



CITY OF LONG BEACH

DEPARTMENT OF CITY CLERK

C-2

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

March 11, 2014

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the minutes for the City Council meeting of Tuesday, February 18, 2014.

DISCUSSION

The Legistar minutes for the City Council meeting of Tuesday, February 18, 2014 is 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,

A handwritten signature in cursive script, appearing to read "Larry Herrera".

LARRY G. HERRERA
CITY CLERK

Prepared by: Pablo Rubio

LGH:pr
Attachment

Dr. Robert Garcia, Vice Mayor, 1st District
Dr. Suja Lowenthal, 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
Al Austin, 8th District
Steven Neal, 9th District

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

Bob Foster, Mayor

Charles Parkin, 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.

The Agenda Items were considered in the order presented, except for Agenda Item No. 22, which was considered after the Consent Calendar; and Agenda Item Nos. 15 and 18 were considered after Agenda Item No. 22.

ROLL CALL (5:07 PM)

Councilmembers Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews,
Present: Johnson, Austin and Neal

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Charles Parkin, City Attorney; Larry Herrera, City Clerk; Pablo Rubio, City Clerk Assistant.

Mayor Foster presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Gerrie Schipske, Councilwoman, Fifth District.

Mayor Foster wished Councilmember Lowenthal a happy birthday; announced that Agenda Item No. 14 has been withdrawn; and that Agenda Item Nos. 15, 18, and 22 would be considered after the Consent Calendar.

Julie Pruitt, spcaLA, presented a canine.

Proclamation for Teen Dating Violence Awareness Month.

Councilman Andrews spoke.

Giovanna Martinez, Youth Services Coordinator for the WomenShelter of Long Beach, spoke.

PUBLIC COMMENT (5:14 PM)

Judy Crumpton spoke regarding a No-Kill policy.

Larry Goodhue spoke regarding various issues.

Regina Savage spoke regarding street sweeping.

Thomas Marshall spoke regarding street sweeping.

CONSENT CALENDAR (5:26 PM)

Passed The Consent Calendar

A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to approve Consent Calendar Items 1 - 11. The motion carried by the following vote:

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

1. 14-0126 Recommendation to approve the minutes for the City Council meeting of Tuesday, February 4, 2014.

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

2. 14-0127 Recommendation to refer to City Attorney damage claims received between February 3, 2014 and February 10, 2014.

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

3. 14-0128 Recommendation to adopt resolution authorizing City Manager to execute a contract and all necessary amendments, including term extensions, with the Zoll Medical Corporation, of Chelmsford, MA (not an MBE, WBE, SBE or Local), for the purchase of five 12-Lead

electrocardiogram units, batteries and accessories, in an amount not to exceed \$155,928, inclusive of tax. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-14-0021 on the Consent Calendar.

Enactment No: RES-14-0021

4. 14-0129 Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, between the City of Long Beach and British Petroleum West Coast Products, LLC (BP) in the amount of \$443,000 for the Community Asthma and Air Quality Resource Education Program to address conditions caused or exacerbated by both indoor and outdoor air pollution throughout Long Beach, with a primary focus on West Long Beach. (Citywide)

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

5. 14-0130 Recommendation to authorize City Manager, or designee, to execute a Memorandum of Understanding (MOU), and any subsequent amendments, between the City of Long Beach and Mental Health America of Los Angeles (MHA) in the amount of \$53,040, as part of the California Community Foundation Grant Integrated Healthcare Project, for the period of November 1, 2013 through October 31, 2014. (Citywide)

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

6. 14-0131 Recommendation to amend the After-Hours Parking Permit with Professional Parking Services of Signal Hill to accommodate compressed natural gas-powered shuttle buses. (District 5)

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

7. 14-0132 Recommendation to authorize City Manager to enter into an easement agreement with the Los Angeles County Flood Control District across the Los Angeles River at 6th Street for the purpose of installing a natural gas pipeline; authorize City Manager to execute any documents necessary to obtain the easement; and authorize payment to the Los Angeles County Flood Control District in an amount of \$143,000. (Citywide)

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

8. 14-0133 Recommendation to authorize City Manager to execute a new Schedule I, Transaction Based Storage Service Agreement, as part of the long-term Master Services Contract between the City of Long Beach and Southern California Gas Company for natural gas storage capacity rights. (Citywide)

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

9. 14-0134 Recommendation to adopt resolution authorizing City Manager to execute documents necessary to accept and expend grant funds from the State of California, Department of Parks and Recreation, Division of Boating and Waterways, to reimburse the City of Long Beach for costs incurred to remove and dispose of abandoned watercraft. (Districts 2,3)

A motion was made to approve recommendation and adopt Resolution No. RES-14-0022 on the Consent Calendar.

