



CITY OF LONG BEACH

DEPARTMENT OF CITY CLERK

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

March 4, 2014

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the minutes for the City Council meeting of Tuesday, February 11, 2014.

DISCUSSION

The Legistar minutes for the City Council meeting of Tuesday, February 11, 2014 are attached for review and approval.

Should any district offices have questions regarding the minutes we submit each week, we respectfully request that you contact the City Clerk Department prior to 12:00 p.m. on the day of the City Council meeting. With notice prior to the meeting, City Clerk staff can attempt to resolve any questions that you may have before the start of the regular meeting.

In cases where questions cannot be resolved before the 5:00 p.m. meeting start time, we will request a motion and a second that the minutes be held over for approval to the following week.

TIMING CONSIDERATIONS

None.

FISCAL IMPACT

None.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Larry Herrera".

LARRY G. HERRERA
CITY CLERK

Prepared by: Carolyn Hill

LGH:ch
Attachment

Dr. Robert Garcia, Vice Mayor, 1st
District

Dr. 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, R.N.P./J.D., 5th
District

Dee Andrews, 6th District

James Johnson, 7th District

Al Austin, 8th District

Steven Neal, 9th District

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. 18, which was considered after Agenda Item No. 10.

ROLL CALL (5:04 PM)

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

Councilmembers Neal
Absent:

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

Invocation: Moment of Silence.

Mayor Foster presiding.

Pledge of Allegiance: Patrick O'Donnell, Councilmember, Fourth District.

HEARING (5:05 PM)

1. 14-0104 Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Permit with conditions on the application of Ayres Grill, Inc., dba Gaucho Grill, 200 Pine Avenue

No. B, for Entertainment With Dancing by Patrons. (District 2)

Councilmember Lowenthal spoke.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson and Austin

Absent: 1 - Neal

PUBLIC COMMENT (5:08 PM)

Rae Gabelich spoke regarding the February 1st Civic Center meeting.

John Deats spoke regarding P-3's versus municipal bond financing.

Dennis Dunn spoke regarding "what district do you belong to?"

14-0150 Roseann LaMendola spoke regarding public policy on second-hand smoke; and distributed correspondence.

This Handout was received and filed.

SECOND ROLL CALL (5:21 PM)

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

Councilmember Neal joined the meeting.

Mayor Foster spoke.

Larry Goodhue spoke regarding various issues.

Tom Stout spoke regarding various issues.

CONSENT CALENDAR (5:25 PM)

Dave Pilon spoke regarding Agenda Item No. 5.

Passed The Consent Calendar

A motion was made by Councilman Andrews, seconded by Councilwoman Schipske, to approve Consent Calendar Items 2 - 5. The motion carried by the following vote:

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

2. 14-0077 Recommendation to approve the minutes for the City Council meetings of Tuesday, January 14, and January 21, 2014.

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

3. 14-0106 Recommendation to refer to City Attorney damage claims received between January 27, 2014 and February 3, 2014.

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

4. 14-0107 Recommendation to authorize City Manager, or designee, to execute all necessary documents and any subsequent amendments that change the terms or increase grant amounts between the City of Long Beach and the Los Angeles Emergency Food and Shelter Program, in the amount of \$14,000, for the period November 1, 2012 through February 28, 2014. (Citywide)

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

5. 14-0108 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 for up to \$80,000 annually, for a period of three years, from January 1, 2014 through December 31, 2016. (Citywide)

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

UNFINISHED BUSINESS (5:28 PM)

19. 14-0098 Recommendation to receive a presentation from the Water Department to the City Council regarding the Statewide Drought and how Long Beach can prepare for potential effects.

Councilmember Johnson spoke.

Kevin Wattier, General Manager, Water Department, spoke.

Matthew Lyons, Director of Planning and Conservation, Water Department, spoke; and provided a PowerPoint presentation.

Councilmember Lowenthal spoke.

