

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



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

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

Bob Foster, Mayor

Robert E. Shannon, 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The Agenda Items were considered in the order presented, except for Agenda Item Nos. 10 and 11 were withdrawn.

Robert Shannon, City Attorney, reported out from Closed Session that the City Council voted 8 to 0 (Lowenthal absent), to authorize the City to file an Appeal to the Los Angeles City Council from the decision of the Los Angeles Harbor Commission certifying the Environmental Impact Report (EIR) for the Southern California International Gateway (SCIG) project and approval of said project.

ROLL CALL (5:53 PM)

Councilmembers Garcia, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin
Present: and Neal

Councilmembers Lowenthal
Absent:

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Larry Herrera, City Clerk; Poonam Davis, Assistant City Clerk; Daisy Gomez, City Clerk Analyst; Pablo Rubio, City Clerk Assistant.

Mayor Foster presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Patrick O'Donnell, Councilmember, Fourth District.

Mayor Foster announced that the Agenda Item No. 8 has been pulled from consent; and that Agenda Item Nos. 10 and 11 were withdrawn.

Presentation regarding Long Beach Start Up.

Councilmember O'Donnell spoke.

John Grefe, Executive Director of Long Beach Tech, spoke; and provided a video presentation.

HEARING (6:07 PM)

[see media](#)

1. [13-0192](#) Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Permit with conditions on the application of Jesses Bar Corporation, dba Jesses Bar, 5440 Atlantic Avenue, for Entertainment With Dancing by Patrons. (District 8)

A motion was made by Councilman Austin, seconded by Councilmember Neal, that the item be laid over one week to the City Council meeting of Tuesday, March 19, 2013. The motion carried by the following vote:

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

Absent: 1 - Lowenthal

PUBLIC COMMENT (6:08 PM)

John Deats spoke regarding parking impacts.

Councilmember Johnson spoke.

Larry Goodhue spoke regarding various issues.

Jerry Glenn Thomas spoke regarding urban renewal.

CONSENT CALENDAR (6:18 PM)

Passed The Consent Calendar

A motion was made by Councilman Andrews, seconded by Councilmember DeLong, to approve Consent Calendar Items 2 - 9, except for Item 8. The motion carried by the following vote:

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

Absent: 1 - Lowenthal

2. [13-0208](#) Recommendation to refer to City Attorney damage claims received between February 25, 2013 and March 4, 2013.
A motion was made to approve recommendation on the Consent Calendar.

3. [13-0209](#) Recommendation to authorize City Manager to execute an agreement with the County of Los Angeles, Department of the Registrar-Recorder/County Clerk, for continued on-line access to the County's Voter Information Management System (VIMS) for a term of one (1) year, March 13, 2013 through March 12, 2014.
A motion was made to approve recommendation on the Consent Calendar.

4. [13-0194](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents, and any subsequent amendments, between the City of Long Beach and the State of California Environmental Protection Agency to accept grant funding in the amount of \$85,556 for the implementation of a Certified Unified Program Agency (CUPA) electronic reporting system, and increase appropriations in the CUPA Fund (SR 131) in the Department of Health and Human Services (HE) by \$85,556. (Citywide)
A motion was made to approve recommendation on the Consent Calendar.

5. [13-0195](#) Recommendation to authorize City Manager, or designee, to execute an affiliation agreement with: American University of Health Sciences; California State University Dominguez Hills; California State University Fullerton; California State University Los Angeles; California State University Long Beach; California State University Northridge; Charles R. Drew University of Medicine and Science; Community Hospital of Long Beach; Loma Linda University; Long Beach City College; Long Beach Memorial Medical Center; Long Beach Unified School District; Miller Children's Hospital; Newbridge College; Pacific Hospital, Long Beach; St. Mary Medical Center; University of California, Berkeley; University of California, Irvine; University of California, Los Angeles; University of California, San Diego; University of Southern California; Western Governors University; and any subsequent amendments, for student field placement, internship and preceptorship with the City. (Citywide)
A motion was made to approve recommendation on the Consent Calendar.

6. [13-0196](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents and amendments between the City of Long Beach and The California Endowment to accept funding in the amount of \$132,612 to administer the Long Beach Health Access Collaborative

(LBHAC) Program from March 1, 2013 through February 28, 2015, and increase appropriations in the Health Fund (SR 130) and the Department of Health and Human Services (HE) by \$132,612. (Citywide)

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

7. [13-0197](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents and amendments between the City of Long Beach and St. Mary Medical Center Foundation for the provision of Senior Links Program case management services in the amount of \$25,265 for the period of March 1, 2013 through December 31, 2013, and increase appropriations by \$25,265 in the Health Fund (SR 130) in the Department of Health and Human Services (HE). (Citywide)

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

[see media](#)

8. [13-0198](#) Recommendation to adopt the recommendation of the Homeless Services Advisory Committee for allocation of Mayor's Fund for the Homeless funds in the amount of \$15,000 to Catholic Charities, Inc.; authorize City Manager, or designee, to execute all necessary documents between the City of Long Beach and Catholic Charities for the provision of services for the homeless; and increase appropriations in the General Fund (GP) and the Department of Health and Human Services (HE) by \$15,000. (Citywide).

