



CITY OF LONG BEACH

DEPARTMENT OF CITY CLERK

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

November 5, 2013

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the minutes for the City Council meetings of Tuesday, October 15 and October 22, 2013.

DISCUSSION

The Legistar minutes for the City Council meetings of Tuesday, October 15 and October 22, 2013 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: Pablo Rubio

LGH:pr
Attachment

13 OCT 18 AM 8:10

APPROVED
CITY CLERK
RECEIVED

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



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

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

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.

ROLL CALL (5:01 PM)

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

Councilmembers Lowenthal
Absent:

Also present: Suzanne Frick, Assistant City Manager; Tom Modica, Deputy City Manager; Charles Parkin, City Attorney; Michael Mais, Assistant City Attorney; Larry Herrera, City Clerk; Carolyn Hill, City Clerk Specialist.

Invocation: Moment of Silence.

Mayor Foster presiding.

Pledge of Allegiance: Steven Neal, Councilmember, Ninth District.

Mayor Foster announced that Agenda Item No. 9 would be withdrawn; and that Councilmember Lowenthal would be absent.

HEARINGS (5:02 PM)

1. 13-0893 Recommendation to receive supporting documentation into the record, conclude the public hearing, consider the Categorical Exemption, and declare ordinance amending and restating the City's regulation of mortuaries, crematoriums, and cemeteries (Section 21.15.1795, 21.32 Table 32-1, 21.33 Table 33-2, 21.34 Table 34-1, and 21.52.211) read the first time and laid over to the next regular meeting of the City Council

for final reading;

Councilmember DeLong spoke.

Councilmember Johnson spoke.

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, approve recommendation, as amended, to provide for the removal of amortization language and 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: 8 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

Absent: 1 - Lowenthal

13-0894

Adopt resolution directing the Director of Development Services to submit the ordinance amendments to the California Coastal Commission for a finding of conformance with the Certified Local Coastal Program; and

Accept the Categorical Exemption 13-070. (Citywide)

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-13-0090. The motion carried by the following vote:

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

Absent: 1 - Lowenthal

Enactment No: RES-13-0090

2. 13-0895

Recommendation to receive supporting documentation into the record, conclude the public hearing, consider the Negative Declaration, and adopt resolution approving the Mobility Element as part of the City's General Plan;

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Vice Mayor Garcia spoke.

Councilmember O'Donnell spoke.

Councilmember Johnson spoke.

Councilman Austin spoke.

Benjamin Rockwell spoke.

Evan Kelly spoke.

Jeremy Harris, Sr. Vice Chairman, Long Beach Chamber of Commerce, spoke.

Elizabeth Williams spoke.

Alisa Thomas spoke.

Carissa Sylvester spoke.

Larry Goodhue spoke.

Kelly Morris spoke.

Dennis Dunn spoke.

Alyssa Ballmer spoke.

A motion was made by Councilmember DeLong, seconded by Vice Mayor Garcia, to approve recommendation, as amended, to provide that the alignment of Shopkeeper Road will avoid environmentally sensitive habitat areas and adopt Resolution No. RES-13-0091. The motion carried by the following vote:

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

Absent: 1 - Lowenthal

Enactment No: RES-13-0091

13-0896

Adopt resolution directing the Director of Development Services to submit the Mobility Element to the California Coastal Commission for their certification; and

Accept the Negative Declaration (MND 01-11). (Citywide)

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-13-0092. The motion carried by the following vote:

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

Absent: 1 - Lowenthal

Enactment No: RES-13-0092

3. 13-0897 Recommendation to receive supporting documentation into the record, conclude the hearing, and adopt resolution continuing the East Anaheim Street Parking and Business Improvement Area program and assessment for the period of October 1, 2013 through September 30, 2014; and authorize City Manager to execute an agreement with the East Anaheim Street Business Association for a one-year term. (Districts 3,4)

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-13-0093. The motion carried by the following vote:

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

Absent: 1 - Lowenthal

Enactment No: RES-13-0093

PUBLIC COMMENT (5:46 PM)

- 13-0939 Lisa Hernandez spoke regarding the Art Exchange; and submitted correspondence.

This Agenda Item was received and filed.

Claudio Garzon spoke regarding the Art Exchange.

Saundra Christmas spoke regarding Business Licenses.

Larry Goodhue spoke regarding various issues.

Nicolassa Galvez spoke regarding the Art Exchange.

