

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 & 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 Item Nos. 12 and 17 were pulled from the Consent Calendar for discussion and considered at the end of the Consent Calendar; and Agenda Item No. 32 was considered immediately following Agenda Item No. 17.

### ROLL CALL (4:59 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; Robert Shannon, City Attorney; 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: Patrick O'Donnell, Councilmember, Fourth District.

Mayor Foster announced that Agenda Item No. 32 would be considered early.

Kathy Schofield, spcaLA, presented a feline.

Councilmember O'Donnell spoke.

### HEARINGS (5:02 PM)

[see media](#)

1. [09-1144](#) Recommendation to receive supporting documentation in the record, conclude the public hearing, and adopt resolution making certain findings

for a Disposition and Development Agreement with Hulean Tyler and Deborah Behar and the Long Beach Redevelopment Agency for development of residential property at 734 Maine Avenue.  
(District 1)

**A motion was made by Councilmember Garcia, seconded by Councilmember O'Donnell, to approve recommendation and adopt Resolution No. RES-09-0122. The motion carried by the following vote:**

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

**Absent:** 1 - Gabelich

**Enactment No:** RES-09-0122

[see media](#)

2. [09-1145](#)

Recommendation to receive supporting documentation in the record, conclude the public hearing, and adopt resolution designating the City of Long Beach Recovery Zone for purposes of sections 1400U-1, 1400U-2 and 1400U-3 of the Internal Revenue Code of 1986. (Citywide)

**A motion was made by Councilmember Lowenthal, seconded by Councilmember O'Donnell, to approve recommendation and adopt Resolution No. RES-09-0123. The motion carried by the following vote:**

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

**Absent:** 1 - Gabelich

**Enactment No:** RES-09-0123

[see media](#)

3. [09-1146](#)

Recommendation to receive supporting documentation into the record, conclude the public hearing, and adopt resolution making certain findings for an Owner Participation Agreement with Parker Diving Service, Inc., for development of 1650 Seabright Avenue and 1881 West 16th Street; and

Request City Manager, or designee, to accept an easement deed for alley widening at 1650 Seabright Avenue and 1881 West 16th Street.  
(District 1)

**A motion was made by Councilmember Garcia, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-09-0124. The motion carried by the following vote:**

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

**Enactment No:** RES-09-0124

[see media](#)

4. [09-1147](#)

Recommendation to receive supporting documentation into the record, conclude the public hearing and grant the Permit with conditions on the application of LBC Beverages, Inc., dba Clancy's, 803 E. Broadway, for Entertainment Without Dancing by Patrons. (District 2)

Councilmember Lowenthal spoke.

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

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

**PUBLIC COMMENT (5:16 PM)**

Harvey Cochran spoke regarding graffiti.

Kathy Ryan spoke regarding transparency in labor negotiations.

Dave San Jose spoke regarding youth.

Mayor Foster spoke.

Councilmember DeLong spoke.

Councilwoman Gabelich spoke.

Martin Schlageter, Coalition for Clean Air, spoke regarding the Port action.

[09-1213](#)

Morgan Wyenn spoke regarding the Clean Trucks Program and submitted correspondence.

**This Handout was received and filed.**

Sylvia Martinez spoke regarding pollution and the ATA agreement.

Alex Mejia spoke regarding trucks and the Port of Long Beach.

Thomas Marchese spoke regarding the Wilson High tragedy and requested funding for more street police.

Michelle Schipp, Vice President of the Teachers Association of Long Beach, spoke regarding clean air and the ATA agreement.

Martin Tamez spoke regarding a fundraiser for youth organizations -- Neighborhoodluv.org.

Councilmember Reyes Uranga spoke.

Councilwoman Gabelich spoke.

