

Bonnie Lowenthal, 1st District
Dan Baker, 2nd District
Frank Colonna, 3rd District
Patrick O'Donnell, 4th District



Jackie Kell, Vice Mayor, 5th District
Laura Richardson, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, 9th District

Gerald R. Miller, City Manager
Larry G. Herrera, City Clerk

Beverly O'Neill, Mayor

Robert E. Shannon, City Attorney

FINISHED AGENDA & MINUTES

ROLL CALL (05:04 PM)

Councilmembers B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson,
Present: Reyes Uranga, Gabelich and Lerch

Also present: Gerald Miller, City Manager; Christine Shippey, Assistant City Manager;
Robert Shannon, City Attorney; Larry Herrera, City Clerk; Jerryl Soriano, City Clerk
Specialist.

Mayor O'Neill presiding.

Invocation: Moment of Silence.

Flag Salute: Val Lerch, Councilmember, Ninth District.

Pet Adoption: Jo Trent, spcaLA, presented feline.

Presentation of the Long Beach Convention and Visitor's Bureau Pinnacle Award.

Presentation of KTLA coverage of Long Beach.

Homeless Awareness presentation.

Port of Long Beach "Trade Is" video presentation: A Partnership Between the City of Long
Beach and the Long Beach Unified School District.

Councilmember Reyes Uranga spoke.

Councilmember Colonna spoke.

Vice Mayor Kell spoke.

Councilmember O'Donnell spoke.

Councilmember Colonna moved, seconded by Councilmember Lowenthal, that the minutes of the City Council meeting of Tuesday, November 22, 2005, be approved.

CONTINUED HEARING: (05:45 PM)

1. [05-3426](#) Recommendation to receive supporting documentation into the record; conclude the hearing; and grant the Permit with or without conditions, or deny the Permit on the application of Perlman Inc., dba Hush Restaurant and Banquet Facility, 217 Pine Avenue, for a Permit for Entertainment With Dancing by Patrons at an existing restaurant. (District 2)

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

Yes: 6 - B. Lowenthal, Colonna, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 3 - Baker, O'Donnell and Kell

HEARINGS: (05:49 PM)

2. [05-3492](#) Recommendation to receive the supporting documentation into the record; conclude the public hearing; adopt resolution making certain findings; and approve and authorize City Manager to execute a Disposition and Development Agreement with Willmore City Heritage Association. (District 1)

A motion was made by Councilmember Lowenthal, seconded by Councilmember Colonna, to approve recommendation and adopt Resolution No. RES-05-0137. The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Colonna, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Baker and Kell

Enactment No: RES-05-0137

3. [05-3496](#) Recommendation to receive the supporting documentation into the

record; conclude the public hearing; and adopt resolution to approve and authorize City Manager to execute a Disposition and Development Agreement with Lennar Long Beach Promenade Partners, LLC; and

A motion was made by Councilmember Lowenthal, seconded by Councilmember Colonna, to approve recommendation and adopt Resolution No. RES-05-0138. The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Colonna, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Baker and Kell

Enactment No: RES-05-0138

05-3497

Adopt resolution making certain findings regarding the construction of certain public improvements with redevelopment funds (the Promenade, Alta Way, Waite Court and amphitheater improvements). (District 2)

A motion was made by Councilmember Lowenthal, seconded by Councilmember Colonna, to approve recommendation and adopt Resolution No. RES-05-0139. The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Colonna, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Baker and Kell

Enactment No: RES-05-0139

4. 05-3499

Recommendation to receive the supporting documentation into the record; conclude the hearing; and adopt resolution recertifying the Supplemental Environment Impact Report, deny the appeal of Don May, representing the California Earth Corps, and uphold the Planning Commission decision to approve the Site Plan Review to construct a seven-story, 91,304-square foot hotel located in subarea 5 of the Downtown Shoreline Planned Development District (PD-6) at 285 Bay Street (Case No. 0411-17). (District 2)

A motion was made by Councilmember Baker, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-05-0140. The motion carried by the following vote:

Yes: 8 - B. Lowenthal, Baker, Colonna, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Kell

Enactment No: RES-05-0140

5. [05-3501](#)

Recommendation to receive supporting documentation into the record; conclude the public hearing; find that the area to be vacated is not needed for present or prospective public use; and adopt resolution ordering the vacation of portions of Fourth Street and Elm Avenue adjacent to 395 East Fourth Street. (District 1)

A motion was made by Councilmember Lowenthal, seconded by Councilmember Baker, to approve recommendation and adopt Resolution No. RES-05-0141. The motion carried by the following vote:

Yes: 8 - B. Lowenthal, Baker, Colonna, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Kell

Enactment No: RES-05-0141

PUBLIC COMMENT: (06:21 PM)

Annie Greenfeld-Wisner spoke regarding the Homeless Awareness Presentation .