Steve Elicker spoke regarding the Art Exchange.

Vice Mayor Garcia spoke.

Drew Satarino and Larry Curtis spoke regarding the municipal band.

Jewell Faamaligi spoke regarding the Art Exchange.

Elliot Gonzales spoke regarding the Art Exchange.

CONSENT CALENDAR (6:09 PM)

Passed The Consent Calendar

A motion was made by Councilmember DeLong, seconded by Councilmember Neal, to approve Consent Calendar Items 4 - 7 and 15. The motion carried by the following vote:

Yes: 7 - Garcia, DeLong, Schipske, Andrews, Johnson, Austin and Neal

Absent: 2 - Lowenthal and O'Donnell

4. 13-0898 Recommendation to authorize City Attorney to pay sum of \$7,995 in full settlement of claim entitled *Electric Car Sales and Service v. City of Long Beach*, Claim No. C12-0662; and to pay sum of \$11,999 in full settlement of *Equal Employment Opportunity Claim (EEOC) claim of Sherell McFarlane*.

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

5. 13-0899 Recommendation to authorize City Attorney to submit Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$181,777.50 for Stipulations with Request for Award, and also 2) to pay \$193.27 per week for a Life Pension thereafter, subject to cost of living adjustments for the claim of Betty Jordan-Henry; and authority to pay 1) \$156,562.50 for Stipulations with Request for Award with a life pension thereafter of \$119.83 per

week and 2) separate authority to pay \$3,300 for the claim of Gregory Keyes, in compliance with the Appeals Board Orders.

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

15. 13-0903 Recommendation to adopt resolution of the City Council of the City of Long Beach in Support of I-710 Corridor Project Community Alternative 7.

A motion was made to approve recommendation and adopt Resolution No. RES-13-0094 on the Consent Calendar.

Enactment No: RES-13-0094

6. 13-0900 Recommendation to approve the minutes for the City Council meeting of Tuesday, October 1, 2013.

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

7. 13-0901 Recommendation to refer to City Attorney damage claims received between September 30, 2013 and October 7, 2013.

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

REGULAR AGENDA (6:11 PM)

8. 13-0906 Recommendation to request City Attorney to investigate the feasibility of amending Section 10.54.040 (G) of the Long Beach Municipal Code, to prohibit skateboarding on all posted "Pedestrian Only Zones" or "Dismounted Zones" including any sidewalks, streets, alleys, parking facilities, driveways, paths on the grounds of the campus of the California State University, Long Beach (CSULB) and properties controlled by the California State University where skateboarding is prohibited. If City Attorney determines that such an amendment is feasible, further request City Attorney to prepare an appropriate ordinance for City Council's consideration. (District 3)

Charles Parkin, City Attorney, spoke.

Vice Mayor Garcia spoke.

A motion was made by Councilmember DeLong, seconded by Vice Mayor Garcia, to approve recommendation, as amended, to remove Section G from the Long Beach Municipal Code Section 10.54.040 pursuant to the request of California State University, Long Beach. The motion carried by the following vote:

Yes: 7 - Garcia, DeLong, Schipske, Andrews, Johnson, Austin and Neal

Absent: 2 - Lowenthal and O'Donnell

9. 13-0907 WITHDRAWN
~~Recommendation to approve a six month pilot program for the Long Beach Police Department and Long Beach Housing Authority Bureau for the Long Beach City Electronic Archive policy (as shown in Attachment I) to provide for the permanent retention of paper records in a secure and unalterable electronic format.~~

This Agenda Item was withdrawn.

10. 13-0908 Recommendation to authorize City Manager to execute the Sixteenth Amendment to Historical Site Lease No. 24291 with Rancho Los Alamitos Foundation to provide for the annual management fee for lease year 2013-2014. (District 3)

Councilmember DeLong spoke.

