



# CITY OF LONG BEACH

# C-8

DEPARTMENT OF CITY CLERK

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October 2, 2007

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

## RECOMMENDATION:

Approve the City Council minutes for the meetings of Tuesday, September 11, 2007 and September 18, 2007.

## DISCUSSION

The Legistar minutes of the City Council meetings held on Tuesday, September 11, 2007 and September 18, 2007 are attached for review and approval.

Should any district offices have questions regarding the minutes we submit each week, we respectfully request that you contact the City Clerk Department prior to 12:00 p.m. on the day of the City Council meeting. With notice prior to the meeting, City Clerk staff can attempt to resolve any questions that you may have before the start of the regular meeting.

In cases where questions cannot be resolved before the 5:00 p.m. meeting start time, we will request a motion and a second that the minutes be held over for approval to the following week.

## TIMING CONSIDERATIONS

None.

## FISCAL IMPACT

None.

## SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

LARRY G. HERRERA  
CITY CLERK

Prepared by: Nancy Muth

LGH:nem  
Attachments

Bonnie Lowenthal, Vice Mayor, 1st District  
Suja Lowenthal, 2nd District  
Gary DeLong, 3rd District  
Patrick O'Donnell, 4th District



Gerrie Schipske, 5th District  
Dee Andrews, 6th District  
Tonia Reyes Uranga, 7th District  
Rae Gabelich, 8th District  
Val Lerch, 9th District

Anthony W. Batts, City Manager  
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Robert E. Shannon, City Attorney

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## FINISHED AGENDA & DRAFT MINUTES

### ROLL CALL (5:15 PM)

**Councilmembers** B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske,  
**Present:** Andrews, Reyes Uranga, Gabelich and Lerch

Also present: Anthony W. Batts, City Manager; Christine Shippey, Assistant City Manager; Robert Shannon, City Attorney; Heather Mahood, Chief Assistant City Attorney; Laura Doud, City Auditor; Larry Herrera, City Clerk; Nancy Muth, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Gerrie Schipske, Councilwoman, Fifth District.

Pet adoption: Julie Pruitt, spcaLA, presented a canine.

Mayor Foster announced that Agenda Item No. 1 would be considered at 6:00 p.m.

### CONTINUED HEARINGS (5:19 PM)

Agenda Item No. 1 was considered following Agenda Item No. 22 and prior to Agenda Item No. 18.

1. 07-0652 Recommendation to receive supporting documentation into the record, conclude the hearing and grant the Permit, with or without conditions, or deny the Permit on the application of The Gaslamp LLC, dba Gaslamp Restaurant and Bar, 6251 E. Pacific Coast Highway, for a Permit for Entertainment With Dancing by Patrons at an existing restaurant. (District 3)

Distributed at the meeting or prior to: Correspondence received via e-mail received prior to 11:00 A.M. and after 11:00 A.M. on September 11, 2007; and a list of Supplemental Conditions from Cristyl Meyers.

Alicia Shelton, applicant, spoke and submitted a PowerPoint presentation entitled, The Gaslamp Restaurant & Bar, Neighborhood Meetings 2007, and a packet of e-mail correspondence.

Jennifer McDonald, applicant, spoke.

Harvey Cochran spoke in support.

Michael Cho, Attorney for Gaslamp, spoke regarding proposed conditions.

Pat Towner spoke in support.

Allison Gertz spoke in support.

Gerrie Carter spoke in support.

Alexandra Traver spoke in support.

Claudette Powers spoke in support,

Travis Goertz spoke in support.

Ray Kaiser spoke in opposition and submitted correspondence and photographs.

Bob Clark spoke in opposition.

Ralph Chamberlain spoke in opposition.

Councilmember DeLong spoke.

Motion: Approve recommendation to grant a one-year temporary permit with conditions and the additional Supplemental Conditions prepared by the City Attorney.

Moved by DeLong, seconded by Lerch.

Councilmember Reyes Uranga spoke.

Cristyl Meyers, Deputy City Attorney, spoke regarding recent meeting with applicants.

Councilmember Reyes Uranga spoke.

Councilwoman Gabelich spoke.

Councilmember DeLong spoke.

Councilwoman Gabelich spoke.

Councilmember DeLong spoke.

Councilmember Lerch spoke.

Robert Shannon, City Attorney, spoke.

Councilmember S. Lowenthal spoke.

Councilmember Reyes Uranga spoke.

Councilmember S. Lowenthal spoke.

Alicia Shelton, applicant, spoke.

Michael Cho, Attorney for Gaslamp, spoke.

Councilmember DeLong spoke.

**A substitute motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Gabelich, to approve recommendation to grant a one-year temporary permit with conditions and the additional Supplemental Conditions prepared by the City Attorney, with the gross food sales ratio maintained at 51% of the total gross food and alcohol sales. The motion carried by the following vote:**

**Yes:** 5 - O'Donnell, Schipske, Andrews, Reyes Uranga and Gabelich

**Noes:** 4 - B. Lowenthal, S. Lowenthal, DeLong and Lerch

Agenda Item Nos. 2, 3, Public Comment, Consent Calendar Item Nos. 4-12, and Agenda Item No. 22 were considered at this time and in this order.

2. 07-0899 Recommendation to receive supporting documentation into the record, conclude the hearing and grant the Permit, with or without conditions, or deny the Permit on the application of Arthur and Janet Johnston, dba Cloud 9 Sports Bar, 1740 E. Artesia Boulevard, for a Permit for Entertainment Without Dancing by Patrons at an existing bar/tavern/lounge. (District 9)

Councilmember Lerch spoke.

**A motion was made by Councilmember Lerch, seconded by Councilwoman Gabelich, to approve recommendation to deny the Permit for Cloud 9 Sports Bar due to the applicant/owner's failure to complete the necessary requirements for a permit. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**HEARING (5:21 PM)**

3. 07-1030 Recommendation to receive supporting documentation into the record, approve the Assessment Report, conclude the hearing, authorize City Manager to execute an agreement with the Fourth Street Business Improvement Association for a one-year term, and declare the Ordinance approving the Fourth Street Parking and Business Improvement Area program and implementing the assessment for the period of October 1, 2007 through September 30, 2008 read the first time and laid over to the next regular meeting of the City Council for final reading. (District 2)

Councilmember S. Lowenthal spoke.

Harvey Cochran spoke.

Castin Kansteiner spoke.

E. Thor Carlson spoke.

Steve Morris spoke.

**A motion was made by Councilmember S. Lowenthal, seconded by Councilmember Reyes Uranga, to approve recommendation and declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - Andrews

**PUBLIC COMMENT (5:30 PM)**

Betty-Jean Thompson spoke regarding the D.A.R.E. Program.

Jill Hill spoke regarding a new organization, the Wrigley Area Neighborhood Alliance.

Dave San Jose spoke regarding saving money for the City.

Harvey Cochran spoke regarding a variety of issues.

Claudette Powers spoke regarding Pinwheels for Peace.

Tony Esparza spoke regarding the budget.

### **CONSENT CALENDAR (5:46 PM)**

Passed The Consent Calendar

**A motion was made by Councilmember O'Donnell, seconded by Councilmember S. Lowenthal, to approve Consent Calendar Items 4-12. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

4. 07-1046 Recommendation to receive and file a report on travel to Sacramento, CA, for League of California Cities annual conference on September 5 - 7, 2007.
- A motion was made to approve recommendation on the Consent Calendar.**
5. 07-1038 Recommendation to authorize City Attorney to submit Stipulations with Requests for Awards for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$125,617.50, and a separate authority to pay life pension of \$46.36 at the conclusion of permanent disability payments for the claim of Hugh Savaya in compliance with the Appeals Board Order.
- A motion was made to approve recommendation on the Consent Calendar.**
6. 07-1039 Recommendation to authorize City Attorney to pay the sum of \$32,500 in full settlement of lawsuit entitled Ouk vs. City of Long Beach.
- A motion was made to approve recommendation on the Consent Calendar.**
7. 07-1040 Recommendation to adopt minute order to grant an application from Joyce Hole for a widow's pension.
- A motion was made to approve recommendation on the Consent Calendar.**
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8. 07-1042 Recommendation to approve the City Council and the Budget Workshop minutes for the meetings of Tuesday, September 4, 2007.  
**A motion was made to approve recommendation on the Consent Calendar.**
9. 07-1043 Recommendation to refer to City Attorney damage claims received between August 30, 2007 and September 6, 2007.  
**A motion was made to approve recommendation on the Consent Calendar.**
10. 07-1031 Recommendation to find that all requirements of the final subdivision map have been satisfied and approve the map for Tract No. 53313 located north of Second Street and west of Euclid Avenue. (District 3)  
**A motion was made to approve recommendation on the Consent Calendar.**
11. 07-1032 Recommendation to authorize City Manager to execute a quitclaim deed for a general utility easement reservation existing over 6990 Gale Avenue. (District 9)  
**A motion was made to approve recommendation on the Consent Calendar.**
12. 07-1033 Recommendation to authorize City Manager to enter into a five-year cooperative agreement (D06-049) with multiple agencies for participation in the Southern California Stormwater Monitoring Coalition and execute any subsequent amendments to the agreement. (Citywide)  
**A motion was made to approve recommendation on the Consent Calendar.**

Agenda Item No. 22 was considered at this time.

