

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 & 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. 13 was considered prior to Agenda Item No. 9; and Agenda Item No. 12 was considered prior to Agenda Item No. 11.

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; Merianne Nakagawa, Legislative Bureau Manager; Pablo Rubio, City Clerk Assistant.

Vice Mayor Garcia presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Dee Andrews, Councilman, Sixth District.

Vice Mayor Garcia announced that Agenda Item No. 22 has been withdrawn; Agenda Item No. 13 would be considered at the beginning of the Regular Agenda; and Agenda Item No. 2 would be moved to a future City Council meeting.

Julie Pruitt, spcaLA, presented a canine.

Proclamation for the Neighborhood Leadership Program Class of 2013 Graduates.

Amy Bodek, Director of Development Services, spoke.

Margaret Madden spoke.

Donn Gatling spoke.

Amy Bodek, Director of Development Services, spoke.

Proclamation for Long Beach Fire Department Employees of the Year.

Mike DuRee, Long Beach Fire Chief, spoke.

Proclamation for Disability Awareness Month.

Richard Hernandez spoke.

HEARINGS (5:25 PM)

[see media](#)

1. [13-0843](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, consider the Mitigated Negative Declaration, and declare ordinance changing the zoning at 3800 Willow Street from Two-Family Residential (R-2-N) to Institutional (I), relating to the renovation of the Schroeder Hall U.S. Army Reserve Center to serve as the Long Beach East Division Police Department Substation read the first time and laid over to the next regular meeting of the City Council for final reading; and

Accept the Mitigated Negative Declaration (MND 02-13). (District 5)

Suzanne Frick, Assistant City Manager, spoke.

Gary Shelton spoke.

Councilwoman Schipske spoke.

Councilman Andrews spoke.

Councilmember O'Donnell spoke.

Patrick West, City Manager, spoke.

A motion was made by Councilwoman Schipske, 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: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson and Austin

Absent: 1 - Neal

Enactment No: ORD-13-0020

[see media](#)

2. [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)

A motion was made by Vice Mayor Garcia, seconded by Councilmember Johnson, that the item be laid over to the City Council meeting of Tuesday, October 22, 2013. The motion carried by the following vote:

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

Absent: 1 - Neal

Enactment No: RES-13-0095

PUBLIC COMMENT (5:33 PM)

Dr. Tom Williams spoke regarding Sierra Club Transportation Committee, beyond the Measure R program.

Cory Allen, Field Representative for Senator Ricardo Lara at California State Senate, spoke regarding district events.

CONSENT CALENDAR (5:37 PM)

Passed The Consent Calendar

A motion was made by Councilmember Lowenthal, seconded by Councilmember Johnson, to approve Consent Calendar Items 3 - 8. The motion carried by the following vote:

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

Absent: 1 - DeLong

3. [13-0846](#)

Recommendation to approve the minutes for the City Council meetings of Tuesday, September 10 and September 17, 2013 and the Study

Session of Tuesday, September 17, 2013.

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

4. [13-0847](#) Recommendation to refer to City Attorney damage claims received between September 9, 2013 and September 23, 2013.

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

5. [13-0848](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the University of California Berkeley Safe Transportation Research and Education Center, administering the Sobriety Checkpoint Grant Program for 2013-2014 grant funds for the California Office of Traffic Safety; and increase appropriations in the General Grants Fund (SR) in the Police Department (PD) by \$120,682. (Citywide)

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

6. [13-0849](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the California Office of Traffic Safety for the 2014 Selective Traffic Enforcement Program; and increase appropriations in the General Grants Fund (SR) in the Police Department (PD) by \$203,000. (Citywide)

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

7. [13-0850](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the Federal Fiscal Year 2013 Edward Byrne Memorial Justice Assistance Grant Program; and increase appropriations in the General Grants Fund (SR 120) in the Police Department (PD) by \$221,730. (Citywide)

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

8. [13-0851](#) Recommendation to receive and file minutes for:
Civil Service Commission - September 4 and 11, 2013.

