

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



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

Bob Foster, Mayor

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

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 following order: Agenda Item Nos. 1, 31, 2, Public Comment, Consent Calendar, Agenda Item Nos. 3, 19, 25, 51, 27, 50, 28 - 30, and 32 - 49.

### ROLL CALL (5:07 PM)

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

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Heather Mahood, Chief 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: Dee Andrews, Councilman, Sixth District.

Mayor Foster announced that Agenda Item Nos. 7, 23 and 26 had been withdrawn; and that Agenda Item No. 51 would be considered around 8:00 PM.

Certificate of Recognition for the El Dorado Nature Center.

### HEARINGS (5:14 PM)

[see media](#)

1. [09-0969](#) Recommendation to receive supporting documentation into the record, conclude the hearing and adopt resolution approving the Long Beach Tourism Business Improvement Area program and assessment for the period of October 1, 2009 through September 30, 2010; and authorize

City Manager to execute an agreement with the Long Beach Area Convention and Visitors Bureau for a one-year term. (Districts 1,2,4,5)

Steve Goodling and Larry Jackson spoke.

Councilmember Garcia spoke.

Councilman Andrews spoke.

Councilmember O'Donnell spoke.

Councilwoman Gabelich spoke.

Kraig Kojian, President, Downtown Long Beach Associates, spoke.

**A motion was made by Councilman Andrews, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-09-0102. The motion carried by the following vote:**

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

**Enactment No:** RES-09-0102

[see media](#)

2. [09-0971](#)

Recommendation to receive supporting documentation, including the petitions, into the record, conclude the public hearing, and request City Attorney to prepare an amendment to the Long Beach Municipal Code, modifying Preferential Parking District "Z" to include Litchfield Avenue between Fidler Avenue and Calderwood Street as recommended by the City Traffic Engineer. (District 4)

Councilmember O'Donnell spoke.

Tracy Thompson spoke and submitted photographs showing cars blocking driveways.

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

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

**Absent:** 1 - Garcia

**PUBLIC COMMENT (5:54 PM)**

Lorna Jasmin spoke in opposition to union organization in local hotels.

Orfelina Olmos spoke regarding unionization of hotels.

Kathy Ryan spoke regarding pension contributions.

[09-1029](#) Ashley Rambo-Sonko spoke and submitted an information packet regarding a new non-profit organization, Christ's Hand on Afrika.

**This Handout was received and filed.**

Larry Goodhue spoke regarding security.

Lee Glaze spoke regarding Americans with Disabilities Act curb cuts.

Councilwoman Gabelich spoke.

[09-1028](#) Bill Orton spoke regarding legislative actions and submitted a Capitol Weekly article.

**This Handout was received and filed.**

Councilmember Reyes Uranga spoke.

Samara Ashley spoke regarding the upcoming Green Port Fest event.

### **CONSENT CALENDAR (6:17 PM)**

Passed The Consent Calendar

**A motion was made by Councilman Andrews, seconded by Councilwoman Schipske, to approve Consent Calendar Items 3 - 24, except for Items 3, 7, 19 and 23. The motion carried by the following vote:**

**Yes:** 8 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - Lowenthal

[see media](#)

3. [09-1014](#) Recommendation to authorize City Manager to execute a Third Amendment to Agreement No. 30635 with the firm of Meyers, Nave, Riback, Silver & Wilson, in the matter entitled Michael Kenneth Paul Edwards vs. City of Long Beach, Case No. CV05-8990 GS (PLAx) and Davis Faris, et al. vs. City of Long Beach, Case No. SACV07-954 JVS

(ANx).

Robert Shannon, City Attorney, spoke.

Councilmember DeLong spoke.

Patrick West, City Manager, spoke.

Francis Emily Dawson Harris spoke.

Councilwoman Schipske spoke.

