐ Special

Meeting Date: May 28, 2019

Title: City Council Resolution 2019-24
Request for a Six-Month Extension for Two Conditional Use Permits
scheduled to expire on June 11, 2019, for Marijuana Distribution and
Cultivation, located at 2109 Needles Highway, the former site of the
"Le Brun" Hotel
Suite A Marijuana Distribution Facility Approved via 2017-83
Suite B Marijuana Distribution Facility Approved via 2017-84

Background: Section 94.13(a) of the City's Zoning Code provides the conditions in which a Conditional Use Permit may be extended. The applicant has submitted documentation outlining the actions taken since the City Council approval on November 28, 2017, attached as Exhibit "A".

The applicant completed the demolition of the old hotel, with plans to move forward with construction of a new building. Upon submittal and review of the State License application, notification was received from the Water Board that the project site was within 600' of a Tribal Buffer Zone and therefore permits would not be issued by the State. The Water Board revised the Tribal approval process and the notification of approval or denial by the Ft. Mojave Indian Tribe is due to be received mid-June, 2019, thus requiring the CUP extensions.

Critical Timeline: Applicant's timeline is to be in production as outlined on Exhibit "A".

Fiscal Impact:

1. The 10% of gross sales of medical marijuana business tax (voter approved (2012).
2. Valuation of new buildings – added to city tax rolls.
3. NPUA – electric/water/sewer usage revenue.
4. Recurring business license and permitting fees.
5. A 25% State tax – a portion of which will be passed to local government, as enacted by the approval of Proposition 64 in November 2016.
6. Statewide 10% sales tax, the city's share is 1%.

Environmental: The proposed project was reviewed and determined to have no potential to generate significant adverse impacts on the environment, and therefore is exempt from CEQA pursuant to CEQA Guidelines §15061(b)(3).

Recommendation: Approve Resolution 2019-24 approving a Six-Month Extension to the life of two (2) Conditional Use Permits identified above, expiring on June 11, 2019, and extending to December 11, 2019.

Attachment: Exhibit "A" work completed

Submitted By: Patrick Martinez, Development Director

City Management Review: Rick

Date: 5/22/19

Approved: ☐

Not Approved: ☐

Tabled: ☐

Other: ☐

Agenda Item: 8

CITY COUNCIL RESOLUTION 2019-24

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEEDLES
APPROVING AN EXTENSION OF TIME FOR TWO CONDITIONAL USE
PERMITS (CUP) ISSUED FOR A MARIJUANA DISTRIBUTION
FACILITY, SUITE "A", 2017-83, AND A MARIJUANA CULTIVATION
FACILITY, SUITE "B", 2017-84, AT 2109 NEEDLES HIGHWAY, THE
FORMER SITE OF THE "LE BRUN" HOTEL**

WHEREAS, on January 10, 2017 City Council Ordinance No. 588 was approved allowing marijuana facilities in zones C1, C2, C3, M1 and M2, with a Conditional Use Permit and Regulatory Permit; and

WHEREAS, the Conditional Use Permits identified above received approval by the City Council on November 28, 2017 and are scheduled to expire on June 11, 2019; and

WHEREAS, in accordance with Section 94.13(a) of the City's Zoning Code the applicant has taken actions identifying the work that has been accomplished since City Council approval, identified and attached as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Needles as follows:

SECTION 1. The proposed project was reviewed and determined to have no potential to generate significant adverse impacts on the environment, and therefore is exempt from CEQA pursuant to CEQA Guidelines §15061(b)(3).

SECTION 2 The City Council HEREBY FINDS AND DETERMINES, with reports and findings, that facts do exist to extend the life of the Conditional Use Permits identified above for a period of six months, expiring on December 11, 2019.