### **CONSENT CALENDAR (5:56 PM)**

Passed The Consent Calendar

**A motion was made by Councilmember Lowenthal, seconded by Councilmember O'Donnell, to approve Consent Calendar Items 5 - 18, except for Items 12 and 17. The motion carried by the following vote:**

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

5. [09-1148](#) Recommendation to authorize City Attorney to pay the sum of \$13,000 in full settlement of lawsuit entitled Annette Barnett and Michael Schutt v City of Long Beach, et al., Case No. NC052008; and to pay the sum of \$140,000 in full settlement of lawsuit entitled Molina v. City of Long Beach, et al., Case No. NC050520.  
**A motion was made to approve recommendation on the Consent Calendar.**
6. [09-1183](#) Recommendation to receive and file the Quarterly Report of Cash and Investments for the quarter ending December 31, 2008.  
**A motion was made to approve recommendation on the Consent Calendar.**
7. [09-1149](#) Recommendation to approve the minutes for the City Council meetings of Tuesdays, October 13 and 20, 2009 and Study Session minutes for the meeting of Tuesday, October 13, 2009.  
**A motion was made to approve recommendation on the Consent Calendar.**
8. [09-1150](#) Recommendation to refer to City Attorney damage claims received between October 12, 2009 and October 26, 2009.

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

9. [09-1151](#)

Recommendation to approve the destruction of records for Community Development Department Housing Authority Bureau; and adopt resolution.

**A motion was made to approve recommendation and adopt Resolution No. RES-09-0125 on the Consent Calendar.**

**Enactment No:** RES-09-0125

10. [09-1152](#)

Recommendation to adopt resolution relating to the Long Beach Unified School District Special Election on Tuesday, December 29, 2009.

**A motion was made to approve recommendation and adopt Resolution No. RES-09-0126 on the Consent Calendar.**

**Enactment No:** RES-09-0126

11. [09-1181](#)

Recommendation to adopt resolution adopting a Conflict of Interest Code for the City of Long Beach.

**A motion was made to approve recommendation and adopt Resolution No. RES-09-0127 on the Consent Calendar.**

**Enactment No:** RES-09-0127

[see media](#)

12. [09-1153](#)

Recommendation to authorize City Manager to increase the existing Blanket Purchase Order Agreement No. BPLB08000010 with Vista Paint, Inc., by adding \$65,000 for the purchase of paint, including marine paint and related supplies, bringing the annual amount to \$160,000. (Citywide)

Councilwoman Schipske spoke.

Mayor Foster spoke.

Harvey Cochran 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, Reyes Uranga, Gabelich and Lerch

13. [09-1154](#)

Recommendation to authorize City Manager to execute any and all documents necessary for a Lease between the City of Long Beach and the Long Beach Community College District for the short-term use of

parking spaces at Veterans Memorial Stadium from December 21, 2009 through and including January 4, 2010. (District 5)

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

14. [09-1155](#) Recommendation to adopt resolution authorizing City Manager to submit a grant application to California State Parks through the Recreational Trails Program in the amount of \$224,269 for the replacement of a pedestrian trail bridge at the El Dorado Nature Center; and accept a donation of \$52,753 from Partners of Parks, for a total estimated cost of \$277,022. (District 4)

**A motion was made to approve recommendation and adopt Resolution No. RES-09-0128 on the Consent Calendar.**

**Enactment No:** RES-09-0128

15. [09-1156](#) Recommendation to adopt resolution authorizing City Manager to submit a grant application for \$45,715 in residual Proposition A specified grant funds; and request that the Los Angeles County Regional Park and Open Space District transfer \$45,715 in residual specified grant funds from the completed Westside Park Development Project to the Silverado Park Improvements Project. (District 7)

**A motion was made to approve recommendation and adopt Resolution No. RES-09-0129 on the Consent Calendar.**

**Enactment No:** RES-09-0129

16. [09-1157](#) Recommendation to adopt Resolution of Intention to vacate a portion of the alley west of Long Beach Boulevard and south of Anaheim Street; request City Manager, or designee, to accept easement deeds for the dedication of a new branch alley and additional street right-of-way along Anaheim Street; authorize a quitclaim of the reserved utility easement upon satisfactory relocation of all public utilities; and set a date for a public hearing on the vacation for Tuesday, December 1, 2009 at 5:00 p.m. (District 1)

**A motion was made to approve recommendation and adopt Resolution No. RES-09-0130 on the Consent Calendar.**

**Enactment No:** RES-09-0130

[see media](#)

17. [09-1158](#) Recommendation to re-appoint Deputy Director of Public Works/City Engineer Mark Christoffels as the appointed member to the Los Angeles Gateway Region Integrated Regional Water Management Joint Powers Authority, and Assistant City Engineer Phillip Balmeo as the authorized alternate; and authorize City Manager to designate in writing a representative if neither the member nor alternate member can attend.