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

**Yes:** 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Gabelich

**No:** 1 - Lerch

4. [09-1015](#) Recommendation to authorize City Manager to execute an agreement with the firm of Liebert Cassidy Whitmore, in the matter entitled Hausauer v. City of Long Beach, Case No. BC398898.  
**A motion was made to approve recommendation on the Consent Calendar.**
5. [09-1013](#) Recommendation to approve the City Council Budget Workshop Minutes for the meeting held Tuesday, September 8, 2009.  
**A motion was made to approve recommendation on the Consent Calendar.**
6. [09-1011](#) Recommendation to refer to City Attorney damage claims received between September 4, 2009 and September 14, 2009.  
**A motion was made to approve recommendation on the Consent Calendar.**
7. 09-0972 Recommendation to authorize City Manager to execute any and all documents necessary for a lease between the City of Long Beach and the Historical Society of Long Beach, California, a California nonprofit corporation, for the use and occupancy of City-owned property located at 4258-4260 Atlantic Avenue, at an annual rent of \$1. (District 8)  
**This Contract was withdrawn.**
8. [09-0973](#) Recommendation to authorize City Manager, or designee, to execute the First Amendment to Lease No. 28989 between Thomas F. Merrick and

Barbara A. Merrick, Individuals, and the City of Long Beach for office space at 13-17 East Market Street, for the continued operation of the Department of Health and Human Services' Women, Infants and Children Nutrition Program for an extended eleven-month term at the monthly base rent of \$3,245. (District 8)

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

9. [09-0974](#)

Recommendation to approve and authorize City Manager to enter into an agreement between the City of Long Beach and PCR Services Corporation for a survey and a conservation management plan for valuable decorative assets in the storage areas on the Queen Mary in an amount not to exceed \$63,370. (District 2)

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

10. [09-0975](#)

Recommendation to authorize City Manager, or designee, to execute an agreement and any subsequent amendments between the City of Long Beach and The Earl B. and Loraine H. Miller Foundation in the amount of \$79,000 to continue the childhood obesity prevention health education programming at the Miller Family Health Education Center for the period from July 1, 2009 through June 30, 2010. (Citywide)

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

11. [09-0976](#)

Recommendation to authorize City Manager, or designee, to execute an agreement and any subsequent amendments between the City of Long Beach and Kaiser Permanente South Bay Medical Center in the amount of \$5,000 for the Health Access through Early Childhood Education Program for the period of July 1, 2009 through June 30, 2010; and increase appropriations in the Health Fund (SR 130) and the Department of Health and Human Services (HE) by \$5,000. (Citywide)

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

12. [09-0977](#)

Recommendation to authorize City Manager, or designee, to execute a third amendment to the agreement between the City of Long Beach and the County of Los Angeles to provide HIV/AIDS Health Education/Risk Reduction services in the amount of \$35,653 for the period of July 1, 2009 through September 31, 2009, and to execute any subsequent amendments that change the terms or the funding amount. (Citywide)

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

13. [09-0978](#)

Recommendation to authorize City Manager, or designee, to execute an

agreement and any subsequent amendments between the City of Long Beach and Kaiser Permanente South Bay Medical Center in the amount of \$15,000 to continue the Latino Diabetes Prevention and Management Program for the period of July 1, 2009 through July 1, 2010. (Citywide)

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

14. [09-0979](#) Recommendation to receive and file the application of MCK & Company, dba Cat Man Blu, for a LLC membership change of an Alcoholic Beverage Control License, at 51 South Pine Avenue, with existing conditions. (District 2)

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

15. [09-0980](#) Recommendation to receive and file the application of Thai Gourmet By Sri Maya LLC, dba Thai Gourmet By Sri Maya, for a person-to-person transfer of an Alcoholic Beverage Control License, at 4722 East 2nd Street, with existing conditions. (District 3)

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

16. [09-0981](#) Recommendation to receive and file the application of Evertina Arroyo and Adela Morales Contreras, dba Trojan III, for a person-to-person transfer of an Alcoholic Beverage Control License, at 2020 East Anaheim Street, with existing conditions. (District 4)

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

17. [09-0982](#) Recommendation to receive and file the application of The Factory Gastrobar LLC, dba The Factory Gastrobar, for a person-to-person transfer of an Alcoholic Beverage Control License, at 4020 Atlantic Avenue, with existing conditions. (District 8)

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

18. [09-0984](#) Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Broadway Pizza & Grill located at 120 East Broadway Street. (District 2)

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

[see media](#)

19. [09-0986](#) Recommendation to adopt resolution ordering the vacation of a portion of Lakewood Boulevard north of the Traffic Circle adjacent to 1919 Lakewood Boulevard. (District 4)

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

Larry Goodhue spoke.