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

Yes: 7 - Garcia, DeLong, Schipske, Andrews, Johnson, Austin and Neal

Absent: 2 - Lowenthal and O'Donnell

11. 13-0909 Recommendation to receive and file the application of AHRA-AHN Charter Inc., dba AHRA-AHN Charter, for an original Alcoholic Beverage Control License, at 555 North Pico Avenue Berth 55, with conditions. (District 1)

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

Yes: 7 - Garcia, DeLong, Schipske, Andrews, Johnson, Austin and Neal

Absent: 2 - Lowenthal and O'Donnell

12. 13-0910 Recommendation to receive and file the application of SoCal Native Sun Cruises LLC, dba South Bay Cruises, for an original Alcoholic Beverage Control License, at 555 Pico Avenue Dock 3, with conditions. (District 1)

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

Yes: 7 - Garcia, DeLong, Schipske, Andrews, Johnson, Austin and Neal

Absent: 2 - Lowenthal and O'Donnell

13. 13-0911 Recommendation to receive and file the application of LB Beadels LLC, dba The Breakfast Bar, for an original Alcoholic Beverage Control License, at 70 Atlantic Avenue, with conditions. (District 2)

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

Yes: 7 - Garcia, DeLong, Schipske, Andrews, Johnson, Austin and Neal

Absent: 2 - Lowenthal and O'Donnell

ORDINANCE (6:15 PM)

14. 13-0873 Recommendation to declare ordinance amending Ordinance No. ORD-07-0043 modifying the boundaries of the Fourth Street Parking and Business Improvement Area, read and adopted as read. (District 32)

Larry Herrera, City Clerk, indicated that this item is in District 2.

A motion was made by Vice Mayor Garcia, seconded by Councilmember DeLong, to approve recommendation and adopt Ordinance No. ORD-13-0021. The motion carried by the following vote:

Yes: 7 - Garcia, DeLong, Schipske, Andrews, Johnson, Austin and Neal

Absent: 2 - Lowenthal and O'Donnell

Enactment No: ORD-13-0021

NEW BUSINESS (6:15 PM)

15. Agenda Item No. 15 is listed under Consent Calendar (page 3).
16. Affidavit of Service for the special meeting held Tuesday, October 15, 2013.

17. 13-0919 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, October 11, 2013.

This Agenda Item was received and filed.

18. 13-0940 eComments received for the City Council meeting of Tuesday, October 15, 2013.

This Agenda Item was received and filed.

ANNOUNCEMENTS (6:15 PM)

Councilman Andrews made community announcements.

Councilmember Neal made community announcements.

Councilmember Johnson made community announcements.

Vice Mayor Garcia made community announcements.

PUBLIC COMMENT (6:20 PM)

- 13-0941 Eric Boyd, Office of Congresswoman Janice Hahn, spoke providing an update on the Federal shutdown; and submitted correspondence.

This Agenda Item was received and filed.

ADJOURNMENT (6:22 PM)

At 6:22 PM, Mayor Foster adjourned the meeting.

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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

CITY COUNCIL REGULAR MEETING VIA TELECONFERENCE

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.

Agenda Items were considered in the following order: Agenda Item No. 1, Agenda Item No. 13, Agenda Item No. 2, Public Comment, Consent Calendar, Agenda Item Nos. 8 - 12, 23, 16, 17, 14, 15, 18, 19, and Ordinances.

ROLL CALL (5:03 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; Carolyn Hill, City Clerk Specialist.

Mayor Foster presiding.

Mayor Foster announced that Councilmember Neal would be participating via teleconference.

Invocation: Moment of Silence.

Pledge of Allegiance: Vice Mayor Robert Garcia, Councilmember, First District.

Mayor Foster announced that Agenda Item No. 13 would be considered after Agenda Item No. 1; and Agenda Item No. 23 would be considered after Agenda Item No. 12.

Julie Pruitt, spcaLA, presented a canine.

Presentation regarding Health Department Sunburst Academy.

Major Joel Armstrong spoke; and presented a certificate to Department of Health and Human Services.

Mayor Foster spoke.

Certificate recognizing Elinor Otto.

Councilwoman Schipske spoke.

Councilmember Neal joined the meeting via teleconference.

Elinor Otto spoke.

Mayor Foster spoke.

Presentation regarding Filipino Heritage Month.

Vice Mayor Garcia spoke.

Counsel General Maria Helen Barbara Villavega spoke.

Councilmember Johnson spoke.

Vice Mayor Garcia spoke.

Prime Time for Business Presentation The Pine Animal Hospital.

Vice Mayor Garcia spoke.

Dr. Steven Manyah-Royzman, Pine Animal Hospital, spoke.

Mayor Foster spoke.

