



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

AGENDA

REGULAR MEETING OF THE CITY COUNCIL,
CITY OF NEEDLES, CALIFORNIA
TUESDAY, JANUARY 14, 2014
COUNCIL EXECUTIVE SESSION – **5:00 P.M.**
CITY COUNCIL MEETING – **6:00 P.M.**
CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES

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) Pursuant to California Government Code §54956.9(a) – Conference with Legal Counsel – Existing Litigation – City of Needles v. Keith Enterprises, LLC (Case Number CIVNS1100085)
- b) Pursuant to California Government Code §54956.9(c) - Conference with Legal Counsel - Potential Litigation - Number of potential cases: 1
- c) Pursuant to California Government Code §54956.9(a) - Conference with legal counsel – pending litigation: - Huxster v. City of Needles” Case Number CIVDS1313928
- d) Conference with Labor Negotiator pursuant to California Government Code §54957.6 – Personnel - City Negotiator: City Manager Rick Daniels – Employee Organization: San Bernardino Public Employees Association (SBPEA)

EXECUTIVE SESSION – Report by City Attorney

CALL TO ORDER
ROLL CALL
INVOCATION
PLEDGE OF ALLEGIANCE
APPROVAL OF AGENDA
CONFLICT OF INTEREST
CORRESPONDENCE
INTRODUCTIONS

As a courtesy to those in attendance, we would ask that cell phones and pagers 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.

INTERVIEWS

- 1) Interviews to be held and possible appointments made to fill vacancies on various Boards and Commissions (ACT)

PRESENTATIONS

- 2) San Bernardino County Fire Department representative will review the December 2013 Administrative Monthly Report and "What to do during a Winter Storm" (INF)
- 3) Ms. Linda Fitzpatrick, representing A&I Investments, will be making a presentation regarding the "Masonic Building" located at 827 W. Broadway, requesting the City Council to designate this building as an "Historic" building – included in the packet is a memorandum from City Attorney Pinkney relative to historic buildings and grant funding opportunities (DIS)

PUBLIC HEARINGS

- 4) Public hearing noticed to consider all evidence and testimony for or against to vacate a City of Needles street right-of-way (ROW) consisting of an unused 40' portion along My Place Road, adjacent to Assessor's Parcel Number 660-251-71, known as Lot "A" of Parcel Map 17909
 - Staff Report
 - Public Comment
 - Resolution No. 2014-2 "A Resolution of the City Council of the City of Needles finding that the vacation of public right-of-way (ROW) easement on My Place Road adjacent to APN 0660-251-71 is consistent with the Needles General Plan" Lot A of Parcel Map 17909 (ACT)
- 5) Public hearing noticed to consider all evidence and testimony for or against to vacate a City of Needles street right-of-way (ROW) consisting of an unused 40' portion along My Place Road, adjacent to Assessor's Parcel Number 660-251-75, known as Lot "A" of Parcel Map 17910
 - Staff Report
 - Public Comment
 - Resolution No. 2014-3 "A Resolution of the City Council of the City of Needles finding that the vacation of public right-of-way (ROW) easement on My Place Road adjacent to APN 0660-251-75 is consistent with the Needles General Plan" Lot A of Parcel Map 17910 (ACT)
- 6) Public hearing noticed to consider all evidence and testimony for or against sale of city-owned property, .62 acres, located on east side of Coronado St., north of El Monte St, south of Desoto St., also known as APN 185-233-19 has been **continued by staff to February 11, 2014** (see Resolution of Intent No. 2014-4) (INF)
- 7) Public hearing noticed to consider all evidence and testimony for or against approving an additional \$3.00 per month charge for an asset replacement fund and establishing a cost of living adjustment beginning October 1, 2014 through and including October 1, 2016 has been **continued by staff to March 11, 2014** (INF)

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 8 through 17 on the Consent Calendar by affirmative roll call vote. (ACT)

- 8) Approve the warrants register through January 14, 2014 and hospital related payments of \$5,662.10 to CPSI and \$13,391.31 to Slovak, Baron, Empey et al.
- 9) Approve the minutes of the special meetings of November 19 and December 3 and the regular meeting of December 10, 2013
- 10) Waive the reading and adopt Ordinance No. 557-AC – An Ordinance of the City of Needles adding Chapter 9.33 to Title 9 of the Needles Municipal Code regarding providing accountability for Social Hosts of Minors (2nd reading – publish)
- 11) Waive the reading and adopt Resolution No. 2014-1 “A Resolution of the City Council of the City of Needles approving Final Parcel Map No. 19348, APN 0660-261-43”
- 12) Accept the bid from J & M Steel in the amount of \$13,840.00 for the Steel Trade at the El Garces Phase II Project and authorize staff to issue a Notice of Award and Notice to Proceed
- 13) Accept Change Order No. 1 for Kelley Bros. of Arizona for the purchase of an additional door for the El Garces Phase II Project in the amount of \$1,996.00
- 14) Accept Change Order No. 4 to Robinson Electric for the Electrical and Fire Alarm Improvements El Garces Phase II Project in the amount of \$25,375.00
- 15) Accept Change Order No. 5 to Robinson Electric for future conduit installation, El Garces Phase II Project in the amount of \$5,800.00
- 16) Accept Change Order No. 2 to Reinke Heating & Air Conditioning for Drainage Downspout Improvements, El Garces Phase II Project, in the amount of \$38,807.69
- 17) Accept Change Order No. 2 to McCormick Construction for the Concrete Improvements, El Garces Phase II Project for 1,517 square feet of additional concrete inside the building on the north west end in the amount of \$14,411.50

End of Consent Calendar

REGULAR ITEMS

- 18) Resolution No. 2014-4 – A Resolution of the Needles City Council approving its intent to abandon .63 acres (more or less) of real property conveyed to the City of Needles by Buck-John Corporation for Park Purposes on April 6, 1966 (ACT)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Lopez
Councilmember Kidd
Councilmember Frazier
Vice Mayor Campbell
Councilmember Darcy
Councilmember Gudmundson
Mayor Paget

ADJOURNMENT

**INTERNET ACCESS TO CITY COUNCIL AGENDAS AND STAFF REPORT MATERIAL
IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS AT
<http://www.cityofneedles.com>**

Posted: January 10, 2014

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 345. 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).