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

REGULAR AGENDA (5:38 PM)

[see media](#)

9. [13-0852](#) Recommendation to request City Attorney to draft a resolution in support

of the completion of the I-710 Freeway extension.

Motion: Approve recommendation.
Moved by Neal, seconded by Austin.

Councilmember Neal spoke.

Barbara Messina spoke.

Dr. Tom Williams spoke.

Dr. Bill Sherman spoke.

Joe Cano spoke.

Mauna Eichner spoke.

Jack Smith spoke.

Councilmember Neal spoke.

Councilman Andrews spoke.

Councilmember Lowenthal spoke.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Councilmember Lowenthal spoke.

Barbara Messina spoke.

Councilmember Lowenthal spoke.

Charles Parkin, City Attorney, spoke.

Councilmember Lowenthal spoke.

Patrick West, City Manager, spoke.

Councilmember DeLong spoke.

Dr. Tom Williams spoke.

Motion: Substitute motion to request City Attorney to draft a resolution in

support of the completion of the SR-710 route.
Moved by Neal, seconded by Austin.

Councilmember Lowenthal spoke.

Councilman Austin spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

Councilmember Lowenthal spoke.

Councilmember DeLong spoke.

Councilmember Johnson spoke.

A second substitute motion was made by Councilwoman Schipske, seconded by Councilman Andrews, to receive and file. The motion carried by the following vote:

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

Absent: 1 - O'Donnell

[see media](#)

10. [13-0853](#)

Recommendation to, by motion of the City Council, request City Manager to report back within 30 days with an assessment of the feasibility of Mr. Osterhoudt's proposal to locate a cyclone roller coaster in Long Beach.

Councilwoman Schipske spoke.

Larry Osterhoudt spoke, submitted a handout; and presented a video.

Councilwoman Schipske spoke.

Tim Cole spoke.

Morgan Humphries spoke.

Chris McComb spoke.

Dan Halverson spoke.

Kelvin Johnson spoke.

Rebecca Padilla spoke.

Linda Collie spoke.

An unidentified woman spoke.

Larry Seigelstein spoke.

Councilwoman Schipske spoke.

Councilman Austin spoke.

Councilman Andrews spoke.

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

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

No: 1 - Johnson

Absent: 1 - O'Donnell

[see media](#)

11. [13-0854](#)

Recommendation to, by motion of the City Council, request City Manager to discuss with the Boeing Company the donation of both a building on the Boeing site suitable to locate a Long Beach Aviation Museum and the archives, photographs and memorabilia related to operations of Douglas Aircraft, McDonnell-Douglas and Boeing in Long Beach from 1940 through 2015.

Councilwoman Schipske spoke; and submitted a petition.

Councilman Austin spoke.

Ron Baylor spoke.

Rolf Solge spoke.

Councilwoman Schipske spoke.

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

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

Absent: 2 - O'Donnell and Johnson

[see media](#)

12. [13-0836](#)

Recommendation to request City Attorney to draft a resolution in support of the "Every Student Matters" campaign for Restorative Justice, other alternatives to exclusionary practices, and one consistent discipline policy for all schools.

Councilmember Neal spoke.

Councilmember Johnson spoke.

Christopher Covington spoke.

Alicia Virani spoke.

Robert Davis spoke.

Jorge Robles spoke.

Jose Andrade spoke.

Kenyan Davis spoke.

Jennifer Harris spoke.

Melu spoke.

Mike O'Duffy spoke.

Walter Brown spoke.

Anthony Ballard Jr. spoke.

Jordan LeBlanc spoke.

Jesus Perez spoke.

Peter Rosenwald spoke.

Mark Colvin spoke.

Hillary Henson spoke.

Christopher Covington spoke.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Councilmember Lowenthal spoke.

Councilman Andrews spoke.

A motion was made by Councilmember Neal, seconded by Councilman Austin, to refer item to the Long Beach Unified School District Joint Use Committee. The motion carried by the following vote:

Yes: 6 - Garcia, Lowenthal, Schipske, Andrews, Austin and Neal

Absent: 3 - DeLong, O'Donnell and Johnson

[see media](#)

13. [13-0866](#)

Recommendation to receive and file the presentation about Share Your Heart... Share Your Home to raise awareness about the need for Foster and Adoptive Parents, and recognize the local foster parents who are providing stable homes to children in Long Beach.

