

**CITY OF AVALON  
CITY COUNCIL ACTIONS  
TUESDAY, MAY 6, 2014**

**CALL TO ORDER** at 6:04 p.m.

**PLEDGE OF ALLEGIANCE / INVOCATION**

**ROLL CALL-** Mayor Anni Marshall, Mayor Pro Tem Oley Olsen, Councilmembers Cinde Cassidy, Richard Hernandez and Joe Sampson. Also present City Manager Ben Harvey, Chief Administrative Officer/City Clerk Denise Radde, and City Attorney Scott Campbell.

**PRESENTATION** - None

**CONSENT CALENDAR-**There were eight items on the regular City Council Agenda and one item of the City of Avalon acting as the Successor Agency to the Avalon Community Improvement Agency. Councilmember Cassidy pulled Items 2 and 8, Councilmember Hernandez pulled Item 5 and Councilmember Sampson pulled Item 4. Motion to approve Items 1, 3, 6, 7, and 9 by Oley Olsen, seconded by Richard Hernandez. (All Ayes)

1. Approved Actions from the April 15, 2014 City Council Meeting.
  3. Approved Staff to enter into an agreement with RBF Consulting to draft a plan outlining the needed sewer repairs and replacement requirements for the 20 Financial Plan, with a not to exceed amount of \$10,000.
  6. Approved entering into an agreement with EHS International, Inc. for certified training for Confined Space Entry & Retrieval.
  7. Adopted Resolution 14-12 establishing a Water Quality Control and Sanitary Sewer Enforcement Response Plan for violations of the City's Water Quality Control Ordinance, Chapters 6-13 and Sewer Ordinance, Chapters 6-7.
- \*\*\*\*The ninth item on Consent is the "City of Avalon acting as the Successor Agency to the Avalon Community Improvement Agency".
9. Authorized Staff to continue making emergency repairs on the second half of Crescent Avenue, Phase 2. (Lower Terrace Strengthening and Utility Protection Project)

Pulled Items:

2. Councilmember Cassidy pulled this item due to a potential conflict of interest. She noted for the record that any warrants going forward that deal with payment to Chet's Hardware, Northwind Refrigeration, Inc., Island Fire Extinguishers, Inc., Jordahl Construction, Inc., Catalina Laundry, Aurora Hotel & Spa, and Avalon Hotel she will be recusing herself from because of a potential conflict of interest due to income received from these businesses. Motion to approve warrants by Oley Olsen, seconded by

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Richard Hernandez. (4 Ayes- Olsen, Hernandez, Marshall and Sampson, 1 abstain-Cassidy)

4. Councilmember Sampson wanted further explanation on this item. Motion to adopt Resolution 14-11 authorizing the City Manager to serve as the Alternate Director to the Public Agency Risk Sharing Authority of California (PARSAC) Board of Directors by Oley Olsen, seconded by Cinde Cassidy. (All Ayes)

5. Councilmember Hernandez pulled this item to inquire about the fire suppression system that will be at the new harbor fueling facility. Interim Public Works Director Dennis Jaich replied he would get Assistant Fire Chief Krug involved in the plan process. Motion to approve a change order to Bluewater Design Group to perform another Geotechnical Report Evaluation for the proposed "Avalon Harbor Fueling Facility-Pier Replacement" project by Joe Sampson, seconded by Oley Olsen. (All Ayes)

8. Councilmember Cassidy wanted to make sure that no new positions would be created without Council approval and that no new full time, fully benefited positions would be hired. Motion to fill the three positions listed on the staff report, Recreation Assistant, Harbor Administrative Assistant, and Firefighter position, and to maintain the full-time employee hiring freeze by Cinde Cassidy, seconded by Richard Hernandez. (All Ayes).

### **GENERAL BUSINESS**

#### **10. Purchase Two (2) Salt Water Pump Motors**

Interim Public Works Director Dennis Jaich gave an explanation on the pump functions and importance. Authorized Staff to purchase two salt water pump motors to replace the failed motors, which will be compatible with the new Supervisory Control and Data System (SCADA) program. Motion by Oley Olsen, seconded by Richard Hernandez. (All Ayes)

11. Interim Public Works Director Dennis Jaich gave history on the Sewer Vacuum-Jetter Truck that the City wants to purchase. City Staff will be trained to operate and maintain it. The existing Vactor Truck will be kept as a redundant truck. Motion to allow Staff to purchase one Vactor truck by Oley Olsen, seconded by Joe Sampson. (All Ayes)

12. Administrative Analyst Audra McDonald gave an explanation on the policy being proposed for the removal of abandoned vehicles pursuant to Section 5-16.01 of the Avalon Municipal Code. Ads will be placed in the papers in both English and Spanish notifying the public that this policy will begin July 1, 2014.

13. Comments were heard from applicant, Hermosa Hotel/Catalina Boat House, and Council discussed. Motion to deny the request, as the applicant has not presented facts supporting the affirmative findings set forth in the Municipal Code that would allow such

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amended transportation permit to be issued by Oley Olsen, seconded by Richard Hernandez. (All Ayes)

Break 8:38 – 8:48 p.m.

14. City Attorney Scott Campbell explained the purpose of developing this Council Policies Manual. At the next several Council meetings additional chapters will be brought forth. Goal is to have a final copy by the end of July. Consensus was to adopt chapters 5 and 6.

**CLOSED SESSION**

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

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
Title: City Manager
2. PUBLIC EMPLOYEE APPOINTMENT  
Title: Interim Chief Financial Officer
3. Conference with Legal Counsel - Existing Litigation  
(Paragraph (1) of subdivision (d) of Section 54956.9)  
Name of Case: Hermosa Hotel v. City of Avalon: CV 13-02439 ABC

Following Closed Session the City Attorney reported that the City Council unanimously appointed Chris Woidzik as the Interim Chief Financial Officer.

15. Appointment of Interim Chief Financial Officer  
Authorized the City Manager to enter into an agreement with Chris Woidzik to serve in a temporary capacity as the Interim Chief Financial Officer. Motion by Cinde Cassidy, seconded by Oley Olsen. (All Ayes)

Mayor Marshall adjourned the meeting at 10:50 p.m.

I, Denise Radde, City Clerk of the City of Avalon, do hereby certify that the DVD videotape of the City Council Meeting May 6, 2014, is the official record of that Council Meeting and is on file and maintained in City Hall.

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Denise A. Radde, City Clerk/Chief Administrative Officer