

Robert Garcia, 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, Vice Mayor, 9th District

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

Bob Foster, Mayor

Robert E. Shannon, City Attorney

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## FINISHED AGENDA & 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 for this meeting were considered in the order presented, with the exception of Agenda Item No. 20, which was considered following Agenda Item No. 1.

### ROLL CALL (5:02 PM)

**Councilmembers** Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga  
**Present:** and Lerch

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

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Mike 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: Robert Garcia, Councilmember, First District.

Kathy Schofield, spcaLA, presented two kittens.

Mayor Foster announced that Agenda Item No. 20 would be considered at 6:30 PM.

Proclamation for National Public Works Week.

Mike Conway, Director of Public Works, spoke.

Proclamation for Better Hearing and Speech Month.

Dr. Sherwin Basil spoke.

Presentation for Polytechnic High School Girls' Basketball Team.

Councilman Andrews spoke.

### HEARINGS (5:19 PM)

[see media](#)

1. [09-0499](#) Recommendation to adopt resolution approving and adopting the 2008-2014 Housing Element of the General Plan and authorize submittal to the California Housing and Community Development Department for certification. (Citywide)

Distributed at the meeting: PowerPoint presentation entitled, Revised Draft 2008-2014 Housing Element, May 19, 2009; and red-line document entitled, Proposed Revisions to Draft Housing Element.

Councilmember O'Donnell spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Schipske spoke.

Mike Mais, Assistant City Attorney, spoke.

Councilmember O'Donnell spoke.

Motion: Approve recommendation as originally presented without the red-lined changes.

Moved by O'Donnell, seconded by DeLong.

Motion: Substitute motion to approve recommendation for the Housing Element with the red-line revisions submitted and the following additions: [1] changing to include light industrial to the emergency shelters for homeless; and [2] changing the time line for resolving the definition of family and Housing Development Company development permanent process from 1 year to 6 months.

Moved by Reyes Uranga, motion failed due to lack of second.

Councilwoman Schipske spoke.

Mike Mais, Assistant City Attorney, spoke.

Mayor Foster spoke.

Councilmember Reyes Uranga spoke.

Councilmember Garcia spoke.

Ben Rockwell spoke.

Peter Baker spoke.

Richard Hernandez spoke.

Maricella Barahas spoke.

America Aceves spoke.

Becky Blair spoke.

Martha Cota spoke.

Jeannie Pearce spoke.

Stephanie Bussy spoke.

Janise McConnell spoke.

Sandra Kroll spoke.

Stacey McDemule spoke.

Jack Smith spoke.

George Bullock spoke.

Jessica Quintanno spoke.

Suzanne Brown spoke.

JoAnn Freeman spoke.

Mike Kohl spoke.

Nancy Alsweet spoke.

Erin Hoffer spoke.

Larry Goodhue spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Schipske spoke.

Vice Mayor Lerch spoke.

**A substitute motion was made by Councilmember DeLong, seconded by Vice Mayor Lerch, to adopt the revised Housing Element with the red-line additions, with the exception that in the red-line pages, Policy 1.7 at the top of Page 2 read only "Annually seek out new sources of funding for affordable housing development."; that the last bullet point of Program 2.2, concerning Definition of Family, at the top of Page 3 be deleted; and adopt Resolution No. RES-09-0050. The motion carried by the following vote:**

**Yes:** 7 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

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

**Enactment No:** RES-09-0050

[see media](#)

2. [09-0434](#)

Recommendation to receive supporting documentation into the record, conclude the hearing and adopt the recommendation to revoke Business License Nos. BU20408690, BU20408700 and BU20406050 for 2706 South Street, LLC, dba Ajas, located at 2706 South Street. (District 9)

Katia Mannery, owner, and Michael Magallanes, Manager, spoke.

Mike Mais, Assistant City Attorney, spoke.

Vice Mayor Lerch spoke.

Anthony Batts, Chief of Police, spoke.

Vice Mayor Lerch spoke.