Mayor Foster spoke.

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

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

Absent: 1 - Lowenthal

9. [13-0200](#) Recommendation to receive and file minutes for: Planning Commission Minutes - February 7, 2013

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

REGULAR AGENDA (6:20 PM)

10. 13-0187 WITHDRAWN
~~Recommendation to request City Council to receive and file the report on~~

~~the transformation of Eagle Market into the Wrigley Market and Deli.~~

This Agenda Item was withdrawn.

11. 13-0206

WITHDRAWN

~~Recommendation to, by motion of the City Council, request City Attorney to prepare an ordinance for Council consideration precluding use of the City Seal for anything other than official City business or when approved by the City Council. Ordinance to include penalties for violation.~~

This Agenda Item was withdrawn.

[see media](#)

12. [13-0207](#)

Recommendation to, by motion of the City Council, request City Manager to direct the Public Health Officer to develop an informational campaign for local grocery stores about the proper care and cleaning of reusable bags to prevent the transmission of harmful bacteria.

Councilwoman Schipske spoke; and provided a video presentation.

Larry Goodhue spoke.

Seamus Innes, representing Long Beach Chapter of the Surfrider Foundation, spoke.

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

Yes: 7 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Austin and Neal

Absent: 2 - Lowenthal and Johnson

[see media](#)

13. [13-0214](#)

Recommendation to request City Attorney to draft an ordinance amending the appropriate section of the Long Beach Municipal Code to reclassify realtors from independent contractors to employees.

Councilmember DeLong spoke.

Robert Shannon, City Attorney, spoke.

Councilmember O'Donnell spoke.

Vice Mayor Garcia spoke.

Councilman Austin spoke.

Councilmember Johnson spoke.

Councilman Andrews spoke.

Councilmember Neal spoke.

Larry Goodhue spoke.

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

Yes: 7 - Garcia, DeLong, O'Donnell, Andrews, Johnson, Austin and Neal

Abstentions: 1 - Schipske

Absent: 1 - Lowenthal

[see media](#)

14. [13-0215](#)

Recommendation to request City Manager to work with Pacific Gateway Workforce Investment Board and local partners, such as the Long Beach Ministerial Alliance, on the creation of a construction workforce outreach program. The purpose of the program is to expose potential job seekers to the opportunities of an apprenticeship program in the building trades and create a framework to assist residents to prepare and compete for these programs.

Councilmember Neal spoke.

Councilmember O'Donnell spoke.

Councilman Andrews spoke.

Councilman Austin spoke.

Councilwoman Schipske spoke.

Mayor Foster spoke.

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Jane Templin, Vice President of IBEW Local 11, spoke.

Peter Santillan, Business Manager/Secretary-Treasurer of Laborers

International Union of North America Local 507, spoke.

Jessica Quintana, Executive Director/President of Centro CHA, spoke.

Gregory Sanders, President of the Long Beach Ministerial Alliance, spoke.

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

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

Absent: 1 - Lowenthal

[see media](#)

15. [12-1080](#)

Recommendation to City Council to concur in recommendation of the Public Safety Committee to receive and file report from the Fire Department on AB 678.

Vice Mayor Garcia spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

Councilman Austin spoke.

Vice Mayor Garcia spoke.

Rex Pritchard, President of Local 372, spoke.

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

Yes: 7 - Garcia, DeLong, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - Lowenthal and Andrews

[see media](#)

16. [12-1079](#)

Recommendation to City Council to concur in recommendation of the Public Safety Committee to receive and file report from the Fire Department on the Rapid Deployment Model, including an update on the progress since December and the current status of the proposal.

Vice Mayor Garcia spoke.

Councilman Austin spoke.

Councilmember Neal spoke.

Mayor Foster spoke.

Councilwoman Schipske spoke.

James Farley, Vice President of Long Beach Firefighters Local 372, spoke.

Mayor Foster spoke.

Councilmember DeLong spoke.

