

Robert Garcia, 1st District
Suja Lowenthal, Vice Mayor, 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
James Johnson, 7th District
Rae Gabelich, 8th District
Steven Neal, 9th District

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.

Agenda Items were considered in the order presented, except for Agenda Item No. 12, which was considered following the Consent Calendar.

ROLL CALL (5:07 PM)

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

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Heather Mahood, Chief Assistant City Attorney; Michael Mais, 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: James Johnson, Councilmember, Seventh District.

Mayor Foster announced that Agenda Item No. 21 was withdrawn and that Agenda Item No. 12 would be considered at approximately 6:00 PM.

Black Managers Association Scholarship presentation.

Councilmember Neal spoke.

Councilman Andrews spoke.

Recognition of the 75th Anniversary of the Long Beach Symphony Orchestra.

Bob Jones, Executive Director of the Long Beach Symphony Orchestra, spoke.

Councilwoman Gabelich spoke.

Certificate of Congratulations presented to Long Beach Poly High Solar Cup Team as 2nd Place Winners.

Councilman Andrews spoke.

Councilmember Johnson spoke.

Vice Mayor Lowenthal spoke.

HEARING (5:24 PM)

[see media](#)

1. [11-0536](#) Recommendation to receive supporting documentation into the record, conclude the public hearing and adopt resolution making certain findings; approve and authorize the execution of the Disposition and Development Agreement between The Long Beach Housing Development Company and JHC Acquisitions, LLC; find that the consideration for the sale of certain real property in the Central Long Beach Redevelopment Project Area is not less than fair market value in accordance with covenants and conditions governing such sale; and approve the sale of the property and the Disposition and Development Agreement. (District 6)

Councilman Andrews spoke.

Gary Shelton spoke.

A motion was made by Councilman Andrews, seconded by Councilmember Johnson, to approve recommendation and adopt Resolution No. RES-11-0061. The motion carried by the following vote:

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

Absent: 1 - Garcia

Enactment No: RES-11-0061

PUBLIC COMMENT (5:29 PM)

Butch Johnson spoke regarding the Shoreline Marina fuel dock.

Larry Goodhue spoke regarding a variety of issues.

Karen Ashikeh LaMantia made community announcements.

[11-0593](#) Floyd Seymour spoke regarding McBride Park skate park; and submitted correspondence.

This Handout was received and filed.

[11-0594](#) Charles Monson spoke regarding a public records request and submitted said request.

This Handout was received and filed.

Joe Grumbine spoke regarding medical marijuana policy.

Cheri Sicard spoke regarding medical marijuana.

Madeleine Johnson spoke regarding medical marijuana policy.

Kathy Z spoke regarding medical marijuana policy.

CONSENT CALENDAR (5:49 PM)

Passed The Consent Calendar

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Andrews, Gabelich and Neal

Absent: 2 - DeLong and Johnson

2. [11-0537](#) Recommendation to approve the minutes for the City Council meetings held Tuesday, May 17 and 24, 2011, and the City Council Study Session held Tuesday, May 24, 2011.

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

3. [11-0538](#) Recommendation to refer to City Attorney damage claims received between May 16, 2011 and May 27, 2011.

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

4. [11-0539](#) Recommendation to approve the destruction of records for Financial Management Department Business License Section and Financial Management Department Purchasing Bureau as shown in Exhibit A; and adopt the resolution.
- A motion was made to approve recommendation and adopt Resolution No. RES-11-0062 on the Consent Calendar.**
- Enactment No:** RES-11-0062
5. [11-0540](#) Recommendation to authorize City Manager to execute a repair agreement with the City of Long Beach and Olson 737-Long Beach 2, LLC, for a sinkhole on the mid-block of the Promenade. (District 2)
- A motion was made to approve recommendation on the Consent Calendar.**
6. [11-0541](#) Recommendation to receive and file the 2010 Parks and Recreation Commission Annual Report. (Citywide)
- A motion was made to approve recommendation on the Consent Calendar.**
7. [11-0542](#) Recommendation to adopt resolution setting apart and dedicating for public street purposes portions of City-owned property located east of California Avenue between Willow and Spring Streets, and authorize City Manager, or designee, to accept an easement deed for public street purposes at 2600 California Avenue. (District 7)
- A motion was made to approve recommendation and adopt Resolution No. RES-11-0063 on the Consent Calendar.**
- Enactment No:** RES-11-0063
8. [11-0530](#) Recommendation to receive and file the minutes for:
Civil Service Commission - May 11, 2011.
Parks and Recreation Commission - April 21, 2011.
Water Commission - April 21, 2011.
- A motion was made to approve recommendation on the Consent Calendar.**

