

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



Bob Foster, Mayor

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

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.

### ROLL CALL (5:26 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; Poonam Davis, Assistant City Clerk; Pablo Rubio, City Clerk Assistant.

Mayor Foster presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Vice Mayor Robert Garcia, Councilmember, First District.

Mayor Foster announced that Agenda Item Nos. 9 and 13 would be withdrawn.

Robert Shannon, City Attorney, reported out from Closed Session that the City Council voted 9 to 0, to initiate litigation against the City of Los Angeles challenging its Environmental Impact Report (EIR) relating to the Southern California International Gateway (SCIG) project.

Certificate recognizing Jerome E. Horton, California State Board of Equalization Volunteer Income Tax Assistance program.

Jerome E. Horton, Chair of the California Board of Equalization, spoke.

Mayor Foster spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

Councilmember Johnson spoke.

Jerome E. Horton, Chair of the California Board of Equalization, spoke.

Councilmember O'Donnell spoke.

Councilman Andrews spoke.

Proclamation for Asian-Pacific Islander Heritage Month.

Pasin Chanou, Chair of Combodia Town, Inc, spoke.

Monorom Neth, President of Cambodian Coordinating Council, spoke.

Mayor Foster spoke.

Jerome E. Horton, Chair of the California Board of Equalization, spoke.

Presentation for Summer Night Lights Update.

[13-0451](#) Francisco Martinez, Summer Night Lights Youth Coordinator, submitted a flyer; presented a video; and spoke.

**This Handout was received and filed.**

Jessica Quintana, Centro CHA, Executive Director, spoke.

Vice Mayor Garcia spoke.

Councilman Andrews spoke.

### **HEARING (5:37 PM)**

[see media](#)

1. [13-0394](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, and declare the ordinance amending the Use District Map read the first time and laid over to the next regular meeting of the City Council for final reading (District 9);

Suzanne Frick, Assistant City Manager, spoke.

**A motion was made by Councilmember Lowenthal, seconded by Councilman Austin, 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:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

**Enactment No:** ORD-13-0007

[see media](#)

[13-0405](#)

Declare ordinance amending Table 32-1 of Chapter 21.32 of the Long Beach Municipal Code read the first time and laid over to the next regular meeting of the City Council for final reading (Citywide); and

**A motion was made by Councilmember Lowenthal, seconded by Councilman Austin, 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:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

**Enactment No:** ORD-13-0008

[see media](#)

[13-0406](#)

Adopt resolution forwarding the Zoning Text Amendment ordinance to the California Coastal Commission.

**A motion was made by Councilman Austin, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-13-0036. The motion carried by the following vote:**

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

**Enactment No:** RES-13-0036

### **PUBLIC COMMENT (6:01 PM)**

Don Tong spoke regarding funding for the H. Martin Foundation.

[13-0452](#)

Tom LaFortune spoke regarding the Pacific Avenue roundabout; and submitted documentation.

**This Handout was received and filed.**

[13-0453](#)

Kerry Gallagher, Executive Director of Housing Long Beach, spoke regarding housing research paper; and submitted a booklet.

**This Handout was received and filed.**

- [13-0454](#) Gordana Kajer spoke regarding beach pedestrian path; and presented a PowerPoint presentation.

**This Handout was received and filed.**

Councilmember O'Donnell spoke.

**CONSENT CALENDAR (6:20 PM)**

Passed The Consent Calendar

**A motion was made by Councilwoman Schipske, seconded by Councilmember Lowenthal, to approve Consent Calendar Items 2 - 5. The motion carried by the following vote:**