Marilyn Parker spoke regarding the "Kidsmas Kids" gift program and distributed information.

Mayor O'Neill spoke.

Councilwoman Richardson spoke.

Daniel Johnson spoke regarding.

Thomas Murphy spoke regarding his drivers license.

Claudette Grundy spoke regarding the plight of homelessness in Long Beach.

Maria Giesey spoke regarding homelessness and housing.

Arlene Mercer spoke regarding homelessness.

Robert Bastian spoke regarding a personal situation.

Diana Lejins spoke regarding Christmas.

Annette LaBarca spoke regarding homeless services.

CONSENT CALENDAR: (06:46 PM)

Motion to approve Consent Calendar Items 6-34, except for Items 6, 9, 10, 11, 12, 16, 20, 21, 23, 28, and 33.

6. [05-3359](#) Recommendation to receive and file I-710 Council Oversight Committee Report; and transmit comments on the Southern California International Gateway to the Port of Los Angeles.

A motion was made by Councilmember Reyes Uranga, seconded by Councilmember Lowenthal, to approve recommendation, including the statement that the City of Long Beach would not be supportive as long as the community is negatively impacted; and transmit to the Port of Long Beach. The motion carried by the following vote:

Yes: 8 - B. Lowenthal, Baker, Colonna, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Kell

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

Passed The Consent Agenda

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

Yes: 8 - B. Lowenthal, Baker, Colonna, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Kell

7. [05-3484](#) Recommendation to authorize City Manager to execute a Mills Act Historic Property Contract with Ilsebill Wolfe, owner of 365 Temple Avenue, a qualified historic property in the Bluff Heights Historic District. (District 2)
A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

8. [05-3485](#) Recommendation to authorize City Manager to execute a Mills Act Historic Property Contract with Shalla Callahan, owner of 395 Wisconsin Avenue, a qualified historic property in the Bluff Heights Historic District. (District 2)
A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

9. [05-3513](#) Recommendation to authorize City Attorney to submit Compromise and Release for approval by the Workers' Compensation Appeals Board, and

if so approved, authority to pay \$40,000 and \$5,000 to settle the vocational rehabilitation benefits for a total of \$45,000 for claim of Jerry Meras in compliance with the Appeals Board Order.

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

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

10. [05-3514](#)

Recommendation to authorize City Attorney to submit Stipulations with Requests for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$52,062.50, \$21,400.20, and \$7,500 to settle vocational rehabilitation benefits for a total of \$80,962.70 for claim of Garry Kennedy in compliance with the Appeals Board Orders.

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

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

11. [05-3520](#)

Recommendation to authorize City Attorney to pay the sum of \$8,000 in full settlement of lawsuit entitled Guillermo Gonzalez vs. City of Long Beach.

Robert Bastian spoke.

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

Yes: 7 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Colonna and Kell

12. [05-3515](#)

Recommendation to authorize City Attorney to execute an agreement with Claims Staffing Solutions, Inc., to provide temporary workers'

compensation claims examiners for the Workers' Compensation Section of the City Attorney's Office.

Thomas Murphy spoke.

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

Yes: 6 - B. Lowenthal, Baker, O'Donnell, Richardson, Reyes Uranga and Gabelich

Absent: 3 - Colonna, Kell and Lerch

13. [05-3523](#)

Recommendation to receive and file the December 13, 2005 update to the 2006 Elections Plan, and if appropriate, refer to the Elections Oversight Committee for continued discussion.

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

14. [05-3521](#)

Recommendation to authorize City Manager to execute a contract with Martin & Chapman Co. to provide election supplies and services for the Primary Nominating Election to be held Tuesday, April 11, 2006, and for the General Municipal Election to be held Tuesday, June 6, 2006, for and on behalf of the City of Long Beach. (Citywide)

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

15. [05-3476](#)

Recommendation to refer to City Attorney damage claims received between November 17, 2005 and December 8, 2005.