UNFINISHED BUSINESS (8:05 PM)

[see media](#)

9. [11-0509](#) Recommendation to receive and discuss four redistricting options and provide direction to staff on the preferred redistricting options to be released for public comment. (Citywide)

Tom Modica, Director of Government Affairs, spoke.

Councilmember Garcia spoke.

Councilwoman Gabelich spoke.

Madeleine Johnson spoke.

Gene Steiner spoke.

Mike Kowal spoke.

Robb Webb spoke; and submitted correspondence.

Gary Shelton spoke.

Mark Schmidt spoke.

Joan Greenwood spoke; and submitted correspondence.

Rod Matson spoke.

John Royce spoke.

Julie Fogg spoke.

John Cross spoke.

Bob Callos spoke.

Rick Ivy spoke.

Darlene Broom spoke.

Ilene Oilen spoke.

Odette Perin spoke.

Heather Mahood, Chief Assistant City Attorney, spoke.

Councilwoman Gabelich spoke.

Motion: Direct City Manager to prepare a redistricting map for City Council consideration that accomplished the following:

1. Shift from the 9th District to the 8th District: a) the area bordered by South Street, Dairy Avenue, E. 57th Street, Chestnut Avenue and DeForest Avenue; and b) the area bordered by South Street, Paramount

Boulevard, Market Street and the City boundary.

2. Shift from the 8th District to the 7th District: a) the area bordered by San Antonio Drive, Orange Avenue, Del Amo Boulevard and Cherry Avenue; and b) the area bordered by 36th Street, Long Beach Boulevard, 37th Street and Atlantic Avenue.

3. Shift from the 7th District to the 6th District: a) the area bordered by Magnolia Avenue, W. 29th Street, Chestnut Avenue, W. 28th Street, Pine Avenue and W. 27th Street; and b) the area bordered by Magnolia Avenue, W. Hill Street, Eucalyptus Avenue and W. 20th Street.

4. Shift from the 2nd District to the 6th District: a) the area bordered by Anaheim Street, Gardenia Avenue, 11th Street and Mahanna Avenue.

5. Shift from the 6th District to the 1st District: a) the area bordered by Anaheim Street, Atlantic Avenue, 11th Street and Long Beach Boulevard.

6. Shift from the 6th District to the 2nd District: a) the area bordered by Orange Avenue, 11th Street, Almond Court and 10th Street.

Moved by Gabelich, seconded by Neal.

Councilmember DeLong spoke.

Motion: Substitute motion to support the redistricting map labeled Option No. 4

Moved by DeLong, seconded by Lowenthal.

Councilmember Johnson spoke.

Councilmember Neal spoke.

Councilwoman Gabelich spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Gabelich spoke.

Councilmember Johnson spoke.

Councilwoman Gabelich spoke.

Councilmember Garcia spoke.

Councilmember Neal spoke.

Councilwoman Gabelich spoke.

Councilmember Johnson spoke.

Councilwoman Gabelich spoke.

A second substitute motion was made by Councilmember Johnson, seconded by Vice Mayor Lowenthal, to approve a single map to use for community input based on map labeled Option No. 4, with the changes to: [1] unify the Bixby neighborhood up to San Antonio Drive; [2] keep the West Long Beach area whole by keeping Map No. 4, Area G in the 7th District; [3] exclude Map No. 4, Area D; [4] move from the 6th District to the 1st District the area between Anaheim Street and 11th Street, bounded by Long Beach Boulevard and Atlantic Avenue; [5] move from the 2nd District to the 6th District the area between 11th Street and Anaheim Street, bounded by Mahanna Avenue and Gardenia Avenue; and [6] move from the 6th District to the 2nd District the area between 11th Street and 10th Street, bounded by Almond Avenue and Orange Avenue; and return to City Council on July 5, 2011 for further action. The motion carried by the following vote:

Yes: 5 - Garcia, Lowenthal, DeLong, Andrews and Johnson

No: 4 - O'Donnell, Schipske, Gabelich and Neal

REGULAR AGENDA (5:50 PM)

[see media](#)

10. [11-0558](#) Recommendation to receive and file a report on travel to Sacramento for legislative business, May 10, 2011.

