

**AVALON CITY COUNCIL MEETING
TUESDAY, JANUARY 16, 2024 – 5:00 PM
410 AVALON CANYON ROAD
MINUTES**

CALL TO ORDER-5:00 p.m.

ROLL CALL-Present via Teleconference and In-Person: Mayor Anni Marshall, Councilmembers Lisa Lavelle, Michael Ponce, Mary Schickling and Yesenia De La Rosa. Also present: City Manager David Maistros, City Attorney Scott Campbell and Deputy City Clerk Gabrielle Morones.

WRITTEN COMMUNICATIONS- City staff received two emails regarding the financial status of Catalina Island Health and three emails regarding the January 9, 2024 Special City Council Meeting (Presentation given by Catalina Island Health). Copies were distributed to the City Council and are on file in the City Clerk's office.

BREAK TAKEN-6:37 p.m.-6:44 p.m.

CONSENT CALENDAR-There were 7 Items on the Consent Calendar. Motion to approve Items #1-#7 made by Lisa Lavelle, seconded by Yesenia De La Rosa (All Ayes).

1. Minutes
Approved minutes from the December 12, 2023 regular City Council Meeting and January 9, 2024 Special City Council Meeting.
2. Warrants
Approved warrants in the amount of \$2,090,453.59, warrants from the Successor Agency Account totaling \$500.00, two payrolls totaling \$505,738.04, and four electronic fund transfers totaling \$213,696.75 for a total expenditure of \$2,810,388.38 for December 4, 2023 through December 31, 2023.
3. Resolutions of the City Council of the City of Avalon Appointing a Director and Alternate Director to the California Intergovernmental Risk Authority (CIRA) Board of Directors and California Transit Systems Joint Powers Authority (CalTIP)
 1. Adopted Resolution No. 24-01 of the City Council of the City of Avalon appointing a Director to the California Intergovernmental Risk Authority (CIRA) Board of Directors authorizing the City Manager to serve as the Director and Assistant City Manager to serve as the Alternate Director to the California Intergovernmental Risk Authority (CIRA) Board of Directors.
 2. Adopted Resolution No. 24-02 of the City Council of the City of Avalon appointing a Director and Alternate Director to the California Transit Systems Joint Powers Authority (CalTIP) Board of Directors authorizing the Assistant City Manager to serve as the Director and City Manager to serve as the Alternate Director.

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4. Appointment of Southern California Association of Governments Regional Conference and General Assembly Delegate
Adopted Resolution No. 24-03 appointing Mayor Ann H. Marshall as the City of Avalon voting delegate and Councilmember Michael Ponce as the alternate delegate for the Annual Southern California Association of Governments Regional Conference and General Assembly in May 2024.
5. Adopt Ordinance Amending Title 2, Chapter 2-2, Section 2-2.307 City Manager Powers and Duties of the Avalon Municipal Code
Adopted Ordinance No. 1216-24 of the City of Avalon Amending Title 2, Chapter 2-2, Section 2-2.307 City Manager Powers and Duties of the Avalon Municipal Code.
6. 2024 Waterside Permit Renewals
Authorized the Harbor Master to renew the attached list of Waterside Permits for 2024.
7. Resolution Authorizing the City Manager to Execute and File State Documents for Approved State Projects and Activities
Adopted Resolution No. 24-04 of the City Council of the City of Avalon Authorizing the City Manager to execute and file State Documents for Approved Transportation Projects and Activities.

PUBLIC HEARING

8. Appeal of Planning Commission Action No. 23-26 of PC#2854 Denying a Site Plan and a Variance at 335 Wrigley Terrace Road
1. Mayor Marshall opened the Public Hearing. 2. Received Public Comment. 3. Mayor Marshall closed the Public Hearing. 4. City Council denied the appeal and chose option c) Referred the matter back to the Planning Commission with consideration of the alternate plans presented to the City Council.
Motion to approve made by Michael Ponce, seconded by Lisa Lavelle. (All Ayes)

GENERAL BUSINESS

9. Ratification of Prior Action – State of Emergency Proclamation for January 2024 Storm Surge Damage
Adopted Resolution No. 24-05 of the City Council of the City of Avalon proclaiming existence of a Local Emergency.
Motion to approve made by Michael Ponce, seconded by Yesenia De La Rosa.
(All Ayes)
10. Waterside Project Application – Huttopia
Made the affirmative finding that conditions set forth in the Avalon Municipal Code have been met and granted a Waterside Project Application to Huttopia,

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with the following conditions: 1. All operations to load and unload passengers will take place on the Pleasure Pier floats or Cabrillo Mole floats on a space available basis, except on cruise ship days when all loading and unloading will be from the floats on the Pleasure Pier. 2. Applicant abides by the Standard List of Conditions for Waterside Permit Holders.

Motion to approve made by Michael Ponce, seconded by Lisa Lavelle. (All Ayes)

11. Waterside Project Application – Avalon Aquatic Excursions

Made the affirmative finding that conditions set forth in the Avalon Municipal Code have been met and granted the Waterside Project Application to Avalon Anglers, with the following conditions: 1. All operations to load and unload charter passengers will take place on Pleasure Pier floats except on cruise ship days when all loading and unloading will be from Jet Ski Corp end float located at the end of the Pleasure Pier. 2. Applicant abides by the Standard List of Conditions for Waterside Permit Holders.

Motion to approve made by Lisa Lavelle, seconded by Michael Ponce. (All Ayes)

12. Council Chambers Audio Visual System Upgrade

Per the City's procurement policy, authorized the City Manager, or designee, to execute an agreement with Key Code Media, Inc. to upgrade the audio visual (A/V) system within the City Hall Council Chambers for a not to exceed sum of \$125,000. This item is budgeted in the Information Systems budget account (10135-6611).

Motion to approve made by Lisa Lavelle, seconded by Mary Schickling.
(All Ayes)

13. Float 4 and 4A Repair and Refurbishment

Authorized the City Manager to enter into an agreement with Catalina Boatyard Inc. for repair and refurbishment of Cabrillo Mole Floats 4, 4A for a total contract price of \$97,312.

Motion to approve made by Lisa Lavelle, seconded by Yesenia De La Rosa.
(All Ayes)

14. Harbor Patrol Boat Volvo D3 Engine Replacement

Authorized the City Manager to approve an expenditure for purchase of two new Volvo D3-200A Engine package systems for Patrol Boat 1 and 4.

Motion to approve made by Michael Ponce, seconded by Lisa Lavelle. (All Ayes)

CLOSED SESSION-7:14 p.m.-8:05 p.m.

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

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1. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of section (d) of Section 54956.9: One case

A copy of the correspondence threatening litigation is available for review at City Hall upon request pursuant to Section 54957.5.

2. REAL PROPERTY NEGOTIATION

Properties: APN #7480018909 and 7480051004

Agency Negotiator: City Manager

Negotiating Parties: Catalina Island Company

Under Negotiation: Price and Terms

Following Closed Session the Mayor announced there was no reportable action.

Mayor Marshall adjourned the meeting at 8:05 p.m.

I, Gabrielle Morones, Deputy City Clerk, do hereby certify that the DVD videotape of the Regular City Council Meeting on January 16, 2024, is the official record of the Council Meeting and is on file and maintained in City Hall.



Gabrielle Morones, Deputy City Clerk