

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



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

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

Bob Foster, Mayor

Robert E. Shannon, City Attorney

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**Revised**

## **FINISHED AGENDA & MINUTES**

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

Agenda Items were considered in the order presented.

### **ROLL CALL (4:02 PM)**

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

**Councilmembers** Schipske  
**Absent:**

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

Vice Mayor Lowenthal presiding.

Invocation: Moment of Silence.

Flag Salute: Vice Mayor Suja Lowenthal, Councilmember, Second District.

Vice Mayor Lowenthal announced that Agenda Item No. 11 had been withdrawn.

### **PUBLIC COMMENT (4:04 PM)**

Kathy Dunkin spoke regarding court complaint concerning little league.

Don Lock spoke regarding harassment by a non-profit organization.

Tanya Lupian spoke regarding neighborhood parking issue.

Vice Mayor Lowenthal spoke.

Michael Conway, Director of Public Works, spoke.

Councilmember Garcia spoke.

### **CONSENT CALENDAR (4:13 PM)**

Passed The Consent Calendar

**A motion was made by Councilmember O'Donnell, seconded by Councilmember Garcia, to approve Consent Calendar Items 1 - 8 and 16. The motion carried by the following vote:**

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

**Absent:** 1 - Schipske

1. [10-1188](#) Recommendation to receive and file report on travel to the League of California Cities 2010 Conference and Expo, September 16 - 17, 2010.  
**A motion was made to approve recommendation on the Consent Calendar.**
2. [10-1179](#) Recommendation to approve the minutes for the City Council meetings held on Tuesday, October 12 and 19, 2010.  
**A motion was made to approve recommendation on the Consent Calendar.**
3. [10-1184](#) Recommendation to refer to City Attorney damage claims received between October 11, 2010 and October 25, 2010.  
**A motion was made to approve recommendation on the Consent Calendar.**
4. [10-1190](#) Recommendation to receive and file the Registered Lobbyist 3rd Quarter Report for the period ending September 30, 2010.  
**A motion was made to approve recommendation on the Consent Calendar.**

16. [10-1193](#) Recommendation to authorize City Manager to execute the Fourteenth Amendment to Lease No. 22897 with Jan and Michael Todd, for a period of seven weeks, from November 10, 2010, through December 31, 2010, for the sale of Christmas trees, using the portion of the former Pacific Electric right-of-way property located between Seventh Street and Ximeno Avenue. (District 3)
- A motion was made to approve recommendation on the Consent Calendar.**
5. [10-1180](#) Recommendation to receive and file the application of ESCM LLC, dba Smooths Sports Grille, for a person-to-person transfer of an Alcoholic Beverage Control License, at 144 - 46 Pine Avenue, with existing conditions. (District 2)
- A motion was made to approve recommendation on the Consent Calendar.**
6. [10-1181](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the U.S. Department of Justice, Office of Community Oriented Policing Services FY10 COPS Technology Program grant; and increase appropriations in the General Grants Fund (SR) and in the Police Department (PD) by \$100,000. (Citywide)
- A motion was made to approve recommendation on the Consent Calendar.**
7. [10-1182](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend funding from the Next Generation Click It or Ticket Grant from the University of California Berkeley, Safe Transportation Research and Education Center with funding from the State of California Office of Traffic Safety; and increase appropriations in the General Grants Fund (SR 120) and in the Police Department (PD) by \$11,968. (Citywide)
- A motion was made to approve recommendation on the Consent Calendar.**
8. [10-1183](#) Recommendation to receive and file the minutes for:  
Civil Service Commission - September 29, 2010 and October 13, 2010.  
Cultural Heritage Commission - September 13, 2010.  
Planning Commission - September 16, 2010.
- A motion was made to approve recommendation on the Consent Calendar.**
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### UNFINISHED BUSINESS (4:14 PM)

[see media](#)

9. [10-1122](#) Recommendation to authorize City Manager, or designee, to accept an easement deed for alley widening at 2101 Long Beach Boulevard. (District 6)

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

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

**Absent:** 1 - Schipske

### REGULAR AGENDA (4:16 PM)

[see media](#)

10. [10-1189](#) Recommendation to request City Clerk to implement ballot rotation, consistent with the practice of Los Angeles County and other jurisdictions, to enhance the integrity and fairness of our local elections.

Councilmember Johnson spoke.

**A motion was made by Councilmember Johnson, seconded by Councilmember Neal, that the item be withdrawn. The motion carried by the following vote:**

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

**Absent:** 1 - Schipske

11. [10-1185](#) Recommendation to adopt Plans and Specifications No. R-6815 for the Construction of the Phase I Improvements to the Terminal Area at the Long Beach Airport; and authorize City Manager to award a contract and execute any and all necessary documents with the lowest responsible bidder. (District 5)

**This Contract was withdrawn.**

[see media](#)

12. [10-1186](#)

Recommendation to receive and file the application of John William McLaughlin and Maria Elizabeth McLaughlin, dba J M Chef Catering at Last Cafe, for a premise-to-premise transfer of an Alcoholic Beverage Control License, at 202 & 204 Orange Avenue, with conditions. (District 2)

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

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

**Absent:** 1 - Schipske

[see media](#)

13. [10-1187](#)

Recommendation to receive and file the application of Hebermehl Holdings Incorporated, dba Chronic Tacos Marina Shores, for an original Alcoholic Beverage Control License, at 6602 East Pacific Coast Highway. (District 3)

Distributed at the meeting: Conditions requested by Councilmember DeLong for transmittal to ABC.

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

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

**Absent:** 1 - Schipske

**ORDINANCES (4:20 PM)**

[see media](#)

14. [10-1141](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code Table 33-2 in Chapter 21.33; and by adding Section 21.45.168, related to truck terminal and truck yard facilities, read and adopted as read. (Citywide)

**A motion was made by Councilmember Garcia, seconded by Councilwoman Gabelich, to approve recommendation and adopt Ordinance No. ORD-10-0033. The motion carried by the following vote:**

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

**Absent:** 1 - Schipske

**Enactment No:** ORD-10-0033

[see media](#)

15. [10-1152](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Section 8.68.066 and Subsection 8.68.120.C relating to smoking prohibited in City parks and other recreation areas, read and adopted as read. (Citywide)

**A motion was made by Councilmember Garcia, seconded by Councilman Andrews, to approve recommendation and adopt Ordinance No. ORD-10-0034. The motion carried by the following vote:**

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

**Absent:** 1 - Schipske

**Enactment No:** ORD-10-0034

**NEW BUSINESS (4:21 PM)**

17. [10-1192](#)

Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, October 29, 2010.

**This Agenda Item was received and filed.**

18. Affidavit of Service for the special meeting held Tuesday, November 2, 2010.

**ANNOUNCEMENTS (4:21 PM)**

Councilwoman Gabelich made community announcements.

Councilmember Johnson made community announcements.

Councilman Andrews made community announcements.

Councilmember Neal made community announcements.

**ADJOURNMENT (4:26 PM)**

At 4:26 PM, Vice Mayor Lowenthal adjourned the meeting.

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