

Vacant, 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

FINISHED AGENDA & MINUTES

The City Council minutes are prepared and ordered to correspond to the City Council Agenda. Agenda items can be taken out of order during the meeting. Please consult the time stamps to determine the order in which business was addressed.

Agenda Items for this meeting were considered in the order listed on the agenda.

ROLL CALL (5:15 PM)

Councilmembers DeLong, O'Donnell, Andrews, Reyes Uranga, Gabelich and Lerch
Present:

Councilmembers S. Lowenthal and Schipske
Absent:

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Michael Mais, Assistant City Attorney; Laura L. Doud, City Auditor; Larry Herrera, City Clerk; Allison Bunma, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Dee Andrews, Councilman, Sixth District.

Kathy Schofield, spcaLA, presented a canine.

Mayor Foster welcomed guests from the Long Beach Job Corps student government.

Presentation from Long Beach International City Bank Marathon.

Mayor Foster spoke.

Bob Seagren spoke.

SECOND ROLL CALL (5:21 PM)

Councilmembers S. Lowenthal, DeLong, O'Donnell, Andrews, Reyes Uranga,
Present: Gabelich and Lerch

Councilmembers Schipske
Absent:

S. Lowenthal joined the meeting.

Councilwoman Gabelich spoke.

Councilman Andrews spoke.

Councilmember Reyes Uranga spoke.

HEARINGS (5:31 PM)

[see media](#)

1. [08-1244](#) Recommendation to conduct a public hearing on the proposed amendment to the General Plan and re-zoning of two (2) parcels located at 2125 Santa Fe Avenue for the purpose of allowing the expansion of a public park;

Receive supporting documentation into the record, conclude the public hearing and adopt the resolution amending the General Plan from Land Use District No. 3A (Townhome) to Land Use District No. 11 (Open Space/Parks); and

A motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Gabelich, to approve recommendation and adopt Resolution No. RES-08-0153. The motion carried by the following vote:

Yes: 7 - S. Lowenthal, DeLong, O'Donnell, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Schipske

Enactment No: RES-08-0153

[08-1271](#)

Declare ordinance changing the zones from CCA (Automobile-Oriented Commercial) to P (Park), read the first time and laid over to the next regular meeting of the City Council for final reading. (District 7)

Craig Beck, Director of Development Services, spoke.

Councilmember Reyes Uranga spoke.

A motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Gabelich, 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: 7 - S. Lowenthal, DeLong, O'Donnell, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Schipske

Enactment No: ORD-08-0038

[see media](#)

2. [08-1245](#)

Recommendation to receive and file supporting documentation and declare ordinance amending Long Beach Municipal Code Chapter 5.72 establishing permanent conditions for the Downtown Dining and Entertainment District Program read the first time and laid over to the next regular meeting of the City Council for final reading; and

A motion was made by Councilmember S. Lowenthal, seconded by Councilmember DeLong, to declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:

Yes: 6 - S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

Enactment No: ORD-08-0039

[see media](#)

[08-1246](#)

Adopt resolution establishing standardized Entertainment District conditions of operation and tiered conditions. (Districts 1,2)

Councilmember S. Lowenthal spoke.

A motion was made by Councilmember S. Lowenthal, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-08-0154. The motion carried by the following vote:

Yes: 6 - S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

Enactment No: RES-08-0154

[see media](#)

3. [08-1261](#)

Recommendation to receive supporting documentation into the record, conclude the hearing and approve one of the following actions be taken: 1) grant the Permit, with or without conditions; or 2) grant a One-Year Short-Term Permit, with or without conditions; or 3) deny the Permit on the application of Laugh Factory Long Beach, 151 S. Pine Avenue, for Entertainment Without Dancing by Patrons at an existing restaurant. (District 2)

Councilmember S. Lowenthal spoke.

A motion was made by Councilmember S. Lowenthal, seconded by Councilwoman Gabelich, to approve recommendation to grant the Permit with conditions. The motion carried by the following vote:

Yes: 6 - S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

PUBLIC COMMENT (5:47 PM)

Kendall Rainwater spoke regarding Wrigley Heights ball park.

Harvey Cochran spoke regarding La Rizza's Pizza House.

Michael La Rizza spoke regarding La Rizza's Pizza House.

THIRD ROLL CALL (5:54 PM)

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

Schipske joined the meeting.

Pamela Mah spoke regarding La Rizza's Pizza House.

Carol Hornback spoke regarding La Rizza's Pizza House.

Councilwoman Gabelich spoke.

Pat West, City Manager, spoke.

Councilmember DeLong spoke.

[08-1305](#) Karen Ashikeh Lamantia spoke regarding Save Community TV and submitted written materials.

This Handout was received and filed.

Councilwoman Gabelich spoke.

