



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

AGENDA

REGULAR MEETING OF THE CITY COUNCIL,
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY, AND
NEEDLES PUBLIC UTILITY AUTHORITY
CITY OF NEEDLES, CALIFORNIA
TUESDAY, SEPTEMBER 23, 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 Councilmember Gudmundson has requested an excused absence.

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 real property negotiator pursuant to California Government Code §54956.8 – Property: APN 0186-095-01 (the parcel is bound on all four (4) sides by Front, G, H and Broadway (Second) Streets, Needles, CA); City Negotiator: City Manager Rick Daniels; Negotiating Parties: The City of Needles and The Needles Chamber of Commerce; Under Negotiation: possible sale
- b) Conference with legal counsel – existing litigation pursuant to Government Code Section 54956.9(a) - Name of Case: City of Needles v. Matosantos”
- c) Closed Session Pursuant to Government Code Section 54957 – Public Employee Performance Evaluation - City Manager Annual Evaluation

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.

PUBLIC HEARINGS

- 1) Public hearing noticed to consider all evidence and testimony for or against enacting new City legislation that (a) prohibits Medical Cannabis Cooperatives or Collectives (“Cooperatives / Collectives”), but (b) grants limited immunity from said prohibition to those Cooperatives / Collectives that are in existence and operating within the City at the time this Article is adopted and which comply with the requirements set forth herein has been **opened and continued open to October 14, 2014** (INF)
- 2) Public hearing noticed to consider all evidence and testimony for or against a Conditional Use Permit to allow a metal building storage facility, including a pool, community center and manager’s apartment located at 4132 Needles Highway APN 660-211-01
 - Staff Report
 - Mayor to open the public hearing
 - Public Comment
 - Mayor to close the public hearing
 - Resolution No. 2014-49 approving a Conditional Use Permit for a steel building storage business, manager’s apartment, clubhouse and pool located at 4132 Needles Hwy, APN 0660-211-01 (ACT)
- 3) Public hearing noticed to consider all evidence and testimony for or against proposed fee increases for team registration for hosted tournaments; proposed fee charged to attend our hosted tournament; proposed fee for renting the small and large parks and rodeo grounds and proposed fee increase for organizations that rent the city fields/facilities for their season
 - Staff Report
 - Mayor to open the public hearing
 - Public Comment
 - Mayor to close the public hearing
 - Resolution No. 2014-52 approving a fee increase to the hosted tournament team fee; fees charged to attend our hosted tournament; fees for renting the small/large parks and rodeo grounds and a fee increase for organizations that rent the city fields/facilities for their season effective October 1, 2014 (ACT)
- 4) Public hearing noticed to consider all evidence and testimony for or against the modification of city code to create a new permit titled “Historic Designation Conditional Use Permit” amending existing City Code Section Article VI “Uses” and rescinding it its entirety Chapter 6A “Cultural Resources Preservation” has been **continued to October 28, 2014** (INF)
- 5) Public hearing noticed to consider all evidence and testimony for or against amendment to City Code to allow Outdoor Advertising Displays with a Development Agreement has been **continued to October 28, 2014** (INF)

RECESS THE COUNCIL MEETING AND CONVENE A SARDA MEETING

(roll call previously taken)

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

- 6) Approve the minutes of May 13, 2014 (ACT)
- 7) Resolution No. 09-23-2014-SARDA adopting the Recognized Obligation Schedule 14-15B for the period January 1, 2015 to June 30, 2015 (ACT)

ADJOURN THE SARDA MEETING AND CONVENE A JOINT NPUA / COUNCIL MEETING

(roll call previously taken)

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

- 8) NPUA ACTION: Approve the minutes of November 26, 2013 and the special meeting held on May 27, 2014 (ACT)
- 9) NPUA / COUNCIL ACTION: 2013-2014 Fiscal year end close preliminary numbers (unaudited) and July 2014 Monthly Activity Report (INF)

ADJOURN THE JOINT COUNCIL / NPUA MEETING AND CONVENE THE COUNCIL MEETING

(roll call previously taken)

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 10 through 15 on the Consent Calendar by affirmative roll call vote. (ACT)

PUBLIC COMMENTS PERTAINING TO THE CONSENT CALENDAR ITEMS (A three minute time limit per person has been established.)

- 10) Approve the warrants register through September 23, 2014 and a hospital related bill for \$7,366.67 to SBEMP
- 11) Approve the minutes of the special meeting held on May 27, 2014
- 12) Waive the reading and adopt amended Ordinance No. 565-AC amending Exhibit A to Ordinance No. 464-AC amending the Site Plan Development Review (S001 and S001A) percentage of cost recovery for the service (second reading – adopt – publish summary)
- 13) Waive the reading and adopt Resolution No. 2014-50 adopting the Measure I Five Year Capital Improvement Program

- 14) Accept the bid from Cooley Construction Inc., in the amount of \$435,295.45 for the Street Slurry & Reconstruction 2014 with modification to the bid as negotiated by staff and authorize staff to issue a "Notice of Award" and "Notice to Proceed"
- 15) Waive the reading and adopt Resolution No. 2014-51 rescinding Resolution No. 2012-42 and approving and adopting an amended appendix to the Conflict of Interest Code pursuant to the Political Reform Act of 1974

End of Consent Calendar

REGULAR ITEMS - None

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: September 19, 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).