(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, AUGUST 13, 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 legal counsel regarding anticipated initiation of litigation pursuant to Government Code section 54956.9(d)(4) (three potential cases)

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) Don Olsen, Epic Engineering (contract city engineer), will be presenting the Culinary Water & Sanitary Sewer Capital Facilities Master Plan, Preliminary Draft, dated July 29, 2019 --- Discussion to direct staff to proceed with steps necessary for the adoption of the Culinary Water and Sanitary Sewer Capital Facilities Master Plan (ACT)

2) Aaron Barnes regarding a cannabis consumption café, including dispensary, café, on-site manufacturing and distribution center at the former Denny's location, 1400 'J' Street (DIS)

PUBLIC HEARINGS

3) Public hearing noticed to consider all evidence and testimony for or against approving a conditional use permit (CUP) for a two-phase Commercial Boat and RV Storage Facility utilizing steel buildings within the Needles Marina Resort in the CRR "Commercial Resort Residential" zone located at 100 Marina Dr, APN 0660-301-04 and 0660-301-09; Applicant Alan Reich
   - 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
   - Resolution No. 2019-48 approving a conditional use permit (CUP) for a two-phase Commercial Boat and RV Storage Facility utilizing steel buildings within the Needles Marina Resort in the CRR "Commercial Resort Residential" zone located at 100 Marina Dr, APN 0660-301-04 and 0660-301-09 (ACT)

4) Public hearing noticed to consider all evidence and testimony for or against requesting a Residential Photovoltaic Determination from the California Energy Commission regarding Title 24, Part 6, Building Energy Efficiency Standards effective 2020
   - Staff Report
   - Council Questions of Staff
   - Mayor to open the public hearing
   - Public Comment
   - Mayor to close the public hearing
   - Council Discussion / Deliberation
   - Resolution No. 2019-51 requesting a cost-effective determination by the California Energy Commission pursuant to Section 10-109(d) of the 2019 Energy Code (ACT)

5) Public hearing noticed to consider all evidence and testimony for or against approving the abandonment of an unused portion of right-of-way along Market Street, West of "O" Street and adjacent to APN 0185-046-05, 0185-046-09 and 0185-046-10
   - Staff Report
   - Council Questions of Staff
   - Mayor to open the public hearing

- Public Comment
- Mayor to close the public hearing
- Council Discussion / Deliberation
- Resolution No. 2019-47 approving the abandonment of an unused portion of right-of-way along Market Street, West of "O" Street and adjacent to APN 0185-046-05, 0185-046-09 and 0185-046-10 (ACT)

6) Public hearing noticed to consider all evidence and testimony for or against amending Chapter14, Article III entitled "Graffiti Prohibition and Removal" of the Needles Municipal Code is being **continued to the September 10, 2019 Council meeting**

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.)

NPUA / COUNCIL 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/President or any member of the City Council/NPUA may pull an item from the Consent Calendar for discussion. Prior to Council/NPUA action, a member of the public may address the City Council/NPUA on matters scheduled on the Consent Calendar. A three-minute time limit per person applies. **Recommended Action:** Approve Items 7 through 10 on the Consent Calendar by affirmative roll call vote. (ACT)

7) NPUA / COUNCIL: Annual Depository Statement --- Authorize and direct finance staff to make the monthly transfers from NPUA to City accounts to reimburse for Fiscal Year 2019-2020 payments for debt service, contract services, purchase payments, and reimbursement of non-utility sanitation revenues deposited with the Authority according to the approved budget

8) NPUA / COUNCIL: Authorize the city manager to execute an eighteen (18) month contract with Horizon Technologies Inc. to provide radio services for city owned radios, electric, water, wastewater, public works and golf maintenance at a monthly lease rate of $1,120 from the communications/telephone accounts

9) NPUA / COUNCIL: Accept the Lincus Inc. AB32 Emission Verification Report 2018 Emissions