Enactment No: RES-14-0022

10. 14-0135 Recommendation to adopt resolution authorizing City Manager to execute documents necessary to accept and expend grant funds from the State of California, Department of Parks and Recreation, Division of Boating and Waterways, to reimburse the City of Long Beach for costs incurred to remove and dispose of surrendered vessels in danger of becoming abandoned or hazardous. (Districts 2,3)

A motion was made to approve recommendation and adopt Resolution RES-14-0023 on the Consent Calendar.

Enactment No: RES-14-0023

11. 14-0136 Recommendation to authorize City Manager to apply for the California Department of Resources Recycling and Recovery (CalRecycle) Local Government Waste Tire Cleanup Grant, to accept the grant funds and execute all documents necessary to implement the program, utilizing the previously adopted five-year Resolution No. RES-11-0033. (Citywide)

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

REGULAR AGENDA (5:26 PM)

12. 14-0109 Recommendation to, by motion of the City Council, request City Manager to provide information to the City Council regarding the cost

and feasibility of utilizing the OpenGov Platform or equivalent to make the City's expenditures available online.

Councilwoman Schipske spoke.

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

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

Absent: 3 - Garcia, Lowenthal and Austin

13. 14-0137

Recommendation to request City Manager to work with JoAnne Golden-Stewart, Director of Public Policy for Los Angeles County Economic Development Corporation (LAEDC) in submitting comments necessary for the City of Long Beach to participate in seeking designation as a Manufacturing Community as part of the Investing in Manufacturing Communities Partnership (IMCP) program established by President Obama.

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Patrick West, City Manager, spoke.

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

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

Absent: 3 - Garcia, Lowenthal and Austin

14. 14-0149

WITHDRAWN

~~Recommendation to receive a report on the results of the Request for Proposals (RFP) and Proposition "L" analysis related to contracting for street sweeping services; direct City Manager to proceed with a meet and confer process with the impacted recognized employee organization (IAM); and direct City Manager to return to the City Council within 30 days for further direction. (Citywide)~~

This Agenda Item was withdrawn.

15. 14-0138 Recommendation to authorize City Manager to proceed with the design and bidding phase for the proposed Pedestrian Path Project Proposal, and consider Categorical Exemption 12-044. (Districts 2,3)

Patrick West, City Manager, spoke.

Suzanne Frick, Assistant City Manager, spoke; and provided a PowerPoint presentation.

Councilmember O'Donnell spoke.

Suzanne Frick, Assistant City Manager, spoke.

Councilmember O'Donnell spoke.

Councilmember Neal spoke.

Suzanne Frick, Assistant City Manager, spoke.

Councilmember Neal spoke.

Councilmember DeLong spoke.

Suzanne Frick, Assistant City Manager, spoke.

Vice Mayor Garcia spoke.

Suzanne Frick, Assistant City Manager, spoke.

Vice Mayor Garcia spoke.

Councilwoman Schipske spoke.

Suzanne Frick, Assistant City Manager, spoke.

Councilwoman Schipske spoke.

Jim Corbett spoke.

Larry Goodhue spoke.

Dennis Dunn spoke.

Chris Regal spoke.

Bob Seagren, CEO of Run Racing, spoke.

Kelly Edwards spoke.

Evan Kelly spoke.

Mike Kerlegon spoke.

Terry Braunstein spoke; and submitted correspondence.

Craig Stone spoke.

David Lott, Co-Owner of Belmont Brewing Company, spoke.

Evan Braude spoke.

Marco Schindelmann, President, Arts Council for Long Beach, spoke.

Gordana Kajer spoke.

Vernon Rudd spoke.

Joe Gilver spoke.

Bill Davis spoke.

Seamus Ian Innes, Vice Chair of the Surfrider Foundation, spoke.

Bill Sheen spoke.

Jamin Dunneback, representing Volitude Sport and Adventure Club, spoke.

Mike Fillipow, Poly High School Cross Country and Distance Track Coach, spoke.

Wesley Park spoke.

Andy Kerr spoke.

Allen Crawford spoke.

Melinda Cotton spoke.

Jeff Miller spoke.

Antoinette Hill spoke.

Nancy Buchanan spoke.

Sasha Witte, President, Bluff Park Neighborhood Association, spoke.

Wendy Harn, on behalf of Long Beach Heritage Advocacy, spoke.

Ray VanNatta, Boardmember, Bluff Park Neighborhood Association, spoke.

Mike Elledge, Owner of Volitude Sport and Adventure Club, spoke.