(Citywide)

Councilwoman Gabelich spoke.

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

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

18. [09-1159](#)

Recommendation to receive and file minutes for:

Civil Service Commission - September 30, 2009 and

October 7, 14 and 21, 2009.

Cultural Heritage Commission - September 14, 2009.

Planning Commission - October 1, 2009.

Water Commission - September 17, 2009 and October 1, 2009.

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

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

[see media](#)

19. [09-1076](#)

Recommendation to adopt resolution authorizing implementation of a work furlough for employees represented by the International Association of Machinists and Aerospace Workers in order to generate an amount equivalent to 5.7 percent in pay (120 hours for regular, full-time employees and 60 hours for part-time employees) for all permanent employees in Fiscal Year 2010. (Citywide)

Motion: That the item be laid over one week to the meeting of Tuesday, November 10, 2009.

Moved by DeLong, seconded by O'Donnell.

Councilmember Reyes Uranga spoke.

Councilmember Lowenthal spoke.

Councilwoman Schipske spoke.

Councilmember Lowenthal spoke.

Mayor Foster spoke.

**A substitute motion was made by Councilmember Reyes Uranga, seconded by Vice Mayor Lerch, to receive and file. The motion carried by the following vote:**

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

## **REGULAR AGENDA (6:17 PM)**

[see media](#)

### **20. [09-1163](#)**

Recommendation to refer to Parks and Recreation Commission and the Housing and Neighborhoods Committee for consideration of naming Joe Rodger's Field to Joe Rodger's Stadium and the softball diamond to Irvin "Red" Meairs Field.

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

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

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

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

[see media](#)

### **21. [09-1173](#)**

Recommendation to request City Manager to instruct Parks, Recreation and Marine to name the new theater "The Manazar Gamboa Community Theater" at MacArthur Park located at 1321 E. Anaheim Street, Long Beach.

Councilman Andrews spoke.

**A motion was made by Councilman Andrews, seconded by Councilmember O'Donnell, to approve recommendation and refer to the Parks and Recreation Commission. The motion carried by the following vote:**

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

**A motion was made by Councilman Andrews, seconded by Councilmember O'Donnell, to approve recommendation and refer to the Housing and Neighborhoods Committee. The motion carried by the following vote:**

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



[see media](#)

**22. [09-1178](#)**

Recommendation to request City Manager to study and report back to City Council within 60 days on the possible technological approaches and cost of making Councilmembers' calendars public and available online, and to include other elected officials who wish to participate in this process.

Councilmember Garcia spoke.

Councilwoman Schipske spoke.

Councilmember Reyes Uranga spoke.

Vice Mayor Lerch spoke.

Councilmember Garcia spoke.

Councilwoman Gabelich spoke.

Councilman Andrews spoke.

Councilmember O'Donnell spoke.

Vice Mayor Lerch spoke.

Councilmember Garcia spoke.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

Harvey Cochran spoke.

Diana Lejins spoke.

Claudette Powers spoke.

Matt Barnett spoke.

Councilwoman Gabelich spoke.

Robert Shannon, City Attorney, spoke.

Councilmember DeLong spoke.

Councilmember O'Donnell spoke.

Councilmember Lowenthal spoke.

Councilmember Garcia spoke.

**A substitute motion was made by Councilwoman Gabelich, seconded by Councilmember O'Donnell, to receive and file. The motion failed by the following vote:**

**Yes:** 4 - O'Donnell, Andrews, Reyes Uranga and Gabelich

**No:** 5 - Garcia, Lowenthal, DeLong, Schipske and Lerch

**A motion was made by Councilmember Garcia, seconded by Councilmember DeLong, to approve recommendation with the inclusion of safety, privacy and legal concerns and input from other elected officials. The motion carried by the following vote:**

**Yes:** 5 - Garcia, Lowenthal, DeLong, Schipske and Lerch

**No:** 4 - O'Donnell, Andrews, Reyes Uranga and Gabelich

[see media](#)

**23. [09-1182](#)**

Recommendation to receive and file report on the status of Economic Development and Finance Committee deliberations on regulating medical marijuana collectives and cooperatives.