**A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-09-0103. The motion carried by the following vote:**

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

**Enactment No:** RES-09-0103

**20. [09-0985](#)**

Recommendation to determine that the granting of Facility/Pipeline Permit No. P-237-09 to Long Beach City College will not be contrary to the public interest; and authorize City Manager to issue said permit in accordance with Section 15.44.060, Permit-Issuance, of the Long Beach Municipal Code, for the installation of communications and fiber optic data conduits. (District 5)

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

**21. [09-0987](#)**

Recommendation to authorize City Manager to execute an agreement and amendments thereto with the Gateway Cities Council of Governments (GCCOG) regarding the City of Long Beach's participation in, and \$25,145.32 contribution towards, the development of a coordinated implementation plan to reduce the amount of metals pollutants in Reach 1 of the Los Angeles River and its associated tributaries. (Citywide)

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

**22. [09-0983](#)**

Recommendation to authorize City Manager to execute an agreement and amendments thereto with the San Gabriel Valley Council of Governments (SGVCOG) regarding the City of Long Beach's participation in, and \$7,527.50 contribution towards, the development of a coordinated implementation plan to reduce the amount of metals pollutants in Reach 2 of the Los Angeles River and its associated tributaries. (Citywide)

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

**23. 09-0988**

Recommendation to authorize City Manager to extend and execute an

amendment to Contract No. 29707 with Tajann Corporation for as-needed scanning services for an additional one-year term, and to increase the contract authority for Tajann Corporation by \$50,000. (Citywide)

**This Contract was withdrawn.**

24. [09-0965](#) Recommendation to receive and file minutes for:  
Civil Service Commission - September 2, 2009.  
Planning Commission - August 20, 2009.  
Water Commission - August 20 and 27, 2009.

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

#### REGULAR AGENDA (6:34 PM)

[see media](#)

25. [09-1016](#) Recommendation to receive and file report on the actions taken at the Metropolitan Water District Board meeting held on September 15, 2009.

Councilmember Lowenthal spoke and distributed a summary of actions at the Metropolitan Water District board meeting.

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

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

**Absent:** 1 - Garcia

26. 09-1017 WITHDRAWN  
~~Recommendation to request City Attorney to draft an ordinance requiring that in the case of emergency excavations that take place on a right of way that has been constructed, reconstructed or resurfaced within the previous 60 months, or that has been slurry sealed within the previous 24 months, the right of way be resurfaced from curb to curb at the point of excavation.~~

**This Agenda Item was withdrawn.**

[see media](#)

27. [09-1018](#) Recommendation to request to convene a meeting of the Charter Amendment Committee to discuss charter reform opportunities and charter-based funding sources, including, but not limited to, revising the Harbor Department transfer to the Tidelands Operating fund.



Distributed at the meeting: Correspondence from Jennifer Lucchesi, Staff Counsel, California State Lands Commission.

Councilwoman Gabelich spoke.

Robert Shannon, City Attorney, spoke.

Councilwoman Schipske spoke.

Mayor Foster spoke.

Councilmember DeLong spoke.

Councilmember Garcia spoke.

Councilmember Lowenthal spoke.

Robert Shannon, City Attorney, spoke.

Councilmember Reyes Uranga spoke.

Mayor Foster spoke.

Councilwoman Gabelich spoke.

William Light spoke.

Larry Goodhue spoke.

Elizabeth Horn spoke.

Michelle Grubbs spoke.

Rich Dines spoke.

Dan Myler spoke.

Francis Emily Dawson Harris spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Gabelich spoke.