**UNFINISHED BUSINESS (10:43 PM)**

Agenda Item Nos. 13-17 were considered following the Budget Hearing and prior to Agenda Item No. 19.

13. 07-1004 Recommendation to receive and file the application of Victor Modesto Garcia, dba Los Pleves, for an original Alcoholic Beverage Control License, at 2534 E. South Street, with conditions. (District 8)  
NOTE: On September 13, 2007, the Police Department advised that the Department of Alcoholic Beverage Control's time restraints required that the item return to City Council on the September 18, 2007 agenda rather

than the October 2, 2007, if the Councilmember wished to request conditions.

**A motion was made by Councilwoman Gabelich, seconded by Vice Mayor B. Lowenthal, to laid over to the meeting of October 2, 2007. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

14. 07-1007

Recommendation to authorize City Manager to execute all necessary documents with the Federal Aviation Administration (FAA) to increase the existing Passenger Facility Charge (PFC) from \$3.00 to \$4.50 per enplaned passenger, and to accept, implement, administer, collect and expend the new PFC for the design of the terminal improvements with "impose and use authority" and for construction of the terminal improvements with "impose only authority"; and increase appropriation in the amount of \$3,900,000 in the Airport Enterprise Fund (EF320) and the Department of Public Works (PW). (District 5)

Harvey Cochran spoke.

Councilwoman Gabelich spoke.

Vice Mayor B. Lowenthal spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

**A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

#### REGULAR AGENDA (5:47 PM)

15. 07-1047

Recommendation to approve agreement with Patrick H. West; and adopt resolution amending Section 2 of Salary Resolution No. RES-07-0074, regarding City Manager Salary.

Mayor Foster spoke.

Harvey Cochran spoke.

Councilmember Reyes Uranga spoke.



**A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation and adopt Resolution No. RES-07-0120. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Gabelich and Lerch

**Noes:** 1 - Reyes Uranga

**Enactment No:** RES-07-0120

16. 07-0993

Recommendation to request City Attorney to prepare an amendment to Long Beach Municipal Code Section 2.84.010 relative to authority of city purchasing agent and others to contract, reducing the authorization amount to \$50,000; and

Request City Manager to provide a monthly report to the City Council of contracts approved that are \$50,000 or greater cumulative in a fiscal year, including in the report the department and program the contract serves.

Distributed at the meeting: An example of a contract activity report from the South Coast Quality Management District.

Councilwoman Gabelich spoke.

Councilmember Reyes Uranga spoke.

Harvey Cochran spoke.

Councilwoman Gabelich spoke.

**A motion was made by Councilwoman Gabelich, seconded by Councilmember Reyes Uranga, to approve recommendation. The motion failed by the following vote:**

**Yes:** 3 - Schipske, Reyes Uranga and Gabelich

**Noes:** 6 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Andrews and Lerch

17. 07-1065

Recommendation to request City Manager to establish a policy to inform the City Council whenever salary increases are proposed that exceed the cost of living rate for that particular year, and to provide documentation that sufficient funds are available to fund such increases.

Councilwoman Schipske spoke.

Councilmember S. Lowenthal spoke.

Councilwoman Gabelich spoke.

Councilmember Reyes Uranga spoke.

Councilmember DeLong spoke.

Suzanne Mason, Director of Human Resources, spoke and submitted a Five-Year Wage Adjustment Summary FY 03 - FY 07.

Councilmember Reyes Uranga spoke.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

David White spoke on behalf of the Long Beach Managers Association and submitted a chart entitled, "\$100,000 Club".

**A motion was made by Councilmember S. Lowenthal, seconded by Councilmember DeLong, to refer to the Budget Oversight Committee to consider this issue with current items in committee and return to City Council by October 9, 2007. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Agenda Item No. 18 was considered following Agenda Item No. 1 and prior to the Budget Hearing Agenda Item Nos. 26 - 26.16.

18. 07-1034

Recommendation to adopt resolution approving the Annual Assessment Report for October 1, 2007 to September 30, 2008, for the Long Beach Tourism Business Improvement Area, declaring its intention to levy the annual assessment and setting the date of hearing for Tuesday, October 9, 2007, at 5:00 p.m.; and approve an appropriations increase of \$800,000 in the FY 07 Parking and Business Area Improvement Fund (SR 132) in the Department of Community Development (CD). (Districts 1,2,4,5)

Steve Goodling, President and CEO, Long Beach Area Convention and Visitors Bureau, spoke.

**A motion was made by Councilmember O'Donnell, seconded by Councilwoman Gabelich, to approve recommendation and adopt Resolution No. RES-07-0115. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Enactment No:** RES-07-0115

Agenda Item Nos. 19-21 were considered at this time, following Agenda Item No. 17 and prior to Agenda Item No. 23.

**19. 07-1035** Recommendation to adopt resolution authorizing the issuance of Tax and Revenue Anticipation Notes in an amount not to exceed \$58 million; and authorize City Manager to execute all necessary documents. (Citywide)

**A motion was made by Councilwoman Gabelich, seconded by Councilmember Reyes Uranga, to approve recommendation and adopt Resolution No. RES-07-0121. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, DeLong, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - O'Donnell

**Enactment No:** RES-07-0121

**20. 07-1036** Recommendation to approve the Fiscal Year 2007 fourth quarter departmental and fund budget appropriation adjustments in accordance with existing City Council policy. (Citywide)

**A motion was made by Vice Mayor B. Lowenthal, seconded by Councilmember DeLong, to approve recommendation. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, DeLong, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - O'Donnell

**21. 07-1037** Recommendation to authorize City Manager to enter into and execute various Natural Gas Delivery Agreements with sellers of locally-produced natural gas, in an estimated annual amount of \$6 million, for a term of five years. (Citywide)

**A motion was made by Vice Mayor B. Lowenthal, seconded by Councilmember Lerch, to approve recommendation. The motion carried by the following vote:**

**Yes:** 7 - B. Lowenthal, S. Lowenthal, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - DeLong and O'Donnell

Agenda Item No. 22 was considered following the Consent Calendar and prior to Agenda Item No. 1.

22. 07-1044 Recommendation to receive and file presentation by Water Department regarding water supply update. (Citywide)

Frank Clark, President, Water Commission, spoke.

Kevin Wattier, General Manager, Water Department, spoke.

Mayor Foster spoke.

Councilmember S. Lowenthal spoke.

Kevin Wattier, General Manager, Water Department, spoke.

**A motion was made by Councilmember Reyes Uranga, seconded by Vice Mayor B. Lowenthal, to approve recommendation. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Agenda Item Nos. 23-25 were considered following Agenda Item No. 21 and prior to Councilmember announcements.

### **ORDINANCES (11:28 PM)**

23. 07-1011 Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Section 16.52.2180 relating to the nomination of the Espey/Lochridge house located at 302 Orizaba Avenue as an Historic Landmark; and adopting in Sections 2 and 3 hereof uncodified findings and determinations relating to said landmark, read and adopted as read. (District 2)

**A motion was made by Councilmember S. Lowenthal, seconded by Vice Mayor B. Lowenthal, to approve recommendation and adopt Ordinance No. ORD-07-0040. The motion carried by the following vote:**

**Yes:** 7 - B. Lowenthal, S. Lowenthal, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - DeLong and O'Donnell

**Enactment No:** ORD-07-0040

24. 07-1010 Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 15.75 implementing AB 2987, related

to video franchise fees, customer service and other video-related matters within the City of Long Beach, read and adopted as read. (Citywide)

**A motion was made by Vice Mayor B. Lowenthal, seconded by Councilwoman Schipske, to approve recommendation and adopt Ordinance No. ORD-07-0041. The motion carried by the following vote:**

**Yes:** 7 - B. Lowenthal, S. Lowenthal, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - DeLong and O'Donnell

**Enactment No:** ORD-07-0041

**25. 07-1013**

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsection 10.40.010(B) relating to the parking of commercial vehicles in residential zones, read and adopted as read. (Citywide)

**A motion was made by Councilwoman Schipske, seconded by Vice Mayor B. Lowenthal, to approve recommendation and adopt Ordinance No. ORD-07-0042. The motion carried by the following vote:**

**Yes:** 7 - B. Lowenthal, S. Lowenthal, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - DeLong and O'Donnell

**Enactment No:** ORD-07-0042

The Budget Hearing was considered following Agenda Item No. 18 and prior to Agenda Item No. 13.