10) NPUA / COUNCIL: Authorize an increase in the annual power pole purchase cost by $27,620 with McFarland Cascade Supplier for Douglas Fir power poles for fiscal years 2020, 2021 and 2022 (total estimated cost of $54,746)

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 11 through 26 on the Consent Calendar by affirmative roll call vote. (ACT)

11) Approve the warrants register through August 13, 2019

12) Waive the reading and adopt Ordinance No. 619-AC amending Needles Municipal Code (NMC) Section 96.08 "Dwelling Unit" adding "Accessory Dwelling Unit" and Section 96.00 "Table of Permissible Uses" (2nd reading – adopt)

13) Waive the reading and adopt Ordinance No. 620-AC amending Needles Municipal Code (NMC) rescinding Article VII Section 97.01 "Affordable and Elderly Housing Bonus" and replacing it with a new Section 97.01 "Density Bonus and Related Incentives and Concessions Program" (2nd reading – adopt)

14) Waive the reading and adopt Ordinance No. 621-AC amending Needles Municipal Code (NMC) Article IV, Section 94 adding "Reasonable Accommodations for Persons with Disabilities (2nd reading – adopt)

15) Waive the reading and adopt Ordinance No. 622-AC amending Needles Municipal Code (NMC) Article XII, Section 112.06 adding "Emergency Shelters and Supportive and Transitional Housing" and Section 96.01 "Table of Permissible Uses" (2nd reading – adopt)

16) Waive the reading and adopt Ordinance No. 623-AC approving a proposed General Plan Amendment from a Residential Medium Density (RM) designation to a Highway Commercial (CH) designation for the parcel located at 3353 Needles Highway, APN 0660-101-32 (2nd reading – adopt)

17) Award the bid for ryegrass seed to Helena Agri-Enterprises, Las Vegas, NV in the total bid amount of $38,536.79

18) Waive the reading and adopt Resolution No. 2019-46 establishing the appropriations subject to limit for Fiscal Year 2019- 2020 for the City of Needles in accordance with the Provisions of Division 9 of Title I of the California Government Code

19) Approve the combination of two part-time MCW 1 positions into one full-time MCW 1 position to be allocated 50 / 50 between Parks and Cemetery increasing General Fund expenditure by approximately $9,800-$24,000 to be taken from reserves

20) Waive the reading and adopt Resolution No. 2019-49 approving Final Parcel Map 19995 a subdivision of 2.38+/- acres into three (3) commercial parcels located at 250 Balboa Street, APN 0660-081-18

21) Waive the reading and adopt Resolution No. 2019-50 adding Item #5 to the Capital Improvement Plan - Public Works for improvements to O and P Streets south of Needles Highway

22) Approve change order #1 with Trinity Construction in the amount of $20,503.02 to purchase and install new flooring and paint in the administrative and utility billing office at 817 Third Street using project contingency and reserves of the utility business office internal service fund and authorize staff to issue a change order for execution

23) Approve filing of a claim for Local Transportation Fund (LTF), State Transit Assistance (STA) Fund, and Measure I Operations and Elderly and Handicapped for the fiscal year 2019-2020

24) Waive the reading and adopt Resolution No. 2019-54 approving an amendment to eight (8) Conditional Use Permits (Resolution No.s 2018-72, 2018-76, 2018-73, 2018-77, 2018-74, 2018-79, 2018-75, and 2018-78) for use of four steel buildings as part of the site expansion located at 1 Ice House Road also known as APN 0650-391-23; Applicant: Curtis Devine

25) Authorize the Mayor to send a letter to the Governor and California Legislators requesting implementation of the voter approved initiative California Proposition 7, Permanent Daylight Saving Time Measure (2018)

26) Waive the reading and adopt Resolution No. 2019-55 supporting the Reducing Crime and Keeping California Safe Act of 2020

End of Consent Calendar

REGULAR ITEMS

27) Discussion regarding City provided health benefits for City Council Members (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: August 9, 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 9th day of August 2019.

Dale Jones

Dale Jones, CMC, City Clerk