

MINUTES OF THE REGULAR MEETING
OF THE CITY COUNCIL,
NEEDLES PUBLIC UTILITY AUTHORITY,
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY
NEEDLES, CALIFORNIA

Tuesday, February 11, 2014

The 5:00 p.m. portion of the City Council meeting was recessed by the City Clerk to 5:30 p.m.

Call to Order

Mayor Paget called the meeting to order at 5:30 p.m. in the Council Chambers at 1111 Bailey.

Roll Call

Present: Mayor Edward T. Paget, M.D.; Council Members Jim Lopez, Linda Kidd, Tony Frazier, Terry Campbell, Tom Darcy and Shawn Gudmundson (arrived at 5:33 p.m.). Also present City Manager Rick Daniels, City Attorney John Pinkney and City Clerk Dale Jones.

Public Appearance – None

Meeting Recessed for Executive Session Item

Mayor Paget recessed the meeting for the purpose of Executive Session at 5:30 p.m.

- a) Conference with Labor Negotiator pursuant to California Government Code §54957.6 – Personnel - City Negotiator: Attorney Tom Slovak via teleconference – Employee Organization: San Bernardino Public Employees Association (SBPEA)

Meeting Reconvened

Mayor Paget reconvened the meeting at 6:00 p.m. with all persons heretofore mentioned present.

Report Out of Executive Session by City Attorney

City Attorney Pinkney reported that there was no reportable action taken.

Roll Call

Present: Mayor Edward T. Paget, M.D.; Council Members Jim Lopez, Linda Kidd, Tony Frazier, Terry Campbell, Tom Darcy and Shawn Gudmundson. Also present City Manager Rick Daniels, City Attorney John Pinkney and City Clerk Dale Jones.

Invocation Given by Mayor Paget

Pledge of Allegiance Led by Councilmember Darcy

Approval of Agenda

City Manager Daniels requested item number 6 (NPUA / COUNCIL ACTION: Approve staff working up to forty (40) hours per week (regular work schedule – not overtime) over the next two (2) months to make the adjustments necessary to apply credits to all customers that are due credits by crediting each customer from the generated report their total amount of utility user tax (UUT) charges from April to September 2013 and adding \$32.77 because of an error in not changing from winter to summer electric rates for the period of March through September 2013 and that total credit being applied as a miscellaneous credit the same way a payment is applied, and the City will agree to reimburse the utility

4% of the total of the UUT overcharge of \$102,505.32) be pulled from the agenda as more analysis needs to be done.

Councilmember Darcy moved, seconded by Councilmember Gudmundson, to approve the agenda as submitted less item number 6. Motion carried by the following roll call vote:

Ayes: Council Members Lopez, Kidd, Frazier, Campbell, Darcy and Gudmundson
Noes: None
Absent: None

Conflict of Interest - None

Correspondence – City Clerk Jones announced that a third grade class from Vista Elementary School participated in a government day recently with Mayor Paget and the students sent him thank you notes.

Introductions - None

Public Appearance - None

1) San Bernardino County Fire Department engine crew representatives will give local department updates

No one was present.

2) Public hearing held – Waived the reading and adopted Resolution No. 2014-6 - A Resolution of the City Council of the City of Needles Approving Eligible Activities for Community Development Block Grant (CDBG) Funding for Fiscal Year 2014-2015

A public hearing was noticed to consider all evidence and testimony for or against prioritizing and approving the Needles eligible projects for the Community Development Block Grant Funding for fiscal 2014-2015.

Legal notice as provided to the City Clerk's Office by staff had been published and posted.

Mayor Paget declared the public hearing open at 6:03 p.m.

City Manager Daniels reported.

There being no persons present to speak further on the matter and there being no protests filed, either written or oral, the Mayor declared the public hearing closed at 6:05 p.m.

Councilmember Lopez moved, seconded by Councilmember Darcy, to waive the reading and adopt Resolution No. 2014-6 "A Resolution of the City Council of the City of Needles Approving Eligible Activities for Community Development Block Grant (CDBG) Funding for Fiscal Year 2014-2015.

