

**CITY OF LONG BEACH
CITY COUNCIL MINUTES**

**TUESDAY, JANUARY 18, 2005
COUNCIL CHAMBER, 5:00 PM**

Bonnie Lowenthal, 1st District
Dan Baker, 2nd District
Frank Colonna, 3rd District
Patrick O'Donnell, 4th District



Jackie Kell, Vice Mayor, 5th District
Laura Richardson, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, 9th District

Gerald R. Miller, City Manager
Larry G. Herrera, City Clerk

Beverly O'Neill, Mayor

Robert E. Shannon, City Attorney

Councilmember Baker, Second District, presiding.

Invocation: Moment of Silence.

Flag Salute: Councilwoman Reyes Uranga, Seventh District.

Pet Adoption: Julie Prewitt presented a canine for adoption.

Councilwoman Richardson moved, seconded by Councilwoman Reyes Uranga, that the minutes for the City Council meeting of January 11, 2005 be approved.

Councilmembers B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga,

Present: Gabelich and Lerch

Councilmembers Colonna and Kell

Absent:

HEARINGS

1. [05-2277](#) Issuance of Bonds in the amount of \$199,982,000 by the Long Beach Bond Finance Authority and issuance and sale of Tax Allocation Revenue Bonds by the City of Long Beach and the Redevelopment Agency of the City of Long Beach to the Long Beach Bond Finance Authority. (Resolution making findings with respect to and approving the issuance of bonds by the Long Beach Bond Finance Authority, approving the issuance and sale of Gas Utility Refunding Revenue Bonds, and of bonds by the Redevelopment Agency of the City of Long Beach, to the Authority.) (Citywide)

Luis Aragon spoke in opposition.

Laurie Angel spoke in support.

Bry Myown spoke in support.

Pat Paris spoke in support.

Handy Seltzer spoke in support.

A motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Richardson, to receive supporting documentation into the record, conclude the hearing, adopted Resolution No. C-28503; increased appropriations in the Redevelopment Fund (RD) in the Department of Community Development (CD) by \$4,017,000 for the Los Altos loan repayment to the West Long Beach Industrial Project Area; and that any recommended fund expenditures be reviewed and approved by the City Council prior to final commitment. The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

Enactment No: C-28503

2. [05-2278](#) Application of Downtown Blue Café, Inc., dba Blue Café, for Permit for Entertainment with Dancing by Patrons and Pool Hall at an Existing Restaurant with Alcohol at 210 The Promenade North. (District 2)

A motion was made by Councilmember Lowenthal, seconded by Councilmember Reyes Uranga, to receive supporting documentation into the record, conclude the hearing, and granted the permit with conditions.

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

PUBLIC

Thomas Murphy spoke regarding graffiti.

Bry Myown spoke regarding an LNG explosion in Algeria, and distributed a letter to the City Council. (Doc. 4)

CONSENT CALENDAR

3. [05-2280](#) Claims for Damages.

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

4. [05-2281](#) Appeal of Administrative Hearing regarding disputed gas bill for Willie Goffney. (District 3)

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

5. [05-2282](#) Contract with Mr. C's Towing, Incorporated, to provide towing services in the east region of Long Beach. (Citywide)

Thomas Murphy

Dennis Head

A motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Richardson, to authorize City Manager contract in an annual amount not to exceed \$250,000 (which includes the \$100,000 previously paid under purchase order) for term of August 1, 2004 to August 1, 2005.

The motion carried by the following vote:

Yes: 6 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga and Lerch

Absent: 3 - Colonna, Kell and Gabelich

6. [05-2283](#) Mateos et al. v. City of Long Beach, et al.

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

7. [05-2284](#) Dameon Calimon v. City of Long Beach.

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

8. [05-2285](#) Interim Agreement for sale of tidelands dry gas to the Long Beach Unit Power Plant. (Districts 1,2)

Thomas Murphy

A motion was made by Councilmember Reyes Uranga, seconded by Councilmember Lowenthal, to authorize City Manager to execute agreement to commence on February 1, 2005, and continuing until sixty (60) days after THUMSCO or the State gives written notice to the other of its desire to terminate deliveries.