**BUDGET HEARING (7:20 PM)**

Mayor Foster spoke to clarify the Mayor's recommendations.

Harvey Cochran spoke.

Tony Esparza spoke.

Dave San Jose spoke.

Gerilyn Tatum spoke.

Tom Stoddard spoke.

Richard Orosco spoke.

Robert LaMond spoke.

- 26. 07-1048** Recommendation to receive supporting documentation into the record, conclude the public hearing, and take the actions necessary to adopt the Fiscal Year 2008 budget. (Citywide)

Mike Killebrew, Director, Financial Management, spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

Tony Esparza spoke.

Councilwoman Gabelich spoke.

Vice Mayor B. Lowenthal spoke.

Councilwoman Gabelich spoke.

**A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation for Agenda Item Nos. 26, 26.2, 26.3, 26.4, 26.5, 26.6, 26.7, 26.8 and 26.10. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

- 26. 07-1049** Recommendation to adopt resolution approving the FY 08 budget for the Long Beach Harbor Department as adopted by the Board of Harbor Commissioners on July 23, 2007.

**1**

Mayor Foster spoke.

Motion: Approve recommendation to amend the Harbor Department budget to include a reduction of \$698,501 and request Harbor Commissioners to use funds to only pay for the full cost of five (5) additional police officers in the Port security unit.

Moved by B. Lowenthal, seconded by Reyes Uranga.

Councilmember Reyes Uranga spoke.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Councilmember S. Lowenthal spoke.

Mr. Ruben, Harbor Department, spoke.

Councilmember O'Donnell spoke.

**A substitute motion was made by Councilmember O'Donnell, seconded by Councilwoman Gabelich, to amend the Harbor Department budget to include a reduction of \$698,501 and request Harbor Commissioners to use funds to only pay for the full cost of five (5) additional police officers in the Port security unit; and a second reduction of \$560,105 and request the Harbor Commission to use funds to pay only for the site and review, and architectural design of Fire Stations 15 and 20, for a total of \$1,258,606; and adopt Resolution No. RES-07-0119.**

**The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Enactment No:** RES-07-0119

26. 07-1050

2

Recommendation to adopt resolution establishing a master fee and charges schedule for specified city services for the Departments of City Clerk, City Prosecutor, Community Development, Financial Management, Gas and Oil, Health and Human Services, Library Services, Parks, Recreation and Marine, Planning and Building, Police, and Public Works.

For discussion, view video of Agenda Item No. 26.

**A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation for Agenda Item Nos. 26, 26.2, 26.3, 26.4, 26.5, 26.6, 26.7, 26.8 and 26.10; and adopt Resolution No. RES-07-0116 (for 26.2). The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Enactment No:** RES-07-0116

26. 07-1051  
3

Recommendation to approve the FY 08 One-Year Capital Improvement Program.

For discussion, view video of Agenda Item No. 26.

**A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation for Agenda Item Nos. 26, 26.2, 26.3, 26.4, 26.5, 26.6, 26.7, 26.8 and 26.10. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

26. 07-1052  
4

Recommendation to adopt a motion approving the budgets for the Redevelopment Agency's Project Area Committees in the amounts of \$50,000 for Central Long Beach, \$80,000 for West Long Beach Industrial, and \$43,260 for North Long Beach.

For discussion, view video of Agenda Item No. 26.

**A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation for Agenda Item Nos. 26, 26.2, 26.3, 26.4, 26.5, 26.6, 26.7, 26.8 and 26.10. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

26. 07-1053  
5

Recommendation to adopt a motion approving the budget for the Long Beach Housing Development Company in the amount of \$23,900,000, which is included in the budget of the Department of Community Development.

For discussion, view video of Agenda Item No. 26.

**A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation for Agenda Item Nos. 26, 26.2, 26.3, 26.4, 26.5, 26.6, 26.7, 26.8 and 26.10. The motion carried by the following vote:**



**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

26. 07-1054  
6

Recommendation to adopt a motion approving the transfer of \$15,399,535 from the Harbor Revenue Fund to the Tidelands Operating Fund.

For discussion, view video of Agenda Item No. 26.

**A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation for Agenda Item Nos. 26, 26.2, 26.3, 26.4, 26.5, 26.6, 26.7, 26.8 and 26.10. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

26. 07-1055  
7

Recommendation to adopt resolution adopting an appropriations limit (Gann) for FY 08 pursuant to Article XIII(B) of the California Constitution.

For discussion, view video of Agenda Item No. 26.

**A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation for Agenda Item Nos. 26, 26.2, 26.3, 26.4, 26.5, 26.6, 26.7, 26.8 and 26.10; and adopt Resolution No. RES-07-0117 (for 26.7). The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Enactment No:** RES-07-0117

26. 07-1056  
8

Recommendation to declare an emergency to exist.

For discussion, view video of Agenda Item No. 26.

**A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation for Agenda Item Nos. 26, 26.2, 26.3, 26.4, 26.5, 26.6, 26.7, 26.8 and 26.10. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

26. 07-1057  
9

Recommendation to declare ordinance approving the resolution establishing the rates and charges for water and sewer service to all customers, as adopted by the Board of Water Commissioners on June 21, 2007, as an Emergency Ordinance, read and adopted as read

and laid over to the next regular meeting of the City Council for final reading.

**A motion was made by Councilmember DeLong, seconded by Vice Mayor B. Lowenthal, to declare Emergency Ordinance No. ORD-07-0038 read and adopted as read and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Enactment No:** ORD-07-0038

**26. 07-1058  
10**

Recommendation to adopt resolution approving the FY 08 budget of the Long Beach Water Department as adopted by the Board of Water Commissioners on June 21, 2007.

For discussion, view video of Agenda Item No. 26.

**A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation for Agenda Item Nos. 26, 26.2, 26.3, 26.4, 26.5, 26.6, 26.7, 26.8 and 26.10; and adopt Resolution No. RES-07-0118 (for 26.10). The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Enactment No:** RES-07-0118

**26. 07-1059  
11**

Recommendation to adopt the Mayor's proposed funding recommendations, as amended, to the FY 08 Proposed Budget.

For discussion, view video of Agenda Item No. 26.12.

Motion: Approve recommendation, with the inclusion of Mayor's recommendations adopted by the Budget Oversight Committee and clarified by the Mayor for 26.11 and 26.12.

Moved by DeLong, seconded by S. Lowenthal.

**An amended motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to adopt the Mayor's proposed funding recommendations as amended, which is a decrease to one academy and including the SSO's ten positions - Agenda Item Nos. 26.11, 26.12 and 27. The motion carried by the following vote:**

**Yes:** 6 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Andrews and Lerch

**Noes:** 3 - Schipske, Reyes Uranga and Gabelich

26. 07-1060  
12

Recommendation to adopt the Budget Oversight Committee's proposed funding recommendations, as amended, to the FY 08 Proposed Budget.

Mayor Foster spoke, indicating that Agenda Item Nos. 27, 28 and 29 would be included with this item.

Motion: Approve recommendation, with the inclusion of Mayor's recommendations adopted by the Budget Oversight Committee and clarified by the Mayor for 26.11 and 26.12.

Moved by DeLong, seconded by S. Lowenthal.

Councilmember Reyes Uranga spoke.

Mayor Foster clarified some issues regarding Civil Service and Human Resources.

Councilmember Reyes Uranga spoke.

Robert Shannon, City Attorney, spoke.

Councilmember DeLong spoke.

Councilmember Reyes Uranga spoke.

Mike Killebrew, Director, Financial Management, spoke in clarification of the Budget Oversight Committee changes.

Motion: That Agenda Item Nos. 28 and 29, relating to Agenda Item No. 26.12, be laid over to the September 18, 2007 meeting.

Moved by Reyes Uranga, seconded by Gabelich.