Councilman Andrews spoke.

Councilwoman Gabelich spoke.

**A motion was made by Councilwoman Gabelich, seconded by Councilwoman Schipske, to request a study session on October 6, 2009 to discuss Charter reform regarding the Harbor Department formula for transfers to the Tidelands Operating fund. The motion carried by the following vote:**

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

[see media](#)

28. [09-0989](#)

Recommendation to adopt resolution approving the Annual Assessment Report from October 1, 2009 to September 30, 2010, for the Fourth Street Parking and Business Improvement Area, declaring its intention to levy the annual assessment, and setting the date of hearing for Tuesday, October 20, 2009 at 5:00 p.m. (District 2)

**A motion was made by Councilmember Lowenthal, seconded by Vice Mayor Lerch, to approve recommendation and adopt Resolution No. RES-09-0104. The motion carried by the following vote:**

**Yes:** 8 - Garcia, Lowenthal, DeLong, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - O'Donnell

**Enactment No:** RES-09-0104

[see media](#)

29. [09-0990](#)

Recommendation to adopt resolution approving the Annual Assessment Report for October 1, 2009 to September 30, 2010, for the Belmont Shore Parking and Business Improvement Area, declaring its intention to levy the annual assessment, and setting the date of hearing for Tuesday, October 13, 2009 at 5:00 p.m. (District 3)

**A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-09-0105. The motion carried by the following vote:**

**Yes:** 8 - Garcia, Lowenthal, DeLong, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**Absent:** 1 - O'Donnell

**Enactment No:** RES-09-0105

[see media](#)

30. [09-0991](#)

Recommendation to adopt resolution approving the Annual Assessment Report from October 1, 2009 to September 30, 2010, for the Bixby Knolls

Parking and Business Improvement Area, declaring its intention to levy the annual assessment, and setting the date of hearing for Tuesday, October 13, 2009 at 5:00 p.m. (Districts 7,8)

**A motion was made by Councilwoman Gabelich, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-09-0106; and change the date of hearing to Tuesday, October 20, 2009. The motion carried by the following vote:**

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

**Enactment No:** RES-09-0106

[see media](#)

**31. [09-0992](#)**

Recommendation to authorize City Manager to execute the Seventh Amendment to Agreement No. 28164 with the Long Beach Area Convention and Visitors Bureau, Inc., to provide funding in the amount of \$3,815,366 for Fiscal Year 2010. (Citywide)

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

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

[see media](#)

**32. [09-0996](#)**

Recommendation to authorize City Manager to execute all documents with the United States Department of Education to receive a grant in the amount of \$1,189,000, to operate the Long Beach Youth Career Academy pilot that will assist probationary youth ages 14-18; to execute all documents with various initiative partners in an amount totaling \$475,000; and to execute any needed subsequent amendments. (Citywide)

Councilman Andrews spoke.

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

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

[see media](#)

**33. [09-0999](#)**

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

Councilwoman Schipske spoke.

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

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

[see media](#)

**34. [09-1000](#)**

Recommendation to authorize City Manager to execute an Agreement with Chandler Asset Management to provide investment advisory and management services relating to the City's pooled investment portfolio, in an amount not to exceed \$300,000 annually, for a period of two years with options for three, one-year extensions, at the discretion of the City Manager; and

Revise the City of Long Beach Investment Policy for Calendar Year 2009 to comply with the new agreement with Chandler Asset Management. (Citywide)

Lori Ann Farrell, Director of Financial Management, spoke.

Larry Goodhue spoke.

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

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

[see media](#)

**35. [09-1001](#)**

Recommendation to adopt Specifications No. PA-02209 and award contract to Waxie's Enterprises, Inc., dba Waxie Sanitary Supply, to furnish and deliver custodial supplies, in the estimated annual amount of \$550,000 for a period of one year, with the option of renewing for one additional one-year period, at the discretion of the City Manager, with the option of adding expenditures up to 10 percent (or \$55,000) above the annual contract amount, if necessary and if funds are available, plus extend the existing interim contract with Waxie Sanitary Supply through September 30, 2009; and increase the contract amount by \$150,000 to cover expenditures made during the bidding process. (Citywide)

Councilwoman Schipske spoke.

