

**AVALON CITY COUNCIL MEETING WHICH ALSO INCLUDED  
A MEETING OF THE CITY COUNCIL ACTING AS  
THE HOUSING AUTHORITY  
TUESDAY, MAY 16, 2023  
THIS VIRTUAL MEETING IS HELD PURSUANT TO AB 361  
MINUTES**

Due to social distancing recommendations from the Center for Disease Control and State of California Division of Occupational Safety and Health (Cal/OSHA) and the County of Los Angeles, and pursuant to findings made under AB 361, the CITY OF AVALON'S CITY COUNCIL SHALL GENERALLY BE AVAILABLE TO THE PUBLIC REMOTELY. *The general public may attend the meeting in the Council Chambers however must adhere to social distancing requirements.* The public is encouraged to watch and participate from the safety of their homes while practicing social distancing.

Council Chambers are open to a maximum 30 members of the general public. Once the Council Chambers reach maximum occupancy, the general public may participate in Oral Communication and address the City Council on an agenda item in person by waiting in the City Hall Court Yard and entering the Chambers one at a time at the appropriate time. No one will be admitted into the Council Chambers who is ill or exhibiting symptoms of COVID-19. Additionally, the general public may participate in Oral Communication and address the City Council on an agenda items by providing comments via Zoom or by sending comments to [ask@cityofavalon.com](mailto:ask@cityofavalon.com).

**CALL TO ORDER** – 5:00 p.m.

**ROLL CALL** – Present via Teleconference and In-Person: Mayor Anni Marshall, Councilmembers Lisa Lavelle, Michael Ponce and Mary Schickling. Also present: City Manager David Maistros, City Attorney Melissa Croswaith and Management Analyst Devin Hart. Councilmember Yesenia De La Rosa absent.

**WRITTEN COMMUNICATIONS** – None.

**PRESENTATIONS:**

1. Finance Director Matthew Baker discussed the Capital Improvement Program and Capital Budget for Fiscal Year 2023-2024.

**CONSENT CALENDAR** – There were eight (8) items on the consent calendar. Motion to approve Items #1-#8 made by Michael Ponce, seconded by Mary Schickling. (4 Ayes – Marshall, Lavelle, Ponce and Schickling. 1 Absent – De La Rosa).

1. Minutes  
Approved minutes from the April 18, 2023 Special City Council Meeting, April 18, 2023 regular City Council Meeting, April 20, 2023 Special City Council Meeting, and May 2, 2023 regular City Council Meeting.

**HOUSING AUTHORITY/CITY COUNCIL MINUTES  
MAY 16, 2023  
PAGE 2**

2. Warrants  
Approved total expenditures for April 24, 2023 through May 5, 2023 totaling \$1,243,189.67.
3. Findings to Continue to Hold Remote Teleconference/Virtual City Council Meetings Pursuant to Assembly Bill 361  
Reconsidered the circumstances of COVID-19 state of emergency proclaimed by the Governor and COVID-19's continued impact and determine that state or local officials have imposed or recommended measures to promote social distancing in connection with COVID-19, and as such, continued to utilize the protections of Assembly Bill 361 will protect the health and safety of attendees.
4. Fiscal Year 2022-2023 Third Quarter Treasurer's Report  
Adopted Resolution No. SA 23-09 A Resolution of the City Council of the City of Avalon/Successor Agency to the Avalon Community Improvement Agency Adopting the Treasurer's Investment Report for Fiscal Year 2022/2023 Third Quarter.
5. Harbor Patrol Boat Volvo D4 Engine Replacement  
Authorized the City Manager to approve an expenditure for purchase of a new Volvo D4-230 HP Engine package for Patrol Boat 7.
6. Award Professional Audit Services Contract  
Authorized the City Manager to execute a professional services agreement with DavisFarr LLP for professional auditing services for the fiscal year ending June 30, 2023, with the option of extending for the two (2) subsequent fiscal years.
7. COVID-19 Prevention Program Policy  
Adopted the COVID-19 Prevention Program Policy.
8. Social Media Use and Public Outreach Policy Update  
Adopted updates to the City Social Media Use and Public Outreach Policy.

**GENERAL BUSINESS**

9. Consideration of Transportation Permit – Chad McIntyre, dba Chad's Taxi Service  
Discussed the application from Chad McIntyre, dba Chad's Taxi Service, and continued the item to a future meeting after the applicant provides more information regarding potential business operations.
10. Approval of Additional One-Time \$85 Commuter Book Subsidy for the Month of June 2023  
Approved a one-time \$85 additional commuter book subsidy (for a total subsidy of \$170 per book) for the month of June 2023. Motion to approve by Michael Ponce, seconded by Lisa Lavelle. (4 Ayes – Marshall, Lavelle, Ponce and Schickling. 1 Absent – De La Rosa).

**HOUSING AUTHORITY/CITY COUNCIL MINUTES  
MAY 16, 2023  
PAGE 3**

**CLOSED SESSION** – 6:29 p.m. to 7:03 p.m.

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

**\*\*Items taken out of order\*\***

**3. PUBLIC EMPLOYEE PERFORMANCE EVALUATION**  
Title: City Manager

**1. REAL PROPERTY NEGOTIATIONS**

Property: Public Right of Way – Tremont Street (102 sq. ft.)  
Agency Negotiator: City of Avalon City Council  
Negotiating Parties: City Manager and Cory Hoyt  
Under Negotiation: Price and Terms of Payment

**\*\* The following Closed Session Item was the City Council acting as the Housing Authority\*\***

**2. CONFERENCE WITH LEGAL COUNSEL - REAL PROPERTY NEGOTIATIONS**  
Property: 128 Marilla Avenue  
Agency Negotiator: City Manager  
Negotiating Parties: City Manager and Captains Foundation  
Under Negotiation: Price and Terms of Payment

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

Mayor Marshall adjourned the meeting at 7:11 p.m.

I, Devin Hart, Management Analyst, do hereby certify that the DVD videotape of the City Council Meeting on May 16, 2023, is the official record of the Council Meeting and is on file and maintained in City Hall.



---

Devin Hart, Management Analyst