

**CITY OF AVALON
CITY COUNCIL ACTIONS
TUESDAY, JULY 1, 2014**

CALL TO ORDER at 6:07 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

1. Newly appointed Avalon Fire Chief Mike Krug was officially introduced to the City Council and community.
2. A very detailed presentation was given by Southern California Edison on their Stage 2 Public Outreach Plan and a water update regarding the West End of the Island.
 - o Stage 2 Water Rationing will begin August 11, 2014.
 - o Open House at the school gym on July 17, 2014 –Topic: Island water system.
 - o Open Forum at the school auditorium on July 22, 2014 at 10:00 a.m. and 6:00 p.m. - Topic: Stage 2 Water Rationing.

CONSENT CALENDAR

There were six items on the Consent Calendar; Item 1, Actions, was removed. Councilmember Sampson removed Items 5 and 6 for comment. Motion to approve items 2,3, and 4 by Oley Olsen, seconded by Richard Hernandez. (All Ayes).

2. Expenditures Submitted for Approval
 - o Warrants in the amount of \$549,040.54
 - o Payroll in the amount of \$206,803.88
 - o Electric Fund Transfer in the amount of \$48,023.74

Approved total expenditure amount of \$803,868.16. Council Member Cassidy recused herself from approval of those warrants in which she has a financial interest.

3. Appointed Mayor Pro Tem Oley Olsen as the voting delegate and Mayor Anni Marshall and Councilmember Cinde Cassidy as the alternate voting delegates for the Annual League of California Cities Conference in September 2014. Adopted Resolution 14-15 designating a voting delegate and alternates for the Annual League of California Cities Conference.
4. Appointed Councilmember Cinde Cassidy to represent the City of Avalon on the Board of Directors for the Gateway Cities Council of Government.

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5. Adopted Resolution 14-16 approving the submittal of a functional classification addition for local streets and roads to the State of California Department of Transportation. Motion by Cinde Cassidy, seconded by Richard Hernandez. (All Ayes)
6. Authorized the City Manager to enter into a second amendment with Dennis Jaich dba Constructors Plus for professional services. Motion by Oley Olsen, seconded by Joe Sampson. (All Ayes)

PUBLIC HEARING

7. Fee Schedule

Mayor Marshall opened the Public meeting for comment. One comment was received asking for clarification on a certain fee. Adopted Resolution 14-17 setting fees for services, facilities, and activities of the City of Avalon for Fiscal Year 2014-2015.

8. Adopted the following resolutions:
 - A. Resolution 14-18 adopting the report of the Annual Sewer Use Fees and directing the City Clerk of the City to file said report with the Los Angeles County Auditor and request the auditor place the Fiscal Year 2014-2015 Sewer Use Fees on the Tax Roll.
 - B. Resolution 14-19 adopting the report of the Annual Saltwater Standby Charges and directing the City Clerk of the City to file said report with the Los Angeles County Auditor and request the auditor place the Fiscal Year 2014-2015 Saltwater Standby Charges on the Tax Roll.
 - C. Resolution 14-20 adopting the report of the Annual Trash Collection Service Fees and directing the City Clerk of the City to file said report with the Los Angeles County Auditor and request the auditor place the Fiscal Year 2014-2015 Trash Collection Service Fees on the Tax Roll.
 - D. Resolution 14-21 adopting the report of the Annual Grease Collection Service Fees and directing the City Clerk of the City to file said report with the Los Angeles County Auditor and request the auditor place the Fiscal Year 2014-2015 Grease Collection Service Fees on the Tax Roll.

GENERAL BUSINESS

9. Discussion Regarding Fresh Water Options for the City of Avalon and City Manager Participation in Other Initiatives on Behalf of the City

A. Directed the City Manager to continue his involvement on behalf of the City in any and all discussions and pursuits that may lead, or are related to, the potential for additional fresh water options for the City.

B. Directed the City Manager to continue his involvement on behalf of the City in any and all discussions, initiatives and proposed projects that may potentially have an impact, either positively or negatively, on the citizenry, visitor population, infrastructure, resources, environment or key stakeholder relations for the City.

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C. Obtained City Council direction such that there is no ambiguity as to the activities that the City Manager should be pursuing. Motion by Oley Olsen, seconded by Joe Sampson. (All Ayes)

10. Avalon City Council Policies Manual

Adopted Chapters 4 and 7 of the Avalon City Council Policies Manual. Motion by Oley Olsen, seconded by Joe Sampson. (All Ayes)

11. Appointment of Four Commissioners to the Planning Commission Board

Appointed Doug Lord to fill the unexpired term of Councilmember Cinde Cassidy that expires June 30, 2016. Motion by Anni Marshall, seconded by Joe Sampson. (3 Ayes-Sampson, Marshall, and Olsen, 2 Noes-Cassidy and Hernandez)

Appointed the following three to fill expired terms ending on June 30, 2018.

- Bruce Fertig- Motion by Oley Olsen, seconded by Cinde Cassidy. (All Ayes)
- Chuck Martin- Motion by Oley Olsen, seconded by Joe Sampson. (All Ayes)
- Jerry Dunn- Motion by Cinde Cassidy, seconded by Oley Olsen. (4 Ayes-Cassidy, Marshall, Olsen, and Sampson, 1 No-Hernandez)

12. Consideration of an Ordinance of the City Council of the City of Avalon Amending Avalon Municipal Code Sections 9-6.202 and 9-6.302 and Adding Chapter 19-16 to the Avalon Municipal Code Regarding Emergency Shelters.

Introduced and waived all readings of an ordinance of the City Council of the City of Avalon amending Avalon Municipal Code Sections 9-6.202 and 9-6.302 and adding Chapter 9-16 to the Avalon Municipal Code regarding Emergency Shelters. Motion by Oley Olsen, seconded by Richard Hernandez. (All Ayes)

13. Encroachment Permit for Outdoor Dining Area Outside Avocado Grill at 120 Sumner Avenue

Councilmember Cassidy recused herself due to a potential conflict of interest because of financial interest. Approved an Encroachment Permit at the Avocado Grill to allow for the placement of 3 tables and 6 chairs on the sidewalk, on the south side of Sumner Avenue, and made the finding that the criteria for approval of the encroachment permit were met.

CLOSED SESSION 8:17-8:47 p.m.

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

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Subdivision (a) of Section 54956.9

Name of Case: Tiberio Lizza v. City of Avalon, et al, LASC Case No. BS 135644

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2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (d) of Section 54956.9: 1 case, a threat of litigation regarding a personnel action.

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

Mayor Marshall adjourned the meeting at 8:50 p.m.

I, Denise Radde, City Clerk of the City of Avalon, do hereby certify that the DVD videotape of the City Council Meeting July 1, 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