Councilwoman Schipske spoke.

Kevin Wattier, General Manager, Water Department, spoke.

Larry Goodhue spoke.

Gary Shelton spoke.

A motion was made by Councilmember Johnson, 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

REGULAR AGENDA (5:48 PM)

6. 14-0110 Recommendation to request City Manager to direct Airport Director to provide a report on how the City of Long Beach will participate in discussions with the FAA to reduce helicopter noise.

Councilwoman Schipske spoke.

Mario Rodriguez, Airport Director, spoke.

Donna Sievers spoke; and distributed correspondence.

Councilwoman Schipske spoke.

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

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

Absent: 2 - Lowenthal and Neal

7. 14-0121

Recommendation to request City Manager to review current licensing and zoning policies for potential micro-brews and brew production; examine best practices for brew policy in other localities including San Diego and Torrance; engage local brew pub and retail community for ideas and input; and report back to the City Council in 90 days.

Vice Mayor Garcia spoke.

Councilmember Lowenthal spoke.

Councilmember Johnson spoke.

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

Gabriel Gordon, owner, Beachwood BBQ and Brewing, spoke.

Mr. Blackwell, Belmont Brewing Company, spoke.

Thomas Ricotto, Rock Bottom Brewery, spoke.

Vice Mayor Garcia spoke.

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

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

8. 14-0124

Recommendation to, by motion of the City Council, direct City Manager to suspend the contract of Arup North American Limited until the next City Council and Mayor assume office in July 2014.

Councilwoman Schipske spoke.

Patrick West, City Manager, spoke.

Councilwoman Schipske spoke.

Suzanne Frick, Assistant City Manager, spoke.

Councilwoman Schipske spoke.

Suzanne Frick, Assistant City Manager, spoke.

Michael Conway, Business and Property Development Director, spoke.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

Suzanne Frick, Assistant City Manager, spoke.

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Councilmember O'Donnell spoke.

Suzanne Frick, Assistant City Manager, spoke.

Councilman Austin spoke.

Michael Conway, Business and Property Development Director, spoke.

Councilman Austin spoke.

Councilwoman Schipske spoke.

Charles Parkin, City Attorney, spoke.

Councilmember O'Donnell spoke.

Councilman Austin spoke.

Vice Mayor Garcia spoke.

Suzanne Frick, Assistant City Manager, spoke.

Councilwoman Schipske spoke.

Michael Conway, Business and Property Development Director, spoke.

Patrick West, City Manager, spoke.

Councilwoman Schipske spoke.

Michael Conway, Business and Property Development Director, spoke.

Patrick West, City Manager, spoke.

Councilwoman Schipske spoke.

Gary Shelton spoke.

Margaret Smith, Long Beach Public Library Foundation and 3rd District resident, spoke.

Jim McCabe, retired Deputy City Attorney, spoke.

Kerry Gallagher, Housing Long Beach Executive Director, spoke.

Councilmember O'Donnell spoke.

Lee Fukui, 6th District resident, spoke.

Elliott Gonzales spoke.

Melinda Rooney, Long Beach Heritage President, spoke.

Mona Eichner spoke.

Rae Gabelich spoke.

Joe Weinstein spoke.

Tom Stout spoke.

Mike Colden, 8th District resident, spoke.

Councilwoman Schipske spoke.

Suzanne Frick, Assistant City Manager, spoke.

Francis Emily Dawson Harris spoke.

Motion: Substitute motion to approve recommendation.

Moved by Schipske, motion failed due to lack of second.