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

16. [05-3477](#)

Recommendation to authorize City Manager to execute a Consent to

Assignment and Assumption of Lease No. 20556 from Petrowings Limited to Airspace LLC, and a Consent to Sublease from Airspace LLC to Air Rutter International, for City-owned property at 4310 Donald Douglas Drive. (District 5)

Councilwoman Gabelich spoke.

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

Yes: 8 - B. Lowenthal, Baker, Colonna, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Kell

17. [05-3478](#)

Recommendation to authorize City Manager to execute an agreement for the transfer of the Long Beach Museum of Art Video Archive from the City of Long Beach to the J. Paul Getty Trust. (District 3)

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

18. [05-3479](#)

Recommendation to adopt the Statement of Investment Policy for Calendar Year 2006 pursuant to Section 53646 (a) of the State of California Government Code. (Citywide)

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

19. [05-3480](#)

Recommendation to amend Agreement No. 27179 with Equifax Information Services, LLC, to provide Social Security number verification services and extend the contract for a period of one year with options for two additional one-year periods. (Citywide)

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

20. [05-3481](#) Recommendation to request City Attorney to prepare an amendment to the Long Beach Municipal Code to increase the maximum refund approval authorized by a department head from \$500 to \$1,000 and City Attorney from \$5,000 to \$10,000 for all refunds; and to establish a standard one-year statute of limitations for individuals or entities seeking refunds. (Citywide)

Councilwoman Gabelich spoke.

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

Yes: 8 - B. Lowenthal, Baker, Colonna, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Kell

21. [05-3482](#) Recommendation to authorize City Manager to submit a Request for Statement of Qualifications for Mental Health Services Act (MHSA) services to the Los Angeles County Department of Mental Health (DMH); to sign the Master Agreement if the City is selected as a qualified contractor; to sign and submit bids to provide mental health services to DMH; and to sign all necessary documents related to these services. (Citywide)

Thomas Murphy spoke.

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

Yes: 8 - B. Lowenthal, Baker, Colonna, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Kell

22. [05-3483](#) Recommendation to authorize City Manager to execute amendments to Agreements No. 28533 and No. 28534 with the State of California, Department of Boating and Waterways (DBAW), related to grant funds for the modification of the Alamitos Bay Marina Harbormaster's Dock and the installation of vessel pumpout facilities in the Alamitos Bay and Shoreline Marinas; extending the term for these grants and accepting a recommended increase of the pumpout grant from \$50,000 to \$140,000; and increase appropriations in the Tidelands Operating Fund (TF) in the Department of Parks, Recreation and Marine (PR) by \$385,000. (Districts 2,3)

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

23. [05-3486](#)

Recommendation to authorize City Manager to execute an agreement and any subsequent amendments between the City of Long Beach and the Glendora Police Department for participation of at least two police officers, on an overtime basis, in a countywide driving under the influence task force. The agreement will conclude on December 31, 2008 unless terminated by either party after giving at least 30 days' written notice.

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

Yes: 8 - B. Lowenthal, Baker, Colonna, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Kell

24. [05-3487](#)

Recommendation to receive and file the application of The Green Mango Incorporated, dba The Green Mango Incorporated, for a person-to-person transfer of an On-Sale Beer and Wine Alcoholic Beverage Control License for bonafide eating place, at 1360 East Anaheim Street, Suite 205, with existing conditions. (District 2)

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

25. [05-3488](#)

Recommendation to receive and file the application of Byron Spinney Mathis and Larry Robert Settle, dba Puka Bar, for a person-to-person transfer of an On-Sale General Alcoholic Beverage Control License for public premises, at 710-12 West Willow Street, with existing conditions. (District 7)

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

26. [05-3489](#) Recommendation to receive and file the application of Douglas Kim and Soon Aei Kim, dba La Mexicana Market, for a person-to-person transfer of an Off-Sale Beer and Wine Alcoholic Beverage Control License, at 2090 Santa Fe Avenue, with existing conditions. (District 7)
- A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:**
27. [05-3490](#) Recommendation to request City Attorney to prepare an amendment to Long Beach Municipal Code Chapter 14.14 to remove seasonal restrictions on canopy and windbreak structures over permitted public sidewalk dining areas. (Districts 1,2)
- A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:**
28. [05-3491](#) Recommendation to authorize City Manager to execute the First Amendment to Agreement No. 28052 with PB Farradyne, Inc., for Program Evaluation Services related to the East - West Corridor Bus Speed Improvement Program, to extend the Agreement for one year. (Districts 1,2,3,4,6)
- A motion was made by Councilmember Baker, seconded by Councilmember Colonna, to approve recommendation. The motion carried by the following vote:**
- Yes:** 8 - B. Lowenthal, Baker, Colonna, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch
- Absent:** 1 - Kell
29. [05-3493](#) Recommendation to authorize a public walkways occupancy permit for sidewalk dining at La Creperie Café located at 4911 East Second Street. (District 3)