Motion carried by the following roll call vote:

Ayes: Council Members Lopez, Kidd, Frazier, Campbell, Darcy and Gudmundson
Noes: None
Absent: None

3) Public hearing held – Waived the reading and adopted Resolution No. 2014-7 -A Resolution of the Needles City Council of the City of Needles finding that vacation of a Public Utility Easement (PUE) is in conformance with the General Plan

A public hearing was noticed to consider all evidence and testimony for or against a vacation of a City of Needles Public Utility Easement (PUE) located along the south property line of Parcel 4 of Parcel Map 16464, APN 660-261-44.

Legal notice as provided to the City Clerk's Office by staff had been published and posted.

Mayor Paget declared the public hearing open at 6:05 p.m.

Building Official Carter reported.

There being no persons present to speak further on the matter and there being no protests filed, either written or oral, the Mayor declared the public hearing closed at 6:07 p.m.

Councilmember Frazier moved, seconded by Councilmember Kidd, to waive the reading and adopt Resolution No. 2014-7 - A Resolution of the Needles City Council of the City of Needles finding that vacation of a Public Utility Easement (PUE) is in conformance with the General Plan.

Motion carried by the following roll call vote:

Ayes: Council Members Lopez, Kidd, Frazier, Campbell, Darcy and Gudmundson
Noes: None
Absent: None

4) 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 March 11, 2014 (INF)

Adjourned the City Council meeting and convened a joint City Council and NPUA meeting

Mayor Paget recessed the City Council meeting and convened a joint meeting with the NPUA at 6:07 p.m. Roll call previously taken.

Public Appearance – None

5) NPUA / COUNCIL ACTION: Approved a proposal by Robert S. Schulz, P.E. Managing Member of Experienced Engineering Enterprise, LLC, (EEE) to assist the City in developing a waste water rate structure based on Equivalent Dwelling Unit (EDU) of measurement for water and sewer service consistent with actual water metering history

City Manager Daniels reported that the Board of Public Utilities approved the proposal to develop a waste water rate structure based on equivalent dwelling units. Discussion ensued that expectations are the residential accounts should not increase and that there could be a slight increase on commercial accounts and the results of the analysis will be brought back to the NPUA and Council.

Member Lopez moved, seconded by Member Kidd, to approve a proposal by Robert S. Schulz, P.E. Managing Member of Experienced Engineering Enterprise, LLC, (EEE) to assist the City in developing a waste water rate structure based on Equivalent Dwelling Unit (EDU) of measurement for water and sewer service consistent with actual water metering history.

Motion carried by the following roll call vote:

Ayes: Members Lopez, Kidd, Frazier, Campbell, Darcy, Gudmundson and Paget
Noes: None
Absent: None

Vice Mayor Campbell moved, seconded by Councilmember Darcy, to approve a proposal by Robert S. Schulz, P.E. Managing Member of Experienced Engineering Enterprise, LLC, (EEE) to assist the City in

developing a waste water rate structure based on Equivalent Dwelling Unit (EDU) of measurement for water and sewer service consistent with actual water metering history.

Motion carried by the following roll call vote:

Ayes: Council Members Lopez, Kidd, Frazier, Campbell, Darcy and Gudmundson
Noes: None
Absent: None

6) Item Number 6 pulled from agenda by the City Manager.

Adjourned the joint Council / NPUA meeting and convened A SARDA meeting

Mayor Paget adjourned the joint meeting with the NPUA at 6:12 p.m. and convened a SARDA meeting; roll call previously taken.