A motion was made by Councilmember O'Donnell, seconded by Councilwoman Schipske, to request that the City Manager return with a report addressing the City Hall retrofit option and discussion of retrofit financing options. The motion carried by the following vote:

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

9. 14-0114 Recommendation to use City Prosecutor Department (CP) budget savings from FY 13, increase appropriations in the General Fund (GP) in the City Prosecutor Department (CP) by \$138,142 and in the General Grants Fund (SR 120) in the City Prosecutor Department (CP) by \$138,278. (Citywide)

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

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

- 10. 14-0115** Recommendation to increase appropriation in the General Fund (GP) in the Civil Service Department (CS) by \$122,000 for FY 13 year-end overages related to Police Academy recruitment and testing activities; decrease appropriation in the General Fund (GP) in the Citywide Activities Department (XC) by \$80,000 to move one-time appropriation set aside in FY 13 for Police Academy recruitment costs.

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

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

- 11. 14-0111** Recommendation to receive and file the Fiscal Year 2013 Year-End Budget Performance Report. (Citywide)

Motion: Approve recommendation.
Moved by Garcia, seconded by Andrews.

Councilmember DeLong spoke.

Councilman Austin spoke.

Councilmember Neal spoke.

Charles Parkin, City Attorney, spoke.

Councilmember DeLong spoke.

Charles Parkin, City Attorney, spoke.

Councilmember DeLong spoke.

Charles Parkin, City Attorney, spoke.

Councilmember Lowenthal spoke.

Councilmember O'Donnell spoke.

Patrick West, City Manager, spoke.

Councilmember O'Donnell spoke.

Councilmember DeLong spoke.

Patrick West, City Manager, spoke.

Councilmember DeLong spoke.

Patrick West, City Manager, spoke.

Councilmember DeLong spoke.

Councilmember Johnson spoke.

John Gross, Director of Financial Management, spoke.

Councilmember Johnson spoke.

Vice Mayor Garcia spoke.

Patrick West, City Manager, spoke.

Councilman Austin spoke.

Councilwoman Schipske spoke.

Patrick West, City Manager, spoke.

Councilmember Neal spoke.

Motion: Substitute motion to refer to the Budget Oversight Committee.
Moved by DeLong, seconded by Schipske.

Vice Mayor Garcia spoke.

Patrick West, City Manager, spoke.

Vice Mayor Garcia spoke.

Councilmember DeLong spoke.

Councilmember Johnson spoke.

Councilman Austin spoke.

Councilmember DeLong spoke.

Councilmember O'Donnell spoke.

Patrick West, City Manager, spoke.

Councilmember DeLong spoke.

Councilmember Neal spoke.

Councilmember DeLong spoke.

Councilmember Johnson spoke.

Councilmember DeLong spoke.

A second substitute motion was made by Councilmember Johnson, seconded by Councilman Austin, to approve recommendation and refer to the Budget Oversight Committee to look at Police Department expenditures and report back to the City Council. The motion carried by the following vote:

Yes: 5 - O'Donnell, Andrews, Johnson, Austin and Neal

No: 4 - Garcia, Lowenthal, DeLong and Schipske

12. 14-0112

Recommendation to approve the Fiscal Year 2014 first quarter departmental and fund budget appropriation adjustments in accordance with existing City Council policy. (Citywide)

Councilmember DeLong spoke.

A motion was made by Councilman Andrews, seconded by Councilmember Johnson, to approve recommendation, as amended, to correct clerical error from restroom to restrooms.

The motion carried by the following vote:

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

13. 14-0116

Recommendation to authorize City Manager to execute all documents with the State of California to receive \$226,150 in Workforce Investment Act/National Emergency Grant (NEG) funds to operate a Healthcare training program; execute an agreement with initiative partners in an amount totaling \$202,911; execute any needed subsequent amendments; and increase appropriations in the Community Development Grants Fund (SR 150) in the Department of Human Resources (HR) by \$68,922. (Citywide)

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, Johnson, Austin and Neal

14. 14-0117

Recommendation to authorize City Manager to execute the Second Amendment to Contract No. 32487 with CJ Concrete Construction, Inc., for the annual contract for concrete repairs and related improvements, increasing the contract amount by an additional \$5,000,000, for a total amount not to exceed \$13,000,000, and extend the contract term to December 31, 2014, at the discretion of the City Manager. (Citywide)