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

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

[see media](#)

**36. [09-0997](#)**

Recommendation to authorize City Manager to submit a grant application, through the Long Beach Department of Health and Human Services, to the U.S. Department of Housing and Urban Development (HUD) for the 2009 Continuum of Care for Homeless Assistance Program; and execute all necessary documents, sub-grants and any amendments changing the amount of the award or extending the grant term upon receipt of HUD funding. The Grant award amount will be between \$5 million and \$8 million, for a period of one to five years. (Citywide)

Francis Emily Dawson Harris spoke.

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

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

[see media](#)

**37. [09-0998](#)**

Recommendation to authorize City Manager, or designee, to execute all necessary agreements, all sub-grant agreements and any subsequent amendments thereto that change the terms or extend the time period for the 2009 - 2011 Emergency Shelter Grant (ESG) program allocation of \$363,221 to fund five projects (4 agencies) for the period of October 1, 2009 to August 31, 2011, with an option to renew the ESG program for an additional grant period ending on August 31, 2012. (Citywide)

Councilman Andrews spoke.

Councilwoman Gabelich spoke.

Francis Emily Dawson Harris spoke.

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

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

[see media](#)

38. [09-1003](#)

Recommendation to authorize City Manager to enter into an agreement with ARINC, Incorporated, for an estimated amount of \$460,000, plus a 15 percent contingency of \$69,000, if necessary, to design, project manage and install additional security equipment required by the U.S. Department of Homeland Security, Transportation Security Administration; to execute any necessary amendments; and increase appropriation in the Airport Enterprise Fund (EF 320) in the Long Beach Airport Department (AP) by \$126,500. (District 5)

Councilwoman Gabelich spoke.

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

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

[see media](#)

39. [09-1004](#)

Recommendation to authorize City Manager to execute all documents necessary to enter into a three-year contract with JBT Aerotech to perform maintenance and associated services for the baggage handling systems at the Long Beach Airport for a maximum of \$2,000,000. (District 5)

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

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

[see media](#)

40. [09-0891](#)

Recommendation to adopt Plans and Specifications No. R-6777 for the construction of Phase I-B Improvements to the Air Carrier Ramp at the Long Beach Airport; and authorize City Manager to execute any and all documents for a contract with Palp, Inc., dba Excel Paving, the lowest responsible bidder, in an estimated amount of \$4,674,935, plus a 25 percent contingency amount of \$1,168,734, if necessary; and increase appropriation by \$5,843,669 in the Airport Enterprise Fund (EF 320), in the Airport Department. (District 5)

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

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

[see media](#)

41. [09-1005](#) Recommendation to receive and file the application of Pattama Norasing and Pawina Norasing, dba Thiptara, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control License, at 5630 East Pacific Coast Highway, with conditions. (District 3)

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

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

[see media](#)

42. [09-1006](#) Recommendation to increase Contract No. 31077 with Minako America Corporation, dba Minco Construction, for the Queen Mary Fire Alarm Upgrade, 1126 Queens Highway, in the amount of \$145,270, due to extra work required relating to Long Beach Fire Department testing requirements. (District 2)

Councilwoman Schipske spoke.

Jeff Reeb, Deputy Chief, Long Beach Fire Department, spoke.

Vice Mayor Lerch spoke.