CONTINUED HEARING (5:26 PM)

1. 13-0845 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, 2013 through September 30, 2014; authorize City Manager to execute an agreement with the Long Beach Area Convention and Visitors Bureau for a one-year term; and increase appropriations in the Parking and Business Area Improvement Fund (SR 132) in the Department of Public Works (PW) by \$244,200. (Districts 1,2,4,5)

Bill Rouse, Board Chair, Long Beach Area Convention and Visitor Bureau, spoke.

Steve Goodling, President and CEO, Long Beach Area Convention and Visitor Bureau, spoke.

Councilman Andrews spoke.

Councilmember Lowenthal spoke.

Vice Mayor Garcia spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

A motion was made by Vice Mayor Garcia, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-13-0095. The motion carried by the following vote:

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

Enactment No: RES-13-0095

HEARING (5:52 PM)

2. 13-0789 Recommendation to receive supporting documentation into the record, conclude the public hearing, and adopt resolution dissolving the Community Development Advisory Commission;

Gary Shelton spoke.

Mayor Foster spoke.

Councilman Austin spoke.

Councilmember Neal spoke.

A motion was made by Councilmember Lowenthal, seconded by Vice Mayor Garcia, to approve recommendation and adopt Resolution No. RES-13-0096. The motion carried by the following vote:

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

Enactment No: RES-13-0096

- 13-0790 Adopt resolution amending and restating the organizational documents of The Long Beach Housing Development Company, renaming the corporation The Long Beach Community Investment Company, expanding its powers to provide advice to City Council regarding delivery of housing and neighborhood revitalization services, and to administer the use of Community Development Block Grant funding, and authorize the execution of all documents necessary for such reorganization; and

Authorize the removal of all current members of the Board of Directors of The Long Beach Housing Development Company. (Citywide)

A motion was made by Councilmember O'Donnell, seconded by Councilmember Johnson, to approve recommendation and adopt Resolution No. RES-13-0097. The motion carried by the following vote:

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

Enactment No: RES-13-0097

PUBLIC COMMENT (6:01 PM)

13-0948 Jeff Abrams spoke regarding medical marijuana dispensaries; and submitted correspondence.

This Handout was received and filed.

13-0949 Karen Reside spoke; introduced artist Thea Robertshaw; and distributed an invitation to an art exhibit.

This Handout was received and filed.

Gordana Kajer spoke regarding the beach path coastal permit.

Councilmember DeLong spoke.

Suzanne Frick, Assistant City Manager, spoke.

Vice Mayor Garcia spoke.

Councilmember O'Donnell spoke.

Charles Parkin, City Attorney, spoke.

Councilmember O'Donnell spoke.

Councilwoman Schipske spoke.

Tom Stout spoke regarding the street and curb repair program.

Patrick West, City Manager, spoke.

Dennis Dunn spoke regarding various issues.

Mayor Foster spoke.

13-0950 Evan Braude spoke regarding the 18th Annual Historical Cemetery Tour; and submitted a flyer.

This Handout was received and filed.

Mayor Foster spoke.

Councilman Austin spoke.

Councilmember Johnson spoke.

CONSENT CALENDAR (6:27 PM)

Passed The Consent Calendar

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve Consent Calendar Items 3 - 7. The motion carried by the following vote:

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

3. 13-0914 Recommendation to receive and file Notice of Settlement in the amount of \$4,610,296 from the County of Los Angeles in the case entitled *Alhambra and 46 Cities v. County of Los Angeles* (Property Tax Administration Fee Lawsuit), Case No. S185547.
A motion was made to approve recommendation on the Consent Calendar.
 4. 13-0915 Recommendation to approve the minutes for the City Council meeting of Tuesday, October 8, 2013.
A motion was made to approve recommendation on the Consent Calendar.
 5. 13-0916 Recommendation to refer to City Attorney damage claims received between October 7, 2013 and October 14, 2013.
A motion was made to approve recommendation on the Consent Calendar.
 6. 13-0917 Recommendation to adopt Resolution of Intention to vacate a portion of public right-of-way on the south side of Columbia Street, located west of Long Beach Boulevard; and set a date for a public hearing on the vacation for Tuesday, November 19, 2013 at 5:00 p.m. (District 6)
A motion was made to approve recommendation and adopt Resolution No. RES-13-0098 on the Consent Calendar.
Enactment No: RES-13-0098
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7. 13-0918 Recommendation to receive and file the minutes for:
Civil Service Commission - September 18, 2013.

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

REGULAR AGENDA (6:27 PM)

8. 13-0920 Recommendation to receive and approve the following
Commission/Board/Committee appointments to Non-Charter
Commissions.