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

30. [05-3494](#) Recommendation to request City Attorney to accept an easement deed for the widening of the sidewalk and the alley adjacent to 2923 East Anaheim Street. (District 4)

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

31. [05-3495](#) Recommendation to determine that the granting of Facility/Pipeline Permit No. P-231-05 to the Long Beach Community College District will not be contrary to the public interest; and authorize City Manager to issue said permit in accordance with Section 15.44.060, Permit-Issuance, of the Long Beach Municipal Code, for the installation of electrical conduits, telecom conduits, chilled water piping and water piping across Carson Street and Lew Davis Street west of Clark Avenue. (District 5)

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

32. [05-3498](#) Recommendation to authorize City Manager to execute subdivision agreement for Parcel No. 60525, located north of 68th Street between Atlantic Avenue and Eastondale Avenue. (District 9)

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

33. [05-3500](#) Recommendation to authorize City Manager to execute an agreement with Fred Darland, in an amount not to exceed \$200,000, for a three-year period to provide maintenance of The Works project management software and web hosting of the permit tracking permit

application; and authorize City Manager to execute additional amendments to the agreement with Fred Darland, relative to the extension of the term and to authorize additional services, if required, within the provisions of the agreement. (Citywide)

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

Yes: 8 - B. Lowenthal, Baker, Colonna, O'Donnell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Kell

34. [05-3512](#)

Recommendation to receive and file minutes of:
Harbor Commission - November 7, 21, and 28, 2005.
Parks and Recreation Commission - October 20, 2005.
Water Commission - November 17, 2005.

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, including all the items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:

UNFINISHED BUSINESS: (07:11 PM)

35. [05-3421](#)

Recommendation to receive and file the application of Bruce Tan, dba Richie's Liquor and Market, for a person-to-person transfer of an Off-Sale General Alcoholic Beverage Control License, at 729 West Pacific Coast Highway, with existing conditions. (District 6)
Distributed at meeting: Councilwoman Richardson's memorandum.

Councilwoman Richardson spoke.

A motion was made by Councilwoman Richardson, seconded by Councilmember Baker, to approve recommendation with conditions agreed upon by the applicant. The motion carried by the following vote:

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

36. [05-3447](#)

Recommendation to receive and file the application of Creama LLC, dba

Creama, for an original On-Sale Beer Alcoholic Beverage Control License for beer pub, at 440 Pine Avenue, with conditions. (District 1)

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

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

REGULAR AGENDA: (07:13 PM)

37. [05-3525](#) Recommendation to approve the establishment of a Sister City affiliation between the City of Long Beach and Izmir, Turkey.

Mayor O'Neill spoke.

Councilmember Colonna spoke.

Summer Hansen spoke.

Councilmember Reyes Uranga spoke.

Agenda Item No. 40 was considered at this time.

Agenda Item No. 39 was considered at this time.

Mayor O'Neill declared a five minute recess.

Agenda Item No. 55 was considered at this time.

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

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

ROLL CALL (09:00 PM)

Councilmembers B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson,
Present: Reyes Uranga, Gabelich and Lerch

38. [05-3516](#) Recommendation to request City Attorney, in conjunction with City Clerk and City Manager, to draft an ordinance to accommodate agenda

changes relating to the Regular Agenda section.

Councilmember Lerch spoke.

Councilmember Reyes Uranga spoke.

Councilmember Lerch spoke.

Councilmember Gabelich spoke.

Vice Mayor Kell spoke.

Councilmember O'Donnell spoke.

Councilmember Colonna spoke.

Councilmember Reyes Uranga spoke.

Councilmember Gabelich spoke.

Larry Herrera, City Clerk, spoke.

Councilmember Gabelich spoke.

Mayor O'Neill spoke.

Larry Herrera, City Clerk, spoke.

Councilmember Lowentahl spoke.

Mayor O'Neill spoke.

Councilmember O'Donnell spoke.

Councilmember Lerch spoke.

Robert Shannon, City Attorney, spoke.