SECTION 3. The City Council HEREBY APPROVES Resolution 2019-24, approving a six month extension period for the life of the Conditional Use Permits identified above, expiring on December 11, 2019.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Needles, California, held on the 28th day of May, 2019, by the following roll call vote:

**AYES:
NOES:
ABSENT:
ABSTAIN:**

Mayor

(Seal)

Attest:

City Clerk

Approved as to form:

City Attorney

Exhibit "A"

Cindy Semione

From: Jordan Pyles <jpyles@pmccontractorsinc.com>
Sent: Tuesday, May 21, 2019 11:47 AM
To: Cindy Semione
Cc: Cole Piercy; Mick Longo; Rick Daniels; Patrick Martinez; Rick Daniels
Subject: Re: EXPIRES 6-11-2019 - CUP - New Approved Expiration Date -Marijuana Businesses

Pending the resolution of the waterboard on or around 6-20-19 , we plan on the following:

Hire architect for full construction drawings- 7-1-19

Submit Plans - 9-1-19

Begin construction with a 9 month duration after approval.

** As you are aware we completed demolition last year and everything was put on hold until the waterboard issue is resolved. **

Route 66 Group will be self funding the build out.

We lost investor interest when the Tribal Buffer Zone was discovered.

Jordan Pyles

President

PMC Contractors, Inc.

PMC Contractors, Inc



City of Needles, California

Request for City Council Action

☒ CITY COUNCIL ☐ NPUA

☐ Regular ☐ Special

Meeting Date: May 28, 2019

Title: City Council Resolution 2019-25
Request for a Six-Month Extension for Eight (8) Conditional Use Permits
scheduled to expire on June 11, 2019, for Marijuana Facilities located at 320
Balboa St., as follows:

2017-94	Cultivation – Bldg 1D	2017-98	Cultivation – Bldg 4A
2017-95	Cultivation – Bldg 2A	2017-99	Cultivation – Bldg 4B
2017-96	Cultivation – Bldg 3A	2017-100	Manufacturing- Bldg 1B/1C
2017-97	Cultivation – Bldg 3B	2017-101	Distribution – Bldg 1A

Background: Section 94.13(a) of the City's Zoning Code provides the conditions in which a Conditional Use Permit may be extended. The applicants have submitted documentation outlining the actions taken since the City Council approval on December 19, 2017, attached as Exhibit "A".

In an effort to continue the progress the applicants are making in moving forward, the applicant is requesting that a six-month extension be attached to the eight (8) Conditional Use Permits identified above.

Critical Timeline: Applicant's timeline is to be in production as outlined on Exhibit "A".

Fiscal Impact:

1. The 10% of gross sales of medical marijuana business tax (voter approved (2012).
2. Valuation of new buildings – added to city tax rolls.
3. NPUA – electric/water/sewer usage revenue.
4. Recurring business license and permitting fees.
5. A 25% State tax – a portion of which will be passed to local government, as enacted by the approval of Proposition 64 in November 2016.
6. Statewide 10% sales tax, the city's share is 1%.

Environmental: The proposed project was reviewed and determined to have no potential to generate significant adverse impacts on the environment, and therefore is exempt from CEQA pursuant to CEQA Guidelines §15061(b)(3).

Recommendation: Approve Resolution 2019-25 approving a Six-Month Extension to the life of eight (8) Conditional Use Permits identified above, expiring on June 11, 2019, and extending to December 11, 2019.

Attachment: Exhibit "A" work completed

Submitted By: Patrick Martinez, Development Director

City Management Review: Kick

Date: 5/22/19

Approved: ☐

Not Approved: ☐

Tabled: ☐

Other: ☐

Agenda Item: 9

CITY COUNCIL RESOLUTION 2019-25

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEEDLES
APPROVING AN EXTENSION OF TIME FOR EIGHT (8) CONDITIONAL
USE PERMITS (CUP) ISSUED FOR MARIJUANA FACILITIES AT 320
BALBOA EXPIRING ON JUNE 11, 2019**

WHEREAS, on January 10, 2017 City Council Ordinance No. 588 was approved allowing marijuana facilities in zones C1, C2, C3, M1 and M2, with a Conditional Use Permit and Regulatory Permit; and

