



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

AGENDA

REGULAR MEETING OF THE CITY COUNCIL,
NEEDLES PUBLIC UTILITY AUTHORITY
CITY OF NEEDLES, CALIFORNIA
TUESDAY, JULY 14, 2015
COUNCIL EXECUTIVE SESSION – **5:00 P.M.**
CITY COUNCIL MEETING – **6:00 P.M.**

CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES

Councilmember Richardson will be participating in this meeting via teleconference call from Hotel Extended Studio, 14786 Monarch Blvd., Victorville, CA 92395.
The public shall be given an opportunity to address the legislative body directly from this teleconference location.

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 Representatives City Manager Rick Daniels – Employee Organization: San Bernardino Public Employees Association (SBPEA) Teamsters Local 1932
- b) Conference with Labor Negotiator pursuant to California Government Code §54957.6 – Personnel – Agency Representatives City Manager Rick Daniels – Employee Organization: Needles Unclassified Employees Association (NUEA)
- c) Conference with legal counsel - pending litigation pursuant to Government Code §54956.9(d)(1) - Name of case: City of Needles v Keith Ents USA, LLC (Case No: CIVNS 1100085)
- d) Conference with legal counsel--anticipated litigation pursuant to Government Code §54956.9(d)(2) - one potential case involving claim by Siemens
- e) Conference with real property negotiator pursuant to California Government Code §54956.8 – Property: APN 185-351-11 and APN 185-351-12 located on San Clemente at Casa Linda, Needles, CA; City Negotiator: City Manager Rick Daniels; Negotiating Parties: Travis Phillips; Under Negotiation: possible sale including price and terms of sale

- f) Conference with Labor Negotiator Pursuant to California Government Code §54957.6- Personnel- Agency representatives Vice Mayor Williams and Council Member Darcy - Unrepresented employee: City Manager
- g) Public Employee Performance Evaluation and discussion regarding extending City Manager contract per Government Code §54957(b)(1) - Position: City Manager

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) Appointments to the Fire Services Task Force (ACT)

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

CALL TO ORDER (Roll Call previously taken)

PUBLIC APPEARANCE – Members of the public may address the City Council and Needles Public Utility Authority on matters scheduled on the agenda. Please come to the podium at the time the agenda item is announced. A three-minute time limit applies.

PRESENTATION

(A ten minute time limit per presentation has been established by Municipal Code Section 2-18.)

- 2) Presentation by Mr. Barry Saitman, principal of Riverview Energy Partners, regarding a 100 MW scalable renewable energy project consisting of solar photovoltaic energy during the day and hydrogen fuel cell energy generation at night
 NPUA/CITY COUNCIL: Direct staff to discontinue efforts on this project or conduct due diligence through a developer provided \$100,000 deposit (ACT)

REGULAR ITEMS

- 3) NPUA ACTION: Waive the reading and adopt Resolution No. 07-14-2015-NPUA authorizing the Investment of Monies into the California's Local Agency Investment Fund (LAIF) (ACT)
 CITY COUNCIL ACTION: Waive the reading and adopt Resolution No. 2015-34 authorizing the Investment of Monies into the California's Local Agency Investment Fund (LAIF) (ACT)

- 4) **NPUA ACTION:** Authorize retaining the accounting firm of Vasquez & Company, LLP for the audit of the Needles Public Utility Authority for fiscal year ending June 30, 2015 and for upcoming years 2015-2016 and 2016-2017 (ACT)
CITY COUNCIL ACTION: Authorize retaining the accounting firm of Vasquez & Company, LLP for the audit of the Needles Public Utility Authority for fiscal year ending June 30, 2015 and for upcoming years 2015-2016 and 2016-2017 (ACT)
- 5) **NPUA ACTION:** Accept the bid from High Desert Underground Inc., Hesperia, CA, in the amount of \$181,300.00 for the California Ave Relief Sewer Project to install 1,670 linear feet of new 8-inch diameter sewer line, 5 new manholes and appurtenances designed to divert flow from the existing and collapsed I-40 sewer crossing; authorize up to \$242,125.00 be transferred from the Wastewater Asset Replacement Fund and authorize staff to issue a Notice of Award and Notice to Proceed (ACT)
CITY COUNCIL ACTION: Accept the bid from High Desert Underground Inc., Hesperia, CA, in the amount of \$181,300.00 for the California Ave Relief Sewer Project to install 1,670 linear feet of new 8-inch diameter sewer line, 5 new manholes and appurtenances designed to divert flow from the existing and collapsed I-40 sewer crossing; authorize up to \$242,125.00 be transferred from the Wastewater Asset Replacement Fund and authorize staff to issue a Notice of Award and Notice to Proceed (ACT)

ADJOURN THE JOINT MEETING AND RECONVENE THE 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 6 through 11 on the Consent Calendar by affirmative roll call vote. (ACT)

- 6) Approve the warrants register through July 14, 2015
- 7) Waive the reading and adopt Resolution No. 2015-36 establishing appropriations subject to limit for fiscal year 2015-2016 in the amount of \$8,859,935
- 8) Waive the reading and adopt Resolution No. 2015-37 approving a Seventh Amendment to and Extension of the License between the City of Needles and Bonnie Baker Senior Center for use of the kitchen and a portion of the dining area in the Needles Senior Citizens Center during the 2015-2016 fiscal year
- 9) Waive the reading and adopt Resolution No. 2015-38 approving a Third Amendment to Asset Purchase Agreement by and between Community Healthcare Partner Inc., a California nonprofit corporation, and the City of Needles
- 10) Approve an Equitable Sharing Agreement and Certification entered into among the Federal Government, City of Needles Police Department and Needles City Council (as the governing body) for Needles' participation in the federal equitable sharing program for use of federally forfeited cash, property, proceeds and any interest earned thereon and authorize the Mayor and City Manager's electronic signature and the electronic submittal to the U. S. Department of Justice
- 11) Approve the transfer of \$247,083 from the restricted hospital fund to cover under-invoiced amounts directly attributed to hospital coverage for Workers Compensation Insurance

End of Consent

REGULAR ITEMS

- 12) Extend and restate the contract for economic development services with Development Management Group for fiscal year 2015-2016 (ACT)
- 13) Resolution No. 2015-35 approving the negotiated terms of agreement between the City of Needles and Global Signal Acquisitions IV, LLC (Crown Castle) and authorizing the city manager to approve the purchase agreement for the proposed perpetual easement at 2450 Parkway Extension, Needles, APN 0651-121-06 (ACT)
- 14) Discussion to establish golf cart / all terrain vehicle / utility terrain vehicle routes (ACT)
- 15) Authorize an exhibit booth and councilmember(s) to attend the 2015 High Desert Opportunity on October 15, 2015 (DIS)
- 16) Authorize councilmember(s) to attend the League of California Cities Annual Conference to be held September 30 – October 2, 2015 in San Jose and funding of same (DIS)
- 17) Appoint a councilmember as the City of Needles Voting Delegate and an alternate for the League of California Cities Annual Conference (DIS)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Gudmundson
Councilmember Evans
Councilmember Frazier
Councilmember Williams
Councilmember Darcy
Councilmember Richardson
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: July 10, 2015

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).