Councilwoman Gabelich spoke.

Robert Shannon, City Attorney, spoke.

Councilwoman Gabelich spoke.

Mayor Foster spoke.

Councilwoman Schipske spoke.

Councilmember Reyes Uranga spoke.

Councilmember O'Donnell spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Mayor Foster spoke.

Carl Kemp spoke.

Claudette Powers spoke.

Mayor Foster spoke.

Diana Lejins spoke.

Allison Kiseday spoke.

James Devine spoke and submitted correspondence.

Larry Goodhue spoke.

Cynthia Ladder spoke.

Mayor Foster spoke.

Councilwoman Gabelich spoke.

Councilmember Reyes Uranga spoke.

Melinda Cotton spoke.

Rosa Kelson spoke.

**A motion was made by Councilwoman Gabelich, seconded by Councilmember Reyes Uranga, to approve recommendation to receive and file. The motion carried by the following vote:**

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

[see media](#)

**24. [09-1184](#)**

Recommendation to refer the matter of drafting an ordinance amending Chapter 8.68 of the Long Beach Municipal Code to provide an exemption for "private smokers lounge" or cigar bars to the Economic Development and Finance Committee for discussion and formulating a recommendation to the City Council.

Councilmember Reyes Uranga spoke.

Councilwoman Schipske spoke.

Councilmember Lowenthal spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Gabelich spoke.

Councilmember DeLong spoke.

Harvey Cochran spoke.

Melinda Cotton spoke.

Harvey Cochran spoke.

**A motion was made by Councilmember Reyes Uranga, seconded by Councilmember O'Donnell, to approve recommendation to refer the matter of drafting an ordinance amending the Long Beach Municipal Code to regulate smoking lounges as requested on March 17, 2009 to the Economic Development and Finance Committee for discussion and formulating a recommendation to the City Council; and schedule the Committee meeting for November 9, 2009. The motion carried by the following vote:**

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

**No:** 1 - Lerch

**A motion was made by Councilwoman Gabelich, seconded by Councilmember DeLong, to reconsider the vote on Agenda item No. 24. The motion carried by the following vote:**

**Yes:** 7 - Garcia, DeLong, O'Donnell, Andrews, Reyes Uranga, Gabelich and Lerch

**No:** 1 - Schipske

**Absent:** 1 - Lowenthal

**A motion was made by Councilwoman Gabelich, seconded by Councilmember DeLong, to amend motion to schedule the Economic Development and Finance Committee meeting for the first available date after November 9, 2009 and prior to November 17, 2009. The motion carried by the following vote:**

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

[see media](#)

**25. [09-1164](#)**

Recommendation to authorize City Manager to execute a Cooperative Agreement with the Orange County Transportation Authority (OCTA) and all other documents and amendments related thereto, in order to provide certain traffic mitigation measures in East Long Beach related to the Orange County Transportation Authority's West County Connectors Project that is designed to make capacity and operational improvements on the San Diego Freeway (I-405) that will link High Occupancy Vehicle

(HOV) lanes with those on the Garden Grove Freeway (SR-22) and the San Gabriel River Freeway (I-605) to create a High Occupancy Vehicle (HOV) connection amongst the three freeways. (District 3)

Councilmember O'Donnell spoke.

Councilmember DeLong spoke.