Mayor Foster 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, Johnson, Austin and Neal

9. 13-0934 Recommendation to request City Attorney to draft a resolution in support legislative action so that the expenditure of corporate money to influence the electoral process is no longer a form of constitutionally protected speech, including a constitutional amendment. Upon adoption of this resolution, request City Manager to forward copies of the resolution to our elected representatives in Congress and the state legislature, and include the position in our federal and state legislative agendas.

Councilman Austin spoke.

Councilmember O'Donnell spoke.

Councilmember Johnson spoke.

Vice Mayor Garcia spoke.

Councilwoman Schipske spoke.

Maria Mejia spoke.

Carol Roberts spoke.

John Smith spoke.

Councilman Austin spoke.

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

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

Absent: 1 - DeLong

10. 13-0935

Recommendation to respectfully request City Attorney to draft a proposed ordinance requiring future concessions contractors at Long Beach Airport and Convention Center provide the City with contractual assurance of labor peace to avoid interruption of City revenues and present to the City Council within 30 days.

A motion was made by Councilmember Neal, seconded by Vice Mayor Garcia, that the item be laid over to the City Council meeting of Tuesday, November 5, 2013. The motion carried by the following vote:

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

11. 13-0936

Recommendation to respectfully request City Attorney to draft a proposed ordinance requiring future foodservice concessions contractors at Long Beach Airport and Convention Center to rehire for an initial trial period of the workers employed by their predecessor contractor, and to present this ordinance to the City Council within 6 weeks.

A motion was made by Councilmember Neal, seconded by Vice Mayor Garcia, that the item be laid over to the City Council meeting of Tuesday, November 5, 2013. The motion carried by the following vote:

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

12. 13-0921

Recommendation to receive a presentation on the new City Hall seismic study;

Authorize City Manager to prepare and issue a Request For Proposals to the selected short list of RFQ respondents to design, build, operate,

finance and maintain a new Civic Center; and

Consider the establishment of a Committee consisting of members of City Council and Board of Harbor Commissioners for the purposes of guiding the preparation of the Request for Proposals and other purposes related to the new Civic Center. (District 2)

Patrick West, City Manager, spoke.

Councilmember Lowenthal spoke.

Councilmember O'Donnell spoke.

Councilmember Lowenthal spoke.

Councilmember O'Donnell spoke.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Mayor Foster spoke.

Councilmember Neal spoke.

Mayor Foster spoke.

Councilmember DeLong spoke.

Jeffrey Fullerton, Plenary-Edgemoor Civic Partners, LLC, spoke.

Alan McKenzie, Long Beach CivicCore Alliance, LLC, spoke.

Roger Torriero, Related California, LLC, spoke.

Councilmember DeLong spoke.

Councilmember Johnson spoke.

Councilmember Lowenthal spoke.

Councilmember Johnson spoke.

Councilmember Lowenthal spoke.

Mayor Foster spoke.

Councilman Austin spoke.

Councilwoman Schipske spoke.

Nabi Youssef spoke.

Margaret Smith spoke; and submitted correspondence.

Jim McCabe spoke.

Sarah Meyers, Executive Director, Long Beach Public Library
Foundation, spoke.

Mayor Foster spoke.

Councilwoman Schipske spoke.

Mayor Foster spoke.

Gary Shelton spoke.

Cameron Crockett spoke.

Elliot Gonzales spoke.

Tommy Falvaya spoke.

Dee Abrahams spoke.

Maureen Neely, Long Beach Heritage, spoke; and submitted
correspondence.

Pam Olman spoke; and submitted correspondence on behalf of John
McGinnis.

Melinda Roney spoke.

Tom Stout spoke.

Dennis Dunn spoke.

Mayor Foster spoke.

A motion was made by Councilmember Lowenthal, seconded by Vice Mayor Garcia, to approve recommendation, as amended, to provide a stipend to be paid to each team on the Short List of RFQ respondents equal to 50% of the cost of preparation of a submittal to the future RFP, up to a maximum of \$500,000, preferably paid by the team that is selected as the City's development partner, but otherwise by the City; and if after consultation with the short list of RFQ respondents, a higher amount is appropriate, staff will return to City Council. The motion carried by the following vote:

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

No: 1 - Schipske

13. 13-0923

Recommendation to authorize City Manager to execute the Eleventh Amendment to Agreement No. 28164 with the Long Beach Area Convention and Visitors Bureau, Inc., to provide funding in the amount of \$3,728,676 for Fiscal Year 2014. (Citywide)

Mayor Foster spoke.