Mayor Foster spoke.

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

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

Absent: 1 - Gabelich

[see media](#)

11. [11-0544](#) Recommendation to request City Manager and Chief of Police to report on the local impact of the U. S. Supreme Court decision ordering the State to release prisoners, and an assessment of what additional public safety budgeting will be necessary to respond.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

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

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

Absent: 1 - Gabelich

[see media](#)

12. [11-0557](#)

Recommendation to request City Council to refer the item to the Planning Commission, City Attorney, and Planning Staff to undertake a study for the purpose of formulating a recommendation to the City Council regarding potential amendments to the City's current Conditional Use Permit (CUP) and CUP Exemption (CUPex) regulations related to bars located in Belmont Shore open after 12 midnight.

Councilmember DeLong spoke.

Chris O'Brien spoke.

Councilmember DeLong spoke.

Laura Matthews spoke.

Kurt Borsting spoke.

Ian Bailey spoke.

Councilmember DeLong spoke.

Larry Goodhue spoke.

Larry Jordan spoke.

Nathan Lash spoke.

Joel Culvert spoke.

Victoria Robles spoke.

Ilene Colon spoke.

Kurt Schneiter spoke.

Christi Bono spoke.

Marvin Jones spoke.

Karrie Alley spoke.

Jeff Miller spoke.

Frank Lizando spoke.

Terrance Henderson spoke.

Blair Cohen spoke.

Gene Rotondo spoke.

Sean Alexander spoke.

Mark Rosenberg spoke.

Cynthia Branan spoke.

Mike Ruehle spoke.

Mark Ellis spoke.

Melinda Cotton spoke.

Elizabeth Borstein spoke.

Robert Stromkee spoke.

John Novak spoke.

Bill Lorbeer spoke.

Timothy Moriarty spoke.

Jay Mobias spoke.

Councilmember DeLong spoke.

Police Chief Jim McDonnell spoke.

Councilmember DeLong spoke.

Councilmember Johnson spoke.

Councilmember Neal spoke.

Councilwoman Gabelich spoke.

Vice Mayor Lowenthal spoke.

Councilmember O'Donnell spoke.

Councilmember DeLong spoke.

Councilmember O'Donnell spoke.

Councilmember Garcia spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

Councilmember Neal spoke.

Councilmember O'Donnell spoke.

Motion: Substitute motion that the item be referred to City staff to return with recommendations, other ideas related to a CUP, or other options to create the environment sought by Councilmember DeLong.

Moved by Gabelich, motion failed due to lack of second.

A motion was made by Councilmember DeLong, seconded by Vice Mayor Lowenthal, to approve recommendation to refer the item to the Planning Commission to undertake a study for the purpose of formulating a recommendation to the City Council regarding potential amendments to the City's current Conditional Use Permit (CUP) and CUP Exemption (CUPex) regulations related to bars located in Belmont Shore open after 12 midnight, with an amendment, to request that recommendations not be limited to CUP amendments, but to consider and present any additional recommendations for consideration. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews and Johnson

No: 2 - Gabelich and Neal

A motion was made by Councilmember DeLong, seconded by Vice Mayor Lowenthal, to approve recommendation to refer the item to the City Attorney to undertake a study for the purpose of formulating a recommendation to the City Council regarding potential amendments to the City's current Conditional Use Permit (CUP) and CUP Exemption (CUPex) regulations related to bars located in Belmont Shore open after 12 midnight, with an amendment, to request that recommendations not be limited to CUP amendments, but to consider and present any additional recommendations for consideration. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews and Johnson

No: 2 - Gabelich and Neal

A motion was made by Councilmember DeLong, seconded by Vice Mayor Lowenthal, to approve recommendation to refer the item to the Planning Staff to undertake a study for the purpose of formulating a recommendation to the City Council regarding potential amendments to the City's current Conditional Use Permit (CUP) and CUP Exemption (CUPex) regulations related to bars located in Belmont Shore open after 12 midnight, with an amendment, to request that recommendations not be limited to CUP amendments, but to consider and present any additional recommendations for consideration. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews and Johnson

No: 2 - Gabelich and Neal

At 7:54 PM Mayor Foster declared a five minute recess.

