



CITY OF LONG BEACH

DEPARTMENT OF CITY CLERK

C-3

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802 • (562) 570-6101 • FAX (562) 570-6789

December 20, 2011

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the minutes for the City Council Meeting of Tuesday, December 6, 2011

DISCUSSION

The Legistar minutes for the City Council Meeting of Tuesday, December 6, 2011 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
Attachment

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



Gerrie Schipske, R.N.P./J.D., 5th District
Dee Andrews, 6th District
James Johnson, 7th District
Rae Gabelich, 8th District
Steven Neal, 9th District

Patrick H. West, City Manager
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Robert E. Shannon, City Attorney

FINISHED AGENDA & DRAFT MINUTES

The City Council minutes are prepared and ordered to correspond to the City Council Agenda. Agenda items can be taken out of order during the meeting. Please consult the time stamps to determine the order in which business was addressed.

Agenda Items were considered in the following order: Ceremonial presentations, Public Comment, Agenda Item Nos. 19, 1, 25 and 26, Consent Calendar Item Nos. 3 - 17, Agenda Item Nos. 2, 31, 21, 22, and 27, Agenda Item Nos. 23, 28, 30, 32 considered as one motion, Agenda Item Nos. 24, 29, 32 (Reconsider), 28 (Reconsider), 18, 20, and 33 - 35.

ROLL CALL (5:05 PM)

Councilmembers Lowenthal, O'Donnell, Schipske, Andrews, Johnson, Gabelich and
Present: Neal

Councilmembers Garcia and DeLong
Absent:

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Charles Parkin, Principal Deputy City Attorney; Michael Mais, Assistant City Attorney; Laura L. Doud, City Auditor; Larry Herrera, City Clerk; Nancy Muth, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Patrick O'Donnell, Councilmember, Fourth District.

Mayor Foster announced that Councilmember Garcia would be absent, and indicated that the Agenda Items would be considered in a particular order.

Julie Pruitt, spcaLA, presented a canine.

Certificates of Recognition for Bret Harte Librarians Karol Seehaus and Pam Ratner.

Councilmember Johnson spoke.

Karol Seehaus spoke.

Jim Kroll, Pam Ratner's husband, spoke.

Councilmember Johnson spoke.

Proclamation recognizing the 100th Anniversary of the First Transcontinental Flight.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

11-1237 Long Beach Post Master submitted a replica of letter cancellation to celebrate First Flight Across America 100th Anniversary.

This Agenda Item was received and filed.

HEARINGS (6:21 PM)

1. 11-1000 Recommendation to receive supporting documentation into the record, conclude the public hearing, and declare the ordinance amending the Douglas Aircraft Planned Development District (PD-19), relating to the allowance of permanent uses in replacement of interim uses, read the first time and laid over to the next regular meeting of the City Council for final reading. (District 5)

A motion was made by Councilwoman Schipske, seconded by Councilmember O'Donnell, to 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: 7 - Lowenthal, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - Garcia and DeLong

SECOND ROLL CALL (7:34 PM)

Councilmembers Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson,

Present: Gabelich and Neal

Councilmembers Garcia

Absent:

Councilmember DeLong joined the meeting.

2. 11-1179 Recommendation to receive supporting documents into the record, conclude the public hearing, and declare the ordinance amending the Zoning Regulations of the Long Beach Municipal Code, Title 21, relating to regulation of billboards (off-site advertising), read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Councilmember O'Donnell spoke.

Councilwoman Gabelich spoke.

Michael Mais, Assistant City Attorney, spoke.

Vice Mayor Lowenthal spoke.

Coby Skye spoke.

Ray Baker, Lamar Advertising, spoke.

Ted Stream, Attorney for Lamar Advertising, spoke.

Christie Moffit, Lamar Advertising, spoke and submitted correspondence.

Gary Shelton spoke.

Victor Del la Cruz spoke, and submitted correspondence.

Mike Murchison, representing Regency Outdoor Advertising, spoke.

Melinda Cotton spoke.

Brian Kennedy, Regency Outdoor Advertising, spoke.

Ryan Serrano spoke.

Amy Bodek, Director of Development Services, spoke.

Mayor Foster spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Gabelich spoke.

