

**CITY OF AVALON CITY COUNCIL MEETING
TUESDAY, DECEMBER 16, 2014
ACTIONS**

CALL TO ORDER 5:05 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 and City Attorney Scott Campbell. Absent: Chief Administrative Officer/City Clerk Denise Radde.

PLEDGE OF ALLEGIANCE / INVOCATION

PRESENTATION

1. A representative of the California HERO Program gave a presentation about their program. Property owners in participating cities and counties can finance renewable energy, energy and water efficiency improvements, and electric vehicle charging infrastructure to their property through their property taxes.
2. Update was given by Southern California Edison on Phase 2 Water Rationing.

CONSENT CALENDAR

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

1. Approved actions from the December 2, 2014 City Council meeting.
2. Expenditures Submitted for Approval
 - o Warrants in the amount of \$1,176,354.56
 - o An Electric Fund Transfer in the amount of \$45,605.18
 - o Two Payrolls in the amount of \$368,930.14Approved total expenditure amount of \$1,590,889.88.
3. Authorized the Harbor Master to purchase lumber to build the new budgeted replacement fuel dock floats from Jones Lumber in the amount of \$7,695.71.

Pulled Item:

4. Mobile Device Usage and Stipend Policy
City Manager Ben Harvey explained the staff report and it's purpose. Councilmember Cassidy had an issue with the amount of money that was being authorized for this policy. After discussion Oley Olsen made the motion to adopt only the policy and have Staff come back with revised figures to approve. Cinde Cassidy seconded the motion. (All Ayes)

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GENERAL BUSINESS

5. Appointment of an Alternate Planning Commissioner
Motion to appoint Michael Ponce to serve as the Alternate Planning Commissioner for a term of two years by Anni Marshall, seconded by Joe Sampson. (All Ayes)
6. Drawing of Straws for any Appeal Pertaining to the Vons Project
This item was before the City Council once again at the written request of Mayor Marshall. Motion to renew the action of determining by lot the Conflict of Interest for an appeal on the proposed Vons project by Oley Olsen, seconded by Cinde Cassidy. (4 Ayes-Marshall, Olsen, Cassidy and Hernandez, 1 No- Sampson) Rules were determined before cards were drawn by Mayor Marshall and Councilmembers Hernandez and Cassidy. Councilmember Hernandez drew the high card, making him the third Councilmember able to vote on the Vons project appeal. The Conflict of Interest will remain in place for Mayor Marshall and Councilmember Cassidy.
7. Introduce Ordinance Amending the Time that the Regular City Council Meets on the First and Third Tuesdays of Each Month
This item died due to a lack of motion.

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. 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 there was no reportable action.

ADJOURN

Mayor Marshall adjourned the regular City Council meeting at 8:00 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 16, 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