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

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

[see media](#)

43. [09-1007](#) Recommendation to adopt Plans and Specifications No. R-6736 for the rehabilitation of Carson Street between Long Beach Boulevard and Atlantic Avenue, and authorize City Manager to award the contract to Sully-Miller Contracting Company, in an estimated amount of \$540,212 plus a 10 percent contingency amount of \$54,021, if necessary, for a total of \$594,233, and any amendments thereto except for an increase in the contract price; and

Increase appropriations by \$675,265 in the Gas Tax Street Improvement Fund (SR 181) in the Department of Public Works (PW) for construction and construction inspection costs related to this project. Funding for this project is from the American Recovery and Reinvestment Act of 2009 (ARRA). (District 8)

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

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

[see media](#)

**44. [09-1008](#)**

Recommendation to adopt Plans and Specifications No. R-6740 for installing and modifying traffic control signals at various locations; award the project; and authorize City Manager to execute all documents necessary to enter into a contract with California Professional Engineering in an estimated amount of \$1,175,653, plus a 25 percent contingency of \$293,913, if necessary and if funding is available, and to execute any necessary amendments thereto. (Districts 5,6,9)

Councilwoman Schipske spoke.

Councilman Andrews spoke.

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

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

[see media](#)

**45. [09-1009](#)**

Recommendation to adopt resolution approving the Traffic Mitigation Program Seventeenth Annual Report (Fiscal Year 2007-08); making findings relative thereto; and amending the Traffic Mitigation Program to add the following projects:

Initiate traffic corridor studies to evaluate and implement comprehensive traffic improvements for all transportation modes (vehicles, transit, pedestrian and bicycles) on the following streets:

1. Del Amo Boulevard from west city limits to Atlantic Avenue
2. Bellflower Boulevard from 7th Street to Stearns Street
3. 2nd Street from Bay Shore Bridge to Studebaker Road

Upgrade and modernize four intersections to include pedestrian indications, left turn signalization, and new traffic signals at the following locations:

1. Pacific Avenue and Spring Street
2. Woodruff Avenue and Willow Street
3. Claremore Avenue and Wardlow Street



4. Palo Verde Avenue and Metz Street  
(Citywide)

Larry Goodhue spoke.

**A motion was made by Councilmember DeLong, seconded by Councilmember Reyes Uranga, to approve recommendation and adopt Resolution No. RES-09-0107. The motion carried by the following vote:**

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

**Enactment No:** RES-09-0107

Councilmember Reyes Uranga made a motion to reconsider Agenda Item No. 50. See Agenda Item No. 50 for the action taken.

[see media](#)

46. [09-1012](#)

Recommendation to request City Attorney to draft an ordinance amending Section 10.22.025 of the Long Beach Municipal Code relating to parking in front of private driveways as recommended by the City Traffic Engineer; and

Request City Attorney to draft a resolution establishing an application fee and annual permit fee for driveway parking as recommended by the City Traffic Engineer. (Citywide)

Francis Emily Dawson Harris spoke.

Councilwoman Schipske spoke.

Councilmember Lowenthal spoke.

Councilwoman Gabelich spoke.

Vice Mayor Lerch spoke.

Councilmember O'Donnell spoke.

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

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

**Absent:** 1 - Reyes Uranga

[see media](#)

47. [09-0613](#) Recommendation to adopt Plans and Specifications No. R-6799 for the Storm Drain Maintenance and Repair contract; and authorize City Manager to award the contract to United Storm Water, Inc., in the estimated annual amount of \$582,379 plus a five percent contingency for potential unforeseen weather-related maintenance and repair costs, with a term of October 1, 2009 through September 30, 2012, with the option of renewing for two one-year periods at the discretion of the City Manager. (Citywide)

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

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

**Absent:** 1 - Reyes Uranga

[see media](#)

48. [09-1010](#) Recommendation to adopt Plans and Specifications No. R-6807 for the improvement of Mothers Beach Playground, on Appian Way at Marine Stadium; and authorize City Manager to award and execute a contract with Mega Way Enterprises, in an estimated amount of \$245,999 plus a 10 percent contingency amount of \$24,600, if necessary, for a total of \$270,599, and any amendments thereto. (District 3)

Councilmember O'Donnell spoke.

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

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

**Absent:** 1 - Reyes Uranga

## **ORDINANCE (8:42 PM)**

[see media](#)

49. [09-0942](#) Recommendation to declare ordinance approving and adopting the official budget of the City of Long Beach for the Fiscal Year 2009-10, creating and establishing the funds of the Municipal Government of the City of Long Beach and appropriating money to and authorizing expenditures from said funds and for said fiscal year; declaring the urgency thereof, and providing that this ordinance shall take effect at 12:01 a.m. on October 1, 2009, read and adopted as read. (Ordinance No. ORD-09-0028) (Citywide)

Larry Goodhue spoke.

