

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



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

Bob Foster, Mayor

Gerrie Schipske, 5th District  
Dee Andrews, 6th District  
Tonia Reyes Uranga, 7th District  
Rae Gabelich, 8th District  
Val Lerch, Vice Mayor, 9th District

Robert E. Shannon, City Attorney

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## 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.

Agenda Items for this meeting were considered in the order presented, with the exception of Agenda Items 6 - 13, which were considered and approved during the 3:30 PM Budget Hearing.

### ROLL CALL (5:24 PM)

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

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Heather Mahood, Chief Assistant City Attorney; Laura L. Doud, City Auditor; Larry Herrera, City Clerk; Nancy Muth, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Gerrie Schipske, Councilwoman, Fifth District.

### PUBLIC COMMENT (5:25 PM)

Dennis Dunn spoke regarding painting the National Armory building.

Tom Stout spoke regarding the water rate increase.

Janet Schabow, IAM, spoke concerning the negotiation of the employee contract.

Edward Villanueva, IAM, spoke concerning the negotiation of the employee contract.

Tony Esparza spoke concerning the negotiation of the employee contract.

Vern Geiger spoke regarding contracting out towing operations.

Ray Rivera, IAM, spoke concerning the negotiation of the employee contract.

Nataya Massey spoke regarding the City towing services.

Tom McFarland spoke regarding furloughs.

Foster Slaughter spoke concerning the negotiation of the employee contract.

Stanley Fields spoke concerning the negotiation of the employee contract.

Mayor Foster spoke.

### **CONSENT CALENDAR (5:49 PM)**

Passed The Consent Calendar

**A motion was made by Councilmember O'Donnell, seconded by Councilman Andrews, to approve Consent Calendar Items 1 - 4. The motion carried by the following vote:**

**Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

1. [09-0950](#) 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 \$60,720 for the claim of Arcelia Delgado; authority to pay 1) \$127,075 and 2) to pay \$92.77 per week for a Life Pension for the claim of James Jones; and authority to pay 1) \$5,940 and 2) separate authority to pay \$187,934 with a Life Pension thereafter of \$162.34 per week for the claim of Michael Kinnee, in compliance with the Appeals Board Orders.

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

2. [09-0951](#) Recommendation to approve the City Council and Budget Workshop Minutes for the meetings held Monday, August 31, 2009 and Tuesday, September 1, 2009.

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

3. [09-0939](#) Recommendation to refer to City Attorney damage claims received between August 31, 2009 and September 4, 2009.

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

4. [09-0960](#) Recommendation to receive and file minutes of:  
Civil Service Commission - August 26, 2009.

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

**REGULAR AGENDA (5:51 PM)**

[see media](#)

5. [09-0955](#) Recommendation to adopt the Amendment to the October 1, 2005 through September 30, 2009 Memorandum of Understanding with the Long Beach Police Officers Association, and adopt the amended resolution approving the Memorandum of Understanding with the Long Beach Police Officers Association; and

Councilmember DeLong spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Schipske spoke.

Vice Mayor Lerch spoke.

Councilwoman Gabelich spoke.

Councilmember Lowenthal spoke.

Councilmember Garcia spoke.

Councilmember O'Donnell spoke.

Councilman Andrews spoke.

Mayor Foster spoke.

Steve James, President of the Police Officers' Association, spoke.

Councilmember DeLong spoke.

**A motion was made by Councilwoman Gabelich, seconded by Councilmember Reyes Uranga, to approve recommendation and adopt Resolution No. RES-09-0100. The motion carried by the following vote:**

**Yes:** 8 - Garcia, Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**No:** 1 - DeLong

**Enactment No:** RES-09-0100

[see media](#)

[09-0956](#)

Adopt the October 1, 2009 through September 30, 2014 Memorandum of Understanding with the Long Beach Police Officers Association, and adopt the resolution approving the Memorandum of Understanding with the Long Beach Police Officers Association; and allow those matters that affect compensation to be implemented on the effective dates set forth in the October 1, 2005 through September 30, 2009 Amended Memorandum of Understanding and the October 1, 2009 through September 30, 2014 Memorandum of Understanding. (Citywide)

**A motion was made by Councilwoman Gabelich, seconded by Councilmember Reyes Uranga, to approve recommendation and adopt Resolution No. RES-09-0101. The motion carried by the following vote:**

**Yes:** 8 - Garcia, Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

**No:** 1 - DeLong

**Enactment No:** RES-09-0101

NOTE: Agenda Item Nos. 6 - 13 were considered and voted upon during the September 15, 2009 Budget Hearing at 3:30 PM. The video for the action taken on these items is available with the 3:30 PM Budget Hearing.