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

**Absent:** 1 - Andrews

2. [13-0395](#) Recommendation to refer to City Attorney damage claims received between April 29, 2013 and May 6, 2013.  
**A motion was made to approve recommendation on the Consent Calendar.**
3. [13-0408](#) Recommendation to approve the destruction of records for Long Beach Police Department as shown in Exhibit A; and adopt resolution.  
**A motion was made to approve recommendation and adopt Resolution No. RES-13-0037 on the Consent Calendar.**  
**Enactment No:** RES-13-0037
4. [13-0396](#) Recommendation to authorize City Manager to execute all necessary documents with the LA84 Foundation to accept Summer Swim 2013 grant funds in the amount of \$24,958, for summer aquatic programs for economically disadvantaged youth at Martin Luther King, Jr. Pool, Silverado Pool, Millikan High School Pool, and Jordan High School Pool, from June 3, 2013 to August 23, 2013; and authorize City Manager to execute all necessary documents to implement and administer the grant and any amendments. (Districts 5,6,7,9)  
**A motion was made to approve recommendation on the Consent Calendar.**
5. [13-0402](#) Recommendation to authorize City Manager to execute all documents, and any necessary amendments, with Verizon California, Inc. (Verizon),

to enter into a reimbursement Memorandum of Understanding (MOU) for completion of Underground Utility District No. 41 (UUD 41) on portions of Alamitos Avenue. (Districts 1,6)

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

#### UNFINISHED BUSINESS (6:20 PM)

[see media](#)

6. [13-0352](#) Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Regla Maria SardiniasCastillo, dba Copa Cabbana, for a premise-to-premise transfer of an Alcoholic Beverage Control License, at 2688 East South Street, with conditions. (District 8)

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

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

**Absent:** 1 - Andrews

#### REGULAR AGENDA (6:22 PM)

[see media](#)

7. [13-0409](#) Recommendation to refer discussion and potential support of SB 360 (Padilla), relating to certification of publicly owned voting systems, to the State Legislation Committee.

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

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

**Absent:** 1 - Andrews

[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, also known as SEADIP, and to commit

matching funds not to exceed \$299,000 for the preparation of an Environmental Impact Report (EIR) related to the contemplated SEADIP amendments;

Authorize City Manager to execute a contract with The Planning Center/DC&E for an amount not to exceed \$1,228,000 to prepare the new development code for SEADIP and the accompanying Environmental Impact Report; and

Increase appropriations in the General Grants Fund (SR 120) in the Department of Development Services (DV) by \$929,000. (District 3)

Patrick West, City Manager, spoke.

Councilwoman Schipske spoke.

Michael Mais, Assistant City Attorney, spoke.

Councilwoman Schipske spoke.

Michael Mais, Assistant City Attorney, spoke.

Councilmember O'Donnell spoke.

Councilmember DeLong spoke.

Heather Altman spoke.

Elizabeth Lambe, Executive Director of the Los Cerritos Wetlands Land Trust, spoke.

Mel Nutter spoke.

Councilmember DeLong spoke.

Ann Cantrell spoke.

Councilmember DeLong spoke.

Representatives of the Planning Center spoke.

Councilmember DeLong spoke.

Councilmember Lowenthal spoke.

Councilmember DeLong spoke.

Representatives of the Planning Center spoke.

Councilmember DeLong spoke.

Representatives of the Planning Center spoke.

Patrick West, City Manager, spoke.

Councilmember DeLong spoke.

Councilmember Lowenthal spoke.

Patrick West, City Manager, spoke.

Councilmember DeLong spoke.

Councilmember Lowenthal spoke.

Councilmember Neal spoke.

Patrick West, City Manager, spoke.

**A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, that the item be continued for four weeks. The motion carried by the following vote:**

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

**Absent:** 1 - Andrews

9. 13-0398

WITHDRAWN

~~Recommendation to receive information and provide direction to staff relative to proposals in PD-1 Southeast Area Development and Improvement Plan (SEADIP) that require amendments to either SEADIP or the Local Coastal Program. (District 3)~~

**This Agenda Item was withdrawn.**

[see media](#)

10. [13-0399](#)

Recommendation to adopt Specifications No. PA-01413 and award contracts to Field Technology, Inc., a Long Beach-based business (Local, SBE; not a WBE or MBE), and Multi W. Systems, Inc., of El Monte, CA (SBE, MBE; not a Local or WBE), to provide pump maintenance and repair services, in a combined annual amount not to exceed \$490,000, for a period of two years, with options to renew for two additional one-year periods, at the discretion of the City Manager.

