

**CITY OF AVALON
CITY COUNCIL ACTIONS
TUESDAY AUGUST 6, 2013**

CALL TO ORDER at 6:02 p.m.

PLEDGE OF ALLIGIENCE / INVOCATION

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.

City Council showed their appreciation to Harbor Mechanic Nathan Macktal for his years of service. Nathan will be leaving his employment at the City to further his education in Fire Education and earn his pilot's license.

Two proclamations was given to US Foods. One was for Los Angeles Territory Manager, Michelle Eschardies, who helped US Foods donate all the food for the Fish Fry Event during the City's Centennial Celebration and the other was presented to US Foods for their 100% donation of food and serving products.

ANNOUNCEMENTS-Ron Hite from Southern California Edison gave a brief water update. The reservoir currently is at 476 acre feet. Phase 1 water rationing was implemented when the reservoir hit 600 acre feet. Mr. Hite informed council that Phase 2 water rationing will apply at 300 acre feet as soon as January 2014.

Ms. Pat's Celebration of Life will be held on August 17, 2013 at The M at 2:00 pm.

Dr. Denney was presented with a proclamation for his years of service and high standard of veterinarian care.

Written correspondence was received from the Outriggers; letter will be attached to item #18.

A CR&R update was given by David Fahrion who informed Council that Avalon Environmental Services is 30 days into their new contract and has employed 100% of Seagull Sanitation's staff. Mr. Fahrion also reminded Council and the community that August 24, 2013 is the deadline for residents who want to opt in to receive new trash receptacles. Avalon Environmental will deliver the receptacles sometime after Labor Day.

PRESENTATION- Kerry Bubb who owns mooring #191 in the harbor has requested consideration for the mooring to hold a larger boat, currently the mooring allows up to a 50ft. boat.

ORAL COMMUNICATION

Rock Gosselin spoke about his concerns regarding water conservation and recycling water.

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CONSENT CALENDAR-There were 9 items on the Consent Calendar. Motion to approve items #1-#9 made by Oley Olsen, seconded by Michael Ponce. (All Ayes)

1. Approved actions from the June 18, 2013 City Council meeting, the June 26, 2013 Special City Council meeting and the July 16, 2013 City Council meeting.
2. Approved Warrants in the amount of \$512,994.22 for a total expenditure of \$512,994.22.
3. Approved Warrants in the amount of \$308,332.92 and Payroll in the amount of \$420,928.05 for a total expenditure of \$729,261.05.
4. Ratified the purchase made by the mechanics in the amount of \$6,663.18.
5. Adopted Resolution 13-15 authorizing the destruction of specified records maintained by the Finance Department.
6. Adopted Resolution 13-16 notifying the Los Angeles County Board of Supervisors of its desire to receive specified law enforcement services from the Los Angeles County Sheriffs office, authorizing the expenditure of COPS Grant Funds and authorize the City Manager to execute the City Council Municipal Law Enforcement Services Agreement for Fiscal Year 2013-2014.
7.
 1. Determined that an emergency existed and ratify action by the Public Works Director to undertake necessary repairs.
 2. Authorized the expenditures for these repairs to be funded by Street Fund 115 in the amount of \$6,642.50.
 3. Adopted Resolution 13-17 authorizing necessary repairs to Pebbly Beach Road near the Cabrillo Mole.
8.
 - A. Adopted Resolution 13-18 approving the application for competitive excess funds from the Los Angeles County Regional Park and Ocean Space District for Fourth Supervisorial District excess funding for Avalon Canyon Fit Trail.
 - B. Directed staff to submit the application to purchase and install fitness equipment along Avalon Canyon Road.
9. Authorized Staff to proceed with the purchase of a pallet of field marking paint, for a total expenditure of \$5, 170.08, which includes shipping.

GENERAL BUSINESS

10. Declaration of Nuisance and Nuisance Abatement at 339 Catalina Avenue

Declared the property located at 339 Catalina Avenue a nuisance and authorized City Staff to undertake nuisance abatement efforts if further efforts prove to be unsuccessful. The owners of 339 Catalina Avenue have 45 days to come forward with a remediation plan, if not the City can take action. Motion made by Michael Ponce, seconded by Oley Olsen. (All Ayes)

11. This item was pulled:

Amend Contract Between the City of Avalon and On the Wing Falconry Service

Rocky Post from On the Wing Falconry Service is currently working on a maintenance plan to keep the cost down and is negotiating his contract with the City of Avalon. This item will be coming back to Council in the near future.

