



CITY OF LONG BEACH

C-4

DEPARTMENT OF CITY CLERK

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

October 21, 2014

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the minutes for the City Council meeting of Tuesday, October 7, 2014.

DISCUSSION

The Legistar minutes for the City Council meeting of Tuesday, October 7, 2014 is attached for review and approval.

Should any district offices have questions regarding the minutes we submit each week, we respectfully request that you contact the City Clerk Department prior to 12:00 p.m. on the day of the City Council meeting. With notice prior to the meeting, City Clerk staff can attempt to resolve any questions that you may have before the start of the regular meeting.

In cases where questions cannot be resolved before the 5:00 p.m. meeting start time, we will request a motion and a second that the minutes be held over for approval to the following week.

TIMING CONSIDERATIONS

None.

FISCAL IMPACT

None.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

A handwritten signature in black ink that reads "Larry Herrera-Cabrera".

LARRY HERRERA-CABRERA
CITY CLERK

Prepared by: Pablo Rubio

LHC:pr
Attachment

Lena Gonzalez, 1st District
Dr. Suja Lowenthal, Vice Mayor, 2nd District
Suzie A. Price, 3rd District
Patrick O'Donnell, 4th District



Stacy Mungo, 5th District
Dee Andrews, 6th District
Roberto Uranga, 7th District
Al Austin, 8th District
Rex Richardson, 9th District

Patrick H. West, City Manager
Larry Herrera-Cabrera, City Clerk

Dr. Robert Garcia, Mayor

Charles Parkin, City Attorney

FINISHED AGENDA & DRAFT MINUTES

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

The Agenda Items were considered in the order presented, except for Agenda Item No. 8 which was considered prior to the Consent Calendar.

ROLL CALL (7:20 PM)

Councilmembers Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin
Present: and Richardson

Councilmembers O'Donnell
Absent:

Also present: Patrick H. West, City Manager; Jyl Marden, Interim Assistant City Manager; Charles Parkin, City Attorney; Larry Herrera-Cabrera, City Clerk; Daisy Gomez, City Clerk Analyst; Pablo Rubio, City Clerk Specialist; Megan Wiegelman, City Clerk Specialist.

Mayor Garcia presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Al Austin, Councilman, Eighth District.

Mayor Garcia announced that Agenda Item No. 12 would be withdrawn; Agenda Item No. 8 would be considered prior to the Consent Calendar; and the Bobbie Smith presentation was rescheduled.

Presentation for Disability Awareness Month.

Mary Zendejas spoke.

Deaka McClain spoke.

~~Presentation for Bobbie Smith. -- WITHDRAWN~~

PUBLIC COMMENT (7:24 PM)

14-0838 Wes Parker spoke regarding a wall hanging in California State Senator Ricardo Lara's office; and submitted correspondence.

This Handout was received and filed.

Janet West spoke regarding a wall hanging in California State Senator Ricardo Lara's office.

Janice Montgomery spoke regarding a wall hanging in California State Senator Ricardo Lara's office.

Larry Goodhue spoke regarding corruption.

14-0839 Stephen Metz spoke regarding the Taste of Uptown 2014 event; and submitted a flyer.

This Handout was received and filed.

Ben Rockwell spoke regarding various issues.

14-0840 Lily Bibby spoke regarding a tree encroachment; and submitted photographs.

This Handout was received and filed.

CONSENT CALENDAR (7:51 PM)

Passed The Consent Calendar

A motion was made by Councilman Andrews, seconded by Councilmember Richardson, to approve Consent Calendar Items 1 - 7, except for Item 6. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - O'Donnell

1. 14-0790 Recommendation to authorize City Attorney to submit Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$66,067.50 for the claim of Robert Robles; and authority to pay (1) \$7,877.50 and

also separate authority to pay (2) \$57,500 for the claim of Paul Wegner, in compliance with the Appeals Board Orders.

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

2. 14-0791 Recommendation to approve the minutes for the City Council meetings of Tuesday, September 16 and September 23, 2014 and the Study Session of Tuesday, September 16, 2014.

