



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

AGENDA

REGULAR MEETING OF THE CITY COUNCIL
CITY OF NEEDLES, CALIFORNIA
NEEDLES PUBLIC UTILITY AUTHORITY,
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY,
NEEDLES PUBLIC FINANCING AUTHORITY
TUESDAY, DECEMBER 13, 2016
COUNCIL EXECUTIVE SESSION – None
CITY COUNCIL MEETING – 6:00 P.M.

CITY COUNCIL CHAMBERS
1111 BAILEY AVENUE, NEEDLES

THE 5:00 P.M. PORTION OF THE CITY COUNCIL MEETING IS RECESSED BY THE CITY CLERK TO 6:00 P.M.

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 various Boards and / or City Council on subjects other than those scheduled are requested to do so at this time. When addressing the Boards and / or City 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 Boards and / or City Council from taking action on a specific item until it appears on the agenda.

CONVENE A JOINT COUNCIL AND NPUA MEETING
CALL TO ORDER (Roll Call previously taken)

PUBLIC APPEARANCE – Members of the public may address the Council / NPUA 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.

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 or any member of the NPUA / City Council may pull an item from the Consent Calendar for discussion. Prior to NPUA / Council action, a member of the public may address the NPUA / City Council on matters scheduled on the Consent Calendar. A three-minute time limit per person applies. **Recommended Action:** Approve Items 1 through 6 on the Consent Calendar by affirmative roll call vote. (ACT)

- 1) NPUA: Approve the minutes of the regular meetings of August 9, September 27 and October 11, 2016
- 2) NPUA / COUNCIL: Approve Change Order #1 to Western Construction Specialists in the amount of \$13,678.28 to increase the size of the concrete pads to allow size variation of equipment and add an additional concrete pad to store two transformers - total bid amount of \$28,678.28
- 3) NPUA / COUNCIL: Accept the work completed by Western Construction Specialists for the concrete work at Bush Street Substation in the amount of \$28,678.28 and authorize staff to file a Notice of Completion with the San Bernardino County Recorder
- 4) NPUA / COUNCIL: Accept the bid from Outsource Utility Contractors in the amount of \$750 per hour for a 4 person certified power line crew, including equipment, to assemble the relocated Bush Street Substation with parts already purchased by the City of Needles and authorize staff to issue a Notice of Award and Notice to Proceed; estimated cost \$150,000
- 5) NPUA / COUNCIL: Purchase of property at 417 N. K Street (Assessor's Parcel #0185-109-43) for the K Street Lift Station project (purchase price of \$7,500)
- 6) NPUA / COUNCIL: Approve modifications and upgrades at the River Road Lift Station

End of Consent Calendar

RECESS THE JOINT COUNCIL / NPUA MEETING AND CONVENE A SARDA MEETING CALL TO ORDER (Roll Call previously taken)

PUBLIC APPEARANCE – Members of the public may address SARDA 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.

- 7) Approve the minutes of the regular meetings of January 26, March 22, April 26, June 14, August 23 and October 11, 2016

ADJOURN THE SARDA MEETING AND CONVENE THE CITY COUNCIL MEETING CALL TO ORDER (Roll Call previously taken)

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

- 8) Approve the warrants register through December 13, 2016

- 9) Approve the minutes of the regular meetings of August 9, September 13, September 27 and October 11, 216
- 10) Waive the reading and adopt Resolution Number 2016-70, ratifying the action taken by the city manager who executed Program Supplement No. M002 Rev. 1 Administering Agency-State Agreement for Federal-Aid Projects No. 08-5220, Project Number NCPD02-5220(003), I40/AZ95 (also known as J Street Connector Project) and authorize the city manager to execute future agreements for this project subject to city attorney review and approval

End of Consent Calendar

REGULAR ITEMS

- 11) Resolution No. 2016-68 Reciting the Fact of the General Municipal Election held on November 8, 2016, declaring the results, and such other matters as provided by law (ACT)

Administer Oath of Office and deliver Certificate of Election to re-elected Mayor Edward T. Paget, M.D. and newly elected Council Members Tona Belt, Clayton Hazlewood and Shawn Gudmundson

Presentations to outgoing Council Members Tony Frazier and Tom Darcy

Break

Seating of Mayor and Incoming Council Members

ROLL CALL

Selection of the Vice Mayor

ADJOURN THE COUNCIL MEETING AND CONVENE A JOINT MEETING OF THE NPUA, NPFA AND SARDA

- 12) **NPUA ACTION:**
Resolution No. 12-13-2016-NPUA authorizing the issuance and sale of Water Revenue Refunding Bonds Series 2016; Sewer Revenue Refunding Bonds Series 2016; and Electric Revenue Refunding Bonds Series 2016 to refinance outstanding Revenue Bonds 1997 Series A; authorizing execution of three separate Indentures of Trust, an Escrow Agreement and authorizing execution of and approving related agreements and official actions; **and** Resolution No. 12-13-2016-1-NPUA authorizing the Authority to become a member of the NPFA and taking certain other actions in connection therewith approving the Amended and Restated Joint Exercise of Powers Agreement forming the Needles Public Financing Authority (ACT)