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

9. [05-2286](#) Non-Exclusive Electric Vehicle Use Agreement for use of a city-provided electric cart by Rainbow Harbor commercial operators. (District 2)

A motion was made to pass suggested action on the Consent Agenda.

10. [05-2287](#) Permit with Catalina Classic Cruises, Inc. for office space at 322 Golden Shore. (District 2)

Thomas Murphy

A motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Richardson, to authorize City Manager a one-year permit with Catalina Classic Cruises, Inc. for a rental rate of \$450 per month; and authorized City Manager to execute amendments to extend the permit for two additional one-year terms.

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

11. [05-2288](#) Lease with Kim and Daryl Rouse for art program studio space located at 1526 East 4th Street. (District 2)

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

12. [05-2289](#) Application of 7 Eleven Incorporated, Rhonda Lee Kumar and Sanjeev Kumar, dba 7 Eleven Store 217433450A, for an off-sale beer and wine license at 152 Pine Avenue. (District 2)

A motion was made to pass suggested action on the Consent Agenda.

- B. [05-2290](#) Application of M4K Corporation, dba Plaza Liquor, for an off-sale general license at 6537 East Spring Street. (District 5)

A motion was made to pass suggested action on the Consent Agenda.

- C. [05-2291](#) Application of CAJF Incorporated, dba O S Market, for an off-sale general license at 1177 East Artesia Boulevard. (District 9)

A motion was made to pass suggested action on the Consent Agenda.

13. [05-2292](#) Final Subdivision Map for Tract No. 61476 located at southeast corner of Pine Avenue and Ninth Street. (District 1)

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

14. [05-2293](#) Final Subdivision Map for Tract No. 61138 located between Nebraska Avenue and Walnut Avenue and Seventh Street and Fifth Street. (District 2)

Thomas Murphy

A motion was made by Councilmember Lowenthal, seconded by Councilmember O'Donnell, to find that all requirements of the map have been satisfied; and approved the final subdivision map for Tract No. 61138.

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

15. [05-2294](#)

Easement to Signal Hill Petroleum for a pipeline relocated onto City property adjacent to 3801 Pacific Coast Highway. (District 4)

Thomas Murphy

A motion was made by Councilmember O'Donnell, seconded by Councilmember Lowenthal, to authorize City Manager grant of easement.

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

16. [05-2295](#)

Public Walkways Occupancy Permit for sidewalk dining at The Ceviche Stand Restaurant located at 2125 North Bellflower Boulevard. (District 4)

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

17. [05-2296](#)

Minutes for filing:
Harbor Commission, December 20, 2004
Parks and Recreation Commission, November 18, 2004

Planning Commission, November 4 and 18, and December 2, 2004

A motion was made to approve recommendation except for items 5, 8, 10, 14, and 15.

on the Consent Agenda.

Passed The Consent Agenda

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS

18. [05-2297](#) Report on response to the storm damage.

A motion was made by Councilmember O'Donnell, seconded by Councilmember Lowenthal, to. requested City Manager to prepare report on City's current response to recent storm damage, in particular the replacement of downed trees and pothole repair, and long-term plan to address the needs of the City.

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

19. [05-2298](#) Agreement with Garrison Enterprises, Inc. for a health information system. (Citywide)

Thomas Murphy

A motion was made by Councilmember Lowenthal, seconded by Councilmember O'Donnell, to pass suggested action authorized City Manager to execute all necessary documents for development and implementation of a Health Information System in an amount not to exceed \$405,000, and for annual system maintenance in an amount not to exceed \$105,000 plus Consumer Price Index adjustments, for a period of four years, with the option to renew the maintenance agreement for three additional periods of five years each; and increased appropriations in the Department of Health and Human Services (HE) and in the Health Fund (SR 130) by \$205,000.

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

20. [05-2299](#)

Agreement with State Department of Health Services to claim reimbursement for allowable Medi-Cal administrative activities. (Citywide)

A motion was made by Councilmember Lowenthal, seconded by Councilmember O'Donnell, to pass suggested action authorized City Manager to execute all necessary documents in an amount not to exceed \$1,425,000 for a three-year period; and increased appropriations in the Health Fund (SR 130) and the Department of Health and Human Services (HE) by \$313,732.