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

3. 14-0792 Recommendation to refer to City Attorney damage claims received between September 15, 2014 and September 29, 2014.

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

4. 14-0793 Recommendation to authorize City Manager to execute an Education Affiliation Agreement with Dignity Health, a California nonprofit public benefit corporation, dba St. Mary Medical Center, for a period of five years with two, five-year renewal options to be exercised at the discretion of the City Manager or his designee. (Citywide)

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

5. 14-0794 Recommendation to authorize City Manager to execute an Education Affiliation Agreement with Long Beach Memorial Medical Center, for a period of five years with two, five-year renewal options to be exercised at the discretion of the City Manager or his designee. (Citywide)

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

6. 14-0795 Recommendation to request City Attorney to prepare an amendment to the Long Beach Municipal Code, Section 10.12.010, relating to the 30 miles per hour speed limit on Walnut Avenue, between Wardlow Road and Carson Street, as recommended by the City Traffic Engineer. (District 7)

Councilmember Uranga spoke.

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

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - O'Donnell

7. 14-0796 Recommendation to receive and file minutes for:
Civil Service Commission - September 3, 2014

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

UNFINISHED BUSINESS (7:36 PM)

8. 14-0779 Recommendation to request City Manager to provide a report to the City Council within 60 days on the status of the Pedestrian Safety Advisory Committee, an overview of the City's school crossing guard program, including how many and where crossing guards are currently deployed, and what the cost, as well as the City's overall efforts to ensure traffic safety in school zones.

Councilman Austin spoke.

Patrick West, City Manager, spoke.

Janet Watt spoke.

Chris Watt spoke.

Megan Kerr spoke.

Elise Watt spoke.

Michael Jensen spoke.

Alec Watt spoke.

Councilwoman Gonzalez spoke.

Councilman Austin spoke.

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

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - O'Donnell

REGULAR AGENDA (7:57 PM)

9. 14-0813 Recommendation to receive and file report on the new system for tracking commission appointments and receiving commission applications.

Mayor Garcia spoke.

Devin Cotter, Legislative Deputy, Office of the Mayor, spoke.

Mayor Garcia spoke.

Councilman Andrews spoke.

Councilwoman Price spoke.

Councilwoman Mungo spoke.

Councilman Austin spoke.

Councilmember Richardson spoke.

Councilwoman Gonzalez spoke.

Councilmember Uranga spoke.

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

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - O'Donnell

10. 14-0797 Recommendation to suspend Council rule contained in Long Beach

Municipal Code Section 2.03.020(B) relating to the meeting schedule of the City Council in order to cancel the meeting of November 4, 2014, due to the General Election.

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

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - O'Donnell

11. 14-0812

Recommendation to refer to the Housing and Neighborhoods Committee and the Parks and Recreation Commission to consider naming the park located at 2300 Martin Luther King, Jr. Avenue "National Association for the Advancement of Colored People (NAACP) Freedom Park" and report back to City Council with recommendation.

Councilman Andrews spoke.

Jesse Johnson, Vice President of the Long Beach branch of the NAACP, spoke.

Councilmember Uranga spoke.

Evelyn Knight spoke.

Councilwoman Price spoke.

Councilman Austin spoke.

Councilmember Richardson spoke.

A motion was made by Councilman Andrews, seconded by Councilmember Uranga, to approve recommendation and refer to the Housing and Neighborhoods Committee. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - O'Donnell

A motion was made by Councilman Andrews, seconded by Councilmember Uranga, to approve recommendation and refer to the Parks and Recreation Commission. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - O'Donnell

12. 14-0814

WITHDRAWN

~~Recommendation to request report within 30 days from City Manager, City Attorney, and Civil Service Department for referral to Personnel and Civil Service Committee to make recommendations to City Council regarding Legislative Department salary resolution.~~

This Agenda Item was withdrawn.