NPFA ACTION:

Resolution No. NPFA 2016-3 authorizing the issuance of 2016 Enterprise Revenue Bonds for the purpose of purchasing bonds of the Needles Public Utility Authority (Water Revenue Refunding Bonds, Sewer Revenue Refunding Bonds and Electric Revenue Refunding Bonds); authorizing and directing the execution and delivery of an Indenture of Trust and a Purchase Agreement, approving the Private Placement of Bonds and authorizing other activities; **and** Resolution No. NPFA 2016-4 authorizing the Authority to become a member of the NPUA and taking certain other actions in connection therewith approving the Amended and Restated Joint Exercise of Powers Agreement forming the Needles Public Utility Authority (ACT)

CITY COUNCIL ACTION:

Resolution No. 2016-71 authorizing the execution and delivery of an Amended and Restated Joint Exercise of Powers Agreement forming the Needles Public Utility Authority; **and** Resolution No. 2016-72 authorizing the execution and delivery of an Amended and Restated Joint Exercise of Powers Agreement forming the Needles Public Financing Authority (ACT)

SARDA ACTION:

Resolution No. 12-13-2016-SARDA approving an Amended and Restated Joint Exercise of Powers Agreement forming the Needles Public Utility Authority; **and** Resolution No. 12-13-2016-1-SARDA approving an Amended and Restated Joint Exercise of Powers Agreement forming the Needles Public Financing Authority (ACT)

ADJOURN THE JOINT MEETING AND RECONVENE THE CITY COUNCIL MEETING

PUBLIC HEARINGS

- 13) Public hearing noticed to consider all evidence and testimony for or against subdividing 8.20 acres into two parcels, Tentative Parcel Map #19770 located at 1040E. Broadway, APN 0186-222-06; Applicant Mitch Bramlitt representing AutoZone
 - Staff Report
 - Council Questions of Staff
 - Mayor to open the public hearing
 - Public Comment
 - Mayor to close the public hearing
 - Council Discussion / Deliberation
 - Resolution Number 2016-74 approving Tentative Parcel Map #19770, subdividing 8.20 acres into two parcels located in the C2 (General Commercial) Zone at 1040 E. Broadway (Towne Center Shopping Center) APN 0186-222-06 (ACT)

- 14) Public hearing noticed to consider all evidence and testimony for or against a Conditional Use Permit for a medical marijuana cultivation facility located at 219 I Street, APN 0186-094-38: Applicant, Janice Simmons
 - 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. 2016-69 approving a Conditional Use Permit for a 4,000 square foot medical marijuana cultivation facility located at 219 I Street, APN 0186-094-38 (ACT)

- 15) Public hearing noticed to consider all evidence and testimony for or against a Conditional Use Permit for a medical marijuana manufacturing facility in the C-2 (General Commercial) Zone located at 1804 Needles Highway, APN 0185-045-03: Applicant Drew Milburn
 - 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. 2016-75 approving a Conditional Use Permit for a 2,500 square foot Medical Marijuana Manufacturing Facility utilizing an ice water extraction process, located at 1804 Needles Highway, APN 0185-045-03 (ACT)

- 16) Public hearing noticed to consider all evidence and testimony for or against amendment of sections of Ordinance 576-AC, Chapter 12A of the Needles Municipal Code, and amendment of Section 96.01 of the Needles Zoning Code related to distribution and transportation of marijuana
- Staff Report
 - Council Questions of Staff
 - Mayor to open the public hearing
 - Public Comment
 - Mayor to close the public hearing
 - Council Discussion / Deliberation
 - Ordinance Number 588-AC amending sections of Ordinance 576-AC, Chapter 12A of the Needles Municipal Code; and amending Section 96.01 of the Needles Zoning Code related to the distribution and transportation of marijuana (1st reading – post) (ACT)

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 17 through 19 on the Consent Calendar by affirmative roll call vote. (ACT)

- 17) Approve the revised Rules and Regulations relating to the operation of the Needles Riverview Cemetery adding a section regarding disinterments
- 18) Waive the reading and adopt Resolution Number 2016-73 increasing membership on the Cemetery Advisory Commission to five appointed voting members and one non-voting technical advisor and authorize advertising the two additional new vacancies
- 19) Authorize the City Clerk to publish a notice of the vacancies on the various Boards and Commissions due to the expiration of terms as of December 31, 2016 and other vacancies

REGULAR ITEMS

PUBLIC APPEARANCE – Members of the public may address the Council 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.

- 20) Authorize the newly elected council members to attend the League of California Cities 2017 New Mayor and Council Members Academy scheduled for January 18-20, 2017 in Sacramento (ACT)

CITY ATTORNEYS REPORT

CITY MANAGERS REPORT

COUNCIL REQUESTS

Councilmember Gudmundson
 Councilmember Evans
 Councilmember Williams
 Councilmember Richardson
 Councilmember Belt
 Councilmember Hazlewood
 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: December 9, 2016

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).