Vote: That Agenda Item Nos. 28 and 29, relating to Agenda Item No. 26.12, be laid over to the September 18, 2007 meeting. (Carried 5-4)

Yes: Schipske, Andrews, Reyes Uranga, Gabelich, and Lerch.

No: B. Lowenthal, S. Lowenthal, DeLong, O'Donnell.

Councilwoman Gabelich spoke.

Councilmember Lerch spoke.

Councilwoman Schipske spoke.

Mayor Foster spoke.

Councilwoman Schipske spoke.

Mayor Foster spoke.

Anthony Batts, City Manager/Police Chief, spoke.

Vice Mayor B. Lowenthal spoke.

Anthony Batts, City Manager/Police Chief, spoke.

Councilmember Reyes Uranga spoke, suggesting the same offer to Civil Service and Human Resources - 60 days to come back with identification of duplication of efforts and proposed cuts to budgets.

Councilman Andrews spoke.

Councilmember DeLong spoke.

Councilmember O'Donnell spoke.

Motion: Motion to call for the question on Agenda Item Nos. 26.11 and 26.12.

Moved by O'Donnell, seconded by S. Lowenthal.

Harvey Cochran spoke.

Vote: Motion to call for the question on Agenda Item Nos. 26.11 and 26.12.(Carried 6-3)

Yes: B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Andrews, and Lerch.

No: Schipske, Reyes Uranga, Gabelich.

Tony Esparza spoke.

Tom McFarland spoke.

**An amended motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to adopt the Mayor's proposed funding recommendations as amended, which is a decrease to one academy and including the SSO's ten positions - Agenda Item Nos. 26.11 , 26.12 and 27. The motion carried by the following vote:**

**Yes:** 6 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Andrews and Lerch

**Noes:** 3 - Schipske, Reyes Uranga and Gabelich

Agenda Item No. 26.13 was considered following Agenda Item Nos. 26, 26.2-26.8 and 26.10, and prior to Agenda Item No. 26.1.

**26. 07-1061** Recommendation to endorse the updated Financial Strategic Plan.  
**13**

**A motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Gabelich, to approve recommendation to acknowledge updated Financial Strategic Plan. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**26. 07-1062** Recommendation to adopt a motion amending the proposed budget.  
**14**

Councilmember O'Donnell spoke.

Mayor Foster spoke.

Alex Cherin, Assistant City Auditor, spoke.

Phil Hester, Director of Parks, Recreation and Marine, spoke.

Councilmember Reyes Uranga spoke.

Alex Cherin, Assistant City Auditor, spoke.

Councilman Andrews spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Councilmember Lerch spoke.

Councilmember DeLong spoke.

Councilmember S. Lowenthal spoke.

Vice Mayor B. Lowenthal spoke.

Councilwoman Gabelich spoke.

Councilman Andrews spoke.

Councilmember DeLong spoke.

Councilmember O'Donnell spoke.

Christine Shippey, Assistant City Manager, spoke.

Councilmember Reyes Uranga spoke.

Sean Bosley spoke regarding streetlights.

Vice Mayor B. Lowenthal spoke.

Mike Killebrew, Director of Financial Management, spoke.

Councilmember Lerch spoke.

**A motion was made by Councilmember O'Donnell, seconded by Councilmember Reyes Uranga, to reduce by \$133,000 the California State Long Beach street light program to fund a first quarter of the extended day-care, Halloween, Easter, and Snow Day events. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Noes:** 1 - DeLong

Councilwoman Schipske spoke.

Thomas Reeves, City Prosecutor, spoke.

Robert Luna, Acting Police Chief, spoke.

**A motion was made by Councilmember Lerch, seconded by Councilwoman Gabelich, that the \$75,000 in general surplus be used to fund an additional year of staffing at Davenport Park. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**A motion was made by Councilmember Lerch, seconded by Councilmember S. Lowenthal, to approve the amended budget. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

At 10:19 P.M., Mayor Foster declared a recess.

At 10:25 P.M., the meeting reconvened.

26. 07-1063  
15

Recommendation to declare an emergency to exist.

**A motion was made by Councilmember O'Donnell, seconded by Vice Mayor B. Lowenthal, to approve recommendation. The motion carried by the following vote:**

**Yes:** 7 - B. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - S. Lowenthal and DeLong

26. 07-1064  
16

Recommendation to declare the Appropriations Ordinance for FY 08, creating and establishing the funds of the Municipal Government; and appropriating money to and authorizing expenditures from said funds and for said fiscal year as an Emergency Ordinance, read and adopted as read and laid over to the next regular meeting of the City Council for final reading.

Councilwoman Gabelich spoke.

**A motion was made by Councilmember O'Donnell, seconded by Vice Mayor B. Lowenthal, to declare Emergency Ordinance No. ORD-07-0039 read and adopted as read and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:**

**Yes:** 9 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Enactment No:** ORD-07-0039

#### **NEW BUSINESS (11:30 PM)**

27. 07-1024

Recommendation that City Council concur in recommendation of Budget Oversight Committee to approve the Mayor's Budget recommendations regarding Civil Service Modernization, Optimization Studies, Multiple Academies and other items for FY 2008 with an amendment to allow only one Police Academy.

**An amended motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to adopt the Mayor's proposed funding recommendations as amended, which is a decrease to one academy and including the SSO's ten positions - Agenda Item Nos. 26.11, 26.12. and 27. The motion carried by the following vote:**

**Yes:** 6 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Andrews and Lerch

**Noes:** 3 - Schipske, Reyes Uranga and Gabelich

28. 07-1027 Recommendation that City Council concur in recommendation of the Budget Oversight Committee that the updated list of Priorities be received and approved for FY 2008.

For discussion, view video of Agenda Item No. 26.12.

**A motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Gabelich, that Agenda Item Nos. 28 and 29, relating to Agenda Item No. 26.12, be laid over to the September 18, 2007 meeting. The motion carried by the following vote:**

**Yes:** 5 - Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Noes:** 4 - B. Lowenthal, S. Lowenthal, DeLong and O'Donnell

29. 07-1028 Recommendation that City Council concur in recommendation of the Budget Oversight Committee that Financial Policy No. 3 be amended and Financial Policy No. 11 be added for FY 2008.

For discussion, view video of Agenda Item No. 26.12.

**A motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Gabelich, that Agenda Item Nos. 28 and 29, relating to Agenda Item No. 26.12, be laid over to the September 18, 2007 meeting. The motion carried by the following vote:**

**Yes:** 5 - Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Noes:** 4 - B. Lowenthal, S. Lowenthal, DeLong and O'Donnell

30. Affidavit of Service for the special meeting held September 11, 2007.

### **ANNOUNCEMENTS (11:28 PM)**

Councilwoman Gabelich made community announcements; and requested that the meeting adjourn in memory of Jed Welsh.

Councilmember Reyes Uranga made community announcements.

Councilmember S. Lowenthal made community announcements.

Vice Mayor B. Lowenthal made community announcements; and requested that the meeting be adjourned in memory of Ellen Craft Dammond.

Councilmember Lerch made community announcements.



Councilman Andrews made community announcements.

**PUBLIC (11:27 PM)**

Donald Simms spoke.

**ADJOURNMENT (11:39 PM)**

At 11:39 PM, Mayor Foster adjourned the meeting in memory of Jed Welsh and Ellen Craft Dammond.

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Bonnie Lowenthal, Vice Mayor, 1st District  
Suja Lowenthal, 2nd District  
Gary DeLong, 3rd District  
Patrick O'Donnell, 4th District



Gerrie Schipske, 5th District  
Dee Andrews, 6th District  
Tonia Reyes Uranga, 7th District  
Rae Gabelich, 8th District  
Val Lerch, 9th District

Anthony W. Batts, City Manager  
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Robert E. Shannon, City Attorney

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## FINISHED AGENDA & DRAFT MINUTES

### ROLL CALL: (5:08 PM)

**Councilmembers** B. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga,  
**Present:** Gabelich and Lerch

**Councilmembers** S. Lowenthal and DeLong  
**Absent:**

Also present: Anthony W. Batts, City Manager; Christine Shippey, Assistant City Manager; Reginald Harrison, Deputy City Manager; Heather Mahood, Chief Assistant City Attorney; Mike Mais, Assistant City Attorney; Laura Doud, City Auditor; Larry Herrera, City Clerk; Allison Bunma, City Clerk Analyst.

Vice Mayor B. Lowenthal presiding.

Invocation: Moment of Silence.