13. 14-0798

Recommendation to adopt Plans and Specifications No. R-6914 for construction of the Beach Pedestrian Path project; award the contract to Powell Constructors, Inc., of Fontana, CA, in the amount of \$5,519,700, and authorize a 15 percent contingency in the amount of \$827,955, for a total contract amount not to exceed \$6,347,655; authorize City Manager or designee to execute all documents necessary to enter into a contract, including any necessary amendments thereto; accept Categorical Exemption No. 12-044; and

Increase appropriations in the Tidelands Operations Fund (TF 401) in the City Manager Department (CM) by \$2,523,428. (Districts 2,3)

Bill Napier spoke.

Larry Goodhue spoke.

Councilwoman Price spoke.

Patrick West, City Manager, spoke.

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

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - O'Donnell

14. 14-0799 Recommendation to approve the Third departmental and fund budget appropriation adjustments for Fiscal Year 2014 in accordance with existing City Council policy. (Citywide)

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

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - O'Donnell

15. 14-0800 Recommendation to receive supporting documentation into the record regarding the Tax Equity and Fiscal Responsibility Act (TEFRA) public hearing; and adopt resolution approving the issuance of revenue bonds by the California Municipal Finance Authority (CMFA) to benefit a limited partnership sponsored by Volunteers of America National Services, in an amount not to exceed \$13,000,000. (District 1)

Councilwoman Gonzalez spoke.

Patrick West, City Manager, spoke.

A motion was made by Councilwoman Gonzalez, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-14-0089. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - O'Donnell

Enactment No: RES-14-0089

16. 14-0801 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 plan; United Healthcare Medicare Advantage Plan; Scan Health Plan for the Medicare Advantage Plan; Delta Dental for the fee-for-service dental plan (DPPO); Medical Eye Services (MES) for the vision plan; CVS Caremark as the Prescription Benefit Manager (PBM) for the Prescription Drug 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 Delta Dental for the closed-panel dental plan (DHMO); and any subsequent amendments necessary to maintain current benefit levels and remain in compliance with state and federal laws on all plans. (Citywide)

Councilwoman Mungo spoke.

Councilwoman Price spoke.

Councilman Austin spoke.

Vice Mayor Lowenthal spoke.

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

Yes: 7 - Gonzalez, Lowenthal, Price, Mungo, Uranga, Austin and Richardson

Absent: 2 - O'Donnell and Andrews

17. 14-0802

Recommendation to receive and file the application of Golden Bites, Incorporated, dba Cesar's Bistro, for an original application of an Alcoholic Beverage Control License, at 6240 East Pacific Coast Highway.
(District 3)

Distributed at the meeting: ABC conditions.

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

Yes: 7 - Gonzalez, Lowenthal, Price, Mungo, Uranga, Austin and Richardson

Absent: 2 - O'Donnell and Andrews

18. 14-0803 Recommendation to adopt resolution authorizing City Manager to execute a contract with Dooley Enterprises, Inc., of Anaheim, CA, for furnishing and delivering Winchester ammunition without advertising for bids, in an annual amount not to exceed \$354,000, for a period of two 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 Councilwoman Mungo, seconded by Councilman Austin, to approve recommendation and adopt Resolution No. RES-14-0090. The motion carried by the following vote:

Yes: 6 - Gonzalez, Price, Mungo, Uranga, Austin and Richardson

Absent: 3 - Lowenthal, O'Donnell and Andrews

Enactment No: RES-14-0090

19. 14-0804 Recommendation to adopt Specifications No. RFP PW14-060 for the development of a Watershed Management Program; award the contract to John L. Hunter & Associates, Inc., of Buena Park, CA, in the amount of \$549,536, and authorize a 10 percent contingency of \$54,954, for a total contract amount not to exceed \$604,490, for a two-year period; and authorize City Manager or designee to execute all documents necessary to enter into the contract, including any necessary amendments thereto. (Citywide)

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

Yes: 6 - Gonzalez, Price, Mungo, Uranga, Austin and Richardson

Absent: 3 - Lowenthal, O'Donnell and Andrews

20. 14-0805 Recommendation to authorize City Manager to execute a lease-purchase agreement and related financing documents with

Banc of America Public Capital Corporation for the financing of personal computers, computer-related equipment, and servers in an amount not to exceed \$950,000 including interest and fees, payable over a four-year period. (Citywide)

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

Yes: 7 - Gonzalez, Lowenthal, Price, Mungo, Uranga, Austin and Richardson

Absent: 2 - O'Donnell and Andrews

ORDINANCES (8:45 PM)

SECOND ROLL CALL (8:55 PM)

Councilmembers Gonzalez, Lowenthal, Price, O'Donnell, Mungo, Uranga, Austin
Present: and Richardson

Councilmembers Andrews

Absent:

21. 14-0806 Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 2.50 establishing a Technology and Innovation Commission read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Mayor Garcia spoke.

