

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



Gerrie Schipske, 5th District
Dee Andrews, 6th District
James Johnson, 7th District
Rae Gabelich, 8th District
Steven Neal, 9th District

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

Bob Foster, Mayor

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 were considered in the order presented, with the exception of Agenda Item No. 20, which was considered following the Consent Calendar vote.

ROLL CALL (5:21 PM)

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

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Heather Mahood, Chief Assistant City Attorney; Michael Mais, Assistant City Attorney; 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 introduced the guests from Huaihua City, Hunan Province, China.

CONTINUED HEARING (5:24 PM)

[see media](#)

19. [11-0458](#) Recommendation to receive supporting documents into the record, conclude the public hearing, and declare ordinance amending the Zoning Regulations of the Long Beach Municipal Code, Title 21, relating to Wireless Telecommunications Facilities read the first time and laid over to the next regular meeting of the City Council for final reading.
(Citywide)

Suzanne Frick, Assistant City Manager, indicated a memorandum had

been submitted to Councilmembers, which addressed issues raised by the City Councilmembers at the previous meeting.

Michael Mais, Assistant City Attorney, spoke.

Christi James, representative for AT&T, spoke.

Bluff Heights Neighborhood Association representative spoke.

Mike Romberg spoke; and submitted pictures and a petition.

Councilmember O'Donnell spoke.

Mayor Foster spoke.

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to declare ordinance, as amended, 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: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

PUBLIC COMMENT (5:35 PM)

Mario Codero spoke a parting word and thanked the Councilmembers for allowing him to serve the City of Long Beach.

Mayor Foster spoke.

Councilmember Garcia spoke.

Councilman Andrews spoke.

Councilmember Johnson spoke.

Vice Mayor Lowenthal spoke.

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

[11-0534](#)

John Malveaux spoke regarding Juneteenth event; and submitted a flyer for a concert on June 19th.

This Agenda Item was received and filed.

Larry Goodhue spoke regarding public safety liability.

Tom Moxley spoke regarding the BNSF intermodal terminal.

Brett Gallo spoke regarding the BNSF intermodal terminal.

Trini Jimenez spoke regarding the BNSF intermodal terminal.

[11-0532](#) Vern Geiger spoke; and submitted information regarding towing operation, history of efficiency and profitability.

This Agenda Item was received and filed.

Councilmember O'Donnell spoke.

Councilmember DeLong spoke.

[11-0533](#) Charles Monson spoke; and submitted a California Public Records Request regarding the December 2009 medical marijuana raids.

This Agenda Item was received and filed.

CONSENT CALENDAR (6:01 PM)

Gary Shelton spoke regarding Agenda Item No. 5.

Passed The Consent Calendar

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve Consent Calendar Items 1 - 6. the motion carried by the following vote:

Yes: 7 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson and Gabelich

Absent: 2 - Garcia and Neal

1. [11-0504](#) Recommendation to receive and file the Independent Accountant's Report on Agreed-Upon Procedures Applied to the Appropriations Limit Worksheet of the City of Long Beach, California for the year ended September 30, 2010.

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

2. [11-0492](#) Recommendation to approve the minutes for the City Council meeting

and City Council Study Session held Tuesday, May 10, 2011.

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

3. [11-0493](#) Recommendation to refer to City Attorney damage claims received between May 9, 2011 and May 16, 2011.

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

4. [11-0494](#) Recommendation to authorize City Manager to amend the contract amounts with Life Assist, Inc., of Rancho Cordova, CA, under Contract No. 31836; Bound Tree Medical, LLC, of Dublin, OH, under Contract No. 31837; and Mozena Medical Supplies & Equipment, of Long Beach, CA, under Contract No. 31838 from Specifications No. PA-01710, in a combined additional amount of \$90,000 annually, bringing the total annual combined contract amount not to exceed \$340,000, for the purchase of emergency medical supplies. (Citywide)

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

5. [11-0495](#) Recommendation to authorize City Manager to execute all necessary documents with Bowman Systems, LLC, to provide HUD compliant Servicepoint computer software for the continuance of the Homeless Management Information System (HMIS) in an amount not to exceed \$70,000 annually, contingent upon annual funding renewal from Department of Housing and Urban Development (HUD) for a three-year period. (Citywide)

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

6. [11-0498](#) Recommendation to receive and file minutes for:
Civil Service Commission - April 27, 2011 and May 4, 2011.
Planning Commission - April 21, 2011.