Flag Salute: Dee Andrews, Councilman, Sixth District.

Pet adoption: Kathy Schoefield, spcaLA, presented a feline.

### SECOND ROLL CALL: (5:10 PM)

**Councilmembers** B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews,  
**Present:** Reyes Uranga, Gabelich and Lerch

**Councilmembers** DeLong  
**Absent:**

S. Lowenthal joined the meeting.

Presentation of a \$50,000 grant check to the Library Foundation by Matt Rezvani, Director of Governmental Affairs for Bp America. (5:13 PM)

Councilmember Reyes Uranga spoke.

### CONTINUED HEARING: (5:18 PM)

1. 07-0250 Recommendation to receive supporting documentation into the record, conclude the public hearing, and declare ordinance regarding the permitting requirements for new churches and related parking requirements, read the first time and laid over to the next regular meeting of the City Council for final reading; and

Greg Carpenter, Planning Bureau Manager, spoke.

Councilmember S. Lowenthal spoke.

**A motion was made by Councilmember Lerch, seconded by Councilmember Andrews, approve recommendation and declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

- 07-0251 Adopt resolution requesting City Manager to submit an ordinance relating to churches in commercial and residential zones to the California Coastal Commission for certification and approval in accordance with the California Coastal Act. (Citywide)

**A motion was made by Councilmember Lerch, seconded by Councilmember Andrews, to approve recommendation and adopt Resolution No. RES-07-0122. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**Enactment No:** RES-07-0122

**HEARINGS: (5:26 PM)**

2. 07-1075 Recommendation to receive supporting documentation into the record, conclude the hearing, and adopt resolution adopting the Belmont Shore Parking and Business Improvement Area program and assessment for the period of October 1, 2007 through September 30, 2008; and authorize City Manager to execute an agreement with the Belmont Shore Business Association for a one-year term. An appropriation increase of \$20,000 is requested in the Parking and Business Area Improvement Fund (SR 132). (District 3)

Travis Brooks, Community Development Analyst, spoke.

**A motion was made by Councilmember S. Lowenthal, seconded by Councilmember O'Donnell, to approve recommendation and adopt Resolution No. RES-07-0123. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**Enactment No:** RES-07-0123

3. 07-1076

Recommendation to receive supporting documentation into the record, conclude the hearing, and adopt resolution adopting the Bixby Knolls Parking and Business Improvement Area program and assessment for the period of October 1, 2007 through September 30, 2008; and authorize City Manager to execute an agreement with the Bixby Knolls Business Association for a one-year term, (Districts 7,8)

Travis Brooks, Community Development Analyst, spoke.

Councilwoman Gabelich spoke.

**A motion was made by Councilwoman Gabelich, seconded by Councilmember Reyes Uranga, to approve recommendation and adopt Resolution No. RES-07-0124. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**Enactment No:** RES-07-0124

**PUBLIC COMMENT: (5:35 PM)**

Harvey Cochran spoke regarding various issues.

Tony Esparza spoke regarding City Manager's recruitment.

Patricia Dixon spoke regarding California Pools of Hope Circle of Hope Event.

Dave San Jose spoke regarding Aqua Walk.

Councilwoman Gabelich spoke.

James Ota spoke regarding Clean Air Act Plan.

Alejandro Lara spoke regarding gun violence.

Thomas Ross spoke regarding gun violence.

Jonathan Roberta spoke regarding gun violence.

Councilwoman Gabelich spoke.

Councilman Andrews spoke.

Councilmember S. Lowenthal spoke.

Robert Luna, Acting Chief of Police, spoke

**CONSENT CALENDAR: (5:35 PM)**

Passed The Consent Calendar

**A motion was made by Councilmember S. Lowenthal, seconded by Councilwoman Schipske, to approve Consent Calendar Items 4 - 29, except for Items 19, 20, 23 and 26. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

Vice Mayor B. Lowenthal announced that Agenda Item No. 44 would be considered at 6:30 p.m.

4. 07-1073 Recommendation to receive and file report on visit to Rosie the Riveter Memorial Park on July 28, 2007, in Richmond, CA.  
**A motion was made to approve recommendation on the Consent Calendar.**
5. 07-1072 Recommendation to receive and file travel report on League of California Cities 2007 Conference Exposition - "Cities Shaping California's Future," September 4 - 8, 2007, in Sacramento, CA.  
**A motion was made to approve recommendation on the Consent Calendar.**
6. 07-1108 Recommendation to receive and file report on attendance at League of California Cities 2007 Annual Conference and Exposition, *Cities Are Shaping California's Future*, September 5 - 8, 2007, in Sacramento, CA.

**A motion was made to approve recommendation on the Consent Calendar.**

7. 07-1109 Recommendation to authorize City Attorney to pay the sum of \$18,500 in full settlement of lawsuits entitled *Jauna Cera v. City of Long Beach*, Case No. NC039172, consolidated with *Allstate Insurance Company v. City of Long Beach*.

**A motion was made to approve recommendation on the Consent Calendar.**

8. 07-1066 Recommendation to adopt resolution authorizing City Manager to submit a grant application to the California Department of Parks and Recreation for funding under the Wildlife Protection Act of 1990 for the development of habitat adjacent to the West San Gabriel River Parkway.

**A motion was made to approve recommendation and adopt Resolution No. RES-07-0125 on the Consent Calendar.**

**Enactment No: RES-07-0125**

9. 07-1077 Recommendation to authorize City Manager to extend the contract with Tristar Managed Care, Inc., for workers' compensation claims management citywide for additional years as necessary to maintain service levels in compliance with state and federal laws. (Citywide)

**A motion was made to approve recommendation on the Consent Calendar.**

10. 07-1112 Recommendation to refer to City Attorney damage claims received between September 6, 2007 and September 13, 2007.

**A motion was made to approve recommendation on the Consent Calendar.**

11. 07-1078 Recommendation to authorize City Manager to execute the First Amendment to Agreement No. 29890 with Overland, Pacific and Cutler, Inc., a California corporation, for acquisition, relocation, property management and site clearance services to increase the annual contract to an amount not to exceed \$500,000. (Citywide)

**A motion was made to approve recommendation on the Consent Calendar.**

12. 07-1079 Recommendation to authorize the Department of Financial Management to process a refund in the amount of \$21,745.20 to CREA/PPC Long Beach Towne Center PO, LLC in accordance with Long Beach Municipal Code Section 3.48.040. (District 5)

**A motion was made to approve recommendation on the Consent Calendar.**

13. 07-0989 Recommendation to adopt Specifications No. PA-03007 and award a contract to American Rotary Broom Co., Inc., to furnish and deliver street sweeper brooms, in the total estimated annual amount of \$200,000, plus a 10 percent contingency, for the period of one year, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

**A motion was made to approve recommendation on the Consent Calendar.**

14. 07-1081 Recommendation to adopt resolution designating MuniServices, LLC, as an authorized City consultant to examine sales and use tax records of the City of Long Beach. (Citywide)

**A motion was made to approve recommendation and adopt Resolution No. RES-07-0126 on the Consent Calendar.**

**Enactment No:** RES-07-0126

15. 07-1114 Recommendation to authorize City Manager to execute an agreement with MuniServices, LLC, for tax revenue recovery and consultant services for an amount not to exceed \$89,000 annually for a three-year term; and authorize City Manager to execute amendments to extend the term. (Citywide)

**A motion was made to approve recommendation on the Consent Calendar.**

16. 07-1082 Recommendation to authorize City Manager to execute an agreement, any subsequent amendments, and sub-contracts in the amount of \$175,000, for a period of one year, with the Department of Justice, Office of Justice Program, to provide Weed and Seed Community services in Police Beats 4 and 5; and increase appropriations in the Health Fund (SR 130) in the Department of Health and Human Services (HE) by \$175,000. (Districts 1,6,7)

**A motion was made to approve recommendation on the Consent Calendar.**

17. 07-1083 Recommendation to authorize City Manager to sign jurisdictional support letters, to the attached listing of agencies, supporting grant applications to Los Angeles County for the attached proposed Health and Human Services, Homeless Service projects. (Citywide)

**A motion was made to approve recommendation on the Consent Calendar.**

18. 07-1084 Recommendation to authorize City Manager to execute an agreement with The Earl B. and Loraine H. Miller Foundation to fund family-centered health education programming emphasizing childhood obesity prevention at the Miller Family Health Education Center in the amount of \$88,000, for the period of July 1, 2007 through June 30, 2008; and increase appropriations in the Health Fund (SR 130) and the Department of Health and Human Services (HE) by \$88,000. (Citywide)

**A motion was made to approve recommendation on the Consent Calendar.**

19. 07-1085 Recommendation to authorize City Manager to execute Facility Use Permits at Facilities Centers with the agencies listed, for a period of five years, with the option of extending each permit annually after the end of the initial term upon a determination by the City that the permittee has fully complied with the terms and conditions of the Permit and is otherwise in good standing with the City. (Districts 6,7,9)

**A motion was made by Councilmember Andrews, seconded by Councilmember Reyes Uranga, to approve recommendation with the exception of Helpline Youth Counseling, Inc., and Long Beach Unified School District. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**A motion was made by Councilmember Andrews, seconded by Councilwoman Gabelich, that Section A, the Central Facilities Center items 1 and 2 for Helpline Youth Counseling, Inc., and Long Beach Unified School District, be continued for future discussion.**

**The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

20. 07-1086 Recommendation to receive and file the recommendation of the Parks and Recreation Commission that four sites, Scherer Park, Veterans Park, Golden Avenue at Wardlow Road, and Drake/Chavez Greenbelt, provide viable locations to develop dog parks in the western half of Long Beach. (Districts 1,2,6,7,8)

Phil Hester, Director of Parks, Recreation and Marine, spoke.

