

**CITY OF AVALON
CITY COUNCIL ACTIONS
TUESDAY, MARCH 6, 2012**

CALL TO ORDER: 7:01 p.m.

PLEDGE OF ALLIGENCE / INVOCATION

ROLL CALL – Present: Mayor Kennedy, Mayor Pro-Tem Michael Ponce, and Councilmembers Morrow, Rikalo and Winslow. Also present: City Manager Steven Hoefs, City Attorney Scott Campbell, Chief Administrative Officer Charlie Wagner and City Clerk Denise Radde.

PRESENTATION Environ Strategies gave a power point presentation outlining their last year of operation and maintenance of the wastewater plant and the saltwater utilities.

CONSENT CALENDAR

There were five items on the Consent Calendar. City Clerk amended Item 1, Actions, to reflect Actions for approval are for January 17, 2012 and January 30, 2012 only. Sue Rikalo needed to recuse herself from the Actions of January 30, 2012 because she was not in attendance. Bob Kennedy removed Item 3 for comment. Sue Rikalo also recused herself from Item 3 due to the location of her business. Tim Winslow removed Item 4 for comments. Michael Ponce removed Item 5 to vote on as a separate item. Motion to approve items 1 and 2 by Michael Ponce, seconded by Tim Winslow. (All Ayes)

1. Approved City Council Actions from the January 17, 2012 and January 30, 2012 City Council Meetings.
2. Adopted Resolution 12-06 declaring specified property, 2009 Evinrude Outboard Motor, to be surplus and authorized the sale or disposal thereof.

Pulled Items for comment or question:

3. Approved proposal from The Adams Companies to perform an Independent Fee Estimate for Phase II of the Airport-in-the-Sky FAA Grant in an amount not to exceed \$1,800. Motion by Bob Kennedy, seconded by Michael Ponce. (4 Ayes- Kennedy, Ponce, Morrow and Winslow, 1 Abstain – Rikalo)
4. Adopted Resolution 12-07 regarding the League of California Cities Commitment to obesity prevention. Motion by Michael Ponce, seconded by Sue Rikalo. (3 Ayes – Kennedy, Ponce, and Rikalo, 2 Noes – Winslow and Morrow)

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5. Ratified Resolution 93-13 and adopted Resolution 12-09 vacating portions of the street known as Crescent Avenue pursuant to the streets and highways code Section 8334(a). Motion by Sue Rikalo, seconded by Tim Winslow. (3 Ayes – Rikalo, Winslow and Morrow, 2 Noes – Kennedy and Ponce)

GENERAL BUSINESS

6. Proposed Contract Extension and Modification on Environ Strategies (ES) Contract - Chief Administrative Officer Charlie Wagner gave a summary of the staff report and recommended authorizing an extension of their contract. Mr. Wagner highlighted changes in the contract.

- Additional maintenance personnel
- Base contract increase by 5%
- Over time compensation ground rules
- Ground rules for repairs
- ES to assume responsibility of maintenance of the low flow diverter system
- Term of contract (ES requested a five year contract)

Direction was given for Staff to draft a new contract to include the above mentioned items and to make the contract term for five years. Motion by Michael Ponce, seconded by Tim Winslow. (All Ayes)

Break 8:22 – 8:29 p.m.

7. Update on CKV Status – Anni Marshall, head of a community group to solve the financial issues surrounding CKV, addressed Council on steps that have been taken so far. The group asked the City for six things. After discussion Council conceded to the following things:

- I. Allowed the group to assume the name Catalina Kid Ventures.
- II. The City will provide legal assistance for forming the non-fit status.
- III. Will permit the non-profit to use the current CKV building for free for two years.
- IV. All CKV inventory will be transferred to the non-profit.
- V. City will pay the utilities for the non-profit for two years (excluding the telephone).
- VI. City will provide a start up loan to get the new non-profit through its first months to cover wages. The non-profit will have two years to pay back the loan.

Motion was made by Ralph Morrow, seconded by Sue Rikalo. (All Ayes)

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8. Toyota Scion iQ Small Vehicle – Dudley Morand, Vehicle Clerk, addressed Council stating that this vehicle fit within the golf cart requirements set forth in our City Code but the width of the vehicle was the issue. Mayor Kennedy suggested that perhaps a new class of vehicle could be added to our current code. After some discussion consensus was to have Staff come back with some revisions to the vehicle code, and not just addressing this but to look at the entire vehicle code.

Mayor Kennedy stated that he would like to pull the next three Transportation Permits, Items 9, 10 and 11 (William Sidebotham's Pedicab Transportation Permit, Catalina Auto & Bike Rental-Amendment to Transportation Permit-Add Electric Bicycles, and Hermosa Hotel-Amendment to Transportation Permit-Add Segways and Electric Bicycles) from the agenda for discussion at a future date in a public study session. He felt that they coincided with the General Plan's Transportation Element.

12. Amendment to Street Performers Ordinance – After discussion, two items in the ordinance need to be addressed, amplification and length of time a performer is permitted to stay in one spot. Staff was directed to bring the item back with revision to the ordinance addressing the aforementioned things.

13. Recommendations to the County of Los Angeles for the County's Appointments to the Oversight Board to the Successor Agency of the Dissolved Avalon Community Improvement Agency – The following names were suggested to recommend to LA County for consideration: Jon Council, Mike Segrest, Scott Nelson, Bruce Fertig, Cliff Hague, Chris Blehm, and Dudley Morand.

CLOSED SESSION 10:00 – 10:06 P.M.

Following the appropriate announcement of the Closed Session item the City Council went into Closed Session to discuss the following:

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Subdivision (a), Section 54956.9
Title: Catalina Fire Case – case #NC042357

Following Closed Session the City Attorney reported that the City Attorney was directed to work with fire counsel to complete the settlement agreement.

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ADJOURN: Mayor Kennedy adjourned the City Council meeting a 10:07 p.m.

I, Denise Radde, City Clerk of the City of Avalon, do hereby certify that the DVD videotape of the City Council Meeting of March 6, 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