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

15. 14-0119

Recommendation to authorize City Manager to execute an amendment to Agreement No. 23214 with Tiburon, Inc., to provide software support services for Computer-Aided Dispatch and Records Management Systems for an additional 12-month period through February 2015, in an amount not to exceed \$386,091. (Citywide)

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, Schipske, Andrews, Johnson, Austin and Neal

Absent: 1 - O'Donnell

- 16. 14-0122** Recommendation to adopt resolution increasing appropriations in the Water Fund (EF 310) in the Water Department (WA) by \$250,000. (Citywide)

A motion was made by Councilman Andrews, seconded by Councilwoman Schipske, to approve recommendation and adopt Resolution No. RES-14-0020. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, Schipske, Andrews, Johnson, Austin and Neal

Absent: 1 - O'Donnell

Enactment No: RES-14-0020

ORDINANCES (8:02 PM)

- 17. 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)

Councilman Andrews spoke.

Michael Schackler spoke.

Father Jack Kearney spoke; and submitted correspondence.

Paula Wood, 7th District resident, spoke.

Pete Flores spoke.

Melinda Cotton spoke.

Francis Emily Dawson Harris spoke.

Roseann LaMendola spoke.

Councilwoman Schipske spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Schipske spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Schipske spoke.

Kelly Colopy, Director of Health and Human Services, spoke.

Vice Mayor Garcia spoke.

Kelly Colopy, Director of Health and Human Services, spoke.

Vice Mayor Garcia spoke.

Kelly Colopy, Director of Health and Human Services, spoke.

Charles Parkin, City Attorney, spoke.

Vice Mayor Garcia spoke.

Kelly Colopy, Director of Health and Human Services, spoke.

Vice Mayor Garcia spoke.

Charles Parkin, City Attorney, spoke.

Vice Mayor Garcia spoke.

Charles Parkin, City Attorney, spoke.

Councilmember Johnson spoke.

A motion was made by Councilman Andrews, seconded by Councilman Austin, 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: 5 - Lowenthal, Andrews, Johnson, Austin and Neal

No: 1 - Garcia

Absent: 3 - DeLong, O'Donnell and Schipske

- 18. 14-0070** Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 16.60, relating to the payment of living wage to workers at the Long Beach Airport and the Long Beach Convention Center read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Christine Petit spoke.

Carlos Saki, Long Beach Convention Center employee, spoke.

Francis Emily Dawson Harris spoke.

A motion was made by Councilman Andrews, seconded by Councilmember Johnson, to approve recommendation and adopt Ordinance No. ORD-14-0002. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

No: 1 - DeLong

Enactment No: ORD-14-0002

NEW BUSINESS

19. Agenda Item No. 19 is listed under Unfinished Business.

- 20. 14-0125** Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, February 7, 2014.

This Agenda Item was received and filed.

- 21. 14-0151** eComments received for the City Council meeting of Tuesday,

February 11, 2014.

This Agenda Item was received and filed.

ANNOUNCEMENTS (8:32 PM)

Councilmember Neal made community announcements.

Councilwoman Schipske made community announcements.

PUBLIC COMMENT (8:34 PM)

Francis Emily Dawson Harris spoke.

Councilwoman Schipske spoke.

ADJOURNMENT (8:38 PM)

At 8:38 PM, Vice Mayor Garcia adjourned the meeting.

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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 ជាសំណើប្រែសម្រួលលាយលក្ខណ៍អក្សរទៅជាភាសារបស់លោកអ្នក នោះសូមស្នើសុំមកនាយកដ្ឋានសៀវភៅសាលាក្រុង តាមទូរស័ព្ទលេខ (562) 570-6101 អោយបាន 72 ម៉ោងមុនកិច្ចប្រជុំក្រុមប្រឹក្សាសាលាក្រុងត្រូវបានធ្វើឡើង។