

**CITY OF AVALON CITY COUNCIL MEETING
TUESDAY, DECEMBER 2, 2014
ACTIONS**

CALL TO ORDER 4:04 p.m.

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.

PLEDGE OF ALLEGIANCE / INVOCATION

Adjourn to the Housing Authority of the City of Avalon Board of Commissioners Meeting – 4:05 p.m. - 5:30 p.m.

PRESENTATION - None

CITY MANAGER REPORT / CITY ATTORNEY REPORT

COUNCILMEMBER REPORTS / MAYOR REPORT

CONSENT CALENDAR

There were 4 items on the Consent Calendar. Councilmember Sampson pulled Item 4 for further discussion. Motion by Oley Olsen, seconded by Cinde Cassidy to approve Items 1-3. (All Ayes)

1. Approved actions from the November 18, 2014 City Council meeting.
2. Pleasure Pier and Cabrillo Mole Piling Inspections
Authorized the Harbor Master to enter into a contract with FREY Environmental Inc. to conduct a piling inspection of the Pleasure Pier and the Cabrillo Mole in the amount of \$15,500.00.
3. Consider the Adoption of a Resolution Supporting a Grant Application to the State of California Department of Water Resources 2014 Water-Energy Grant Program
Adopted Resolution 14-32 authorizing submission of a grant application to the State of California of Water Resources 2014 Water-Energy Grant Program and gave approval to enter into an agreement with the State of California.

Pulled Item:

4. Approval of First Amendment to the Employment Agreement of City Manager Ben Harvey - Councilmember Sampson pulled this item and requested that it go back to another Closed Session for further discussion. Both Councilmembers Sampson and Hernandez expressed concern over the equality of all employees being able to use a City vehicle. Mayor Marshall voiced her logic in approving this amendment.

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Motion by Oley Olsen, seconded by Cinde Cassidy to approve the proposed First Amendment to the Employment Agreement of City Manager Ben Harvey with the exclusion of Section 1c-Use of City Vehicle. (4 Ayes-Marshall, Olsen, Cassidy and Hernandez, 1 No- Sampson)

GENERAL BUSINESS

5. Proposal to Prepare a Conditional Use Permit and Conduct an Impact Study of Desalination Reverse Osmosis Systems for the City of Avalon
Approved the proposal, and directed Staff to enter into an agreement with Environ Strategy (ES) to prepare a Conditional Use Permit as reflected by a Conduct & Impact Study of Desalination Reverse Osmosis Systems, for a not to exceed amount of \$6,560.00. Motion by Cinde Cassidy, seconded by Richard Hernandez. (All Ayes)
6. Nuisance Abatement
Adopted Resolution 14-33 declaring 215 Clarissa Avenue a Public Nuisance and directed abatement of the nuisance. Motion by Oley Olsen, seconded by Richard Hernandez. (All Ayes)
7. Consideration, Prioritization and Authorization of Three Proposals for Grant Funding Through the Los Angeles County Metropolitan Transportation Authority Call for Projects Process
Adopted three resolutions authorizing the submittal of three pedestrian projects through the Los Angeles County Metropolitan Transportation (LACMTA) Authority Call for Projects process, concurred with Staff prioritization of the projects and authorized the City Manager to execute three professional engineering contracts with Willdan to provide cost estimates and concept plans for an amount not to exceed \$14,915.00.
 - 1) Resolution 14-34 approving the submittal of an application for funding to construct the Tremont Pedestrian Improvement Project through the Los Angeles County Metropolitan Transit Authority's 2014 Call for Projects process.
 - 2) Resolution 14-35 approving the submittal of an application for funding to construct the Five Corners Pedestrian Project through the Los Angeles County Metropolitan Transit Authority's 2014 Call for Projects process.
 - 3) Resolution 14-36 approving the submittal of an application for funding to construct the South/East Avalon Canyon Pedestrian Project through the Los Angeles County Metropolitan Transit Authority's 2014 Call for Projects process.
8. Adopt an Ordinance Adding a Chapter to the Avalon Municipal Code Relating to Administrative Citations and Penalties and Adding Enforcement Provisions to the Avalon Municipal Code – City Attorney Scott Campbell explained the intent of the ordinance. He stated he had spoken with Judge Pete Mirich and Captain Doug Fetteroll about this ordinance and they were in favor of the law change. Motion by Oley Olsen, seconded by Joe Sampson to adopt Ordinance 1135-14 which adds a new chapter to the Avalon Municipal Code implementing a system for imposition, enforcement, collection and administrative review of administrative fines for violations

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of the Avalon Municipal Code and provides for reimbursement of attorneys' fees and costs when the City incurs such expenses in Code Enforcement matters. (All Ayes)

9. Adoption of Phase Two of the City Council Goals
Council reviewed the goals, discussed certain elements in many of them and made slight changes. They adopted Phase Two of the City Council Goals with changes noted. Motion by Oley Olsen, seconded by Cinde Cassidy. (All Ayes)
10. Accommodations Expenditure and Multi-Year Contract - USC Band
Councilmembers Cassidy and Hernandez recused themselves due to potential financial Conflict of Interests. Motion to approve the expenditure for 41 hotel rooms for two nights for the 2015 Fourth of July Extravaganza for housing the USC Band and authorize the City Manager to enter into a five year agreement for fixed pricing for this expenditure for 2016 through 2020 by Oley Olsen, seconded by Joe Sampson. (3 Ayes- Olsen, Sampson and Marshall, 2 Abstain- Cassidy and Hernandez)

ADJOURN

Mayor Marshall adjourned the regular City Council meeting at 7:20 p.m.

I, Denise Radde, City Clerk of the City of Avalon, do hereby certify that the DVD videotape of the City Council Meeting on December 2, 2014 is the official record of that Council Meeting and is on file and maintained in City Hall.

Denise A. Radde, City Clerk / Chief Administrative Officer