**A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to declare Emergency Ordinance No. ORD-09-0028 read and adopted as read. The motion carried by the following vote:**

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

**Absent:** 1 - Reyes Uranga

**Enactment No:** ORD-09-0028

### **NEW BUSINESS (7:16 PM)**

[see media](#)

**50. [09-1025](#)**

Recommendation to request the convening of the Charter Amendment Committee to discuss and consider Instant Run-off Voting (IRV) for the April 13, 2010 Citywide ballot.

Councilmember Lowenthal spoke.

Mayor Foster spoke.

Robert Shannon, City Attorney, spoke.

Motion: Request a study session regarding the issue of Instant Run-off Voting; and refer to the Charter Amendment Committee.

Moved by Lowenthal, seconded by DeLong.

Councilmember Reyes Uranga spoke.

Vice Mayor Lerch spoke.

Councilmember O'Donnell spoke.

Amanda Fowler spoke.

Gautam Dutta spoke.

Kobe Skye spoke.

Casey Peters spoke.

Woodrow Coleman spoke.

**A substitute motion was made by Councilmember O'Donnell, seconded by Councilmember Reyes Uranga, to request a study session. The motion carried by the following vote:**

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

Robert Shannon, City Attorney, spoke.

Councilmember DeLong spoke.

**A motion was made by Councilmember Reyes Uranga, seconded by Councilman Andrews, to reconsider Agenda Item No. 50. The motion carried by the following vote:**

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

**No:** 4 - Garcia, Lowenthal, DeLong and Lerch

Councilmember Lowenthal spoke.

Councilmember DeLong spoke.

Robert Shannon, City Attorney, spoke.

Councilmember Reyes Uranga spoke regarding continuing Agenda Item No. 50 to October 6, 2009.

Councilmember Garcia spoke.

Larry Herrera, City Clerk, spoke.

Robert Shannon, City Attorney, spoke.

Councilmember DeLong spoke.

Francis Emily Dawson Harris spoke.

Mayor Foster spoke.

Larry Herrera, City Clerk, spoke.

Mayor Foster spoke.

Robert Shannon, City Attorney, spoke.

Councilwoman Schipske spoke.

Larry Herrera, City Clerk, spoke.

Councilwoman Schipske spoke.

Mayor Foster spoke.

Larry Herrera, City Clerk, spoke.

Councilmember Reyes Uranga spoke.

Mayor Foster spoke.

Councilmember Reyes Uranga spoke.

Robert Shannon, City Attorney, spoke.

Councilmember Reyes Uranga spoke.

**A motion was made by Councilmember Reyes Uranga, seconded by Councilman Andrews, that the item be received and filed. The motion carried by the following vote:**

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

**No:** 2 - Garcia and Lowenthal

[see media](#)

51. [09-1026](#)

Recommendation to reduce appropriation in the Legislative Department District 7 (LD07) allocation for FY09 and appropriate savings to designated programs for FY10.

Councilmember Reyes Uranga spoke.

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

Mayor Foster spoke.

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

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

52. Affidavit of Service for the special meeting held Tuesday, September 22, 2009.

**ANNOUNCEMENTS (8:44 PM)**

Mayor Foster requested that the meeting be adjourned in memory of Billie Curry.

Vice Mayor Lerch made community announcements.

Councilman Andrews made community announcements.

Councilwoman Schipske made community announcements.

Councilwoman Gabelich made community announcements.

Councilmember Lowenthal requested that the meeting be adjourned in memory of Mark Wittenberg.

Councilmember Garcia made community announcements.

**ADJOURNMENT (8:52 PM)**

At 8:52 PM, Mayor Foster adjourned the meeting in memory of Billie Curry and Mark Wittenberg.

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