Councilwoman Gabelich spoke.



Councilmember S. Lowenthal spoke.

Vice Mayor B. Lowenthal spoke.

Harvey Cochran spoke.

**A motion was made by Councilmember S. Lowenthal, seconded by Councilwoman Gabelich, to approve recommendation. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**A motion was made by Councilwoman Schipske, seconded by Councilmember Lerch, to reconsider the Consent Calendar with the removal of Agenda Item No. 25 for separate vote. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**A motion was made by Councilwoman Schipske, seconded by Councilmember Lerch, to re-approve the Consent Calendar Items 4 - 29, except for Items 19, 20, 23, 25 and 26. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

Agenda Item No. 25 was considered at this time.

21. 07-1087 Recommendation to adopt resolution authorizing City Manager to submit a grant application to the California Department of Parks and Recreation, through the Habitat Conservation Fund program, in the amount of \$280,440 for the West San Gabriel River Parkway project; and execute any documents necessary for the implementation and administration of the project at a total cost of \$560,880. (District 5)
- A motion was made to approve recommendation and adopt Resolution No. RES-07-0127 on the Consent Calendar.**
- Enactment No:** RES-07-0127

22. 07-1088 Recommendation to adopt resolution authorizing City Manager to receive a \$680,000 grant from the California Cultural and Historical

Endowment, under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002, for construction of a Visitor Education Center at Rancho Los Cerritos Historic Site; increase appropriations in the Capital Project Fund (CP) in the amount of \$680,000 in the Department of Public Works (PW); and authorize City Manager to execute any documents necessary for the implementation and administration of the project. (District 8)

**A motion was made to approve recommendation and adopt Resolution No. RES-07-0128 on the Consent Calendar.**

**Enactment No:** RES-07-0128

23. 07-1089

Recommendation to receive and file the report on the 2006 Population Balance Among the Nine Councilmanic Districts in the City of Long Beach. (Citywide)

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Suzanne Frick, Director of Planning and Building, spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Councilwoman Schipske spoke.

Heather Mahood, Chief Assistant City Attorney, spoke.

Councilmember Lerch spoke.

Councilmember S. Lowenthal spoke.

Councilmember Reyes Uranga spoke.

**A motion was made by Councilmember O'Donnell, seconded by Councilmember S. Lowenthal, to approve recommendation. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

24. 07-1090

Recommendation to receive and file the application of Yu Jong Mi and

Yu Oh Bong, dba 7th Street Market, for a person-to-person transfer of an Alcoholic Beverage Control License, at 414 E. 7th Street, with existing conditions. (District 1)

**A motion was made to approve recommendation on the Consent Calendar.**

Agenda Item No. 25 was considered following Item No. 20 and prior to Agenda Item No. 23.

25. 07-1091

Recommendation to receive and file the application of Crestmark Entertainment LLC, dba Rocks Sports Bar, for a person-to-person transfer of an Alcoholic Beverage Control License, at 3020 Woodruff Avenue, with existing conditions. (District 5)

**A motion was made by Councilwoman Schipske, seconded by Councilmember O'Donnell, that the item be continued for 30 days to the October 16, 2007 meeting. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

26. 07-1092

Recommendation to find that all requirements of the final subdivision map have been satisfied and approve the map for Tract No. 68495 located south of Sixth Street and east of Pacific Avenue. (District 1)

**A motion was made by Councilmember S. Lowenthal, seconded by Councilmember Andrews, to approve recommendation. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

Agenda Item No. 44 was considered at this time.

27. 07-1093

Recommendation to find that all requirements of the final subdivision map have been satisfied and approve the map for Tract No. 60456 located north of Second Street and east of Falcon Avenue. (District 2)

**A motion was made to approve recommendation on the Consent Calendar.**

28. 07-1094

Recommendation to execute an amendment to Contract No. 30020 with Quatrotec, Inc., to provide for the emergency replacement of Bag Claim Unit No. 2 at the Long Beach Airport, for an estimated amount of

\$280,085, plus a 25 percent contingency amount of \$70,021, if necessary; and increase appropriations in the amount of \$350,106 in the Airport Enterprise Fund (EF320) and the Department of Public Works (PW). (District 5)

**A motion was made to approve recommendation on the Consent Calendar.**

29. 07-1041

Recommendation to receive and file minutes of:  
Harbor Commission - August 27 and September 4, 2007.  
Water Commission - August 16 and 30, 2007.

**A motion was made to approve recommendation on the Consent Calendar.**

**UNFINISHED BUSINESS: (8:13 PM)**

Agenda Item No. 30 were considered following Agenda Item No. 35.

30. 07-1027

Recommendation that City Council concur in recommendation of the Budget Oversight Committee that the updated list of Priorities be received and approved for FY 2008.

Councilmember Reyes Uranga spoke.

Councilmember S. Lowenthal spoke.

Vice Mayor B. Lowenthal spoke.

**A motion was made by Councilmember S. Lowenthal, seconded by Councilwoman Gabelich, that the item be laid over to the October 2, 2007 meeting. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

31. 07-1028

Recommendation that City Council concur in recommendation of the Budget Oversight Committee that Financial Policy No. 3 be amended and Financial Policy No. 11 be added for FY 2008.

Motion: Approve recommendation.

Moved by S. Lowenthal, seconded by O'Donnell.

David Wodynski, Budget and Performance Management Bureau Manager, spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Councilmember Reyes Uranga spoke.

Vice Mayor B. Lowenthal spoke.

Councilmember S. Lowenthal spoke.

**A substitute motion was made by Councilmember Reyes Uranga, seconded by Councilmember Andrews, to receive and file. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**32. 07-1004**

Recommendation to receive and file the application of Victor Modesto Garcia, dba Los Pleves, for an original Alcoholic Beverage Control License, at 2534 E. South Street, with conditions. (District 8)

**A motion was made by Councilwoman Gabelich, seconded by Councilmember Lerch, that the alcoholic beverage control license be protested on the basis of high crime, over concentration and residences within 100 feet. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**REGULAR AGENDA: (6:33 PM)**

**33. 07-1074**

Recommendation to request City Attorney to prepare an amendment to the Long Beach Municipal Code Chapter 5.16 to include the definition of "rental car and vehicle agency" and an article prohibiting parking or storing of these vehicles on public streets. Individuals renting said vehicles shall not be effected by this amendment.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

**A motion was made by Councilwoman Schipske, seconded by Councilmember Lerch, that this matter be approve recommendation. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

34. 07-1080

Recommendation to request City Attorney to prepare a resolution of support for distributed solar electric power in Long Beach; and

Request City Manager to direct all Departments of the City to reduce unnecessary impediments to solar electric installation in Long Beach; and requests City Manager to report yearly to the City Council what has been done to encourage permit applications to consider installing solar in new construction and roof permits.

Councilmember S. Lowenthal spoke.

Councilwoman Schipske spoke.

Harvey Cochran spoke.

**A motion was made by Councilwoman Schipske, seconded by Councilmember S. Lowenthal, to approve recommendation. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

Agenda Item No. 35 was considered following Agenda Item Nos. 36 and 37 and prior to Agenda Item No. 30.

35. 07-1111

Recommendation to receive and file a presentation and report from the Long Beach Early Care and Education Committee concerning their progress in implementing *Preparing Long Beach Children for the Future: A Community Plan for Shaping the Early Care and Education System*, simply called the *Community Plan*.

