

**CITY OF AVALON
CITY COUNCIL ACTIONS
TUESDAY, OCTOBER 16, 2012**

CALL TO ORDER 6:00 p.m.

PLEDGE OF ALLIGIENCE / INVOCATION

ROLL CALL-Present: Mayor Robert Kennedy, Mayor Pro Tem Michael Ponce, Councilmembers Hernandez, Morrow and Olsen. Also present: City Manager Steven Hoefs, Chief Executive Officer Charlie Wagner, and City Attorney Scott Campbell. Absent: City Clerk Denise Radde.

ANNOUNCEMENTS -Michael Ponce announced that Fall Fest will be on Thursday, October 18, 2012 from 5:00 p.m. to 9:00 p.m. Bob Kennedy informed Council that the City sent out a letter to the Port of Los Angeles regarding the terminal for Catalina Freight Lines. He received a call back notifying us that SCI Co. would like to be their long term tenant and has put out an RFP for businesses to handle the freight for Catalina. Bob thinks it is very important for the citizens of Avalon to know about the future rates and how they will affect us.

PRESENTATIONS- Recreation Coordinator Jennifer Lavelle informed Council that Fall Fest is a fundraiser for many local organizations in town. She mentioned that today was the last day to register for vote by mail ballots. She also mentioned that a third centennial meeting had taken place and letters for the Board of Directors went out this week which was a mix of business owners, stakeholders, non-profits and Staff. Michael Ponce also mentioned that Connie Szielb from Don Knabe's office would like to give the City a resolution and have all 5 County Supervisors sign and present it to the City.

CONSENT CALENDER

There were 6 items on the Consent Calendar. Item 1 pulled by Michael Ponce. Motion to approve items 2, 3, 4, 5 and 6 by Michael Ponce, seconded by Oley Olsen. (All Ayes)

2. Councilmember Hernandez questioned if the documents that are going to be destroyed could be scanned first. Planning Director Amanda Cook stated she had called Ricoh to see if they had a large scanner to rent and the cost would be \$600-\$900/month for a 5 year lease. Charlie Wagner stated he would come back at a later meeting with information on the ability to do this. Adopted Resolution 12-24 authorizing the destruction of specified records maintained by the Building Department. The documents will not be shredded until a scanner can be thoroughly looked into.

3. Adopted Ordinance 1116-12 amending Title 9, Chapter 5, Article 4, Section 9-5.404 of the Municipal Code to Allow Restaurants, Bars or Cafes as a Conditionally Permitted Use in Existing Hotels in the multiple residential, high density zone.

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4. Authorized the Assistant Fire Chief to place the order and enter into a contract for the manufacturing of a Type VI Engine from West-Mark for the replacement of Avalon Fire Department Engine 1 and for a cost not to exceed the \$150,000.00 amount budgeted by the City Council for Fiscal Year 2012-2013.

5. Approved contract between the City of Avalon and On the Wing Falconry Service and authorized the City Manager to execute it.

6. Authorized the City Manager to execute a First Amendment to the Construction Management Services "At Risk" Agreement between the City of Avalon and RBF Consultants, Inc.

Adjourned to the Avalon Municipal Hospital Board of Trustees' Meeting – 6:15 – 6:24 p.m.

GENERAL BUSINESS

7. Study Session Regarding Owner Obtained Autoette Permits for Transient and Non-Transient Renters

City Council removed this item at the request of Mark Malan's lawyer and this item will be scheduled at later date.

8. Draft Sewer Lateral Inspection Program

Authorized Staff to proceed on a Lateral Inspection Program and authorized the City Manager to enter into a contract with Dennis Jaich as an independent consultant. Motion made by Michael Ponce, seconded by Robert Kennedy. (All Ayes)

9. Item of Discussion and Direction – November meeting dates.

There will be no City Council Meeting held in November unless Staff thinks it is prudent to schedule a special meeting.