### **CONTINUED BUDGET HEARING: 7:00 PM**

The following Agenda Items (6 – 13) were continued from the September 8, 2009 City Council Budget Hearing. They appear on this agenda and on the September 15, 2009 Budget Hearing Agenda (3:30 PM). Placement on both agendas allowed the City Council to take action at either meeting.

6. [09-0923](#) Recommendation to receive supporting documentation into the record, conclude the public hearing and take the actions necessary to adopt the Fiscal Year 2010 budget as listed in Attachment A of the letter. (Citywide)
7. [09-0930](#) Recommendation to adopt resolution amending the master fee and charges schedule for specified City services for citywide fees and charges and the City Clerk, City Prosecutor, Community Development,

Development Services, Financial Management, Fire, Gas and Oil, Health and Human Services, Library Services, Long Beach Airport, Parks, Recreation and Marine, Police, and Public Works Departments.

**Enactment No:** RES-09-0099

8. [09-0932](#) Recommendation to rescind the City Council action taken on September 8, 2009 adopting a resolution approving the budgets for the Redevelopment Agency's Project Area Committees in the amounts of \$50,000 for Central Long Beach, \$80,000 for West Long Beach Industrial and \$44,895 for North Long Beach; and

Adopt a motion approving the budgets for the Redevelopment Agency's Project Area Committees in the amounts of \$50,000 for Central Long Beach, \$80,000 for West Long Beach Industrial and \$44,895 for North Long Beach.

9. [09-0937](#) Recommendation to adopt the Mayor's proposed funding recommendations, as amended, to the FY 10 Proposed Budget.
10. [09-0938](#) Recommendation to adopt the Budget Oversight Committee's proposed funding recommendations, as amended, to the FY 10 Proposed Budget.
11. [09-0940](#) Recommendation to adopt a motion amending the Proposed Budget.
12. [09-0941](#) Recommendation to declare an emergency to exist.
13. [09-0942](#) Recommendation to declare Appropriations Ordinance for FY 10, creating and establishing the funds of the Municipal Government and appropriating money to and authorizing expenditures from said funds and for said fiscal year as an Emergency Ordinance, read and adopted as read and laid over to the next regular meeting of the City Council for final reading.

**Enactment No:** ORD-09-0028

**ORDINANCE (6:07 PM)**

[see media](#)

14. [09-0928](#) Recommendation to declare emergency ordinance approving Resolution No. WD-1257, a resolution of the Board of Water Commissioners of the City establishing the rates and charges for water and sewer service, read and adopted as read. (Ordinance No. ORD-09-0027).

Tom Stout spoke.

**A motion was made by Councilman Andrews, seconded by Councilmember Reyes Uranga, to declare Emergency Ordinance No. ORD-09-0027 read and adopted as read. The motion carried by the following vote:**

**Yes:** 8 - Garcia, Lowenthal, DeLong, O'Donnell, Andrews, Reyes Uranga, Gabelich and Lerch

**No:** 1 - Schipske

**Enactment No:** ORD-09-0027

**NEW BUSINESS (6:10 PM)**

Affidavits of Service for the special meetings held Tuesday, September 15, 2009.

**ANNOUNCEMENTS (6:10 PM)**

Mayor Foster requested that the meeting be adjourned in memory of John Kiser.

Councilman Andrews made community announcements.

Councilwoman Schipske made community announcements.

[09-1020](#) Councilwoman Schipske submitted a petition from residents in support of keeping Fire Station 18 open.

**This Handout was received and filed.**

Councilmember Lowenthal made community announcements.

Vice Mayor Lerch made community announcements.

Councilmember O'Donnell requested that the meeting be adjourned in memory of Kalee Alvarez.

Councilmember Garcia made community announcements.

Councilmember Reyes Uranga made community announcements.

**PUBLIC (6:17 PM)**

Larry Goodhue spoke.

Dennis Dunn spoke.

**ADJOURNMENT (6:22 PM)**

At 6:22 PM, Mayor Foster adjourned the meeting in memory of John Kiser and Kalee Alvarez.

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