

**CITY OF AVALON CITY COUNCIL  
TUESDAY, OCTOBER 20, 2015  
ACTIONS**

**CITY COUNCIL CALL TO ORDER** 6:01 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.

**PRESENTATION**

1. Proclamation presented to C.H.O.I.C.E.S. acknowledging the annual National Red Ribbon Week (October 26-30, 2015).
2. The City of Avalon's Landfill contractor, Avalon Environmental (CR&R) gave an update on items relating to contract obligations and new legislation regulations.
3. Update from Southern California Edison on Phase II Water Rationing was provided.

**WRITTEN COMMUNICATION** – City Manager Ben Harvey acknowledged a letter the City received regarding Item 7 on the agenda- Waterside Permit Application- Catalina Snorkel and Scuba Adventures.

**CONSENT CALENDAR** – There were five items on the Consent Calendar. Councilmember Cassidy pulled Item 3 for clarification. Councilmember Sampson pulled Item 4 for comment. Motion to approve Items 1, 2 and 5 by Cinde Cassidy, seconded by Oley Olsen. (All Ayes)

1. Actions  
Approved actions from the October 6, 2015 regular City Council meeting.
2. Expenditures Submitted for Approval
  - Warrants in the amount of \$2,718,515.85
  - Electric Fund Transfers in the amount of \$71,340.32
  - Two Payrolls in the amount of \$413,380.49Approved total expenditure amount of \$3,203,236.66.
5. Amended Employment Agreement for Chief Administrative Officer  
Approved the First Amended Agreement for the Chief Administrative Officer.

Pulled Items:

3. Casino Dock Temporary Fuel Trailer Purchase  
Council wanted clarification on the cost of installation. Staff advised that it would be done in-house and the cost would be minimal. Motion to approve Staff recommendation by Oley Olsen, seconded by Cinde Casidy. (All Ayes)

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- Authorized the Harbor Master to purchase a Lamar 1,000 Gallon Portable Fuel Trailer from Elsey Farm & Trailer, LLC in the amount of \$6,900.00, plus tax and shipping on the barge.
- Authorized the Harbor Master to contract with Freightquote.com in the amount of \$1,700.00 for pick up and delivery of the Lamar 1,000 Gallon Portable Fuel Trailer from Minneola, Kansas to Catalina Freight Lines in Wilmington.

4. Contract for Professional Services for Temporary Planning Assistance from Michael Baker International

After discussion and comments from the audience, consensus was to bring this item back with some cost saving options. The Planning Department will keep running as they are for now.

**PUBLIC HEARING**

6. Adoption of New FY 15/16 Miscellaneous Fee Schedule

Management Aid Jordan Monroe went over the fee amounts and justification for charging them. Mayor Marshall opened the Public Hearing to receive public comment. Comments were heard from a couple of restaurant owners. Public Hearing was closed. After some discussion Council adopted Resolution 15-43 setting new fees for services, facilities and activities of the City of Avalon for Fiscal Year 2015/2016 and extended the timeline for a fee waiver until January 31, 2016. Motion by Cinde Cassidy, seconded by Oley Olsen. (All Ayes)

**GENERAL BUSINESS**

7. Waterside Permit Application- Catalina Snorkel & Scuba Adventures

City Attorney Scott Campbell gave a summary of this item and why it was before Council. Comments were heard from the applicant and audience. Council listed many conditions for approval of this application. All conditions will be part of his permit. Motion by Oley Olsen, seconded by Cinde Cassidy. (All Ayes) Listed below are many of the main conditions.

- A. Permission to park applicant's van truck at Lover's Cove for stipulated times. (30 minutes before a tour, 45 minutes during a tour, and 30 minutes after a tour.) This
- B. Name on side of truck has to be covered when parked.
- C. A charge of \$25/day to park at Lover's Cove (Encroachment of the Public Rightaway).
- D. Encroachment Permit limited to tours emanating from Cruise ships tours only.
- E. Waterside Permit is issued for tours emanating from Cruise Ship tours only and is being issued for 14 and half months.
- F. Review of "A" above in January 2016 to make sure applicant is adhering to conditions and determine whether any adjustment to the parking hours is appropriate.
- G. Provide Harbor Master with a daily schedule each week informing him of the days and times of snorkeling tours, and number of participants in each tour when conducting business in Lover's Cove.

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- H. Discharge permit required for the Waste Water Treatment Plant.
- I. All Harbor Use Fees paid to date.  
(This is not a comprehensive list of conditions.)

**CLOSED SESSION 9:21-11:08 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 LABOR NEGOTIATIONS  
Agency designated representatives: City Manager Ben Harvey, City Attorney Scott Campbell, and Human Resource Manager Tiffany Bose  
Employee organizations:
  - 1) Avalon Municipal Employee Association (AMEA)
  - 2) Avalon Harbor Employee Association (AHEA)
  - 3) International Association of Fire Fighters Local 2295
2. LIABILITY CLAIMS  
Claimant: Island Charters Inc./Robert Kennedy  
Agency Claimed Against: City of Avalon

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

**ADJOURN**

Mayor Marshall adjourned the City Council meeting at 11:10 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 October 20, 2015 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