WHEREAS, the Conditional Use Permits for marijuana facilities identified below received approval by the City Council on December 19, 2017 and are scheduled to expire on June 11, 2019:

2017-94	Cultivation – Bldg 1D	2017-98	Cultivation – Bldg 4A
2017-95	Cultivation – Bldg 2A	2017-99	Cultivation – Bldg 4B
2017-96	Cultivation – Bldg 3A	2017-100	Manufacturing-Bldg 1B/1C
2017-97	Cultivation – Bldg 3B	2017-101	Distribution – Bldg 1A

WHEREAS, in accordance with Section 94.13(a) of the City's Zoning Code the applicant has taken actions identifying the work that has been accomplished since City Council approval, identified and attached as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Needles as follows:

SECTION 1. The proposed project was reviewed and determined to have no potential to generate significant adverse impacts on the environment, and therefore is exempt from CEQA pursuant to CEQA Guidelines §15061(b)(3).

SECTION 2 The City Council HEREBY FINDS AND DETERMINES, with reports and findings, that facts do exist to extend the life of the Conditional Use Permits identified above for a period of six months, expiring on December 11, 2019.

SECTION 3. The City Council HEREBY APPROVES Resolution 2019-25, approving a six month extension period for the life of the Conditional Use Permits identified above, expiring on December 11, 2019.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Needles, California, held on the 28th day of May, 2019, by the following roll call vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

(Seal)

Attest:

Approved as to form:

Mayor

City Clerk

City Attorney

Exhibit "A"

**Deer Park Development Corporation
P.O. Box 2224
Big Bear City CA, 92314**

Rick Daniels, City Manager
City of Needles
817 Third St
Needles CA 92363

May 11, 2019

Attn: Cindy Semione, Planning

Re: Extension of time: CUP's 2017-94 thru 101, inclusive

Dear Mr. Daniels,

Deer Park Development Corporation's eight CUP's were approved by Needles City Council Resolutions No. 2017-94 through 2017-101, inclusive, on December 19, 2017. These CUP's were subsequently extended by the City council and are now scheduled to expire on June 11, 2019.


Deer Park Development has diligently progressed on their project by correcting a building encroachment on two of their buildings with a recently recorded Certificate of Compliance and has filed a lot Merger Application and prepared a Lot Line Adjustment application to adjust the lot lines to fit the existing buildings, and eliminate the current conflicting lot boundaries.

Additionally, Deer Park Development Corporation has aggressively marketed their project by actively listing the property for sale through Costar and LoopNet, and has developed a website (greenmedicalcenter.net) to facilitate that effort.

Deer Park Development Corporation hereby respectfully requests a six month or longer extension of time to allow for the completion of the Lot Merger and Lot Line Adjustments as well as the extensive Conditions of Approval of their eight CUP's.

If you need additional information, or have any questions, please call.

Sincerely,


Walter Ron Kemper, President



City of Needles, California Request for City Council Action

☒ CITY COUNCIL ☐ NPUA

☐ Regular ☐ Special

Meeting Date: May 28, 2019

Title: City Council Resolution 2019-20
Request for a Six-Month Extension for Four Conditional Use Permits scheduled to expire on June 11, 2019, for Marijuana Cultivation buildings located at the intersection of E. Broadway and Victory Dr., as follows:

Building 1	Marijuana Cultivation Facility	Approved via 2017-108
Building 2	Marijuana Cultivation Facility	Approved via 2017-109
Building 3	Marijuana Cultivation Facility	Approved via 2017-110
Building 4	Marijuana Cultivation Facility	Approved via 2017-111

Background: Section 94.13(a) of the City's Zoning Code provides the conditions in which a Conditional Use Permit may be extended. The applicants have submitted documentation outlining the actions taken since the City Council approval on January 9, 2018, attached as Exhibit "A"

In an effort to continue the progress the applicants are making in moving forward, the applicant is requesting that a six-month extension be attached to each of the four (4) Conditional Use Permits identified above, extending the expiration date to December 11, 2019.