Councilmember S. Lowenthal spoke.

Councilmember Lerch spoke.

Luanne Mauro, Assistant Director of Family Services for the Long Beach Unified School District Head Start, spoke and presented a PowerPoint

presentation.

Pat Long, Director of Long Beach Day Nursey, continued with a PowerPoint presentation.

Vice Mayor B. Lowenthal spoke.

Councilmember O'Donnell spoke.

Councilmember S. Lowenthal spoke.

Vice Mayor B. Lowenthal spoke.

Councilman Andrews spoke.

**A motion was made by Councilmember S. Lowenthal, seconded by Councilwoman Gabelich, to approve recommendation. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

Unfinished Business Agenda Item No. 30 was considered at this time.

Agenda Items Nos. 36 and 37 were considered together following Agenda Item No. 44 and prior to Agenda Item No. 35.

- 36. 07-0284** Recommendation to City Council to concur in recommendation of the Housing and Neighborhoods Committee that the communications be received and approved to review demolition permits of significant historic buildings.
- A motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Gabelich, to received and filed. The motion carried by the following vote:**
- Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch
- Absent:** 1 - DeLong
- 37. 07-0613** Recommendation to City Council to concur in recommendation of the Housing and Neighborhoods Committee that the communications be received and approved to develop a "Neighborhood Character Stabilization" (NCS) Plan.

**A motion was made by Councilmember Reyes Uranga, seconded by Councilmember S. Lowenthal, to received and filed. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

Agenda Item No. 35 was considered at this time.

Agenda Item No. 38 was considered following Agenda Item No. 34.

- 38. 07-1097** Recommendation to authorize City Manager to approve and adopt the recommendations of the Board of Health and Human Services for allocation of the Social Services Grant and Emergency Shelter Grant Programs, as outlined in Attachments A and B; and
- Execute all necessary documents with community agencies for provision of social services and emergency shelter services for the period from October 1, 2007 to August 31, 2008 for the Social Services Grant Program, and October 1, 2007 to August 1, 2009 for the Emergency Shelter Grant Program with an option to renew the Social Services Grant Program from October 1, 2008 to August 31, 2009, and the Emergency Shelter Grant Program from October 1, 2008 to August 31, 2010. (Citywide)
- A motion was made by Councilmember Reyes Uranga, seconded by Councilmember O'Donnell, to approve recommendation. The motion carried by the following vote:**
- Yes:** 7 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch
- Absent:** 2 - DeLong and Gabelich
- 39. 07-1110** Recommendation to receive and file City Clerk Department's "Going Green" project report relative to City Council agenda packet distributions, effective October 1, 2007.
- Larry Herrera, City Clerk, spoke.
- Vice Mayor B. Lowenthal spoke.
- A motion was made by Councilmember Reyes Uranga, seconded by Councilmember Andrews, to approve recommendation. The motion carried by the following vote:**



**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**40. 07-1095** Recommendation to refer the Fiscal Year 2007 Third Quarter Budget Performance Report to the Budget Oversight Committee. (Citywide)

David Wodynski, Budget and Performance Management Bureau Manager, spoke.

Councilmember Lerch spoke.

Councilwoman Gabelich spoke.

Mike Killebrew, Director of Financial Management, spoke.

Councilwoman Schipske spoke.

Harvey Cochran spoke.

Vice Mayor B. Lowenthal spoke.

**A motion was made by Councilmember Andrews, seconded by Councilmember S. Lowenthal, to approve recommendation and refer to he Budget Oversight Committee. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**41. 07-1113** Recommendation to authorize City Manager to increase appropriations in the General Fund (GP) and in the Police Department (PD) by \$7,000,000. (Citywide)

Mike Killebrew, Director of Financial Management, spoke.

Councilwoman Schipske spoke.

Vice Mayor B. Lowenthal spoke.

Anthony Batts, City Manager, spoke.

Councilmember Lerch spoke.

Councilmember O'Donnell spoke.

Councilmember Reyes Uranga spoke.

Councilmember S. Lowenthal spoke.

Councilwoman Gabelich spoke.

Anthony Batts, City Manager, spoke.

Councilwoman Schipske spoke.

Christine Shippey, Assistant City Manager, spoke.

**A motion was made by Councilmember O'Donnell, seconded by Councilmember S. Lowenthal, to approve recommendation. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**42. 07-1096**

Recommendation to authorize City Manager to execute all necessary documents with the County of Los Angeles to accept funding in the amount of \$1,582,778, effective through August 30, 2008, to provide for bioterrorism preparedness and public health infrastructure development. (Citywide)

**A motion was made by Councilmember O'Donnell, seconded by Councilmember S. Lowenthal, to approve recommendation. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

Vice Mayor B. Lowenthal recused herself and Councilmember Lerch assumed the chair.

**43. 07-1098**

Recommendation to authorize City Manager to execute the renewal of contracts with Great-West Life, the City's Third Party Administrator for the Preferred Provider Organization (PPO), Point of Service (POS) group health plans; PacifiCare for the Health Maintenance Organization (HMO) group health plan and closed-panel dental plan; Medco as the Prescription Benefit Manager (PBM) for the Prescription Drug Plan; Delta Dental for the fee-for-service dental plan; Medical Eye Services (MES) for the vision plan; Standard Insurance Company for the Life Insurance and Long- and Short-Term Disability Plans; and Union Mutual Life Insurance Company (UNUM) through Larry Lambert & Associates

Insurance Services for the long-term care benefits; and to continue the City's self-funded, in-hospital indemnity program administered by Great-West Life; and

Authorize City Manager to execute any subsequent amendments necessary to maintain current benefit levels and remain in compliance with state and federal laws on all plans. (Citywide)

**A motion was made by Councilmember O'Donnell, seconded by Councilmember S. Lowenthal, to approve recommendation. The motion carried by the following vote:**

**Yes:** 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - B. Lowenthal and DeLong

Agenda Item No. 44 was considered following Agenda Item No. 26 and prior to Agenda Item No. 36.

**44. 07-1099**

Recommendation to review and consider information related to the recommendations by the Housing and Neighborhoods Committee in relation to Neighborhood Character Stabilization and mansionization recommendations; and

Adopt a minute order requesting City Attorney, in cooperation with the Department of Planning and Building, to prepare an interim zoning ordinance pursuant to Chapter 21.50 of the Long Beach Municipal Code, for notice and placement on the City Council agenda for hearing at its third meeting following the adoption of the minute order; further request the Department of Planning and Building and the Planning Commission to undertake a formal study of the existing zoning regulations, zoning uses, or developmental standards as are more fully described in the text of this Council letter; and request that during the period between the adoption of the subject minute order, and the adoption or rejection of an ordinance prepared pursuant to the terms of this Council letter and action, that no permit or other entitlement for use of any kind be issued for any project or proposed use, inconsistent or in conflict with the initiated action. (Citywide)

Suzanne Frick, Director of Planning and Building, spoke.

Mike Mais, Assistant City Attorney, spoke.

Councilwoman Schipske spoke.

Vice Mayor B. Lowenthal spoke.

Donald Kammer spoke.

Authur Moser spoke.

Greg Carpenter, Planning Bureau Manager, spoke.

David Thompson spoke.

Doug Kramer spoke.

Pat Bliss spoke.

Naresh Vasishth spoke.

Sal Sander spoke.

Harvey Cochran spoke.

Mike Mais, Assistant City Attorney, spoke.

Councilwoman Schipske spoke.

**A motion was made by Vice Mayor B. Lowenthal, seconded by Councilmember Reyes Uranga, to approve recommendation to request the City Attorney to prepare an interim ordinance regarding Rancho Estates to be presented on October 16, 2007 to prohibit the construction of second stories, prohibit demolitions and amend the current definition of demolition to limit the amount of existing exterior walls that can be removed; and direct the Planning Commission to study and make recommendations on the development standards for new construction and remodels in the Rancho Estate area, and the creation of design guidelines with community involvement. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

John Deats spoke.

Unidentified man spoke.

Karen Miller spoke.

Larry Tidwell spoke.

Unidentified man spoke.

Councilwoman Gabelich spoke.

Suzanne Frick, Director of Planning and Building, spoke.

