

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

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## 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. 9, 8, and 19 were considered prior to the Consent Calendar; recessed to Closed Session after the Consent Calendar; and Agenda Item No. 16 was considered prior to Agenda Item No. 10.

### ROLL CALL (5:02 PM)

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

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Charles Parkin, Assistant City Attorney; Larry Herrera, City Clerk; Pablo Rubio, City Clerk Assistant.

Vice Mayor Garcia presiding.

Invocation: Moment of Silence.

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

Vice Mayor Garcia announced that Agenda Item Nos. 9 and 19 would be considered prior to Unfinished Business; and Agenda Item No. 16 could be considered after Agenda Item No. 8.

Denise Jakcsy, spcaLA, presented a canine.

Proclamation to Signal Hill Petroleum for "Movies in the Park" with Check Presentation.

George Chapjian, Director of Parks, Recreation and Marine, spoke.

Taylor Colacion, Signal Hill Petroleum Director Business Development and Community

Relations, spoke.

Vice Mayor Garcia spoke.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

Councilman Andrews spoke.

Councilmember Johnson spoke.

Councilman Andrews spoke.

Councilman Austin spoke.

Certificate for the Retirement of Sergeant Sarmiento Millikan High School (end of JROTC program).

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

Sergeant Sarmiento spoke.

Presentation for Long Beach Airport Aviation Project of the Year Recognition.

Mario Rodriguez, Long Beach Airport Director, spoke.

Vice Mayor Garcia spoke.

Prime Time for Business Howard CDM.

Councilmember Johnson spoke.

Martin Howard, representing Howard CDM, spoke.

Councilwoman Schipske spoke.

Robert Shannon, City Attorney, spoke.

Councilwoman Schipske spoke.

Robert Shannon, City Attorney, spoke.

Motion: That the Closed Session Agenda Item be deliberated in public.  
Moved by Schipske, seconded by Austin.

Vice Mayor Garcia spoke.

Councilwoman Schipske spoke.

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

Councilmember Lowenthal spoke.

Robert Shannon, City Attorney, spoke.

Councilmember Lowenthal spoke.

Vice Mayor Garcia spoke.

Councilman Austin spoke.

Motion: Substitute motion to move into Closed Session after Agenda Item Nos. 9 and 19.  
Moved by Austin, seconded by Neal.

Vice Mayor Garcia spoke.

Councilmember O'Donnell spoke.

Vice Mayor Garcia spoke.

Councilmember DeLong spoke.

Councilmember Neal spoke.

Councilmember DeLong spoke.

Councilmember Lowenthal spoke.

Vice Mayor Garcia spoke.

Larry Herrera, City Clerk, spoke.

Vice Mayor Garcia spoke.

Vote: Substitute motion to move into Closed Session after Agenda Item Nos. 9 and 19.  
(Carried 6-3)

Yes: Lowenthal, DeLong, O'Donnell, Andrews, Austin, and Neal.  
No: Garcia, Schipske, Johnson.

Robert Shannon, City Attorney, spoke.

Vice Mayor Garcia spoke.

Robert Shannon, City Attorney, spoke.

Councilmember O'Donnell spoke.

Vice Mayor Garcia spoke.

Councilmember Lowenthal spoke.

Robert Shannon, City Attorney, spoke.

Motion: To reconsider the vote on the substitute motion.  
Moved by Austin, seconded by O'Donnell.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Robert Shannon, City Attorney, spoke.

Vivian Price spoke.

Karl Miller spoke.

Debro Onn Sadd spoke.

Vote: To reconsider the vote on the substitute motion. (Carried 8-1)  
Yes: Garcia, Lowenthal, DeLong, O'Donnell, Andrews, Johnson, Austin, and Neal.  
No: Schipske.

Motion: To consider Hearings, Public Comment, Agenda Item Nos. 9, 19, and 8 prior to  
Closed Session.  
Moved by Austin, seconded by Schipske.

Mike Murchison spoke.

Vivian Price spoke.

Councilmember DeLong spoke.

Councilmember O'Donnell spoke.

Motion: Substitute motion to leave the agenda as is and consider the Closed Session after the City Council meeting.

Moved by O'Donnell, seconded by Garcia.

Karl Miller spoke.

Alex Browner spoke.

Councilwoman Schipske spoke.

Vice Mayor Garcia spoke.

Councilmember O'Donnell spoke.

Councilmember DeLong spoke.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Vote: Substitute motion to leave the agenda as is and consider the Closed Session after the City Council meeting. (Failed 3-6)

Yes: O'Donnell, Johnson, and Neal.