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

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

14. 13-0924

Recommendation to adopt Specifications No. PA-05713 and award contracts to Industrial Clutch and Brake, Inc., dba Friction Materials Company of Long Beach, a Long Beach-based business (Local and SBE); Superior Truck Supply, a Long Beach-based business (Local); Elliott Auto Supply Company, Inc., dba Factory Motor Parts, of Anaheim, CA (not an MBE, WBE, SBE, or Local); Battery Systems, Inc., of Garden Grove, CA (not an MBE, WBE, SBE or Local); Truck Lighthouse, of Santa Fe Springs, CA (not an MBE, WBE, SBE or Local); Warren Distribution, of Santa Fe Springs, CA (MBE, not a WBE, SBE or Local); H and H Auto Parts Wholesale, of Pacoima, CA (SBE, not an MBE, WBE or Local); and, American Moving Parts, of Los Angeles, CA (SBE, not an MBE, WBE or Local), for furnishing and delivering general

automotive parts, in an annual combined amount not to exceed \$840,000, for a period of two years, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

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, Johnson, Austin and Neal

Absent: 1 - Andrews

- 15. 13-0925** Recommendation to authorize City Manager to make payment for property and boiler and machinery insurance for the Southeast Resource Recovery Facility for the period of October 20, 2013 through October 20, 2014, for a premium not to exceed \$1,085,000, payable to Covanta Holding Corporation. (District 2)

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

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

Absent: 1 - Andrews

- 16. 13-0926** Recommendation to adopt resolution approving the Amendments to the existing Memoranda of Understanding with the Long Beach Association of Engineering Employees, Long Beach Managers Association, Long Beach Association of Confidential Employees and the Long Beach Lifeguards Association; applying the terms of compensation of the Amendments to the existing Memoranda of Understanding to the City Manager and amending his contract; applying the terms of compensation of the Amendments to the existing Memoranda of Understanding to unrepresented management employees as approved by applicable appointing authorities or governing boards;

Mayor Foster spoke.

Councilmember DeLong spoke.

Councilman Austin spoke.

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

Councilmember Johnson spoke.

Charles Parkin, City Attorney, spoke.

Kathy Ryan spoke.

Tom Stout spoke.

Councilmember Neal spoke.

Councilmember Johnson spoke.

Councilman Austin spoke.

Vice Mayor Garcia spoke.

A motion was made by Councilwoman Schipske, seconded by Councilmember Lowenthal, to approve the Memoranda of Understanding for the Long Beach Association of Engineering Employees and adopt Resolution No. RES-13-0099. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Andrews, Austin and Neal

No: 2 - DeLong and Johnson

A motion was made by Councilmember Lowenthal, seconded by Councilwoman Schipske, to approve the Memoranda of Understanding for the Long Beach Association of Confidential Employees and adopt Resolution No. RES-13-0099. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Andrews, Austin and Neal

No: 2 - DeLong and Johnson

A motion was made by Councilmember O'Donnell, seconded by Councilmember Lowenthal, to approve the Memoranda of Understanding for the Long Beach Lifeguards Association and adopt Resolution No. RES-13-0099. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Andrews, Austin and Neal

No: 2 - DeLong and Johnson

Councilmember DeLong spoke.

Vice Mayor Garcia spoke.

Councilmember DeLong spoke.

Councilman Austin spoke.

Councilmember Lowenthal spoke.

Vice Mayor Garcia spoke.

Councilmember DeLong spoke.

Charles Parkin, City Attorney, spoke.

A motion was made by Councilwoman Schipske, seconded by Councilmember DeLong, to delay consideration of increases for managers and the City Manager until Tuesday, November 5, 2013, when the City Council learns the status of Fire Department service restorations for Station 8 and Rescue 12. The motion carried by the following vote:

Yes: 5 - Lowenthal, DeLong, O'Donnell, Schipske and Johnson

No: 4 - Garcia, Andrews, Austin and Neal

Enactment No: RES-13-0099

13-0927

Adopt resolution for paying and reporting the value of the Employer Paid Member Contributions (EPMC) to the California Public Employees Retirement System for employees represented by the Long Beach Association of Engineering Employees, Long Beach Managers Association, Long Beach Association of Confidential Employees,

unrepresented managers; and

Discussion no motion.