Suzanne Frick, Assistant City Manager, spoke.

K.C. Hunt spoke.

David Braunstein spoke.

Christian Kerr spoke.

Derek Matos spoke.

Cassidy Hunt spoke.

Kendall Akroyd spoke.

Melinda Rooney, President of Long Beach Heritage, spoke.

Olivia Gleason spoke.

Jeff Jones spoke.

Charlie Gandy spoke.

Councilmember Johnson spoke.

Suzanne Frick, Assistant City Manager, spoke.

Councilmember O'Donnell spoke.

Councilmember DeLong spoke.

Suzanne Frick, Assistant City Manager, spoke.

Councilmember DeLong spoke.

Councilmember Lowenthal spoke.

Councilmember O'Donnell spoke.

A motion was made by Councilman Andrews, seconded by Councilmember DeLong, to approve recommendation and request City staff to: [1] discuss with California Coastal Commission staff the feasibility of staff level approval of project design changes that will protect existing parking spaces; however, if full Coastal Commission meeting body approval of design changes is required, that City staff return to the Coastal Commission meeting body as quickly as possible for approval of design changes; and [2] not tied to this project, request staff to come back to the City Council with recommendations for a beach art plan and public process. The motion carried by the following vote:

Yes: 7 - Lowenthal, DeLong, O'Donnell, Andrews, Johnson, Austin and Neal

No: 1 - Schipske

Absent: 1 - Garcia

16. 14-0139

Recommendation to receive and file the Investment Report for Quarter Ending December 31, 2013. (Citywide)

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

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

Absent: 3 - Garcia, Lowenthal and Austin

17. 14-0140

Recommendation to authorize City Manager to amend agreements with Quality Fence Company, Inc., of Paramount, CA (not an MBE, WBE, SBE or Local), and Harris Steel Fence Company, Inc., of Los Angeles, CA (not an MBE, WBE, SBE or Local), for the purchase and installation of new and repair/replacement of existing fencing, by adding \$200,000, for a total annual amount not to exceed \$400,000. (Citywide)

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

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

Absent: 3 - Garcia, Lowenthal and Austin

18. 14-0141

Recommendation to receive and file a report and presentation regarding the impacts of allowing the sale and use of state-approved fireworks. (Citywide)

Mayor Foster spoke.

Mike DuRee, Fire Chief, spoke; and provided a PowerPoint presentation.

Councilman Austin spoke.

Councilman Andrews spoke.

Dennis Dunn spoke.

Angela Han spoke.

Jenny Carbon spoke.

Louise Montgomery spoke.

Linda Montgomery spoke.

Kate Karp spoke.

Jenny Wanner spoke.

Judy Crumpton spoke.

Steve James, President, Police Officers Association, spoke.

Melinda Cotton spoke.

John Kelly, Vice President at TNT Fireworks, spoke.

Vince Palasian spoke.

Kelly Edwards spoke.

Ahadi Mohammed spoke.

Councilmember Neal spoke.

Councilmember DeLong spoke.

Councilman Austin spoke.

Councilwoman Schipske spoke.

Charles Parkin, City Attorney, spoke.

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

Yes: 7 - DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

Absent: 2 - Garcia and Lowenthal

19. 14-0142

Recommendation to adopt resolution authorizing City Manager to adjust certain rates for natural gas service to reflect market conditions by implementing Gas Rate Schedules 1 through 5, 7, and 9, plus readopt Exhibits A and B. (Citywide)

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-14-0024. The motion carried by the following vote:

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

Absent: 3 - Garcia, Lowenthal and Austin

Enactment No: RES-14-0024

20. 14-0143

Recommendation to authorize City Manager to accept a total of \$900,000 in Competitive Excess Funds through the Los Angeles County Regional Park and Open Space District for the Fourth Supervisorial District Excess Funds to be utilized for the development of three trail projects; execute any documents necessary for the administration of the projects; increase appropriations in the Capital Projects Fund (CP) in the Public Works Department (PW) by \$1,900,000; and decrease appropriations in the Capital Projects Fund (CP) in the Parks, Recreation and Marine Department (PR) by \$1,000,000. (Districts 1,3,7)

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

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

Absent: 3 - Garcia, Lowenthal and Austin

21. 14-0144

Recommendation to receive and file the application of CM 76 Restaurant Group, dba Pier 76 Fish Grill, for a premise-to-premise transfer of an Alcoholic Beverage Control License, at 95 Pine Avenue, with conditions. (District 2)

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

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

Absent: 3 - Garcia, Lowenthal and Austin

22. 14-0145

Recommendation to receive and file the application of Chianina Steakhouse LLC, dba Chianina, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control License, at 5716 East 2nd Street, with conditions. (District 3)

Larry Goodhue spoke.