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

REGULAR AGENDA (6:08 PM)

[see media](#)

7. [11-0505](#) Recommendation to receive and file a report on the renovation of the Palace Hotel for transitional foster care youth housing.

Councilmember O'Donnell spoke.

Megan Garcia, Senior at Millikan High School, provided the PowerPoint presentation.

Councilman Andrews spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

Councilmember Neal spoke.

Vice Mayor Lowenthal spoke.

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

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

[see media](#)

8. [11-0508](#)

Recommendation to request City Manager to work with appropriate staff to review potential sites for BMX/Mountain Track facilities at parks citywide and report back to City Council.

Councilmember O'Donnell spoke.

Vice Mayor Lowenthal spoke.

Larry Goodhue spoke.

Laurie Angel spoke.

Councilmember Johnson spoke.

Councilmember O'Donnell spoke.

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

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

Absent: 1 - Andrews

[see media](#)

9. [11-0506](#)

Recommendation to receive and file the Queen Mary Capital Improvements Audit Phase III.

Laura L. Doud, City Auditor, spoke.

Mayor Foster spoke.

Councilmember Johnson spoke.

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

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

Absent: 1 - O'Donnell

[see media](#)

10. [11-0510](#)

Recommendation that City Council receive and file the correspondence dated May 9, 2011, from the Los Angeles County Registrar-Recorder/County Clerk regarding the submittal of district boundaries for the City of Long Beach, the Long Beach Unified School District, and the Long Beach Community College District; and maintain a redistricting completion deadline of August 31, 2011. (Citywide)

Mike Kohl spoke.

Councilwoman Gabelich spoke.

Councilmember DeLong spoke.

Councilwoman Gabelich spoke.

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

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

Absent: 1 - O'Donnell

[see media](#)

11. [11-0509](#)

Recommendation to make a determination whether redistricting is required based on the population data provided by the Planning Commission; and provide direction to staff on policy for redistricting. (Citywide)

A second substitute motion motion was made by Councilmember DeLong, seconded by Vice Mayor Lowenthal, to approve recommendation and direct City staff to manage redistricting based on communities of interest, compactness, and respect for commercial corridors that join communities, respect for parks and monuments, and give a strong preference for targeting a preference of zero to 5%. The motion failed by the following vote:

Yes: 3 - Lowenthal, DeLong and Johnson

No: 6 - Garcia, O'Donnell, Schipske, Andrews, Gabelich and Neal

A substitute motion was made by Councilmember Johnson, seconded by Vice Mayor Lowenthal, to approve recommendation and direct City staff to manage redistricting based on communities of interest, compactness, and respect for commercial corridors that join communities; and return to City Council with information based on these variations. The motion failed by the following vote:

Yes: 3 - Lowenthal, DeLong and Johnson

No: 6 - Garcia, O'Donnell, Schipske, Andrews, Gabelich and Neal

Tom Modica, Director of Government Affairs, spoke.

Councilmember Neal spoke.

Councilmember O'Donnell spoke.

Councilmember Garcia spoke.

Councilmember Johnson spoke.

Councilmember DeLong spoke.

Tom Modica, Director of Government Affairs, spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Gabelich spoke.

Councilmember Neal spoke.

Councilmember Garcia spoke.

Councilmember O'Donnell spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Gabelich spoke.

Councilman Andrews spoke.

Councilmember Johnson spoke.

Councilmember Garcia spoke.

Councilwoman Gabelich spoke.

Mike Kohl spoke.

Gary Shelton spoke.

John Cross spoke.

Stacey McDaniel spoke.

Larry Goodhue spoke.

Councilwoman Schipske spoke.

A motion was made by Councilmember Neal, seconded by Councilwoman Gabelich, to approve recommendation and direct City staff to manage redistricting to near a 5% variance for those over/under 5%; to retain district lines as close as possible to their current positions; to move lines to accommodate population and not for parks or monuments; and request that the agenda item be laid over to the meeting of Tuesday, June 7, 2011. The motion carried by the following vote:

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

[see media](#)

12. [11-0499](#)

Recommendation to receive and file Investment Report for Quarter Ending March 31, 2011. (Citywide)

Councilwoman Schipske spoke.