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

**Yes:** 6 - Garcia, DeLong, O'Donnell, Schipske, Andrews and Lerch

**Absent:** 3 - S. Lowenthal, Reyes Uranga and Gabelich

**PUBLIC COMMENT (7:44 PM)**

Mike Ruehle spoke regarding Development Services' policy concerning plans.

Tom Stout spoke regarding employee pensions.

Ben Rockwell spoke regarding benefits.

Larry Goodhue spoke regarding vocational training.

Mayor Foster spoke.

### **CONSENT CALENDAR (7:57 PM)**

Passed The Consent Calendar

**A motion was made by Councilwoman Schipske, seconded by Councilman Andrews, to approve Consent Calendar Items 3 -10. The motion carried by the following vote:**

**Yes:** 7 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

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

3. [09-0515](#) Recommendation to authorize City Attorney to pay the sum of \$6,772.89 in full settlement of lawsuit entitled Liberty Mutual v. City of Long Beach, et al., Case No. 08C02834.  
**A motion was made to approve recommendation on the Consent Calendar.**
4. [09-0500](#) Recommendation to approve the City Council minutes for the meeting held Tuesday, May 5, 2009.  
**A motion was made to approve recommendation on the Consent Calendar.**
5. [09-0501](#) Recommendation to refer to City Attorney damage claims received between May 4, 2009 and May 11, 2009.  
**A motion was made to approve recommendation on the Consent Calendar.**
6. [09-0502](#) Recommendation to authorize City Manager to execute all necessary documents and all necessary amendments, including term extensions, with the State of California Office of Emergency Services to receive and expend grant funding for the Hazardous Materials Emergency Preparedness Grant; and increase appropriations in the CUPA Fund (SR 131) in the Fire Department (FD) by \$55,000. (Citywide)  
**A motion was made to approve recommendation on the Consent Calendar.**
7. [09-0503](#) Recommendation to receive and file the application of Save The Queen Beverage Incorporated, dba The Queen Mary, for a stock transfer of an Alcoholic Beverage Control License, at 1126 Queens Highway, with

existing conditions. (District 2)

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

8. [09-0504](#) Recommendation to receive and file the application of Beach Club Sports Bar & Grill LLC, dba The Beach Club Sports Bar & Grill, for a person-to-person transfer of an Alcoholic Beverage Control License, at 5755 East Pacific Coast Highway, with existing conditions. (District 3)

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

9. [09-0505](#) Recommendation to authorize City Manager to apply for, and execute, all documents and amendments necessary to accept, implement, and administer the 2009/2010 California Department of Conservation City/County Payment Program block grant. (Citywide)

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

10. [09-0513](#) Recommendation to receive and file the minutes for: Civil Service Commission - April 29, 2009.

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

#### **REGULAR AGENDA (7:58 PM)**

[see media](#)

11. [09-0492](#) Recommendation to request City Attorney to draft a resolution in support of animal protection legislation SB 250 (Florez), AB 241 (Nava), AB 242 (Nava) and/or AB 243 (Nava); and direct City Manager to communicate the City's support to Long Beach legislative offices.

Councilmember Reyes Uranga spoke.

Councilmember O'Donnell spoke.

Dr. Allen Druses, Riverside County veterinarian, spoke.

Councilmember Reyes Uranga spoke.

Judy Krumpton spoke.

Brad Minell spoke.

Wendy Aragon spoke.

Councilwoman Schipske spoke.

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

**Yes:** 7 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

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

[see media](#)

12. [09-0514](#)

Recommendation to respectfully request that City Council request City Manager to examine methods of implementing a "Tax Credit Card" that highlights tax savings opportunities for employers hiring veterans, youth, disabled, unemployed due to layoff or business closure, and economically disadvantaged in the City of Long Beach and to place the card on the back side of the current Pacific Gateway Employment card.

Councilman Andrews spoke and distributed a sample card.

Jack Smith spoke.

Councilmember O'Donnell spoke.