Councilmember Baker spoke.

Don May spoke.

Agenda Item No. 39 was considered following Agenda Item No. 40 and prior to Agenda Item No. 55.

A motion was made by Councilmember Lerch, seconded by Councilmember Colonna, to approve that the item, including discussion on general Council rules, be referred to an ad hoc committee for evaluation, and returned to the City Council with recommendations in 90 days. The motion carried by the following vote:

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

39. [05-3517](#)

Recommendation to request City Manager to work with the Associated Students of California State University, Long Beach to display the official "Beach" University flag outside of City Hall.

Councilmember Colonna spoke.

Unidentified person spoke.

Agenda Item No. 40 was considered following Agenda Item No. 37 and prior to Agenda Item No. 39.

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

Yes: 7 - B. Lowenthal, Colonna, O'Donnell, Kell, Reyes Uranga, Gabelich and Lerch

Absent: 2 - Baker and Richardson

40. [05-3518](#)

Recommendation to receive and file the California State University, Long Beach, Graduate Social Work students report on their disaster preparedness study in the Empowerment Zone Application Area.

Councilwoman Richardson spoke.

Councilmember Reyes Uranga spoke.

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

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

41. [05-3519](#)

Recommendation to request City Manager to report to the City Council within 45-60 days, the budget considerations and feasibility of eliminating the use of Styrofoam food packaging from our City Hall cafeteria, municipal facilities, and City sponsored events.

Councilmember Colonna spoke.

Councilmember Baker spoke.

Councilmember Gabelich spoke.

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

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

42. [05-3522](#)

Recommendation to request Police Chief Batts, with the support of my colleagues, to report back to City Council within 60 days on how the Police Department will enforce the new sex offender legislation that will become effective July 1, 2006; and to clearly define areas within Long Beach where "high risk" child molesters cannot live.

Councilmember Lowenthal spoke.

Councilwoman Richardson spoke.

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

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

43. [05-2821](#)

Recommendation to receive communications regarding the issues of Shopping Carts in the Community; request City Attorney to prepare a draft ordinance for review; and adopt staff recommendations regarding a new shopping cart containment and retrieval program.

Distributed at meeting: Letter received from the Downtown Long Beach

Associates.

Councilmember Lowenthal spoke.

Councilmember Baker spoke.

Councilwoman Richardson spoke.

Councilmember O'Donnell spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Gabelich spoke.

Joe Sopo spoke.

Annie Greenfeld-Wisner spoke.

Kevin McCackerin spoke.

Unidentified person spoke.

Councilmember Lerch spoke.

Councilwoman Gabelich spoke.

Councilmember Lowenthal spoke.

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

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

44. [05-3502](#)

Recommendation to authorize City Manager to enter into a Joint Powers Authority with the California State Coastal Conservancy, the Lower San Gabriel and Los Angeles River Mountains Conservancy, and the City of Seal Beach to further a comprehensive program of acquisition, protection, conservation, restoration, maintenance and operation, and environmental enhancement of the Los Cerritos Wetlands. (District 3)

Councilmember Colonna spoke.

Don May spoke.

Councilmember Reyes Uranga spoke.

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

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

45. [05-3503](#)

Recommendation to receive the Jobs and Business Strategy, as prepared by the Economic Development Commission; authorize City Manager to develop and submit to City Council an implementation strategy within 90 days; and after City Council approval, authorize City Manager to transmit the implementation strategy to the Planning Department for incorporation into the Economic Development Element of the General Plan. (Citywide)

Laura Sellmer spoke.

Joe Mello spoke.

Kevin McCackerin spoke.

Councilwoman Gabelich spoke.

Motion: Approve that the item be laid over 60 days to allow for more review; and request City Manager condense report for public and understanding.

Moved by Gabelich, seconded by Colonna.

Councilmember O'Donnell spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Gabelich spoke.

Mayor O'Neill spoke.

Councilmember Colonna spoke.

Councilwoman Richardson spoke.

Councilmember Lerch spoke.

Councilwoman Gabelich spoke.

Robert Shannon, City Attorney, spoke.

A motion was made by Councilmember O'Donnell, seconded by Councilmember Reyes Uranga, to approve substitute motion recommendation to receive the Jobs and Business Strategy, as prepared by the Economic Development Commission; authorize City Manager to develop and submit to City Council an implementation strategy within 90 days; disregarding any element of the report that would be contrary to the intent of the City's noise ordinance. The motion carried by the following vote:

Yes: 6 - B. Lowenthal, Baker, O'Donnell, Kell, Richardson and Reyes Uranga

No: 3 - Colonna, Gabelich and Lerch

Agenda Item No. 54 was considered at this time.

