

**CITY OF AVALON
CITY COUNCIL ACTIONS
TUESDAY MAY 21, 2013**

CALL TO ORDER at 6:00 p.m.

PLEDGE OF ALLIGIENCE / INVOCATION

Moment of prayer for Oklahoma residents who were victimized by the recent tornado. The Council will be adjourning the meeting on behalf of Patti Morrow.

ROLL CALL-Present: Mayor Robert Kennedy, Mayor Pro Tem Michael Ponce, Councilmembers Richard Hernandez, Oley Olsen, and Ralph Morrow. Also present: Interim City Manager/City Clerk Denise Radde and City Attorney Scott Campbell.

ANNOUNCEMENTS

- Next council meeting on June 4, 2013 will be the first of 2 Public Hearing meetings for the property related fees.
- Anne Marshall of Catalina Kid Ventures gave a brief update on the program. On July 1st CKV will be celebrating its first year as a 501c (3). There has been one employee change in the last 3 months and her name is Ruth Stewart who has accepted the position of director.

CONSENT CALENDAR-There were 5 items on the Consent Calendar. Motion to approve Items 1- 5 made by Oley Olsen, seconded by Ralph Morrow. (All Ayes)

1. Approved Actions from the May 7, 2013 City Council meeting.
2. Approved Warrants in the amount of \$619,830.79 and Payroll in the amount of \$181,531.96 for a total expenditure in the amount of \$801,362.75.
3. Entered into an agreement with All American Asphalt Company to perform additional asphalt roadway slurry seal work.
4. Approved RBF's work Order Request #1 (Avalon CDO/SSMP Project) and authorized the City Manager to enter the agreement.
5. Received and accepted the Annual Preventative Operation and Maintenance (O&M) Plan and Root Control Program Plan for the sewer system, amended the Operation and Maintenance Program element of the Sewer System Management Plan and directed Environ Strategy to recertify the O&M Program element in the California Integrated Water Quality System.

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GENERAL BUSINESS

6. Introduced and waived all readings of an ordinance of the City of Avalon adding Article 3-Private Sanitary Sewer Laterals, and adding Article 4-Fats, Oils and Grease to Chapter 7, Title 6 of the Avalon Municipal Code. Motion made by Michael Ponce, seconded by Richard Hernandez. (All Ayes)

7. Jennifer Lavelle, Recreation Coordinator, gave a brief update on Avalon's Centennial celebrations scheduled for June 20-26, 2013. Council gave authorization to spend up to \$15,000 for fireworks and to purchase two 3- compartment sinks to be used for many City events and to continue research for the last night's celebration on Crescent Avenue for Wednesday night, June 26, 2013. Motion made by Oley Olsen, seconded Michael Ponce. (All Ayes)

CITY MANAGER REPORT

- Staff will be meeting tomorrow with Southern California Edison to go over rules for Phase 1 Water Rationing.
- On Facebook, there were some comments on the parking issue at Lover's Cove. Next Council meeting options will be presented in hopes to give direction on the Parking or No Parking issue.
- Council Members were given three options for the Grand Marshalls for the Fourth of July Parade and also samples of sign postings from Mixed Marketing that the City will be posting on its beaches. Please return your choices to the City Manager so the City can proceed forward.
- Smoke testing is on-going. The City's Public Works Department has been very instrumental and helpful in the process.
- Slurry road work will start from Cabrillo Mole to Brown's Bikes and cost between \$18-\$20,000. Mayor Kennedy would like Dennis Jaich to take a look at Las Lomas Road towards East Whitley and the road from the Canyon Hotel to Las Lomas, which is very uneven and has frequent traffic. Dennis Jaich stated that the road from the Canyon Hotel to Las Lomas is in need of great repair, and slurry cover will not fix it. Dennis also plans to slurry 5 points up Avalon Canyon Road. Work will begin June 12th-13th, notices will be given to residents. Dennis also informed the Mayor that by next week he will have some prices for Thermoplastic to review.
- BB&K has received 10 applications for an intern from the USC School of Public Administration, and have narrowed it down to 3. This intern will work for the City for a total of 8 weeks during the summer for a low cost to the City.

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CITY ATTORNEY REPORT

- The City prevailed in the Tiberio Lizza lawsuit regarding the oversized deck. Judgment will be final next week, we can then ask for the deck to be adjusted.
- BB&K has received 16 applications so far for the City Manager position and distributed the applications to City Council.
- The U.S. Supreme Court is taking up rules for invocations before council meetings. We anticipate that by next October we will see some Supreme Court guidelines on what can and cannot be done during the invocation portion of council meetings.
- The City Attorney has taken a page out of the Governor's budget and ran it for distribution for council to illustrate how the governor and the state's dedication towards local entities. This report was prepared by the governor; the legislative analysis says it's too conservative and that there are \$4 billion more in reserves coming because of tax increases and increases in revenue. The governor's estimate is that the state has \$34.7 billion in accrued debt and by the end of 2016-2017, that debt will go down to \$4.7 billion. The unpaid cost to local governments is the only debt that is not significantly being reduced. (It is now \$4.3 billion and at the end of 2016-2017 it will go down to \$3.1 billion.)
- The City has received notice that the Department of Finance granted the appeal with respect to the Down Payment Assistance Program. It is up to Council to decide if we want to use the \$500,000 for the Down Payment Assistance Program. The City is authorized to expend the money from July 1, 2013 through the end of the year. In the same letter it also mentioned that the BB&K attorney fees for the Pebbly Beach Road Project, which was originally denied by the Department of Finance, Los Angeles County will reimburse BB&K for their fees. In a nutshell, the legal fees for redevelopment do not come from the General Fund; it will come from the \$250,000 Administrative Fees or the Los Angeles County through their agreement from tax increments.

COUNCIL MEMBER REPORT

- Council Member Hernandez announced that AHS Boys Baseball team made it to second round of CIF and finished with an overall record of 15 wins, 6 loses.
- Council Member Morrow thanked everyone for their condolences after Ms. Pat passed away and thanked City and County fire/paramedics for the services they provided. There will be a mass on the mainland and a celebration of life celebration on the island, possibly held at the Country Club.

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- Council Member Olsen would like to see a new obstruction permit to include the condition that roll offs on construction sites need to be removed on the weekends.
- Council Member Morrow will be attending the Memorial Day Service at the Avalon Municipal Cemetery on Monday, May 27th at 10:00 am.
- Council Member Morrow will be attending the Los Angeles Peace Officers Memorial Ceremony on May 29th at STARS Academy in Whittier.
- Mayor Kennedy would like to adjust the ordinance regarding water side permits, so they encompass all City waters.

CLOSED SESSION

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

1. Conference with Real Property Negotiators
Property: 206 Descanso Ave., Avalon, California
Agency negotiator: Scott Campbell, City Attorney
Negotiating party: Potential purchasers of property
Under Negotiation: Price and terms of payment

Following Closed Session the City Attorney reported that there were no reportable actions.

At 7:06 p.m. the City Council meeting was adjourned in memory of Pat Morrow.

I, Denise Radde, City Clerk of the City of Avalon, do hereby certify that the DVD videotape of the City Council Meeting May 21, 2013, is the official record of that Council Meeting and is on file and maintained in City Hall.

Denise A. Radde, City Clerk/Interim City Manager