No: Garcia, Lowenthal, DeLong, Schipske, Andrews, Austin.

Motion: Second substitute motion to address Hearings, Public Comment, Agenda Item Nos. 9, 19, and 8 prior to Closed Session.

Moved by Austin, seconded by Schipske.

Vote: Second substitute motion to address Hearings, Public Comment, Agenda Item Nos. 9, 19, and 8 prior to Closed Session. (Carried 9-0)

Yes: Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin, and Neal.

## HEARINGS (5:41 PM)

[see media](#)

1. [13-0511](#) Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Permit with conditions on the application of Wokcano Long Beach, Inc., 199 The Promenade North, for Entertainment With Dancing by Patrons. (District 2)

Suzanne Frick, Assistant City Manager, spoke.

Councilmember Lowenthal spoke.

Paul Clapcott spoke.

Karl Miller spoke.

Sean Palm spoke.

Councilmember Lowenthal spoke.

Debro Onn Sadd spoke.

Councilmember Johnson spoke.

**A motion was made by Councilmember Lowenthal, seconded by Councilmember DeLong, that the item be laid over to the City Council meeting of Tuesday, July 9, 2013. The motion carried by the following vote:**

**Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

[see media](#)

2. [13-0512](#)

Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Permit with conditions on the application of Roxanne's, Inc., dba Roxanne's, 1115 East Wardlow Road, for Entertainment With Dancing by Patrons. (District 7)

Suzanne Frick, Assistant City Manager, spoke.

Alex Browner spoke.

Karl Miller spoke.

Joann Rico spoke.

Councilmember Johnson spoke.

Robert Molina, applicant, spoke.

Councilmember Johnson spoke.

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

**Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

**PUBLIC COMMENT (6:09 PM)**

[13-0540](#) Distributed at the meeting: Suzanne Jimenez submitted documentation regarding Telecare La Casa.

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

Teofilo Mallari spoke regarding Telecare La Casa.

Neilanie Besana spoke regarding Telecare La Casa.

Joey Terucha spoke regarding Telecare La Casa.

Anthony Gann spoke regarding Telecare La Casa.

Councilmember Neal spoke.

Kathy Ryan spoke regarding Unfunded Pension Liability.

Karl Miller spoke regarding trees, birds, and bees.

[13-0541](#) Kim Crawford, Director of Community Development at Century Villages at Cabrillo, submitted a booklet; and spoke.

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

Brian D'Andrea, President of Century Villages at Cabrillo, spoke regarding Villages at Cabrillo.

Councilmember Johnson spoke.

Councilmember Lowenthal spoke.

Tom Stout spoke regarding general information.

Councilwoman Schipske spoke.

**CONSENT CALENDAR (7:18 PM)**

Passed The Consent Calendar

**A motion was made by Councilman Austin, seconded by Councilmember Neal, to approve Consent Calendar Items 3 - 7. The motion carried by the following vote:**

**Yes:** 7 - Garcia, Lowenthal, Schipske, Andrews, Johnson, Austin and Neal

**Absent:** 2 - DeLong and O'Donnell

3. [13-0513](#) Recommendation to approve the minutes for the City Council meeting of Tuesday, June 4, 2013.  
**A motion was made to approve recommendation on the Consent Calendar.**
4. [13-0514](#) Recommendation to refer to City Attorney damage claims received between June 3, 2013 and June 10, 2013.  
**A motion was made to approve recommendation on the Consent Calendar.**
5. [13-0518](#) Recommendation to authorize City Manager to execute all documents necessary to exchange administrative control of certain land currently used for specific oil field operations from the City of Long Beach to the Port of Long Beach, Board of Harbor Commissioners, in order to support the Gerald Desmond Bridge Replacement Project, and, in return, exchange administrative control of certain land from the Port of Long Beach, Board of Harbor Commissioners, to the City of Long Beach in order to support ongoing oil field operations. (Districts 1,2)  
**A motion was made to approve recommendation on the Consent Calendar.**
6. [13-0519](#) Recommendation to authorize City Manager, or designee, to accept an easement deed for street and sidewalk widening at 537 West Broadway. (District 1)  
**A motion was made to approve recommendation on the Consent Calendar.**
7. [13-0520](#) Recommendation to receive and file minutes for:  
Civil Service Commission - May 15, 2013.  
**A motion was made to approve recommendation on the Consent Calendar.**

Robert Shannon, City Attorney, spoke.

At 7:19 PM, Vice Mayor Garcia recessed to Closed Session.

At 7:53 PM, Vice Mayor Garcia reconvened the meeting.