Agenda Item No. 48 was considered at this time.

Agenda Item No. 53 was considered at this time.

46. [05-3504](#) Recommendation to receive and file City Manager's report on Fiscal Year 2005 excess year-end revenue. (Citywide)

This Agenda Item was laid over to December 20, 2005.

47. [05-3505](#) Recommendation to refer the Fiscal Year 2005 Year-End Budget Performance Report to the Budget Oversight Committee. (Citywide)

This Agenda Item was laid over to December 20, 2005.

48. [05-3506](#) Recommendation to adopt resolution authorizing the conversion of the 2002 Taxable Pension Obligation Bonds to fixed rate from variable rate, in an amount not to exceed \$79,000,000; and authorize City Manager to execute all necessary documents. (Citywide)

A motion was made by Councilmember Baker, seconded by Councilmember Colonna, to approve recommendation and adopt Resolution No. RES-05-0142. The motion carried by the following vote:

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

Enactment No: RES-05-0142

49. [05-3507](#) Recommendation to increase appropriations in the Tidelands Operating Fund (TF) and in the Department of Parks, Recreation and Marine (PR) by \$17,003,722, to match approved loan funds for the Marina rebuilds; and authorize City Manager to execute an amendment to Agreement No. 28828 with Connolly-Pacific Co., for \$2,486,198, related to the refurbishment of the Long Beach Shoreline Marina and Rainbow Marina, in a total amount not to exceed \$32,598,780. (District 2)

This Contract was laid over to December 20, 2005.

50. [05-3508](#) Recommendation to receive and file the application of Player's Empire LLC, dba Players, for a person-to-person and premise-to-premise transfer of an On-Sale General Alcoholic Beverage Control License for bonafide eating place, at 145 West Broadway, with conditions. (District 2)

This ABC License was laid over to December 20, 2005..

51. [05-3509](#) Recommendation to receive and file the application of Nolberto Figueroa and Rosalina Figueroa, dba Linda's Mexican Delights, for a premise-to-premise transfer of an On-Sale Beer and Wine Alcoholic Beverage Control License for bonafide eating place, at 951 Redondo Avenue, with conditions. (District 2)

This ABC License was laid over to December 20, 2005..

52. [05-3510](#) Recommendation to receive and file the application of Jose Luis Velarde, dba Los Compadres Mexican Restaurant, for a person-to-person and premise-to-premise transfer of an On-Sale General Alcoholic Beverage Control License for bonafide eating place, at 3229 East Anaheim Street, with conditions. (District 4)

This ABC License was laid over to December 20, 2005..

53. [05-3511](#)

Recommendation to receive and file the Public Works Department's Presentation on Parkway Tree Policies. (Citywide)

Distributed at meeting: Department of Public Works, Street Tree Report.

Agenda Item No. 54 was considered following Agenda No. 45 and prior to Agenda Item No. 48.

A motion was made by Councilwoman Richardson, seconded by Councilmember Reyes Uranga, to laid over to the January 10, 2006. The motion carried by the following vote:

Yes: 8 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga and Lerch

Absent: 1 - Gabelich

54. [05-3524](#)

Recommendation to request that the City Council extend the period for the public to submit comments on the Airport Terminal Environmental Impact Review (EIR No. 37-03) an additional 15 days, extending it to a 60-day review period.

Distributed at meeting: Letter of support received from Eric D. Winegar.

Vice Mayor Kell spoke.

Councilwoman Gabelich spoke.

Councilmember Baker spoke.

Don May spoke.

Mark Bixby spoke.

Joe Mello spoke.

Kevin McCackerin spoke.

Joe Sopo spoke.

Laura Sellmer spoke.

Mike Kowall spoke.

Councilmember Baker spoke.

Councilmember Gabelich spoke.

Councilmember Lerch spoke.

Councilmember Reyes Uranga spoke.

Councilmember Gabelich spoke.

A motion was made by Councilmember Lowenthal, seconded by Councilwoman Richardson, to approve substitute motion extending the period for the public to submit comments on the Airport Terminal Environmental Impact Review an additional 21 days, to January 30, 2006. recommendation. The motion carried by the following vote:

Yes: 6 - Baker, Colonna, O'Donnell, Reyes Uranga, Gabelich and Lerch

No: 3 - B. Lowenthal, Kell and Richardson

ORDINANCE:

Agenda Item No. 55 was considered following Agenda Item No. 55 and Agenda Item No. 38.