10. Relocation of Measure R Funds.

Adopted Resolution 12-25 authorizing the reallocation of \$500,000 in Measure R Funds to the City-Wide Street Repair Project in accordance with Measure R Requirements. Motion made by Michael Ponce, seconded by Richard Hernandez. (All Ayes)

11. Increase to Adult Commuter Book Subsidy.

Adopt Resolution 12-26 authorizing a \$5.00 increase to adult commuter books beginning November 1, 2012. Motion made by Oley Olsen, seconded by Michael Ponce. (All Ayes)
Councilmember Olsen wants the commuter subsidy topic to come back at a later date to discuss the possibility of changing the requirement. (i.e.: To increase the subsidy per book and not be allowed to get them as often.)

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CITY MANAGER REPORT- Steven Hoefs reported on the paving schedule which should begin Wednesday, October 17, 2012 through Saturday, October 20, 2012. Flyers and notices will be sent out in advance to inform residents of future roadwork repairs and parking limitations. Roadwork should be completed in November, weather permitting.

CITY ATTORNEY REPORT- The City of Avalon is close to securing the Insurance Policies and Endorsements to finalize and execute an agreement between the City of Avalon and the SCI Co. for the opening of Pebbly Beach Road. Signs will be posted along Casino Way, Mole and Pebbly Beach Road warning residents of potential rock slides. Mr. Campbell will be working with Staff to secure a plan for road and hillside barriers to submit to PARSAC in November. The total final cost to the City of Avalon for the Insurance Policies and Endorsements will be \$23,000.00/year and will only cover the road, not the hillsides.

COUNCILMEMBER REPORT-

1. Councilmember Ponce wanted to remind the citizens of Avalon they are the ones paying for the insurance of Pebbly Beach Road.
2. Councilmember Olsen wanted to know if there was an alternative to the abandoned vehicles around town since currently there is no impound lot. He announced there will be a book sale at the Avalon Library Saturday, October 20, 2012. Lastly he asked Charlie Wagner if he could provide a Report of Expenses along with the Revenue Report he supplies to Council. Charlie Wagner replied he could not provide that report at this time.
3. Councilmember Morrow asked Charlie if he can come up with a possible amendment to the RFP for the Landfill to consider the waste-to-energy component and send it to all interested vendors letting them know that they will have to do a presentation on this topic in their interview. Charlie said he will put together an amendment and come back to Council at a future date for the Council's opinion on his amendment.
4. Mayor Kennedy mentioned that since the Redevelopment money has gone away that he would like to see the department heads come to Council and tell them their objectives and goals for the future. He also mentioned that the City needs to come up with ideas for a business development plan with other stakeholders and provide events such as the Grand Prix for the residents and visitors. Mayor Kennedy inquired if the Landfill RFP would have a bid for curbside recycle cans.
5. Avalon Librarian announced that the Library will be hosting its semi-annual book sale, Saturday, October 20, 2012 from 10:00 am – 2:00 pm and are accepting donations.
6. Councilmember Ponce announced that CHOICES may possibly not continue due to lack of funding. He reminded that it helps Avalon's youth and the organization is now in its fundraising mode. He also mentioned that children under 18 years of age are required to wear a helmet if they are on bicycles, razor scooters, skateboards and electric bikes.

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CHIEF ADMINISTRATIVE OFFICER- Charlie would like to thank Steven Hoefs for his work on the extensive street repairs and coming up with a way to pay for it. He also thanked Dennis Jaich, RBF, for his logistic work and having it done in two weeks time.

CLOSED SESSION - Cancelled

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 (one case).

City Attorney Scott Campbell will get together with Mark Malan's attorneys and will speak at the next Council meeting regarding the threatening litigation.

ADJOURNED:

I, Denise Radde, City Clerk of the City of Avalon, do hereby certify that the DVD videotape of the City Council Meeting October 16, 2012, is the official record of that Council Meeting and is on file and maintained in City Hall.

Denise A. Radde, City Clerk/Assistant City Manager