Councilmember DeLong spoke.

Councilmember Neal spoke.

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

A substitute motion was made by Councilwoman Gabelich, seconded by Councilmember Neal, to allow moratorium to expire and request that staff meet with principals of all billboard companies to resolve issue. The motion failed by the following vote:

Yes: 3 - Andrews, Gabelich and Neal

No: 5 - Lowenthal, DeLong, O'Donnell, Schipske and Johnson

Absent: 1 - Garcia

A motion was made by Vice Mayor Lowenthal, seconded by Councilmember DeLong, to 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: 6 - Lowenthal, DeLong, O'Donnell, Schipske, Johnson and Neal

No: 2 - Andrews and Gabelich

Absent: 1 - Garcia

PUBLIC COMMENT (5:32 PM)

Sandra Rendell, representing the Downtown Homeowners Unite, spoke regarding the proposed PBID.

Vice Mayor Lowenthal spoke.

Jim Witherow, representing the Downtown Homeowners Unite, spoke regarding the proposed PBID.

Scott Cooley, representing the Downtown Homeowners Unite, spoke regarding the proposed PBID.

Mansoor Sabbagh spoke regarding Occupy Long Beach.

Xiomara Cornejo spoke regarding the Occupy Long Beach movement's request for a 24/7 free speech zone.

Christopher Perkins spoke regarding Occupy Long Beach free speech zone.

Erick Fischer spoke a word of thanks to the Mayor and City Council.

Councilwoman Gabelich spoke.

Charles Parkin, Principal Deputy City Attorney, spoke.

Councilwoman Gabelich spoke.

Jason James spoke regarding a free speech zone for Occupy Long Beach and the report of costs delegated to Occupy Long Beach.

11-1238 Craig Sheets submitted correspondence regarding weapons.

This Agenda Item was received and filed.

Larry Goodhue spoke regarding roll-up metal doors and Occupy Long Beach.

CONSENT CALENDAR (7:12 PM)

Larry Goodhue spoke regarding Agenda Item No. 3.

James Noble spoke regarding Agenda Item No. 13.

Passed The Consent Calendar

A motion was made by Councilmember O'Donnell, seconded by Councilwoman Schipske, to approve Consent Calendar Items 3 - 17. The motion carried by the following vote:

Yes: 7 - Lowenthal, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - Garcia and DeLong

3. 11-1206 Recommendation to receive and file report titled Terminated Employees Audit and request City Management to review the recommendations, develop strategies for implementation, and update the City Auditor as to the status of the recommendations within six months from the date of receipt and filing of this report.

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

4. 11-1207 Recommendation to refer to City Attorney damage claims received between November 7, 2011 and November 28, 2011.

A motion was made to approve recommendation on the Consent Calendar.
 5. 11-1166 Recommendation to approve the minutes for the City Council meetings held Tuesday, November 8 and November 15, 2011.

A motion was made to approve recommendation on the Consent Calendar.
 6. 11-1164 Recommendation to receive and approve changes to the Conflict of Interest Code of the City of Long Beach Harbor Department, Health and Human Services Department, and Development Services Department.

A motion was made to approve recommendation on the Consent Calendar.
 7. 11-1165 Recommendation to adopt resolution consenting to requests from the Board of Education of the Long Beach Unified School District and the Board of Trustees of the Long Beach Community College District to consolidate Governing Board Member elections with the City of Long Beach Primary Nominating Election to be held on April 10, 2012. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-11-0138 on the Consent Calendar.

Enactment No: RES-11-0138
 8. 11-1180 Recommendation to authorize Department of Development Services to process a refund in the amount of \$10,004 to ACE Cash Express for the property located at 2001 East South Street. (District 9)