(Citywide)

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

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

**Absent:** 1 - Andrews

[see media](#)

11. [13-0400](#)

Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Garfield Beach CVS LLC, dba CVS Pharmacy 9505, for a premise-to-premise and person-to-person transfer of an Alcoholic Beverage Control License, at 4400 East Los Coyotes Diagonal, with conditions. (District 4)

Councilmember O'Donnell spoke.

Michael Mais, Assistant City Attorney, spoke.

**A motion was made by Councilmember O'Donnell, seconded by Councilmember Johnson, that the item be laid over to the City Council meeting of Tuesday, May 21, 2013. The motion carried by the following vote:**

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

**Absent:** 1 - Andrews

[see media](#)

12. [13-0407](#)

Recommendation to authorize City Manager to execute contract amendments to increase the aggregate total of the contract authority for existing JOC contractors: New Creation Builders, Exbon Development, Bitech Construction, Allstate Engineering, and Thomasville Construction, by \$9,860,227, from \$15,000,000 to \$24,860,227 as authorized by the Board of Commissioners to the Port of Long Beach Executive Director for Tenant and Security Improvements at the Interim Port Headquarters Building.

Authorize City Manager to execute an amendment to the contract with the Gordian Group for access rights to their proprietary Pro-Gen software and to provide professional services to manage the JOC program and increase the amount by \$200,000 from \$292,500 for a revised not-to-exceed total of \$492,500, as authorized by the Board of Commissioners to the Port of Long Beach Executive Director for Tenant



and Security Improvements at the Interim Port Headquarters Building.  
(Citywide)

Patrick West, City Manager, spoke.

Councilmember DeLong spoke.

Councilmember Johnson spoke.

Councilman Austin spoke.

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

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

**Absent:** 1 - Andrews

13. [13-0401](#)

WITHDRAWN

~~Recommendation to adopt Resolution of Intention to re-establish the Magnolia Industrial Group Property and Business Improvement District, set the date of July 9, 2013 for a public hearing, receive petitions, authorize the City Manager to sign in favor and return the City's Ballot, and designate the Administrative Board. (District 1)~~

**This Resolution was withdrawn.**

**Enactment No:** RES-13-0042

[see media](#)

14. [13-0403](#)

Recommendation to authorize City Manager to execute a Third Amendment to Agreement No. 32024 with RJM Design Group, Inc., for architectural design services, increasing the contract amount by \$450,000, for a revised total of \$1,200,000. (District 3)

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

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

**Absent:** 1 - Andrews

**ORDINANCES (7:19 PM)**

[see media](#)

15. [13-0377](#)

Recommendation to declare ordinance amending the Long Beach

Municipal Code by amending Chapter 5.60 in its entirety relating to parades and special events, read and adopted as read; and

**A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to approve recommendation and adopt Ordinance No. ORD-13-0005. The motion carried by the following vote:**

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

**Absent:** 1 - Andrews

**Enactment No:** ORD-13-0005

[see media](#)  
[13-0378](#)

Declare ordinance amending the Long Beach Municipal Code by amending Chapter 5.61 in its entirety relating to filming activity, read and adopted as read. (Citywide)

**A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to approve recommendation and adopt Ordinance No. ORD-13-0006. The motion carried by the following vote:**

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

**Absent:** 1 - Andrews

**Enactment No:** ORD-13-0006

### **NEW BUSINESS (7:20 PM)**

16. Affidavit of service for the special meeting held Tuesday, May 14, 2013.

17. [13-0426](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, May 10, 2013.

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

18. [13-0427](#) eComments received for the City Council meeting of Tuesday, May 14, 2013.

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

### **ANNOUNCEMENTS (7:20 PM)**

Councilman Austin made community announcements.

Councilmember O'Donnell made community announcements.

Councilmember Neal made community announcements.

Councilwoman Schipske made community announcements.

Councilmember Johnson made community announcements.

Vice Mayor Garcia made community announcements.

**ADJOURNMENT (7:28 PM)**

At 7:28 P.M., Vice Mayor Garcia adjourned the meeting.

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