Mike Murchison spoke.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

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

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

[see media](#)

**26. [09-1165](#)**

Recommendation to authorize City Manager to execute a contract for federal legislative representation services provided by Van Scoyoc Associates, Inc., for a term of one year in an amount not to exceed \$180,000; and authorize City Manager to grant two one-year extensions to the contract and execute all necessary amendments. (Citywide)

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

**Yes:** 7 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

**Absent:** 2 - Lowenthal and Gabelich

[see media](#)

**27. [09-1166](#)**

Recommendation to approve Magnolia Industrial Group Property and Business Improvement District Annual Report and Assessment for the period of December 1, 2009 through November 30, 2010, automatically extending the current agreement with the Magnolia Industrial Group, Inc. for a one-year period. (District 1)

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

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

**Absent:** 1 - Gabelich

[see media](#)

28. [09-1059](#) Recommendation to adopt resolution approving the Annual Assessment Report for October 1, 2009 to September 30, 2010, for the Belmont Shore Parking and Business Improvement Area, declaring its intention to levy the annual assessment, and setting the date of hearing for Tuesday, December 1, 2009 at 5:00 p.m. (District 3)

**A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, to approve recommendation and adopt Resolution No. RES-09-0131. The motion carried by the following vote:**

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

**Enactment No:** RES-09-0131

[see media](#)

29. [09-1167](#) Recommendation to authorize City Manager to execute any and all documents necessary to contract with Corix Utilities Inc., to provide manual meter reading services to the City of Long Beach from January 1, 2010 through April 30, 2015 with the option of five, one-year extensions; and increase appropriations in the Gas Fund (EF 301) in the Long Beach Gas and Oil Department (EN) by \$387,705. (Citywide)

Councilmember Reyes Uranga spoke.

Councilman Andrews spoke.

Mayor Foster spoke.

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

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

[see media](#)

30. [09-1168](#) Recommendation to authorize City Manager to execute all documents necessary for the First Amendment to Design-Build Contract No. 28388 between the City of Long Beach and ARB, Inc., in an estimated amount of \$42,470,106, plus a five percent contingency amount of \$2,123,505, if necessary; and increase the appropriation to \$44,593,611 in the Airport Enterprise Fund (EF 320) in the Airport Department (AP) for the completion of design and construction of Phase I of a parking structure at the Long Beach Airport;

Adopt resolution authorizing City Manager to execute amendments to the Airport Commercial Paper Program allowing the City to take advantage of certain provisions of the American Recovery and Reinvestment Act of 2009; approving a Third Supplemental Subordinate Trust Indenture, a Second Amendment to the Issuing and Paying Agent Agreement, a Second Amendment to Commercial Paper Dealer Agreement, and certain other documents relating to the Subordinate Airport Revenue Commercial Paper Program, approving the distribution of a Commercial Paper Offering Memorandum;

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Mayor Foster spoke.

**A motion was made by Councilmember DeLong, seconded by Councilwoman Schipske, to approve recommendation and adopt adopt Resolution No. RES-09-0132. The motion carried by the following vote:**

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

**Enactment No:** RES-09-0132

[09-1169](#)

Adopt resolution approving a Master Senior Trust Indenture and related bond documents; and authorize City Manager to execute documents for the issuance of Senior Airport Revenue Bonds in an amount not to exceed \$65,000,000 for the financing of the parking structure project, refinance of the design costs financed with commercial paper, refund the Airport Certificates of Participation Series 1993, and finance the costs of bond issuance; and

Increase appropriation by \$950,000 in the Airport Enterprise Fund (EF 320) in the Airport Department (AP) to pay the first debt service payment in FY10. (District 5)

**A motion was made by Councilmember DeLong, seconded by Councilwoman Schipske, to approve recommendation and adopt Resolution No. RES-09-0133. The motion carried by the following vote:**

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

**Enactment No:** RES-09-0133

[see media](#)

31. [09-1170](#) Recommendation to adopt Specifications No. G-265 and award a contract to Los Angeles Air Conditioning, Inc., in the amount of \$276,000 for a one-time purchase for furnishing, delivering and installing a heating, ventilating, and air conditioning system (HVAC) retrofit at the Administration Building of the Long Beach Gas and Oil Department, with the option to add expenditures up to 10 percent (or \$27,600) above the contract amount, if necessary and if funds are available. (District 5)

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

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

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

[see media](#)

32. [09-1171](#) Recommendation to authorize City Manager to execute any and all documents necessary for a West Wilmington Operating Waterflood Program Agreement between the City of Long Beach and Tidelands Oil Production Company to promote further oil exploration and production within the Port of Long Beach. (District 1)

Mayor Foster spoke.