A motion was made to approve recommendation on the Consent Calendar.
 9. 11-1181 Recommendation to adopt Specifications No. PA-03611 and award contracts to West-Lite Supply Company, Inc., of Cerritos, CA (not an MBE, WBE, SBE or Local), and Vertex Electrical Wholesale, a Long Beach-based business (not an MBE, WBE, or SBE), for furnishing and delivering lamps and lighting fixtures, in a combined annual amount not to exceed \$160,000 for a 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.
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10. 11-1182 Recommendation to authorize City Manager to increase blanket purchase order number BPPW10000059 with JTB Supply Company, Inc. (not an MBE, WBE, SBE or Local), by \$160,000, bringing the total annual amount not to exceed \$235,000, for the purchase of LED traffic modules and related equipment, with the option to renew for another one-year period, at the discretion of the City Manager. (Citywide)
- A motion was made to approve recommendation on the Consent Calendar.**
11. 11-1183 Recommendation to authorize City Manager to execute a contract and all necessary amendments, including term extensions, with the State of California, Department of Boating and Waterways, to receive and expend the 2012 Boating Safety and Enforcement Equipment Grant for the purchase of equipment; and increase appropriations in the Marina Fund (TF 403) in the Fire Department (FD) by \$80,000. (Districts 2,3)
- A motion was made to approve recommendation on the Consent Calendar.**
12. 11-1184 Recommendation to authorize City Manager to execute an Assignment Consent Agreement for Facility/Pipeline Permit No. P-196-97 from Jentra, LLC, dba, Toyota of Long Beach to H. T. L. Automotive, Inc., in accordance with Section 15.44.220 of the Long Beach Municipal Code. (District 4)
- A motion was made to approve recommendation on the Consent Calendar.**
13. 11-1185 Recommendation to authorize City Manager to execute any and all documents necessary for the Third Amendment to Lease No. 20064 between the City of Long Beach and Long Beach Aviation Building, a California limited partnership, for City-owned property at 4307 Donald Douglas Drive at the Long Beach Airport, for the initial monthly rental rate of \$10,504. (District 5)
- A motion was made to approve recommendation on the Consent Calendar.**
14. 11-1186 Recommendation to authorize City Manager to execute subdivision agreements for offsite improvements and find that all requirements of the final subdivision map that subdivides the northern quadrant of the Douglas Park area have been satisfied, and approve the final map for Tract No. 70937-3, located north of Cover Street and west of Worsham Avenue. (District 5)
- A motion was made to approve recommendation on the Consent Calendar.**
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15. 11-1187 Recommendation to authorize City Manager to execute subdivision agreements for offsite improvements and find that all requirements of the final subdivision map that subdivides the northern quadrant of the Douglas Park area have been satisfied, and approve the final map for Tract No. 70937-5, located south of Carson Street and west of Worsham Avenue. (District 5)

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

16. 11-1188 Recommendation to authorize City Manager to execute all documents necessary to enter into a cooperative agreement with Southern California Edison (SCE) to conduct a Light Emitting Diode (LED) street light demonstration project utilizing City-owned street lights. (Districts 2,3,5,7)

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

17. 11-1167 Recommendation to receive and file the minutes for:
Civil Service Commission - September 21, 2011.
Cultural Heritage Commission - October 10, 2011.
Parks and Recreation Commission - October 13, 2011.
Planning Commission - October 12 and 20, 2011
and November 3, 2011.

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

REGULAR AGENDA (6:05 PM)

18. 11-1202 Recommendation to request City Manager to provide a status report on the Long Beach Community Gardens in El Dorado Park that discusses the issues related to concerns of water runoff and flooding of the plots and possible contamination of the crops.

A motion was made by Councilwoman Schipske, seconded by Councilman Andrews, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

19. 11-1203 Recommendation to respectfully request City Council support for federal legislation restoring the Glass-Steagall Act and if necessary, repealing provisions of the Gramm-Leach-Bliley Act to restore integrity and trust in

our financial system.

Distributed at the meeting: Correspondence from Christopher Wray.

Vice Mayor Lowenthal spoke.

Councilmember Neal spoke.

Ryan Serrano spoke.

Peter Rosenwald spoke.

Larry Goodhue spoke.

Jonathan Allen spoke.

Jason James spoke.

Sharon Cantrell spoke.

Councilmember Johnson spoke.

Councilmember O'Donnell spoke.

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

Yes: 7 - Lowenthal, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - Garcia and DeLong

20. 11-1204

Recommendation to respectfully request an update from the City Manager on recent efforts to increase recycling rates among residents and businesses through a rewards program.

Vice Mayor Lowenthal spoke.

Councilmember Johnson spoke.

Ryan Serrano spoke.

Jonathan Allen spoke.