A motion was made by Councilmember Neal, seconded by Councilman Austin, to approve recommendation and that the item be brought back to City Council before implementing the pilot program. The motion carried by the following vote:

Yes: 7 - Garcia, DeLong, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - Lowenthal and Andrews

[see media](#)

17. [13-0181](#)

Recommendation to authorize City Manager to amend the City's Feasibility Cost Share Agreement (FCSA) with the United States Army Corps of Engineers (Army Corps) to contribute up to \$50,000 in existing authorized local-sponsor funds for the purposes of rescoping the East San Pedro Bay Ecosystem Restoration feasibility study; authorize City Manager to further amend the FCSA to accelerate a revised local-sponsor amount of \$1.5 million and allow the City to contribute \$750,000 to fulfill a portion of the Army Corps' federal-cost share; and authorize City Manager to enter into the revised agreement with the Army Corps to implement the rescoped feasibility study. (Districts 2,3)

Tom Modica, Director of Government Affairs and Strategic Initiatives, spoke; and provided a PowerPoint presentation.

Mayor Foster retired and Vice Chair Garcia assumed the chair.

Councilmember O'Donnell spoke.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Councilmember Johnson spoke.

Larry Goodhue spoke.

Bill Napier spoke.

Jim Corbett spoke.

Phil Osterland, Ex-President of Peninsula Beach Preservation Group, spoke.

Tom Jacobsen, President of Jacobsen Pilot Service, spoke; and provided a video presentation.

Elizabeth Warren, Executive Director of Future Ports, spoke.

Vice Mayor Garcia spoke.

Councilmember O'Donnell spoke.

Elliott Gonzalez spoke.

T.L. Garrett, representing the Pacific Merchant Shipping Association, spoke.

Seamus Innes, representing Long Beach Chapter of the Surfrider Foundation, spoke.

Sandra Bragg spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, to approve recommendation with amendment that City staff meet with stakeholder in order to inform and educate. The motion carried by the following vote:

Yes: 7 - Garcia, DeLong, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - Lowenthal and Andrews

[see media](#)

18. [13-0201](#)

Recommendation to authorize City Manager to accept \$61,500 in grant credit from the U.S. Soccer Foundation, to be used for the conversion of

two tennis courts to two futsal courts at DeForest Park; and execute the grant agreement and any documents necessary for the administration of the project. (District 9)

Councilmember Neal spoke.

Councilmember Johnson spoke.

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

Yes: 7 - Garcia, DeLong, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - Lowenthal and Andrews

[see media](#)

19. [13-0202](#)

Recommendation to receive and file the application of Talun Hsu, dba Aton, for an original Alcoholic Beverage Control License, at 4262 Atlantic Avenue. (District 8)

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: 7 - Garcia, DeLong, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - Lowenthal and Andrews

[see media](#)

20. [13-0203](#)

Recommendation to adopt resolution authorizing City Manager, or his designee, to submit an application to the Clean Beaches Initiative (CBI) Grant Program; and

Authorize City Manager, or his designee, to accept a grant from the State Water Resources Control Board (SWRCB) for \$4,470,627, if the City is awarded funding, and execute all documents, agreements and amendments necessary to accept the funds. (Districts 2,3)

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, to approve recommendation and adopt Resolution No. RES-13-0025. The motion carried by the following vote:

Yes: 7 - Garcia, DeLong, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - Lowenthal and Andrews

Enactment No: RES-13-0025

[see media](#)

21. [13-0205](#) Recommendation to authorize City Manager to execute all documents necessary for a Sale Agreement in the amount of \$298,462 between the City of Long Beach and Modular Space Corporation, a Delaware corporation, for the purchase of modular facilities located at the Long Beach Police Department Training Division at 7290 East Carson Boulevard. (District 5)

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

Yes: 7 - Garcia, DeLong, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - Lowenthal and Andrews

NEW BUSINESS (8:39 PM)

22. Affidavit of Service for the special meeting held Tuesday, March 12, 2013.

23. [13-0235](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, March 8, 2013.

This Agenda Item was received and filed.

24. [13-0236](#) eComments received for the City Council meeting of Tuesday, March 12, 2013.

This Agenda Item was received and filed.

ANNOUNCEMENTS (8:39 PM)

Vice Mayor Garcia requested that the meeting be adjourned in memory of Thomas Takashi Sato and Dave Omel.

Councilman Austin made community announcements.

Councilwoman Schipske made community announcements.

Councilmember Neal made community announcements.

Councilmember O'Donnell requested that the meeting be adjourned in memory of Constance Elizabeth Chace Townsend; and made community announcements.

Vice Mayor Garcia made community announcements.

Councilmember Johnson made community announcements.

ADJOURNMENT (8:50 PM)

At 8:50 P.M., Vice Mayor Garcia adjourned the meeting in memory of Thomas Takashi Sato, Dave Omel, and Constance Elizabeth Chace Townsend.

pr/dg