Robert Shannon, City Attorney, announced that Charles Parkin, Assistant City Attorney would serve as Acting City Attorney effective July 3, 2013, and will serve until a successor for the unexpired term is appointed.

Councilman Austin spoke.



**UNFINISHED BUSINESS (6:46 PM)**

[see media](#)

8. [13-0397](#) Recommendation to authorize City Manager to accept award and execute all necessary documents with the California Department of Conservation relating to a \$929,000 grant awarded to the Department of Development Services for professional planning services to prepare a new development code for the Southeast Area Development and Improvement Plan planning area (SEADIP);
- Authorize City Manager to execute a contract with The Planning Center/DC&E for an amount not to exceed \$1,376,638 to prepare the new development code for SEADIP and the accompanying Environmental Impact Report;
- Increase appropriations in the General Grants Fund (SR 120) in the Department of Development Services (DV) by \$929,000; and
- Increase appropriations in the Development Services Fund (SR 137) in the Department of Development Services (DV) by \$447,638. (District 3)
- Patrick West, City Manager, spoke.
- Councilmember DeLong spoke.
- Councilmember O'Donnell spoke.
- Douglas Foreste spoke.
- Richard Roth spoke.
- Dorothy Johnson spoke.
- Elizabeth Lambe, Executive Director, Los Cerritos Land Trust, spoke.
- Tom Hazelleaf spoke.
- Heather Altman spoke.
- Councilmember DeLong spoke.
- Heather Altman spoke.
- Vivian Price spoke.

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

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

**Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

### REGULAR AGENDA (6:39 PM)

[see media](#)

9. [13-0521](#) Recommendation to authorize City Manager to display both the Blue Star Flag in the Plaza at City Hall as long as our country is in an active conflict and the Gold Star Flag on a permanent basis.

Councilwoman Schipske spoke.

Councilmember Johnson spoke.

Councilman Andrews spoke.

Debro Onn Sadd spoke.

Nancy Rayner, President of Blue Star Mothers of America, spoke.

Perry Guylyn, with American Gold Star Manor, spoke.

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

**Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

[see media](#)

10. [13-0515](#) Recommendation to adopt resolution authorizing City Manager to execute a contract with Prudential Overall Supply of Carson, CA (not an MBE, WBE, SBE or Local), to provide uniform rental services, on the same terms and conditions afforded to the City of San Diego, in an annual amount not to exceed \$322,000, 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 Councilmember O'Donnell, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-13-0044. The motion carried by the following vote:**

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

**Absent:** 2 - DeLong and Andrews

**Enactment No:** RES-13-0044

[see media](#)

11. [13-0517](#)

Recommendation to authorize City Manager to execute all documents and any needed subsequent amendments with the State of California to accept Workforce Investment Act (WIA) grants totaling \$5,991,783; and authorize City Manager or his designee to execute agreements and amendments with necessary WIA training provider vendors. (Citywide)

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

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

**Absent:** 2 - DeLong and Andrews

[see media](#)

12. [13-0522](#)

Recommendation to authorize City Manager to purchase excess workers' compensation insurance for the period of July 1, 2013 through July 1, 2014, through Marsh USA, Inc., for a total premium not to exceed \$368,000. (Citywide)

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

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

**Absent:** 2 - DeLong and Andrews

[see media](#)

13. [13-0516](#)

Recommendation to authorize City Manager to purchase "all risk" property insurance for City buildings, contents, and vehicles through the Alliant Insurance Service's Public Entity Property Insurance Program, for a total premium not to exceed \$767,000 for the period of July 1, 2013 through July 1, 2014. (Citywide)

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

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

**Absent:** 2 - DeLong and Andrews

[see media](#)

**14. [13-0523](#)**

Recommendation to authorize City Manager to purchase through Marsh USA, Inc., the following policies: excess municipal liability insurance for the period of July 1, 2013 through July 1, 2014, for a total premium not to exceed \$1,575,000; airport liability insurance for the period of June 30, 2013 through June 30, 2014, for a total premium not to exceed \$55,000; and, aircraft liability and hull insurance for police helicopters for the period of June 30, 2013 through June 30, 2014, for a total premium not to exceed \$50,000. The total cost of all renewal premiums will not exceed \$1,680,000 for the period of July 1, 2013 through July 1, 2014. (Citywide)

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

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

**Absent:** 2 - DeLong and Andrews

[see media](#)

**15. [13-0524](#)**

Recommendation to authorize City Manager to purchase difference in conditions (earthquake insurance), covering City Hall and the Convention Center, for the period of July 1, 2013 through July 1, 2014, through Alliant Insurance Services, Inc., for a total premium not to exceed \$250,000. (Citywide)

Patrick West, City Manager, spoke.