Critical Timeline: Applicant's timeline to escalate the sale of the facilities by creating smaller parcels through the processing of a parcel map.

Fiscal Impact:

1. The 10% of gross sales of medical marijuana business tax (voter approved (2012).
2. Valuation of new buildings – added to city tax rolls.
3. NPUA – electric/water/sewer usage revenue.
4. Recurring business license and permitting fees.
5. A 25% State tax – a portion of which will be passed to local government, as enacted by the approval of Proposition 64 in November 2016.
6. Statewide 10% sales tax, the city's share is 1%.

Environmental: The proposed project was reviewed and determined to have no potential to generate significant adverse impacts on the environment, and therefore is exempt from CEQA pursuant to CEQA Guidelines §15061(b)(3).

Recommendation: Approve Resolution 2019-20, approving a Six-Month Extension to the life of the four Conditional Use Permits, expiring on December 11, 2019.

Attachment: Exhibit "A" work completed

Submitted By: Patrick Martinez, Development Director

City Management Review: Rick **Date:** 5/22/19

Approved: <input type="checkbox"/>	Not Approved: <input type="checkbox"/>	Tabled: <input type="checkbox"/>	Other: <input type="checkbox"/>
Agenda Item: <u>10</u>			

CITY COUNCIL RESOLUTION 2019-20

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEEDLES
APPROVING AN EXTENSION OF TIME FOR FOUR CONDITIONAL USE
PERMITS (CUP)-ISSUED FOR FOUR (4) MARIJUANA CULTIVATION
FACILITIES, 2017-108 THROUGH 2017-111, LOCATED AT THE
INTERSECTION OF E. BROADWAY AND VICTORY DR**

WHEREAS, on January 10, 2017 City Council Ordinance No. 588 was approved allowing marijuana facilities in zones C1, C2, C3, M1 and M2, with a Conditional Use Permit and Regulatory Permit; and

WHEREAS, the Conditional Use Permits identified below received approval by the City Council on January 9, 2018 and are due to expire on June 11, 2019:

Building 1	Marijuana Cultivation Facility	Approved via 2017-108
Building 2	Marijuana Cultivation Facility	Approved via 2017-109
Building 3	Marijuana Cultivation Facility	Approved via 2017-110
Building 4	Marijuana Cultivation Facility	Approved via 2017-111

WHEREAS, in accordance with Section 94.13(a) of the City's Zoning Code the applicant has taken actions identifying the work that has been accomplished since City Council approval, identified and attached as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Needles as follows:

SECTION 1. The proposed project was reviewed and determined to have no potential to generate significant adverse impacts on the environment, and therefore is exempt from CEQA pursuant to CEQA Guidelines §15061(b)(3).

SECTION 2 The City Council HEREBY FINDS AND DETERMINES, with reports and findings, that facts do exist to extend the life of the four (4) Conditional Use Permits identified above, for a period of six months, expiring on December 11, 2019.

SECTION 3. The City Council HEREBY APPROVES Resolution 2019-20, approving a six month extension period for the life of the four (4) Conditional Use Permits identified above, expiring on December 11, 2019.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Needles, California, held on the 28th day of May, 2019, by the following roll call vote:

**AYES:
NOES:
ABSENT:
ABSTAIN:**

Mayor

(Seal)

Attest:

City Clerk

Approved as to form:

City Attorney

Exhibit 'A'

VICTORY & BROADWAY LLC.

8645 Haven Avenue
Suite 450
Rancho Cucamonga, CA 91730
(909) 941-6725

May 7, 2019

Cindy:

I am currently requesting a CUP extension the properties located at Victory and Broadway. As you are aware the CUP expires in June and we are currently working on a modification for the size and orientation of the existing site plan layout. We have discovered that the larger parcels are not marketable at this time, we have however received interest in smaller 8x10,000 sq. feet building configuration. We have discussed this issue with the Architect and Engineer from ARQ and believe a modification to be in our best interest. Therefore, as stated above we will be requesting an additional 180-day extension and we will be submitting a modification with in that time period. We are however obtaining a rough grading permit and have previously acquired a block wall permit; which will enable us to expedite and further this project we feel confident that these modifications will assist us in obtaining best use of the property in todays current market.