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

**Yes:** 7 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

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

[see media](#)

13. [09-0506](#)

Recommendation to receive and file Investment Report for Quarter Ending March 31, 2009. (Citywide)

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

**Yes:** 7 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

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

[see media](#)

14. [09-0456](#)

Recommendation to approve Fiscal Year 2009 second quarter departmental and fund budget appropriation adjustments in accordance with existing City Council policy. (Citywide)

Councilmember Reyes Uranga spoke.

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

**Yes:** 7 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

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

[see media](#)

15. [09-0508](#)

Recommendation to receive and file the application of Brentwood Consulting Group LLC, dba Pit Stop Pizza, for an original Alcoholic Beverage Control License, at 250 East 4th Street, with conditions. (District 1)

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

**Yes:** 7 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

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

[see media](#)

16. [09-0509](#)

Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Carnival Corporation, dba Carnival Cruise Ship Splendor, for an original Alcoholic Beverage Control License, at Berth H 4 Cruise Ship Terminal, with conditions. (District 2)

**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 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

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

[see media](#)

17. [09-0510](#)

Recommendation to receive and file the application of Heineken USA Incorporated, dba Heineken USA, for a premise-to-premise transfer of an Alcoholic Beverage Control License, at 3780 Kilroy Airport Way, Suites 500 and 510, with conditions. (District 5)

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



**Yes:** 6 - Garcia, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

**Absent:** 3 - S. Lowenthal, DeLong and Gabelich

[see media](#)

18. [09-0511](#) Recommendation to receive and file the application of Awesome Sushi LLC, dba Awesome Sushi, for an original Alcoholic Beverage Control License, at 2601 Clark Avenue, Suite A, with conditions. (District 5)

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

**Yes:** 6 - Garcia, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

**Absent:** 3 - S. Lowenthal, DeLong and Gabelich

[see media](#)

19. [09-0512](#) Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Premium Mezcales LLC, dba Premium Mezcales LLC, for an original Alcoholic Beverage Control License, at 2200 Technology Place, with conditions. (District 7)

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

**Yes:** 6 - Garcia, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

**Absent:** 3 - S. Lowenthal, DeLong and Gabelich

### **NEW BUSINESS (8:24 PM)**

[see media](#)

20. [09-0522](#) Recommendation to request the Long Beach Housing Development Company to enter into a lease with the Wrigley Is Going Green Association to utilize 1950 and 1960 Henderson Avenue for use as a temporary community garden for a two-year term.

Councilman Andrews spoke.

Annie Greenfeld spoke.

Jennifer Beaver spoke.

Lisa Rebrow and Mona Ikner spoke.

Jack Smith spoke.

Councilmember Reyes Uranga spoke.

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

**Yes:** 7 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

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

[see media](#)

21. [09-0523](#)

Recommendation to adopt resolution proclaiming the termination of the local emergency and the local health emergency due to Swine Flu Influenza A (SWH1N1) under California Government Code Section 8630 and California Health and Safety Code Section 101080. (Citywide)

**A motion was made by Councilmember O'Donnell, seconded by Councilwoman Schipske, to approve recommendation and adopt Resolution No. RES-09-0051. The motion carried by the following vote:**

**Yes:** 6 - Garcia, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

**Absent:** 3 - S. Lowenthal, DeLong and Gabelich

**Enactment No:** RES-09-0051

22. Affidavit of Service for the special meeting held Tuesday, May 19, 2009.

**ANNOUNCEMENTS (8:24 PM)**

Councilmember Andrews spoke regarding community events; and requested that the meeting be adjourned in memory of Victoria Morris.

Vice Mayor Lerch requested that the meeting be adjourned in memory of Sharold Axton and Harvey Davis.

Councilmember Reyes Uranga made community announcements.

**ADJOURNMENT (8:28 PM)**

At 8:28 PM, Mayor Foster adjourned the meeting in memory of Victoria Morris, Sharold Axton and Harvey Davis.

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