A motion was made by Vice Mayor Lowenthal, seconded by Councilman Andrews, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

21. 11-1205

Recommendation that the City Council adopt the position that it opposes the Southern California International Gateway (SCIG) facility at its currently proposed location and that there are significant and fundamental flaws in the Draft Environmental Impact Report (DEIR) which understates the major impacts of the project, and consequently, the mitigation of such impacts to the affected communities, including schools and residences in Long Beach in close proximity to the project, and direct City Manager to communicate to the Los Angeles Harbor Department the City's position prior to the close of the public comment period for the DEIR on December 22, 2011.

Distributed at the meeting: Correspondence from Ernesto Nevarez.

Councilwoman Gabelich spoke.

Motion: Approve recommendation, and in addition also communicate with the Los Angeles Mayor and the Los Angeles City Council.
Moved by Gabelich, seconded by Johnson.

Councilmember Johnson spoke.

John Cross spoke, and submitted correspondence.

Wally Baker spoke.

Dr. Elisa Nicholas spoke.

Andrew Baretta spoke.

Sandy Cajas spoke.

Lana Castro spoke.

Bret Gallo spoke.

Joann Davis spoke.

Jesse Marquez spoke, and submitted correspondence.

Brian de Andria spoke.

Evelyn Knight spoke.

Elizabeth Smidt spoke.

Ricardo Palido spoke, and submitted comments.

James Santailian spoke.

Bob La Fargeren spoke.

Rick Foss spoke.

Raymond Lopez spoke.

Mike Ford spoke.

Andrew Mayorga spoke.

Dwight Robinson spoke.

Eduardo Castillo spoke.

Ronnie Cornell spoke.

Jesus Ramiriz spoke.

Enrique Gonzalez spoke.

Ron Cheek spoke.

Gilbert Valencia spoke.

Elizabeth Horn spoke.

Joan Greenwood spoke.

John Tyleefi spoke.

Tony Cervantes spoke.

Lon Kettering spoke.

Peter Greenwald spoke.

Bruce White spoke.

Alex Lafarga spoke.

Carmen Rivera spoke.

Kobe Skye spoke.

Joslyn Rivera spoke.

Luis Cabrales spoke.

Amelia Amatolla spoke.

Joseph Lybol spoke.

Brian Ulaszewski spoke.

Georgianna Esquevez spoke.

Jane Templin spoke.

Angelo Logan spoke.

Betty Karnette spoke.

Ben Fisher spoke.

Tom Oxley spoke.

Robbie Hunter spoke.

Joel Thurlocker spoke.

Jonathan Allen spoke.

Sandra spoke.

Trini Jimenez spoke.

Councilmember O'Donnell spoke.

Mayor Foster spoke.

Councilmember Neal spoke.

Councilwoman Gabelich spoke.

Councilman Andrews spoke.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

Councilwoman Gabelich spoke.

Mayor Foster spoke.

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

Councilwoman Gabelich spoke.

A substitute motion was made by Councilmember Neal, seconded by Councilman Andrews, that the City Council first request additional information from the Port of Los Angeles on the following:

- 1. Further explain the EIR conclusion that zero emissions technologies are not yet feasible;**
- 2. Provide further analysis of other potential on-dock locations for the facility that are not near residential areas or in proximity to schools;**
- 3. Provide information about any job losses from relocated tenants or property owners;**
- 4. Further explain and provide data on light and noise impact analysis;**
- 5. Explain the assumptions and selection of the DEIR baseline;**

And secondly, based on information from the Port of LA, direct the City Manager to communicate to the Los Angeles Harbor Department the City of Long Beach's comments prior to the close of the public comment period for the Draft EIR on February 1, 2012, with said report provided to the City Council by January 17, 2012.

As a part of the motion, the City Clerk was directed to provide a transcript of public comment provided on the foregoing motion. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

22. 11-0109 Recommendation to City Council to concur in recommendation of the Elections Oversight Committee to approve Ballot Rotation and forward to City Council for further discussion and approval.

Councilmember Johnson spoke and provided a PowerPoint presentation.

Councilwoman Schipske spoke.