Councilman Austin spoke; and presented a video.

Sari Grant, Recruitment Administrator for the Los Angeles County Department of Children and Family Services, spoke.

Connie Sziebl, Field Deputy for Fourth District Los Angeles County Supervisor Don Knabe, spoke.

Councilwoman Schipske spoke.

Councilman Andrews spoke.

Peter Rosenwald spoke.

Councilman Austin spoke.

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

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

[see media](#)

14. [13-0856](#)

Recommendation to authorize City Manager to execute any and all

documents necessary to enter into a new two-year agreement with Grow America Fund, Inc., with the option to extend the agreement for one additional two-year term at the discretion of the City Manager, for the purpose of continuing various business loan programs administered by Grow America Fund, Inc., and to promote the City's business assistance loan programs. (Citywide)

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

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

Absent: 2 - O'Donnell and Johnson

[see media](#)

15. [13-0857](#)

Recommendation to authorize City Manager to execute the renewal of contracts with Anthem Blue Cross, the City's Third Party Administrator for the Preferred Provider Organization (PPO) and the Health Maintenance Organization (HMO) group health plans and Medicare Supplement group health plans; Scan Health Plan for the Medicare Advantage Plan; United HealthCare for the closed-panel dental plan; Delta Dental for the fee-for-service dental plan; Medical Eye Services (MES) for the vision plan; Standard Insurance Company for life insurance and Long- and Short-Term Disability; and Union Mutual Life Insurance Company (UNUM) through Larry Lambert & Associates Insurance Services for the long-term care benefits; execute a contract with CVS Caremark as the Prescription Benefit Manager (PBM) for the Prescription Drug Plan; and any subsequent amendments necessary to maintain current benefit levels and remain in compliance with state and federal laws on all plans. (Citywide)

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

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

Absent: 2 - O'Donnell and Johnson

[see media](#)

16. [13-0859](#)

Recommendation to authorize City Manager to execute all documents necessary to amend Contract No. 31571 with the County of Los Angeles, through the Los Angeles County Sheriff's Department (LASD), extending the contract to provide jail food services for the term expiring on June 30, 2018, in an annual amount not to exceed \$350,000. (District 2)

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

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

Absent: 2 - O'Donnell and Johnson

[see media](#)

17. [13-0860](#)

Recommendation to adopt Plans and Specifications No. R-6769 for the Rehabilitation of Long Beach Boulevard between Hill Street and Willow Street; award the contract to Nobest, Inc., in the amount of \$754,000 and authorize a 10 percent contingency in the amount of \$75,400, for a total contract amount not to exceed \$829,400; and authorize City Manager or designee to execute all documents necessary to enter into the contract, including any necessary amendments thereto. (District 6)

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

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

Absent: 2 - O'Donnell and Johnson

[see media](#)

18. [13-0861](#)

Recommendation to adopt Specifications No. RFP PW13-051 for Project Management Services for the Belmont Plaza Pool Facility Rebuild/Revitalization Project; award a contract to AndersonPenna Partners, Inc., of Newport Beach, CA, in the amount of \$1,098,884, plus a contingency in the amount of \$148,590, for a total not to exceed \$1,247,474; and authorize City Manager to execute all documents necessary to enter into the contract, including any necessary amendments thereto. (District 3)

Unidentified woman spoke.

Councilmember DeLong spoke.

Patrick West, City Manager, spoke.

Suzanne Frick, Assistant City Manager, spoke.

Charles Parkin, City Attorney, spoke.