Councilman Austin spoke.

Charles Parkin, City Attorney, spoke.

Mayor Garcia spoke.

Councilman Austin spoke.

Motion: Substitute motion to declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading, as amended, to include 11 members.

Moved by Al Austin, seconded by Rex Richardson.

Councilwoman Mungo spoke.

Vice Mayor Lowenthal spoke.

Councilmember Richardson spoke.

Motion: Second substitute motion to request City Attorney to prepare an ordinance as presented during the City Council meeting of September 2013.

Moved by Rex Richardson, seconded by Al Austin.

Charles Parkin, City Attorney, spoke.

Mayor Garcia spoke.

Councilman Austin spoke.

Charles Parkin, City Attorney, spoke.

Patrick West, City Manager, spoke.

Councilman Austin spoke.

Mayor Garcia spoke.

Councilwoman Gonzalez spoke.

Charles Parkin, City Attorney, spoke.

Councilmember Richardson and Councilman Austin withdrew the second substitute motion.

Councilman Austin and Councilmember Richardson withdrew the substitute motion.

A motion was made by Councilmember Uranga, seconded by Councilmember Richardson, 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 - Gonzalez, Lowenthal, Price, O'Donnell, Mungo, Uranga, Austin and Richardson

Absent: 1 - Andrews

22. 14-0811 Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 2.03.040 relating to order of business read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Charles Parkin, City Attorney, spoke.

A motion was made by Councilmember Richardson, seconded by Councilwoman Price, 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 - Gonzalez, Lowenthal, Price, O'Donnell, Mungo, Uranga, Austin and Richardson

Absent: 1 - Andrews

NEW BUSINESS (9:04 PM)

23. Affidavit of Service for special meeting held Tuesday, October 7, 2014.

24. 14-0834 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, October 3, 2014.

This Agenda Item was received and filed.

25. 14-0837 eComments received for the City Council meeting of Tuesday, October 7, 2014.

This Agenda Item was received and filed.

ANNOUNCEMENTS (9:04 PM)

Vice Mayor Lowenthal requested that the meeting be adjourned in memory of Craig Lopez; and made community announcements.

Councilmember Richardson made community announcements.

Councilman Austin requested that the meeting be adjourned in memory of Daniel "Skip" Gibson; and made community announcements.

Councilmember Uranga made community announcements.

Councilwoman Gonzalez made community announcements.

Mayor Garcia requested that the meeting be adjourned in memory of William Korthof.

ADJOURNMENT (9:13 PM)

At 9:13 PM, Mayor Garcia adjourned the meeting in memory of Craig Lopez, Daniel "Skip" Gibson, and William Korthof.

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NOTE:

If written language translation of the City Council agenda and minutes for non-English speaking persons is desired, please make your request by phone to the City Clerk Department at (562) 570-6101, 72 hours prior to the City Council meeting.

Kung ang nakasulat na pagsasalin-wika ng adyenda at mga katitikan ng Konseho ng Lunsod ay hinahangad para sa mga taong hindi nagsasalita ng Ingles, mangyaring gawin ang iyong kahilingan sa pamamagitan ng telepono sa Kagawaran ng Klerk ng Lunsod sa (562) 570-6101, 72 oras bago ang pulong ng Konseho ng Lunsod.”

Si desea obtener la traducción lingüística escrita de la agenda y las actas del Concejo Municipal para las personas que no hablan inglés, realice su pedido por teléfono al Departamento de la Secretaría Municipal al (562) 570-6101, 72 horas antes de la reunión del Concejo Municipal.

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