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

21. 05-2300

Application of Villasenor Incorporated, dba Taco's Don Chente of Long Beach, for an original on-sale beer and wine for bonafide eating place alcoholic beverage license at 101 West Pacific Coast Highway. (District

6)

A motion was made by Councilwoman Richardson, seconded by Councilmember Lowenthal, that this matter be laid over for February 8, 2005. The motion carried by the following vote:

Yes: 5 - B. Lowenthal, Baker, O'Donnell, Richardson and Lerch

Absent: 4 - Colonna, Kell, Reyes Uranga and Gabelich

22. [05-2301](#)

Application of Young Bong Yu and Yusun Sim Yu, for an original non retail beer and wine alcoholic beverage license at 2392-96 East Artesia Boulevard. (District 9)

A motion was made by Councilmember Lerch, seconded by Councilmember Lowenthal, to receive and file. The motion carried by the following vote:

Yes: 5 - B. Lowenthal, Baker, O'Donnell, Richardson and Lerch

Absent: 4 - Colonna, Kell, Reyes Uranga and Gabelich

RESOLUTION

23. [05-2302](#) Resolution establishing parking fees for the Catalina south parking lot pursuant to Section 10.30.030 of the Long Beach Municipal Code. (District 2)

A motion was made by Councilmember Lowenthal, seconded by Councilmember O'Donnell, that this matter be adopted Resolution No. C-28504 which authorizes fees of \$3 per use for Pierpoint Landing customers and \$30 per month for monthly parking at the Catalina Landing south parking lot.

The motion carried by the following vote:

Yes: 6 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga and Lerch

Absent: 3 - Colonna, Kell and Gabelich

Enactment No: C-28504

ORDINANCES

24. [05-2303](#) Recommendation that City Council declare ordinance amending the Long Beach Municipal Code by amending Section 10.30.010.A.1 to add the Catalina south parking lot and amending Sections 10.30.010.A.4, 10.30.080.A, 10.30.120.A and 10.30.122 due to Marina name changes, read and adopted as read. (District 2)

A motion was made by Councilmember Lowenthal, seconded by Councilwoman Richardson, 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 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga and Lerch

Absent: 3 - Colonna, Kell and Gabelich

Enactment No: C-7969

25. [05-2304](#) Ordinance extending the time limit for effectiveness of the Redevelopment Plan for the Poly High Redevelopment Project.

A motion was made by Councilwoman Richardson, seconded by Councilmember Lowenthal, to declare ordinance read and adopted as read Ordinance No. C-7963

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

Enactment No: C-7963

26. [05-2305](#)

Ordinance extending the time limit for effectiveness of the Redevelopment Plan for the West Beach Redevelopment Project.

A motion was made by Councilmember Lowenthal, seconded by Councilmember Reyes Uranga, to declare ordinance read and adopted as read Ordinance No. C-7964

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

Enactment No: C-7964

27. [05-2306](#)

Ordinance extending the time limit for effectiveness of the Redevelopment Plan for the Downtown Redevelopment Project.

A motion was made by Councilmember Lowenthal, seconded by Councilwoman Richardson, to declare ordinance read and adopted as read Ordinance No. C-7965

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

Enactment No: C-7965

28. [04-2272](#)

Ordinance amending Section 2.03.040 of the Long Beach Municipal Code regarding order of business of the City Council.

A motion was made by Councilmember Lowenthal, seconded by Councilwoman Richardson, to declare ordinance read and adopted as read Ordinance No. C-7966

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

Enactment No: C-7966

29. [04-2273](#)

Ordinance amending the Long Beach Municipal Code by amending Section 1.21.010 ordering the City Clerk to canvass the municipal elections held in the City of Long Beach.

A motion was made by Councilmember Lowenthal, seconded by Councilmember Reyes Uranga, to declare ordinance read and adopted as read Ordinance No. C-7967

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

Enactment No: C-7967

NEW BUSINESS

Councilwoman Reyes Uranga made community announcements.

Councilmember Lerch made community announcements.

Councilwoman Lowenthal made community announcements.

Councilwoman Richardson made community announcements.

Councilwoman Gabelich made community announcements.

Councilmember O'Donnell made community announcements.

Councilmember Baker adjourned the meeting in memory of Rosalie Meesh at 7:00 P.M.

30.

31.

32.

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។