55. [05-3473](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code relating to dog breeding, read and adopted as read. (Citywide)

Distributed at meeting: A petition in opposition of the ordinance, and letters received from Eugene Mohr, Diana Lejins, and Louis Montgomery.

Vice Mayor Kell spoke.

Mayor O'Neill spoke.

Diana Lejins spoke.

Harry Nugalini spoke.

Louise Montgomery spoke.

Linda Montgomery spoke.

Margo Carter spoke.

Justin Rudd spoke.

Unidentified person spoke.

Jack Smith spoke.

Deborah Turner spoke.

Stephanie Torones spoke.

Diane Popejoy spoke.

Kay Durmer spoke.

Wendy Argonne spoke.

Nancy Buchanan spoke.

Larry Hunter spoke.

Judy Crumpton spoke.

Councilmember Reyes Uranga spoke.

Councilmember Baker spoke.

Councilmember Lerch spoke.

Councilmember Gabelich spoke.

Councilmember Colonna spoke.

Councilmember O'Donnell spoke.

Councilmember Lowenthal spoke.

Vice Mayor Kell spoke.

A motion was made by Councilmember Reyes Uranga, seconded by Councilmember Colonna, to request the City Manager to direct staff to meet with all parties and report back to the City Council in 45 days with recommendations for a proposed revised ordinance. The motion carried by the following vote:

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

Enactment No: ORD-06-0012

NEW BUSINESS:

56. Affidavits of Service for special meetings held December 13, 2005.

ANNOUNCEMENTS:

Councilmember Lowenthal made community announcements.

Richardson made community announcements and requested that the meeting be adjourned in memory of Ms. Moore.

Vice Mayor Kell made community announcements and requested that the meeting be adjourned in memory of Glenna Smock, Emma Ruchames, and Robert Nicoletti.

Councilwoman Gabelich made community announcements and requested that the meeting be adjourned in memory of Julia Ibbetson Zilinskas.

Councilmember Lerch made community announcements and requested that the meeting adjourn in memory of Max Pinney.

ADJOURNMENT:

At 11:27 P.M., Mayor O'Neill adjourned the meeting in memory of Ms. Moore, Glenna Smock, Emma Ruchames, Robert Nicoletti, Julia Ibbetson Zilinskas, and Max Pinney.

Economic Development and Finance Committee at 2:00 P.M.

Housing Authority at 4:30 P.M.

December 20, 2005 – Hearing for Permit for Pedicab to operate 20 pedicabs in Downtown Long Beach by Long Beach Pedicabs LLC, 111 W. Ocean Blvd., Level D. (Districts 1,2)

December 20, 2005 -- Hearing for the proposed expansion of Preferential Parking District "I." (District 3)

December 20, 2005 – Hearing for Permit for Entertainment with Dancing by Patrons at Existing Restaurant for Viengxay Patxamath, dba Thai Rosmanee Restaurant, 1223 E. Anaheim Avenue. (District 6)

December 20, 2005 – Hearing on the General Plan Open Space and Recreation Element, and Zoning Regulations, to add new and expanded parks and to dedicate them as Parks in Perpetuity. (Citywide)

January 3, 2006 – Hearing for consideration of an appeal of the Planning Commission decision to approve a Condominium Conversion of an Existing Apartment Building for Condominium use at 646 Nebraska Avenue (Case No. 0508-01). (District 2)

An agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Dept., City Hall Plaza Level, 333 W. Ocean Blvd., Long Beach, CA 90802.

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បើលោកអ្នកមិនចេះនិយាយភាសាអង់គ្លេស ហើយត្រូវការរបៀបវារៈកិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង និងរបាយការណ៍កិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង ជាសំណៅប្រែសម្រួលលាយលក្ខណ៍អក្សរទៅជាភាសារបស់លោកអ្នក នោះសូមស្នើសុំមកនាយកដ្ឋានសៀវភៅសាលាក្រុង តាមទូរស័ព្ទលេខ (562) 570-6101 អោយបាន 72 ម៉ោងមុនកិច្ចប្រជុំក្រុមប្រឹក្សាសាលាក្រុងត្រូវបានធ្វើឡើង។