Larry Goodhue spoke regarding corruption.

Ann Denison spoke and introduced new Executive Director of Los Cerritos Wetlands Trust.

Elizabeth Land, Executive Director of Los Cerritos Wetlands Trust, spoke.

Alma Marquez spoke introducing the office of Senator Roderick D. Wright.

Leah DiGiallanardo spoke regarding public safety.

Pat West, City Manager, spoke.

CONSENT CALENDAR (6:17 PM)

Passed The Consent Calendar

A motion was made by Councilmember O'Donnell, seconded by Councilwoman Schipske, to approve Consent Calendar Items 4-10. The motion carried by the following vote:

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

Absent: 1 - S. Lowenthal

4. [08-1260](#) Recommendation to adopt minute order to grant an application from Patricia B. Wilcott for a widow's pension.
A motion was made to approve recommendation on the Consent Calendar.
5. [08-1255](#) Recommendation to authorize City Attorney to pay the sum of \$6,765 in full settlement of lawsuit entitled State Farm v. City of Long Beach, Case No. C0705176.
A motion was made to approve recommendation on the Consent Calendar.
6. [08-1247](#) Recommendation to refer to City Attorney damage claims received between November 24, 2008 and December 1, 2008.
A motion was made to approve recommendation on the Consent Calendar.
7. [08-1252](#) Recommendation to authorize City Manager to renew a permit for use of space in the Main Library by the Long Beach Public Library Foundation, a California public benefit corporation, for a period of one year, with one additional one-year renewal option. (District 2)
A motion was made to approve recommendation on the Consent Calendar.
8. [08-1248](#) Recommendation to authorize City Manager to execute the First Amendment to Lease No. 30190 with the Association for Retarded Citizens - Long Beach, Inc., a California nonprofit corporation, to revise the authorized use section of the Lease to allow the Long Beach Little League, Inc., access to the 45 parking spaces in the rear parking lot adjacent to Stearns Champions Park during the baseball season. (District 4)
A motion was made to approve recommendation on the Consent Calendar.
9. [08-1249](#) Recommendation to receive and file the application of Kim & Lim Enterprise Incorporated, dba Sushi Saurus, for a person-to-person transfer of an Alcoholic Beverage Control License, at 5260 East 2nd Street, with existing conditions. (District 3)
A motion was made to approve recommendation on the Consent Calendar.

10. [08-1213](#) Recommendation to authorize City Manager to execute an agreement and any subsequent amendments with Vohne Liche Kennels Canine Security, LLC for training provided by the Long Beach Police Department. (Citywide)

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

UNFINISHED BUSINESS (6:18 PM)

[see media](#)

11. [08-1200](#) Recommendation to authorize City Manager to execute two Purchase and Sale Agreements and Escrow Instructions and all necessary documents for the acquisition of 8.0 acres of land from Amerigas Propane, L.P., a Delaware limited partnership, and subsequent conveyance of the same property on identical terms to Wilmington-Lomita Blvd., LLC, a California limited liability company. (District 7)

Councilmember DeLong spoke.

A motion was made by Councilmember DeLong, seconded by Councilwoman Schipske, to receive and file. The motion carried by the following vote:

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

REGULAR AGENDA (6:20 PM)

[see media](#)

12. [08-1270](#)

Recommendation to respectfully request City Council designate December 18th as "A Day Without A Bag" in the City of Long Beach to encourage residents and businesses to utilize reusable bags for their holiday and regular shopping needs instead of single-use and paper bags; and

Request City Manager assist in spreading the message to City employees, residents and businesses through existing methods such as e-notify, press, radio, and other media outlets at the City's disposal.

Councilmember S. Lowenthal spoke.

Councilmember O'Donnell spoke.

Harvey Cochran spoke.

Gordana Kajer spoke.

Gabrielle Weeks spoke.

Karen Ashikeh Lamantia from Earth Neighborhood Television spoke.

Councilwoman Gabelich spoke.

Councilmember Reyes Uranga spoke.

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

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

[see media](#)

13. [08-1258](#)

Recommendation to adopt resolution declaring a vacancy in the office of: Member of the City Council for the First Council District and ordering, calling, providing for and giving notice of a Special Municipal Election to be held in the First Councilmanic District in the City of Long Beach on Tuesday, the 7th day of April, 2009, for the purpose of filling the Office of Member of the City Council for the First Councilmanic District for the remainder of the term of office terminating on the 3rd Tuesday of July 2010; and

A motion was made by Councilmember Reyes Uranga, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-08-0155. The motion carried by the following vote:

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

Enactment No: RES-08-0155

[see media](#)
[08-1259](#)

Adopt resolution requesting the Board of Supervisors of the County of Los Angeles to render specified services to the City relating to the conduct of a Special Municipal Election to be held on Tuesday, April 7, 2009. (District 1)

Joe Weinstein spoke.