**A motion was made by Councilwoman Gabelich, seconded by Councilmember Reyes Uranga, to approve recommendation to request City Attorney to prepare an interim ordinance to be presented at the October 16, 2007 meeting regarding Los Cerritos to alter fence height requirements for corner lots. If the fence is on the property line or within the side-yard setback, the maximum fence height allowed is 3 feet. If the fence is setback 6 feet from the side property line the maximum fence height allowed is 6 foot 6 inches. The area between the property line and the fence shall be landscaped. The recommended interim ordinance would require existing non-conforming fences to comply with the standards in the interim ordinance if they were to be rebuilt; and direct the Planning Commission to make recommendations regarding the modification of the Zoning Ordinance to make the interim standards permanent. The motion carried by the following vote:**

**Yes:** 7 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - DeLong and Andrews

Vice Mayor B. Lowenthal spoke.

Councilmember O'Donnell spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Gabelich spoke.

Suzanne Frick, Director of Planning and Building, spoke.

Mike Mais, Assistant City Attorney, spoke.

Councilmember Lerch spoke.

Councilmember O'Donnell spoke.

Vice Mayor B. Lowenthal spoke.

**A motion was made by Vice Mayor B. Lowenthal, seconded by Councilwoman Gabelich, to approve recommendation to carry-over the discussion of demolition permits for residential and commercial structures 45 years of age or older to the October 9, 2007 meeting. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

Councilwoman Gabelich spoke.

**A motion was made by Councilwoman Gabelich, seconded by Councilmember Reyes Uranga, to approve recommendation to request City Attorney to prepare a Citywide interim ordinance to be presented at the October 16, 2007 meeting to require the use of story poles in all residential districts when a building height variance is requested; and alter the public noticing standards to: require all property owners and tenants be noticed, require a minimum 500 foot notification radius and a minimum of two blocks in both directions of the street on which property is located; and require posting of a 30" x 36" sign on the property containing project and hearing information, and direct the Planning Commission to make recommendations regarding making the interim standards permanent. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

45. 07-1100

**WITHDRAWN**

~~Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of SRKH Investments LLC, dba PCH Poultry & Market, for an original Alcoholic Beverage Control License, at 1701 Magnolia Avenue, with conditions. (District 1)~~

**WITHDRAWN**

46. 07-1101

Recommendation to receive and file the application of Topete Hector Marcelo, dba Lupitas Mexican Food, for an original Alcoholic Beverage Control License, at 2801 E. 10th Street, with conditions. (District 4)

**A motion was made by Councilmember O'Donnell, seconded by Councilmember Reyes Uranga, to approve recommendation. The motion carried by the following vote:**

**Yes:** 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - B. Lowenthal and DeLong

47. 07-1102 Recommendation to receive and file the attached Airport activities report. (District 5)

**A motion was made by Councilwoman Schipske, seconded by Councilmember O'Donnell, to approve recommendation. The motion carried by the following vote:**

**Yes:** 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - B. Lowenthal and DeLong

48. 07-1103 Recommendation to adopt Plans and Specifications No. R-6702 for the Improvement of Carson Street from Bellflower Boulevard to the Long Beach Towne Center; and authorize City Manager to execute a contract with R. J. Noble Company, the lowest responsible bidder, in an estimated amount of \$2,197,098 plus a 25 percent contingency amount, if necessary. (District 5)

**A motion was made by Councilwoman Schipske, seconded by Councilmember O'Donnell, to approve recommendation. The motion carried by the following vote:**

**Yes:** 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - B. Lowenthal and DeLong

49. 07-1104 Recommendation to authorize City Manager to execute an agreement with Kinnetic Laboratories, Inc., for municipal storm water runoff and dry weather water quality monitoring with a term of October 1, 2007, through September 30, 2010, and an annual "not-to-exceed" amount of \$429,675; and

Authorize City Manager to execute subsequent amendments to the agreement for two renewal options, relative to extending the term and increasing the contract amount, authorize additional services, if required, within the provisions of the contract, and adjust the fee schedule of hourly and line-item rates for inflation. (Citywide)

**A motion was made by Councilwoman Schipske, seconded by Councilmember S. Lowenthal, to approve recommendation. The motion carried by the following vote:**

**Yes:** 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - B. Lowenthal and DeLong

50. 07-1116 Recommendation to authorize City Manager to execute an agreement with Kinnetic Laboratories, Inc., for bacterial testing at coastal beach sites with a "not-to-exceed" amount of \$362,392 and a start date of September 1, 2007; and increase appropriations in the amount of \$400,000 in the Tidelands Operating Fund (TF 401) in the Department of Parks, Recreation, and Marine (PR) for the agreement and a contingency of approximately 10 percent. (Citywide)

Christine Andersen, Director of Public Works, spoke.

**A motion was made by Councilmember Reyes Uranga, seconded by Councilmember Andrews, to approve amended recommendation to include the adoption of Resolution No. RES-07-0129. The motion carried by the following vote:**

**Yes:** 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - B. Lowenthal and DeLong

**Enactment No:** RES-07-0129

51. 07-1115 Recommendation to adopt resolution awarding a contract to URS Corporation in an amount not to exceed \$2,188,800 to prepare a Project Initiation Document (PID) and Project Approval/Environmental Document (PA/ED) for the Realignment of the Shoemaker Bridge and Ramps. (District 1)

**A motion was made by Councilmember S. Lowenthal, seconded by Councilwoman Schipske, to approve recommendation and adopt Resolution No. RES-07-0130. The motion carried by the following vote:**

**Yes:** 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - B. Lowenthal and DeLong

**Enactment No:** RES-07-0130

52. 07-1071 Recommendation to adopt resolution approving the compensation fixed by the Board of Water Commissioners of the City of Long Beach for officers and employees in the Water Department.

**A motion was made by Councilwoman Schipske, seconded by Councilmember Andrews, to approve recommendation and adopt Resolution No. RES-07-0131. The motion carried by the following vote:**



**Yes:** 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 2 - B. Lowenthal and DeLong

**Enactment No:** RES-07-0131

Vice Mayor B. Lowenthal assumed the chair.

**ORDINANCES: (9:25 PM)**

- 53. 07-1030** Recommendation to declare ordinance establishing the Fourth Street Parking and Business Improvement Area (FSPBIA), fixing the boundaries thereof, providing for the levy of an additional business license tax to be paid by businesses in such area and establishing an advisory board, read and adopted as read. (District 2)

Harvey Cochran spoke.

**A motion was made by Councilmember S. Lowenthal, seconded by Councilmember Reyes Uranga, to approve recommendation and adopt Ordinance No. ORD-07-0043. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**Enactment No:** ORD-07-0043

- 54. 07-1057** Recommendation to declare ordinance approving Resolution No. WD-1230, a resolution of the Board of Water Commissioners of the City establishing the rates and charges to be charged for water and sewer service, read and adopted as read. (ORD-07-0038) (Citywide)

**A motion was made by Councilmember Andrews, seconded by Councilwoman Schipske, to approve recommendation and adopt Ordinance No. ORD-07-0038. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**Enactment No:** ORD-07-0038

- 55. 07-1064** Recommendation to declare ordinance approving and adopting the Official Budget of the City of Long Beach for the Fiscal Year 2007-08,

creating and establishing the funds of the Municipal Government and appropriating money to and authorizing expenditures from said funds for said fiscal year, read and adopted as read. (ORD-07-0039) (Citywide)

Councilwoman Gabelich spoke.

Councilmember Reyes Uranga spoke.

Councilmember Lerch spoke.

Councilwoman Schipske spoke.

Vice Mayor B. Lowenthal spoke.

Councilman Andrews spoke.

Councilmember Lerch spoke.

Larry Herrera, City Clerk, spoke.

Anthony Batts, City Manager, spoke.

**A motion was made by Councilmember S. Lowenthal, seconded by Councilwoman Gabelich, to approve recommendation and adopt Ordinance No. ORD-07-0039. The motion carried by the following vote:**

**Yes:** 8 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - DeLong

**Enactment No:** ORD-07-0039

**ANNOUNCEMENTS: (9:37 PM)**

Vice Mayor B. Lowenthal made community announcements.

Councilwoman Schipske made community announcements.

Councilmember S. Lowenthal made community announcements.

Councilwoman Gabelich made community announcements; and requested that the meeting be adjourned in memory of Katherine Walsh.

Councilmember Reyes Uranga made community announcements.

Councilman Andrews made community announcements.

Robert Luna, Acting of Police, spoke.

Vice Mayor B. Lowenthal made additional community announcements.

**ADJOURNMENT: (9:51 PM)**

At 9:51 p.m., Vice Mayor B. Lowenthal adjourned the meeting in memory of Luke Walker and Katherine Walsh.

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