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

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

Absent: 2 - O'Donnell and Johnson

[see media](#)

19. [13-0862](#)

Recommendation to authorize City Manager to execute a lease-purchase agreement and related financing documents with Banc of America Public Capital Corp for the financing of personal computers, computer-related equipment, and servers in an amount not to exceed \$939,000 including interest and fees, payable over a four-year period. (Citywide)

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

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

Absent: 2 - O'Donnell and Johnson

[see media](#)

20. [13-0863](#)

Recommendation to authorize City Manager to execute an agreement with Verizon Business Network Services, Inc., of Thousand Oaks, CA (not an MBE, WBE, SBE, or Local), to provide 911 emergency telephone services to the City's Emergency Communication and Operations Center in an annual amount of \$94,000, and authorize a 10 percent contingency of \$9,400 for a total annual amount not to exceed \$103,400 for a period of three years, with the option of renewing for two additional one-year periods, at the discretion of the City Manager. (Citywide)

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

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

Absent: 2 - O'Donnell and Johnson

ORDINANCES (8:07 PM)

[see media](#)

21. [13-0864](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsections 10.12.010.A.54,

10.12.010.A.69, 10.12.020.A.14, and 10.12.020.A.22; and by adding Subsections 10.12.020.A.68 and 10.12.020.A.69, all relating to speed limits read the first time and laid over to the next regular meeting of the City Council for final reading. (Districts 4,5)

A motion was made by Councilmember 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: 7 - Garcia, Lowenthal, DeLong, Schipske, Andrews, Austin and Neal

Absent: 2 - O'Donnell and Johnson

Enactment No: ORD-13-0019

22. 13-0865

WITHDRAWN

~~Recommendation to declare ordinance amending the Long Beach Municipal Code Section 21.51.235 relating to the regulation of cottage food operations read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)~~

This Ordinance was withdrawn.

[see media](#)

23. [13-0823](#)

Recommendation to declare ordinance imposing a moratorium relating to the establishment of certain bars or nightclubs with Type 48 ABC Licenses and related permits in the Downtown Dining and Entertainment District; declaring the urgency thereof and declaring that this ordinance shall take effect immediately, read and adopted as read. (Ordinance No. ORD-13-0016) (District 2)

A motion was made by Councilmember Lowenthal, seconded by Councilmember DeLong, to approve recommendation and adopt Emergency Ordinance No. ORD-13-0016. The motion carried by the following vote:

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

Absent: 2 - O'Donnell and Johnson

Enactment No: ORD-13-0016

[see media](#)

24. [13-0822](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsection 8.68.060.B and Section 5.88.065 all relating to smoking lounge permits, read and adopted as read. (Citywide)

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation and adopt Ordinance No. ORD-13-0017. The motion carried by the following vote:

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

Absent: 2 - O'Donnell and Johnson

Enactment No: ORD-13-0017

[see media](#)

25. [13-0791](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Sections 21.15.475, 21.52.212, Tables 32-1 and 32-1A in Chapter 21.32, Table 33-2 in Chapter 21.33, by amending the Use District Table for PD-25 (Atlantic Avenue Planned Development District), and by amending the Use District Table for PD-29 (Long Beach Blvd Planned Development District); and by adding Sections 21.15.335, 21.15.442, 21.15.562, 21.15.635, 21.15.1792, 21.15.1793, 21.15.1795, 21.15.2008, 21.15.2009, 21.15.2225, 21.15.2401, and 21.45.116, related to check cashing and other financial uses, read and adopted as read. (Citywide)

Mauna Eichner and Lee Fukui spoke.

A motion was made by Councilman Andrews, seconded by Councilmember DeLong, to approve recommendation and adopt Ordinance No. ORD-13-0018. The motion carried by the following vote:

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

Absent: 2 - O'Donnell and Johnson

Enactment No: ORD-13-0018

NEW BUSINESS (8:11 PM)

26. [13-0871](#)

Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, September 27, 2013.

This Agenda Item was received and filed.

27. [13-0855](#)

eComments received for the City Council meeting of Tuesday, October 1, 2013.

This Agenda Item was received and filed.

ANNOUNCEMENTS (8:11 PM)

Councilman Andrews made community announcements.

Councilmember Neal made community announcements.

Councilwoman Schipske made community announcements.

PUBLIC COMMENT (8:15 PM)

Jeff Abrams spoke.

Hillary Henson spoke.

ADJOURNMENT (8:20 PM)

At 8:20 PM, Vice Mayor Garcia adjourned the meeting.

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