Public Appearance - None

7) Approved the minutes of the Redevelopment Agency meeting of January 24, 2012 and the Successor Agency meetings of September 24, October 8, 2013

Member Darcy moved, seconded by Member Frazier to approve the minutes of the Redevelopment Agency meeting of January 24, 2012 and the Successor Agency meetings of September 24, October 8, 2013. Motion carried by the following roll call vote:

Ayes: Members Lopez, Kidd, Frazier, Campbell, Darcy, Gudmundson and Paget
Noes: None
Absent: None

8) Waived the reading and adopted Resolution No. 02-11-2014-SARDA adopting the Recognized Obligation Schedule 14-15A for the period of July 1, 2014 to December 31, 2014

Member Kidd moved, seconded by Member Darcy, to waive the reading and adopt Resolution No. 02-11-2014-SARDA adopting the Recognized Obligation Schedule 14-15A for the period of July 1, 2014 to December 31, 2014. Motion carried by the following roll call vote:

Ayes: Members Lopez, Kidd, Frazier, Campbell, Darcy, Gudmundson and Paget
Noes: None
Absent: None

Adjourned the SARDA meeting and convened the City Council meeting.

Mayor Paget adjourned the SARDA meeting at 6:14 p.m. and convened the city council meeting; roll call previously taken.

Consent Calendar

Councilmember Frazier moved, seconded by Councilmember Kidd, to approve the consent calendar items as recommended. Motion carried by the following roll call vote:

Ayes: Council Members Lopez, Kidd, Frazier, Campbell, Darcy and Gudmundson
Noes: None
Absent: None

9) Approved the warrants register through February 11, 2014

10) Approved the minutes of the regular meeting of January 28, 2014

11) Accepted Change Order #3 to McCormick Construction for the concrete removal in the west parking lot of the El Garces Phase II Project in the amount of \$900.00

12) Accepted Change Order #4 to McCormick Construction for the concrete removal in the west parking lot including H & Front Streets and French Drains for Roof Drains for the El Garces

13) Accepted the bid from Shilling Cabinets and authorize staff to purchase the cabinets for the El Garces Phase II Project in the amount of \$1965.00

End of Consent Calendar

14) Authorized Mayor Paget, Vice Mayor Campbell and Councilmember Kidd to attend the Annual City / County Conference scheduled for Thursday, March 27 and Friday, March 28, 2014 in Lake Arrowhead

Councilmember Lopez moved, seconded by Councilmember Darcy, to authorize Mayor Paget, Vice Mayor Campbell and Councilmember Kidd to attend the Annual City / County Conference scheduled for Thursday, March 27 and Friday, March 28, 2014 in Lake Arrowhead.

Motion carried by the following roll call vote:

- Ayes: Council Members Lopez, Kidd, Frazier, Campbell, Darcy and Gudmundson
- Noes: None
- Absent: None

City Attorney's Report - None

City Manager's Report

City Manager Daniels announced that the tentative grand opening / ribbon cutting of the Needles dog park is March 15.

Council Requests

Councilmember Darcy inquired if there would be a sign visible from I-40 advertising the dog park. City Manager Daniels responded that he would check on it.

Councilmember Kidd distributed a flyer announcing the ribbon cutting ceremony at the El Garces is scheduled for Saturday, May 3rd at 11:00 a.m. and to notify Cindy Semione in the Planning Department if there is anyone who should be invited. Mayor Paget indicated that there would be a dinner that night and various officials have been notified.

Councilmember Frazier announced that if staff sees anything at the El Garces that needs to be addressed prior to completion to say something to the CMAR Committee.

Vice Mayor Campbell announced that the Downtown Business Alliance is working with city staff developing a brochure promoting local businesses to distribute at Jack Smith Park Boat Launch.

Councilmember Darcy voiced his concern over the State declaring a drought situation and how this would affect the water utilities and the rate payers. Vice Mayor Campbell informed council that on Sunday it rained and Folsom Lake near Sacramento rose over eight feet.

Mayor Paget announced that at the last SANBAG meeting they prayed for rain and it rained.

Mayor Paget declared the regular meeting of the City Council held on the 11th day of February, 2014, adjourned at 6:25 p.m.

ATTEST: _____
Mayor Edward T. Paget, M.D.

City Clerk Dale Jones, CMC