Harvey Cochran spoke.

A motion was made by Councilmember Reyes Uranga, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-08-0156. The motion carried by the following vote:

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

Enactment No: RES-08-0156

[see media](#)

14. [08-1257](#)

Recommendation to adopt resolution declaring results of the Special Municipal Election held on November 4, 2008. (Citywide)

A motion was made by Councilman Andrews, seconded by Councilmember Reyes Uranga, to approve recommendation and adopt Resolution No. RES-08-0157. The motion carried by the following vote:

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

Enactment No: RES-08-0157

[see media](#)

15. [08-1250](#)

Recommendation to authorize City Manager to execute a contract with Reward Strategy Group to conduct a comprehensive review of the City's current classification and compensation structure, and to develop recommendations to revise the classification structure and conduct a compensation study for a period of three years in an amount not to exceed \$350,000. (Citywide)

Larry Goodhue spoke.

Janet Schabow spoke.

Councilmember Reyes Uranga 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: 8 - S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

[see media](#)

16. [08-1251](#)

Recommendation to authorize City Manager to extend the agreement with Long Beach Public Library Foundation, through which the Foundation provides services and financial support to the Long Beach Public Library system, for a period of five years, with an additional five-year renewal option. (District 2)

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

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

[see media](#)

17. [08-1253](#)

Recommendation to authorize City Manager to (A) execute a Natural Gas Delivery and Purchase Agreement for Unit Gas between Thums Long Beach Company and the City; (B) terminate existing Natural Gas Delivery Agreement for locally produced gas between Thums Long Beach Company and the City; (C) execute a Natural Gas Supply Agreement for power plant between Thums Long Beach Company and the City; (D) terminate existing Natural Gas Transportation/Service Agreement between Thums Long Beach Company and the City; (E) execute a North American Energy Standards Board (NAESB) contract between Merrill Lynch Commodities, Inc. and the City on such terms and enter into such transactions under the NAESB as the City Manager may deem appropriate; (F) execute an amendment to the Prepaid Natural Gas Purchase and Sale Agreement between Merrill Lynch Commodities, Inc. and the Long Beach Bond Finance Authority; and (G) execute an amendment to the Natural Gas Supply Agreement between the Long Beach Bond Finance Authority and the City, for the remarketing and purchase of Local Natural Gas produced in the City of Long Beach and the supply of natural gas for the electrical power plant for oil operations. (Citywide)

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

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

[see media](#)

18. [08-1254](#)

Recommendation to authorize City Manager to accept \$3.5 million in grant funds awarded through the Los Angeles County Proposition A Excess Funds Program for the DeForest Wetlands and Wrigley Greenbelt projects; increase appropriations in the Capital Projects Fund (CP) in the Department of Parks, Recreation and Marine (PR) by \$1.5 million and in the Department of Public Works (PW) by \$2 million; and execute any documents necessary for the administration of the projects. (Districts 7,8,9)

Larry Goodhue spoke.

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

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

[see media](#)

19. [08-1256](#) Recommendation to receive and file the application of Michaels on Naples LLC, dba Michaels on Naples Ristorante, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control License, at 5620 East 2nd Street, with conditions. (District 3)

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

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

ORDINANCES (6:50 PM)

[see media](#)

20. [08-1208](#) Recommendation to declare ordinance involving the temporary limitation (moratorium) on truck transfer and truck terminal facilities in the IG (General Industrial) Zone; declaring the urgency thereof; and declaring this ordinance shall take effect immediately, read and adopted as read. (Ordinance No. ORD-08-0035) (Citywide)

A motion was made by Councilmember Reyes Uranga, seconded by Councilman Andrews, to declare ordinance read and adopted as read. The motion carried by the following vote:

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

Enactment No: ORD-08-0035

[see media](#)

21. [08-1222](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Section 14.20.220 relating to the Naples Island newsrack pilot program, read and adopted as read. (District 3)

A motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Schipske, to approve recommendation and adopt Ordinance No. ORD-08-0037. The motion carried by the following vote:

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

Enactment No: ORD-08-0037

NEW BUSINESS (6:51 PM)

22. Affidavit of Service for special meeting held Tuesday, December 9, 2008.

ANNOUNCEMENTS (6:51 PM)

Mayor Foster made community announcements.

Councilwoman Gabelich made community announcements.

Councilmember S. Lowenthal made community announcements.

Councilmember Reyes Uranga made community announcements.

Councilman Andrews spoke and made community announcements.

PUBLIC (6:58 PM)

Lee Underwood spoke.

Terry Slavin spoke.

ADJOURNMENT (7:03 PM)

At 7:03 P.M., Mayor Foster adjourned the meeting.

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