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

Yes: 6 - Lowenthal, DeLong, O'Donnell, Andrews, Johnson and Neal

No: 1 - Schipske

Absent: 2 - Garcia and Gabelich

23. 11-1161 Recommendation to City Council to concur in recommendation of the State Legislation Committee to discuss and take action on the 2012 State Legislative Agenda.

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, that the item be laid over one week to the meeting of Tuesday, December 13, 2011. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

24. 11-1189 Recommendation to adopt Specifications No. PA-00112 and award the contract to Don Miller & Sons Plumbing Supply, of Signal Hill, CA (a WBE and SBE), for furnishing and delivering as-needed plumbing supplies, in an annual amount not to exceed \$620,000, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

A motion was made by Councilwoman Schipske, seconded by Councilman Andrews, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

25. 11-0661 Recommendation to adopt resolution adopting a City of Long Beach Healthy Snack Food and Beverage Policy. (Citywide)

Councilman Andrews spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

Larry Goodhue spoke.

Dr. Elisa Nicholas spoke.

Gloria Vargas spoke.

Steve Baldwin spoke.

Lindsey Garvosio spoke.

Christina Cardenas spoke.

Arianna Oliva spoke.

Chef Paul Buchanan spoke.

Ryan Serrano spoke.

Robert Weaver spoke.

A motion was made by Councilmember Neal, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-11-1036. The motion carried by the following vote:

Yes: 7 - Lowenthal, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - Garcia and DeLong

Enactment No: RES-11-0136

26. 11-1201 Recommendation to adopt resolution adopting the City of Long Beach Healthy Beverage Vending Policy, and defer considering adoption of such Policy until a Request for Proposal (RFP) for vending machine operations is completed to determine the fiscal impacts of the Policy's implementation. (Citywide)

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Schipske spoke.

Councilmember Johnson spoke.

Councilmember Neal spoke.

Dr. Elisa Nicholas spoke.

Lindsey Garvosio spoke

Steve Baldwin spoke.

Christina Cardenas spoke.

Arianna Oliva spoke.

Kate Saknoff spoke.

James Noble spoke.

Chef Paul Buchanan spoke.

Councilmember Johnson spoke.

A motion was made by Councilmember Neal, seconded by Councilwoman Gabelich, to approve recommendation to adopt Resolution No. RES-11-0137 adopting the City of Long Beach Healthy Beverage Vending Policy, and complete and issue a Request for Proposal (RFP) at the end of the current contract term and only accept RFP proposal responses from vendors that meet the newly adopted healthy beverage standards without delaying implementation. The motion carried by the following vote:

Yes: 6 - Lowenthal, Schipske, Andrews, Johnson, Gabelich and Neal

No: 1 - O'Donnell

Absent: 2 - Garcia and DeLong

Enactment No: RES-11-0137

27. 11-1190

Recommendation to adopt resolution approving the Amendments to the

2007-2012 Memorandum of Understanding with the Long Beach City Attorneys Association and the Long Beach City Prosecutors Association;

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-11-0139. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

Enactment No: RES-11-0139

11-1191 Adopt resolution for paying and reporting the value of the employer paid member contributions to the California Public Employees Retirement System employees represented by the City Attorneys Association; and

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-11-0140. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

Enactment No: RES-11-0140

11-1192 Adopt resolution for paying and reporting the value of the employer paid member contributions to the California Public Employees Retirement System for employees represented by the City Prosecutors Association. (Citywide)

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-11-0141. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

Enactment No: RES-11-0141

28. 11-1193 Recommendation to authorize City Manager to execute the Fourteenth Amendment to Historical Site Lease No. 24291 with Rancho Los Alamitos Foundation to provide for the annual management fee for lease year 2011-2012. (District 3)

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, that the item be laid over one week to the meeting of Tuesday, December 13, 2011. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, that the motion to lay item over one week be reconsidered. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

- 29. 11-1195** Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of United Sea Services, Incorporated, dba Long Beach Seaman's Club, for an original Alcoholic Beverage Control License, at 245 Pine Avenue Suite 200, with conditions. (District 2)

Distributed at the meeting: Conditions to be transmitted to ABC.