Councilmember Reyes Uranga spoke.

Mayor Foster spoke.

Councilwoman Gabelich spoke.

Mayor Foster spoke.

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

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

[see media](#)

33. [09-1172](#) Recommendation to authorize City Manager to award a contract to Manson Construction Company to provide dredging services at the Catalina Landing Marina in the estimated amount of \$783,000 plus a



25 percent contingency amount of \$195,750. (District 2)

Councilmember Lowenthal spoke.

Larry Goodhue spoke.

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

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

[see media](#)

**34. [09-1174](#)**

Recommendation to receive and file the application of Papas Mexican Grill LLC, dba Papas Mexican Grill, for an original Alcoholic Beverage Control License, at 220 East 4th Street, with conditions. (District 1)

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

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

[see media](#)

**35. [09-1175](#)**

Recommendation to receive and file the application of Chronic Tacos Long Beach Incorporated, dba Chronic Tacos, for an original Alcoholic Beverage Control License, at 5525 East Stearns Street, with conditions. (District 4)

Distributed at the meeting: ABC Conditions requested by Councilmember O'Donnell.

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

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

[see media](#)

**36. [09-1177](#)**

Recommendation to adopt Plans and Specifications No. R-6451 for the Marine Stadium East Launch Ramp Improvements; and authorize City Manager to award and execute the contract with Palp, Inc., dba Excel Paving Company, in an estimated amount of \$192,575, plus a 15 percent contingency in the amount of \$28,886, if necessary and if funds are available, for a total of \$221,461 and any amendments thereto. (District 3)

Larry Goodhue spoke.

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

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

Councilwoman Gabelich spoke and at this time requested that the vote on Agenda item No. 24 be reconsidered.

### **ORDINANCE (8:26 PM)**

[see media](#)

**37. [09-1087](#)**

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending subsection 8.60.087.A and Section 8.60.087.5, all relating to operating rules and regulations for private refuse haulers, read and adopted as read.

**A motion was made by Councilmember DeLong, seconded by Councilwoman Schipske, to approve recommendation and adopt Ordinance No. ORD-09-0033. The motion carried by the following vote:**

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

**Enactment No:** ORD-09-0033

### **NEW BUSINESS (8:27 PM)**

[see media](#)

**38. [09-1206](#)**

Recommendation to request City Council to adopt a minute order initiating a moratorium on new billboards, super graphics and off-site digital display approvals in the City of Long Beach; and direct Planning Commission and Development Services Department staff to initiate appropriate studies directed to the adoption of new billboard regulations.

Councilmember O'Donnell spoke.

Harvey Cochran spoke.

Councilwoman Gabelich spoke.

Robert Shannon, City Attorney, spoke.

Vice Mayor Lerch spoke.

Robert Shannon, City Attorney, spoke.

Councilmember Reyes Uranga spoke.

Councilmember Garcia spoke.

Councilmember O'Donnell spoke.

**A motion was made by Councilmember O'Donnell, seconded by Councilwoman Schipske, to approve recommendation for a moratorium on new billboards, super graphics and off-site digital displays, with the exception that temporary graphic displays be excluded. The motion carried by the following vote:**

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

39. Affidavit of Service for the special meeting held Tuesday, November 3, 2009.

#### **ANNOUNCEMENTS (8:37 PM)**

Mayor Foster requested that the meeting be adjourned in memory of Melody Ross, Janet Fox, and Rabbi Sydney Guthman.

Councilmember DeLong spoke regarding the tragic death of Melody Ross.

Councilman Andrews expressed condolences to the Ross family; and made community announcements.

Vice Mayor Lerch expressed condolences to the Ross family; and made community announcements.

Councilwoman Gabelich made community announcements.

Councilwoman Schipske made community announcements.

Councilmember Reyes Uranga made community announcements.

#### **PUBLIC (8:52 PM)**

Larry Goodhue spoke.

#### **ADJOURNMENT (8:54 PM)**

At 8:54 PM, Vice Mayor Lerch adjourned the meeting in memory of Melody Ross, Janet Fox, and Rabbi Sydney Guthman.

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