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

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

**Absent:** 2 - DeLong and Andrews

[see media](#)

**16. [13-0525](#)**

Recommendation to authorize City Manager to execute the Sixth

Amendment to Contract No. 31687 with Bellingham Marine Industries, Inc., for an additional \$3,116,468, plus a \$100,000 contingency, for a total increase of \$3,216,468, for Phase 3 of the Alamitos Bay Marina rebuild project, for a revised contract amount not to exceed \$39,331,765; execute all documents necessary to complete Basin 5 in the Alamitos Bay Marina; increase appropriations in the Marina Fund (TF 403) in the Department of Parks, Recreation and Marine (PR) by \$3,981,633; and direct staff to include a slip fee increase equivalent to two percent in the FY14 Master Fee Schedule, to be presented with the adoption of the FY14 Budget. (District 3)

Councilmember O'Donnell spoke.

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

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

**Absent:** 2 - DeLong and Andrews

[see media](#)

17. [13-0526](#) Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of TSLA Distribution Corporation, dba Public Beer and Wine Shop, for an original Alcoholic Beverage Control License, at 121 West 4th Street, with conditions. (District 1)

Distributed at the meeting: ABC Conditions.

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

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

**Absent:** 2 - DeLong and Andrews

### **NEW BUSINESS (7:07 PM)**

[see media](#)

18. [13-0535](#) Recommendation to request City Manager to receive and file the presentation of Be S.A.F.E. Long Beach week into the record.

Debro Onn Sadd spoke.

**A motion was made by Councilmember Neal, seconded by Councilman Austin, that the item be laid over to the City Council meeting of Tuesday, July 9, 2013. The motion carried by the following vote:**

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

**Absent:** 2 - DeLong and Andrews

[see media](#)

**19. [13-0536](#)**

Recommendation to request City Manager to receive and file the documentary "The Story of Houghton Park - The Heart of North Town" into the record. The purpose of the documentary is to highlight the history and significance of Houghton Park to the community of North Long Beach.

Councilmember Neal presented a video; and spoke.

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

**Yes:** 7 - Garcia, Lowenthal, Schipske, Andrews, Johnson, Austin and Neal

**Absent:** 2 - DeLong and O'Donnell

[see media](#)

**20. [13-0537](#)**

Recommendation to approve cancellation of the July 2, 2013 City Council meeting, pursuant to Long Beach Municipal Code Section 20.03.020(B).

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

**Yes:** 6 - Garcia, Lowenthal, Schipske, Johnson, Austin and Neal

**Absent:** 3 - DeLong, O'Donnell and Andrews

**21. [13-0532](#)**

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 \$70,000 in compliance with the Appeals Board Order for Bill Burney.

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

**Yes:** 6 - Garcia, Lowenthal, Schipske, Johnson, Austin and Neal

**Absent:** 3 - DeLong, O'Donnell and Andrews

[see media](#)

22. [13-0533](#) Recommendation to authorize City Attorney to pay sum of \$15,000 in full settlement of lawsuit entitled *Nicole Goines, v. City of Long Beach, et al*; and to pay sum of \$15,000 in full settlement of lawsuit entitled *Eldon Swails v. City of Long Beach, Case No. NC057685*.

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

**Yes:** 6 - Garcia, Lowenthal, Schipske, Johnson, Austin and Neal

**Absent:** 3 - DeLong, O'Donnell and Andrews

[see media](#)

23. [13-0534](#) 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 \$55,890 for the claim of Jose Oliva, in compliance with the Appeals Board Order.

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

**Yes:** 6 - Garcia, Lowenthal, Schipske, Johnson, Austin and Neal

**Absent:** 3 - DeLong, O'Donnell and Andrews

24. Affidavit of service for the special meeting held Tuesday, June 18, 2013.

25. [13-0538](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, June 14, 2013.

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

26. [13-0492](#) eComments received for the City Council meeting of Tuesday, June 18, 2013.

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

## **ANNOUNCEMENTS (8:05 PM)**

Vice Mayor Garcia requested that the meeting be adjourned in memory of Edward Lovelace.

Councilwoman Schipske made community announcements.

Councilmember Neal made community announcements.

Councilman Austin made community announcements.

Councilmember Lowenthal made community announcements.

Councilmember Johnson made community announcements.

**PUBLIC COMMENT (8:16 PM)**

Debro Onn Sadd spoke.

Karl Miller spoke.

Star Harris spoke.

**ADJOURNMENT (8:27 PM)**

At 8:27 PM, Vice Mayor Garcia adjourned the meeting in memory of Edward Lovelace.

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