- 13-0928 Adopt resolution for paying and reporting the value of the Employer Paid Member Contributions (EPMC) to the California Public Employees Retirement System for employees represented by the Long Beach Lifeguards Associations. (Citywide)

Discussion no motion.

17. 13-0929 Recommendation to adopt the amended Salary Resolution for Fiscal Year 2014. (Citywide)

Councilmember DeLong spoke.

Councilman Austin spoke.

A motion was made by Councilman Andrews, seconded by Councilman Austin, to approve recommendation and adopt Resolution No. RES-13-0100. The motion carried by the following vote:

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

Absent: 1 - Andrews

Enactment No: RES-13-0100

18. 13-0930 Recommendation to adopt Plans and Specifications No. R-6961 for the Runway 7L-25R Reconstruction at the Long Beach Airport; award the contract to All American Asphalt, in the amount of \$12,076,000, plus a 15 percent contingency in the amount of \$1,811,400, for a total contract amount not to exceed \$13,887,400; and authorize City Manager or designee to execute all documents necessary to enter into the contract, including any necessary amendments thereto; and increase appropriations in the Airport Enterprise Fund (EF 320) in the Airport Department (AP) by \$12,635,000. (District 5)

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

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

Absent: 1 - Andrews

- 19. 13-0931** Recommendation to receive and file the application of Mary's Long Beach Incorporated, dba unknown, for a premise-to-premise transfer of an Alcoholic Beverage Control License, at 330 Pine Avenue, with conditions. (District 1)

Distributed at the meeting: ABC Conditions.

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

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

Absent: 1 - Andrews

- 20. 13-0932** Recommendation to authorize City Manager to execute agreements and all related documents with CompuCom of Dallas, TX, for Microsoft Office 365 cloud messaging and collaboration services in an annual amount not to exceed \$599,760 for a period of three years, with the option of renewing for two additional one-year periods at the same annual amount, at the discretion of the City Manager, and with Planet Technologies of Germantown, MD, for one-time implementation services in an amount not to exceed \$198,000. (Citywide)

Vice Mayor Garcia spoke.

Councilwoman Schipske.

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

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

Absent: 1 - Andrews

ORDINANCES (10:01 PM)

21. 13-0893 Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 21.52.211, Table 32-1 of Chapter 21.32, Table 33-2 of Chapter 21.33, Table 34-1 of Chapter 21.34; and by adding Section 21.15.1795, related to cemeteries, mortuaries and crematoriums, read and adopted as read. (Citywide)

Councilwoman Schipske spoke.

Gary Morrison spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, to approve recommendation and adopt Ordinance No. ORD-13-0022. The motion carried by the following vote:

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

Absent: 1 - Andrews

Enactment No: ORD-13-0022

22. 13-0937 Recommendation to declare ordinance amending the Departmental Organization Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)
- A motion was made by Councilmember Lowenthal, seconded by Councilmember O'Donnell, 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: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 1 - Andrews

NEW BUSINESS (8:46 PM)

23. 13-0942 Recommendation to respectfully request City Manager to work with appropriate staff to incorporate a Project Labor Agreement into the release of an RFP for a new Civic Center.

Councilmember O'Donnell spoke.

Vice Mayor Garcia spoke.

Mayor Foster spoke.

Councilmember Neal spoke.

Councilman Austin spoke.

Councilmember Lowenthal spoke.

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

Vice Mayor Garcia spoke.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

Vice Mayor Garcia spoke.

Councilman Austin spoke.

Chris Hannah spoke.

Pete Montbrow spoke.

Tommy Falvaya spoke.

Wally Baker spoke.

Keith Harkey spoke.

Jane Demplin spoke.

Peter Santillan spoke.

John Schafer spoke.

Joel Walker spoke.

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

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

No: 1 - DeLong

- 24.** 13-0943 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, October 18, 2013.

This Agenda Item was received and filed.

- 25.** 13-0959 eComments received for the City Council meeting of Tuesday, October 22, 2013.

This Agenda Item was received and filed.

ANNOUNCEMENTS (10:03 PM)

Councilwoman Schipske made community announcements.

ADJOURNMENT (10:05 PM)

At 10:05 PM, Vice Mayor Garcia adjourned the meeting.

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