If you were to have any questions please do not hesitate to contact us.

Thank you for your consideration,

Ralph T. Roach

VICTORY & BROADWAY LLC.

8645 Haven Avenue
Suite 450
Rancho Cucamonga, CA 91730
(909) 941-6725

April 29, 2019

The following is a current outline of work completed and to be performed for the CUP related to the location at Victory and Broadway City of Needles. Work completed to date is as follows:

- Site plan and related easement identifications for all front, rear, and side set backs have been obtain however this information was not available until early April due to title and their ability to determine the exact location of said easement plotting.
- Engineering for rear main block wall to adjacent neighbors has been obtained and will commence work after grading.
- Grading plan and required utility design in under way and indicated in a letter from ARQ
- Street improvement ingress and egress with related utility must be submitted to Caltrans and the city of Needles this work is being designed currently and time of completion will be governed by the appropriate agency. This however will not affect the grading plan and permit

It is our intention now that we have available plotting to continue forward with completion of building 1 with in the next 180 days with the appropriate approvals. An additional note in regards to all CUP properties that we currently own that the larger the facility due to all the tax and current state requirements we are finding that a smaller facility of 10 to 12,000 feet might be more marketable for this reason we are reserving an approach of decreasing the size of the remaining buildings after the initial application of building 1. It is our further intention to expedite all absorption of the above properties as expeditiously as possible.

You will find attached the current block wall permit and the grading application along with the engineering scheduling and requirements from ARQ.

Thank you for your consideration,

Ralph T. Roach

ARQ Engineering, LLC.

Engineering and Survey

April 24, 2019

City of Needles
817 Third Street
Needles, CA 92363

Attention: Cindy Semione

Subject: Broadway and Victory

Dear Cindy,

Please accept this letter as a status report on the work ARQ Engineering, LLC and our associates are performing on the above referenced Project.

To date we have completed the Topographic and Boundary Surveys of lots 58 and 59 of Tract 7620. The survey was completed 03/28/2019 based on the title documents provided.

Utilizing the most current site plans we are in the process of formulating a mass grading plan to establish the boundary conditions for the perimeter wall enclosure with special consideration given to the rear lots along the 10' utility easement as shown on Tract 7620. We expect to complete the mass grading plan in 30 days which will enable the construction of the rear retaining/perimeter wall. A conservative design retaining/perimeter wall has been completed and is ready to submit which will permit the mass grading activity to proceed once the permit is issued.

The overall Precise Grading Plan is to plan the mass grading plan completion and approval. We anticipate that the Precise Grading Plan will involve a preparation time of 3 to 3.5 months including the drainage report and the drainage design. We are using a subsurface storm water disposal chamber system to collect and infiltrate storm water for the maximum 25 year return period storm water runoff.

The site is very complex as detailed in the Architects site plan sheet PL1 and will require a great deal of detail design to control the draining and provide ADA access. We anticipate a 30 to 60 day review and response period for the internal submittal and a 20 final review period by the City.

Additionally we will concurrently be designing the Highway 95 curb, gutter and sidewalk improvements to Cal Trans standards and anticipate a design approval within 5 to 6 months (October).

Finally a new Tract Map is being prepared after approval of the Precise Grading Plan which will create 4 parcels out of the existing lots 58 and 57, Tract 7620. A tentative tract map will be submitted for review approximately 30 days after approval of the Precise Grading Plan approval.

Broadway and Victory

April 24, 2019

Once we have the tentative map approval we will submit a final tract map within 30 days.

I trust this provides you with an adequate timeline of the project.

Thank you in advance for your time and consideration. If there should be any questions regarding the above mentioned matter, please do not hesitate to contact our office.