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

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

[see media](#)

13. [11-0500](#) Recommendation to adopt resolution approving the issuance from time to time by the Board of Water Commissioners, on behalf of the City of Long Beach, Subordinate Sewer Revenue Obligations issued pursuant to the terms of a credit agreement and related documents which provide for a Revolving Line of Credit in an amount not to exceed \$20,000,000 outstanding at any time. (Citywide)

Councilmember Johnson spoke.

A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-11-0060. The motion carried by the following vote:

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

Absent: 1 - Neal

Enactment No: RES-11-0060

[see media](#)

14. [11-0501](#) Recommendation to authorize City Manager to execute a contract and all necessary amendments, including term extensions, with the County of Los Angeles to receive and expend Department of Homeland Security grant funding for the 2010 State Homeland Security Grant Program; and increase appropriations by \$388,650 in the General Grants Fund (SR 120) in the Fire Department (FD). (Citywide)

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

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

Absent: 1 - Neal

[see media](#)

15. [11-0502](#) Recommendation to authorize City Manager to execute any and all documents necessary for the First Amendment to Lease No. 27641 with Shoreline Yacht Club of Long Beach, a California not-for-profit corporation, as successor-in-interest to Shoreline Management, LLC, for City-owned property located at 386 Shoreline Drive South, to extend the term through March 1, 2037. (District 2)

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

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

ORDINANCES (7:23 PM)

[see media](#)

16. [11-0507](#) Recommendation to declare ordinance establishing a small, very small and local small business enterprise program for certain City contracts, and making a determination related thereto 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 DeLong, seconded by Councilman Andrews, 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: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

[see media](#)

17. [11-0484](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 8.62 relating to regulating the use of plastic carryout bags and recyclable paper bags, and promoting the use of reusable bags, read and adopted as read. (Citywide)

Larry Goodhue spoke.

Laurie Angel spoke.

Kirsten James spoke.

Gabrielle Weeks spoke.

Bill Hickman spoke.

Shamus Innes spoke.

Councilwoman Gabelich spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Schipske spoke.

Vice Mayor Lowenthal spoke.

Councilmember Garcia spoke.

Councilmember Johnson spoke.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Councilwoman Schipske spoke.

A motion was made by Vice Mayor Lowenthal, seconded by Councilmember Garcia, to approve recommendation and adopt Ordinance No. ORD-11-0009. The motion carried by the following vote:

Yes: 5 - Garcia, Lowenthal, DeLong, Johnson and Neal

No: 3 - O'Donnell, Schipske and Gabelich

Absent: 1 - Andrews

Enactment No: ORD-11-0009

18. [11-0458](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Table 31-1 of Chapter 21.31, Tables 32-1 and 32-1A of Chapter 21.32, Table 33-2 of Chapter 21.33, Table 34-1 of Chapter 21.34, Table 35-1 of Chapter 21.35, and Table 36-1 of Chapter 21.36; by adding Chapter 21.56; and by repealing Sections 21.45.115 and 21.52.210; all relating to Wireless Telecommunications Facilities, read and adopted as read. (Citywide)

This Ordinance was withdrawn.

NEW BUSINESS (6:05 PM)

19. Agenda Item No. 19 is listed under Continued Hearing.

[see media](#)

20. [11-0482](#) Recommendation to concur in recommendation of the Personnel and Civil Service Committee to receive the communication and confirm the following appointments and reappointments: Civil Service Commission (1 appointment); Parks and Recreation Commission (1 appointment); and Redevelopment Agency Board (3 reappointments).

Mayor Foster spoke.

Councilwoman Schipske spoke.

A motion was made by Councilwoman Schipske, seconded by Councilmember DeLong, to approve recommendation, and amend the starting date for Mr. Drummond to July 1, 2011. The motion carried by the following vote:

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

21. Affidavits of Service for the special meetings held Tuesday, May 24, 2011.

22. [11-0512](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, May 20, 2011.

This Agenda Item was received and filed.

23. [11-0535](#) e-Comments received for the City Council meeting of Tuesday, May 24, 2011.

This Agenda Item was received and filed.

ANNOUNCEMENTS (8:02 PM)

Mayor Foster requested that the meeting be adjourned in memory of Hank Zavaleta.

Councilmember Johnson made community announcements.

Councilwoman Gabelich made community announcements.

Councilwoman Schipske made community announcements.

Councilmember O'Donnell made community announcements.

Councilmember Neal made community announcements.

ADJOURNMENT (8:07 PM)

At 8:07 PM, Mayor Foster adjourned the meeting in memory of Hank Zavaleta.

nem