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

23. 14-0146

Recommendation to receive and file the application of RTR Bakery Incorporated, dba Pandor, for an original application of an Alcoholic Beverage Control License, at 5327 East 2nd Street, with conditions. (District 3)

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

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

Absent: 3 - Garcia, Lowenthal and Austin

24. 14-0147

Recommendation to receive and file the application of Taki's House Incorporated, dba Takis House, for an original application of an Alcoholic Beverage Control License, at 3550 Long Beach Boulevard #B, with conditions. (District 7)

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

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

Absent: 3 - Garcia, Lowenthal and Austin

25. 14-0148

Recommendation to adopt resolution authorizing City Manager to execute all necessary documents with Forensic Technology WAI, Inc., of Montreal, Canada (not an MBE, WBE, SBE or Local), for the purchase of one IBIS (Integrated Ballistics Identification System) BulletTrax-3D Acquisition Station, in a total amount not to exceed \$565,000, inclusive of tax. (Citywide)

A motion was made by Councilmember DeLong, seconded by Councilmember Neal, to approve recommendation and adopt Resolution RES-14-0025. The motion carried by the following vote:

Yes: 7 - DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

Absent: 2 - Garcia and Lowenthal

Enactment No: RES-14-0025

ORDINANCE (8:46 PM)

- 26. 14-0123** Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Chapters 5.81 and 8.68, relating to Electronic Cigarettes and similar devices read the first time and laid over to the next regular meeting of the City Council for final reading.
(Citywide)

Motion: Approve recommendation.

Moved by Gary DeLong, seconded by Steven Neal.

Michael Shaknovich, owner of E-Cig City Long Beach, spoke.

Kenneth Turney spoke.

William Skidmore spoke.

James Pappas spoke.

Jennie Wanner spoke.

Jeff Miller spoke.

Melinda Cotton spoke.

Evan Braude spoke.

Paula Wood, Chair of Coalition for a Smoke Free Long Beach, spoke.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Schipske spoke.

Charles Parkin, City Attorney, spoke.

A substitute motion was made by Councilwoman Schipske, seconded by Councilmember Neal, that the item be laid over to the City Council meeting of Tuesday, March 4, 2014. The motion carried by the following vote:

Yes: 6 - O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

Absent: 3 - Garcia, Lowenthal and DeLong

NEW BUSINESS (9:05 PM)

27. 14-0158 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, February 14, 2014.

This Agenda Item was received and filed.

28. 14-0159 eComments received for the City Council meeting of Tuesday, February 18, 2014.

This Agenda Item was received and filed.

ANNOUNCEMENTS (9:06 PM)

Councilmember Neal made community announcements.

Councilman Andrews requested that the meeting be adjourned in memory of Don Raines; and made community announcements.

Councilman Austin made community announcements.

Councilmember O'Donnell made community announcements.

ADJOURNMENT (9:09 PM)

At 9:09 PM, Councilmember O'Donnell adjourned the meeting in memory of Don Raines.

pr

NOTE:

If written language translation of the City Council agenda and minutes for non-English speaking persons is desired, please make your request by phone to the City Clerk Department at (562) 570-6101, 72 hours prior to the City Council meeting.

Kung ang nakasulat na pagsasalin-wika ng adyenda at mga katitikan ng Konseho ng Lunsod ay hinahangad para sa mga taong hindi nagsasalita ng Ingles, mangyaring gawin ang iyong kahilingan sa pamamagitan ng telepono sa Kagawaran ng Klerk ng Lunsod sa (562) 570-6101, 72 oras bago ang pulong ng Konseho ng Lunsod.”

Si desea obtener la traducción lingüística escrita de la agenda y las actas del Concejo Municipal para las personas que no hablan inglés, realice su pedido por teléfono al Departamento de la Secretaría Municipal al (562) 570-6101, 72 horas antes de la reunión del Concejo Municipal.

បើលោកអ្នកមិនចេះនិយាយភាសាអង់គ្លេស ហើយត្រូវការរបៀបវារៈកិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង និងរបាយការណ៍កិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង ជាសំណៅប្រែសម្រួលលាយលក្ខណ៍អក្សរទៅជាភាសារបស់លោកអ្នក នោះសូមស្នើសុំមកនាយកដ្ឋានសៀវភៅសាលាក្រុង តាមទូរស័ព្ទលេខ (562) 570-6101 អោយបាន 72 ម៉ោងមុនកិច្ចប្រជុំក្រុមប្រឹក្សាសាលាក្រុងត្រូវបានធ្វើឡើង។