Respectfully Submitted,
ARQ Engineering, LLC.

A handwritten signature in black ink, appearing to read 'R. Larry Morse', with a long horizontal flourish extending to the right.

R. Larry Morse, P.E., R.L.S.
President



City of Needles, California Request for City Council Action

☒ CITY COUNCIL ☐ NPUA

☐ Regular ☐ Special

Meeting Date: May 28, 2019

Title: City Council Resolution 2019-21
Request for a Six-Month Extension for Two Conditional Use Permits scheduled to expire on June 11, 2019, for Marijuana Manufacturing and Distribution buildings located at 2208 Needles Highway, the site of the former "Relax Inn" Hotel:

Suite A	Marijuana Manufacturing Facility	Approved via 2018-70
Suite B	Marijuana Distribution Facility	Approved via 2018-71

Background: Section 94.13(a) of the City's Zoning Code provides the conditions in which a Conditional Use Permit may be extended. The applicants have submitted documentation outlining the actions taken since the City Council approval on November 13, 2018, attached as Exhibit "A".

In an effort to continue the progress the applicants are making in moving forward, the applicant is requesting that a six-month extension be attached to the two Conditional Use Permits identified above.

Critical Timeline: Applicant's timeline is to be in production as outlined on Exhibit "A".

Fiscal Impact:

1. The 10% of gross sales of medical marijuana business tax (voter approved (2012).
2. Valuation of new buildings – added to city tax rolls.
3. NPUA – electric/water/sewer usage revenue.
4. Recurring business license and permitting fees.
5. A 25% State tax – a portion of which will be passed to local government, as enacted by the approval of Proposition 64 in November 2016.
6. Statewide 10% sales tax, the city's share is 1%.

Environmental: The proposed project was reviewed and determined to have no potential to generate significant adverse impacts on the environment, and therefore is exempt from CEQA pursuant to CEQA Guidelines §15061(b)(3).

Recommendation: Approve Resolution 2019-21 approving a Six-Month Extension to the life of two (2) Conditional Use Permits identified above, expiring on June 11, 2019, and extending to December 11, 2019.

Attachment: Exhibit "A" work completed

Submitted By: Patrick Martinez, Development Director

City Management Review: *[Signature]*

Date: 5/22/19

Approved: ☐

Not Approved: ☐

Tabled: ☐

Other: ☐

Agenda Item: 11

CITY COUNCIL RESOLUTION 2019-21

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEEDLES
APPROVING AN EXTENSION OF TIME FOR TWO CONDITIONAL USE
PERMITS (CUP) ISSUED FOR A MARIJUANA MANUFACTURING
FACILITY, SUITE "A", 2018-70, AND A MARIJUANA DISTRIBUTION
FACILITY, SUITE "B", 2018-71, AT 2208 NEEDLES HIGHWAY, THE
SITE OF THE FORMER "RELAX INN" HOTEL**

WHEREAS, on January 10, 2017 City Council Ordinance No. 588 was approved allowing marijuana facilities in zones C1, C2, C3, M1 and M2, with a Conditional Use Permit and Regulatory Permit; and

WHEREAS, the Conditional Use Permits identified above received approval by the City Council on November 13, 2018 and are scheduled to expire on June 11, 2019; and

WHEREAS, in accordance with Section 94.13(a) of the City's Zoning Code the applicant has taken actions identifying the work that has been accomplished since City Council approval, identified and attached as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Needles as follows:

SECTION 1. The proposed project was reviewed and determined to have no potential to generate significant adverse impacts on the environment, and therefore is exempt from CEQA pursuant to CEQA Guidelines §15061(b)(3).

SECTION 2 The City Council HEREBY FINDS AND DETERMINES, with reports and findings, that facts do exist to extend the life of the Conditional Use Permits identified above for a period of six months, expiring on December 11, 2019.

SECTION 3. The City Council HEREBY APPROVES Resolution 2019-21, approving a six month extension period for the life of the Conditional Use Permits identified above, expiring on December 11, 2019.