A motion was made by Vice Mayor Lowenthal, seconded by Councilman Andrews, to approve recommendation, with conditions. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

- 30. 11-1196** Recommendation to receive and file the application of Simmzys, LLC, dba Simmzys, for an original Alcoholic Beverage Control License, at 5271 East 2nd Street. (District 3)

Distributed at the meeting: Conditions to be transmitted to ABC.

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, that the item be laid over one week to the meeting of Tuesday, December 13, 2011. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

- 31. 11-1197** Recommendation to authorize City Manager to execute any and all documents necessary for a lease with Art Exchange Visual Arts Center, Inc., a California nonprofit corporation, for commercial office space at 340, 352, and 356 East 3rd Street. (District 2)

Steve Elicher spoke.

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

Yes: 7 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson and Gabelich

Absent: 2 - Garcia and Neal

- 32. 11-1198** Recommendation to authorize City Manager to execute all documents necessary for a lease with Century Villages at Cabrillo, Inc., a California nonprofit corporation, for the use of excess Terminal Island Freeway right-of-way. (District 7)

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, that the item be laid over one week to the meeting of Tuesday, December 13, 2011. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

Councilmember Johnson spoke.

A motion was made by Councilmember Johnson, seconded by Councilmember DeLong, that motion to lay item over one week be reconsidered. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

A motion was made by Councilmember Johnson, seconded by Councilman Andrews, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

ORDINANCES (11:29 PM)

- 33. 11-1200** Recommendation to declare ordinance expanding the uses of the Belmont Shore Parking Meter Revenue Fund read the first time and laid over to the next regular meeting of the City Council for final reading. (District 3)

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to 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: 7 - Lowenthal, DeLong, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - Garcia and O'Donnell

- 34. 11-1199** Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 5.37 establishing "Mobile Food Preparation Vehicles" requiring businesses, as defined, to obtain permits to provide this service read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Councilmember DeLong spoke.

Councilmember Johnson spoke.

Councilmember O'Donnell spoke.

Kevin Barrett spoke.

Councilmember O'Donnell spoke.

A motion was made by Councilwoman Schipske, seconded by Councilmember Neal, to 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 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

NEW BUSINESS (11:38 PM)

35. 11-1219 Recommendation to respectfully request City Council to adopt resolution recognizing in-home care providers' "National Family Caregivers Month."

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Councilman Andrews spoke.

Pastor Rob Robins spoke.

A motion was made by Councilmember Neal, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-11-0142. The motion carried by the following vote:

Yes: 7 - Lowenthal, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - Garcia and DeLong

Enactment No: RES-11-0142

36. 11-1218 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, December 2, 2011.

This Agenda Item was received and filed.

37. 11-1233 eComments received for the City Council meeting of Tuesday, December 6, 2011.

This Agenda Item was received and filed.

ANNOUNCEMENTS (11:44 PM)

Vice Mayor Lowenthal requested that the meeting be adjourned in memory of Shaun Lumachi; and made community announcements.

Councilman Andrews made community announcements.

Councilmember Johnson made community announcements.

Councilwoman Gabelich made community announcements.

Councilwoman Schipske made community announcements.

Councilmember Neal made community announcements.

Patrick West introduced Rich Archibald.

PUBLIC (11:53 PM)

Jonathan Allen spoke regarding Occupy Long Beach being placed on the agenda.

11-1234 Parker Cook spoke a word of thanks to Councilwoman Gabelich and spoke regarding Occupy Long Beach.

This Agenda Item was received and filed.

Jay spoke regarding Occupy Long Beach.

Sarah Rice spoke regarding Occupy Long Beach.

Councilwoman Gabelich spoke.

Ben Fischer spoke regarding Occupy Long Beach.

11-1235 Erin Foley spoke regarding Occupy Long Beach and submitted a flyer.

This Agenda Item was received and filed.

Ryan Serrano spoke regarding Occupy Long Beach.

Jason James spoke regarding Occupy Long Beach.

Lee Stone spoke regarding Occupy Long Beach.

Jonathan Allen spoke again.

Darlene Fernandez spoke regarding Occupy Long Beach.

11-1236 Zack Lovegrove submitted correspondence via e-mail.

This Agenda Item was received and filed.

ADJOURNMENT (12:21 AM)

At 12:21 AM, Vice Mayor Lowenthal adjourned the meeting in memory of Shaun Lumachi.

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