12. Consideration to “Go Out to Bid” on Joe Machado Field Concession Stand Project

Authorized Staff to proceed with Advertisement for Public Bids on the Joe Machado Field Concession Stand Project and approved the project and its design. Motion made by Richard Hernandez, seconded by Michael Ponce. (All Ayes)

13. Community Digital Signage Consideration

Council’s direction was to send a letter to the Von’s President and propose if Von’s would like to help share in the need to keep community members updated on community events and pay for the Community Digital Signage. The total project cost is \$3,450.00.

14. City Lease Renewals

Authorized Staff to execute lease documents and make the effective date of October 1, 2013.

15. Ordinance Amending the Municipal Code to Expand the Areas Where a Waterside Permit is Required and Make a Determination That the Amendments Are Exempt from the California Environmental Quality Act.

Introduced and waived all readings of an Ordinance Amending Chapter 2 – Harbor Regulations of Title 10 of the Avalon Municipal Code to Expand the Areas Where a Waterside Permit is required. Motion made by Oley Olsen, seconded by Michael Ponce. (4 Ayes-Kennedy, Ponce, Hernandez and Olsen, 1 No-Morrow.)

16. Ordinance of the City of Avalon Adding Chapter 20 to Title 5 of the Avalon Municipal Code to Expressly Define Medical Marijuana Dispensaries and Mobile Marijuana Dispensaries and Clarify that Such Dispensaries are Unlawful in the City and Make the Determination that the Ordinance is not a Project Under the Meaning of CEQA

Introduced and waived all readings of an Ordinance of the City of Avalon, Adding Chapter 20 to Title 5 of the Avalon Municipal Code to Expressly Define Medical Marijuana Dispensaries and Mobile Marijuana Dispensaries and Clarify That Such Dispensaries are Unlawful in the City. Motion made by Michael Ponce, seconded by Oley Olsen. (All Ayes)

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Break from 8:35 – 8:45 p.m.

17. Extend Professional Services Agreements for Finance

Directed the City Manager to enter into an agreement with Platinum. Motion made by Oley Olsen, seconded by Michael Ponce. (All Ayes)

Directed the City Manager to enter into an agreement with Local Regional Government Services. Motion made by Oley Olsen, seconded by Michael Ponce. (All Ayes)

Directed the City Manager to not enter into an agreement with Urban Futures, Inc. Motion made by Michael Ponce, seconded by Oley Olsen. (All Ayes)

18. Item of Discussion – Conflict of Two Great Events on September 7-8, 2013

City Attorney Scott Campbell directed Council that this Item of Discussion will be used for gathering information; Council will not be able to give their opinion. The City Manager will make the determination if the events can be held the same weekend/day. If a party does not like the decision they can appeal it to Council who will then decide to uphold or deny the City Manager's decision.

COUNCIL ANNOUNCEMENTS

The second City Council meeting of September has been rescheduled for Monday, September 16, 2013.

Oley Olsen mentioned that Council received a letter from a visitor who addressed some issues in town. Denise Radde replied that there will be a letter sent out on behalf of the Mayor addressing their concerns.

Ralph Morrow stated that he has never received as many complaints as he has this year about the town being dirty.

Richard Hernandez had heard that the sweeper is not running on Fridays and asked the Interim City Manager to look into the matter.

Robert Kennedy wants letters sent to:

- 1) Vons in regards to the store's condition and the public information system.
- 2) He would also like to set up a round table discussion with Edison on how to better manage the town's water utilities.
- 3) He would also like to ask Edmundo Vega if the City can assist him in any way to empty certain trash receptacle locations more frequently or provide him with extra cans in those particular areas that are heavily used.

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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: Race Course of Catalina Island Grand Prix 2013, including Hour Trail.

Agency Negotiators: Denise Radde, Interim City Manager and Scott Campbell, City Attorney

Negotiating Party: The Santa Catalina Island Company

Under Negotiation: Price and terms of payment

2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: 320 Sumner, Avalon, CA 90704

Agency Negotiators: Denise Radde, Interim City Manager and Scott Campbell, City Attorney

Negotiating Party: Mike Aliotta and Bilal Khatib

3. PUBLIC EMPLOYMENT APPOINTMENT

Title: Human Resources/Risk Management

4. PUBLIC EMPLOYMENT APPOINTMENT

Title: City Manager

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

Adjourned meeting at

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