PASSED, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Needles, California, held on the 28th day of May, 2019, by the following roll call vote:

**AYES:
NOES:
ABSENT:
ABSTAIN:**

(Seal)

Attest:

Mayor

City Clerk

Approved as to form:

City Attorney

Exhibit 'A'

May 14, 201

Cindy Semione

City of Needles

Sent Via E-Mail: Csemione@cityofneedles.com

Re: Conditional Use Permit # 11-07-2018-2-PC and 11-07-2018-3PC

Dear Cindy

We are writing you in order to be in compliance with the requirements and to request a 6 month extension of time for our Conditional Use Permits (herein referred to as CUP) for the property located at 2208 Needles Highway, Needles. Permit numbers as stated above.

We need the extension of time because; Being able to get an Engineer has been difficult. Bill Cyr was kind enough to recommend Dan Cline who, at first, was difficult to reach, then sent us an estimate, but during that time I was travelling back and forth To New York as I was getting married. Unfortunately, upon my return I could not get in touch with him.

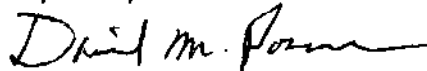
My assistant was finally able to reach him, after numerous attempts and was told that he was too busy to even have a discussion. We were ready to send a deposit to begin the process but instead we are back to having to locate another Engineer to continue and complete the plans.

In addition it has been difficult to obtain a plumbing contractor who is licensed to install the backflow device. We have reached out to several. The local licensed plumber met with Terry Quinn and when Mr Quinn questioned the amount of the estimate with the plumber's wife, who runs the office, she said I will now put you at the bottom of the list and was extremely rude. We have been searching for the past 3 months, the site is ready for the installation of the backflow device we just need to find someone to install it so we can close up the area. We will need 60 days to meet the City of Needles requirements.

Our goal and intent is to obtain the certificate of occupancy in order to get the business up and running as soon as possible.

I appreciate your input and the planning committee's consideration for extending our CUP's for an additional six (6) months.

Respectfully submitted



David M Posner



City of Needles, California Request for City Council Action

☒ CITY COUNCIL ☐ NPUA

☒ Regular ☐ Special

Meeting Date: May 28, 2019

Title: Shopper shuttle pilot program to Arizona

Background: As the Council is aware, McDonald Transit gave notice of its intent to terminate our existing agreements for transit services (NAT, DAR, and DAR Medical). Staff worked diligently to issue a Request for Proposals (RFP) which had an initial bid opening date of April 25 and no bids were received. A Reissued RFP has been distributed with a new bid opening date of June 3 and it's anticipated to have a new contract operator onboard October 1 (amendments with McDonald extending their agreements for three months will be submitted for Council approval in June).

For some time now, City and San Bernardino County Transportation Authority (SBCTA) staff, along with a SBCTA consultant, have been in discussions on funding and implementing a shopper shuttle pilot program to grocery stores in Fort Mohave (i.e. Walmart, Safeway, Smiths and CVS). I included funding in the proposed 2019-2020 DAR Medical Transport budget to implement this pilot program and, on May 22, Mr. Blaine Rigler, McDonald's CEO, agreed to accommodate this expanded service beginning July 1. Specific details continue to be worked out but a separate amendment to the DAR/DAR Medical agreement will be drafted and submitted for Council approval with the agreement extensions.

Fiscal Impact: An increase of \$28,500 (contractor and fuel) has been included in the 2019-2020 DAR Medical Transport budget for the shopper shuttle pilot program and will be funded with transportation funding through SBCTA. No city general fund dollars.

Environmental Impact:

Recommended Action: Information only at this time. Council action will be forthcoming in June

Submitted By: Cheryl Sallis, Transit Services Manager

City Management Review: [Signature]

Date: 5/23/19

Approved: ☐

Not Approved: ☐

Tabled: ☐

Other: ☐

Agenda Item: 12