[see media](#)

13. [11-0559](#)

Recommendation to request City Attorney to prepare an amendment to Chapter 5.87 of the Long Beach Municipal Code ("Medical Marijuana") clarifying that collectives are prohibited within 1,000 feet of all City owned, operated, or leased parks.

Councilmember Johnson spoke.

Vice Mayor Lowenthal spoke.

John Cross spoke.

Lisa Chick spoke.

Cynthia Johnson spoke.

Richard Eastman spoke.

Madeliene Johnson spoke.

Councilwoman Schipske spoke.

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

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

No: 1 - Gabelich

[see media](#)

14. [11-0545](#)

Recommendation to authorize the transfer of the City's portion of the Tidelands Oil Revenue Fund net profits into the Tidelands Operating Fund for specified capital improvement projects and transfer \$3,397,000 into the Harbor Revenue Fund;

Increase appropriations in the Tidelands Oil Revenue Fund (NX 420) in the Long Beach Gas and Oil Department (GO) by \$18,000,000; and

Increase appropriations in the Tidelands Operating Fund (TF 401) and the Department of Parks, Recreation and Marine (PR) by \$3,550,000, increase appropriations in the Tidelands Operating Fund (TF 401) and the Department of Public Works (PW) by \$8,850,000, increase appropriations in the Tidelands Operating Fund (TF 401) and the Department of Citywide Activities (XC) by \$2,000,000. (Districts 2,3)

Motion: Approve recommendation.
Moved by DeLong, seconded by Lowenthal.

Councilmember O'Donnell spoke.

Councilmember Johnson spoke

Robert Shannon, City Attorney, spoke.

Motion: Substitute motion to approve recommendation and if it is a legal use of funds, to appropriate up to \$1.1 million of these funds to build Terminal Island sound wall and related improvements.
Moved by Johnson, seconded by Andrews.

Councilmember Neal spoke.

Councilwoman Gabelich spoke.

Steve James spoke.

John Cross spoke.

Councilmember DeLong spoke.

Tom Modica, Director of Government Affairs, spoke.

Councilwoman Gabelich spoke.

A second substitute motion was made by Councilmember Gabelich, seconded by Councilmember O'Donnell, that if it is a legal use of funds, to appropriate up to \$1.1 million of the funds to build the Terminal Island sound wall and related improvements; and to request that the City Manager include an appropriation of funds for the breakwater study. The motion carried by the following vote:

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

[see media](#)

15. [11-0381](#)

Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from The California Endowment; and increase appropriations in the General Grants Fund (SR 120) in the Department of Development Services (DV) by \$100,000 to prepare guiding principles related to health and wellness concepts for inclusion in the Long Beach General Plan Update. (Citywide)

Councilwoman Gabelich spoke.

Gary Shelton spoke.

Andrew Kishman spoke.

Councilwoman Gabelich spoke.

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

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

[see media](#)

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16. [11-0546](#) Recommendation to receive and file the Fiscal Year 2011 Second Quarter Budget Performance Report. (Citywide)
- Councilmember Johnson spoke.
- Councilwoman Gabelich spoke.
- Councilwoman Schipske spoke.
- A motion was made by Councilmember Neal, seconded by Councilmember Garcia, to approve recommendation. The motion carried by the following vote:**
- Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal
- [see media](#)
17. [11-0433](#) Recommendation to approve the Fiscal Year 2011 second quarter departmental and fund budget appropriation adjustments in accordance with existing City Council policy. (Citywide)
- A motion was made by Councilmember O'Donnell, seconded by Councilmember Garcia, to approve recommendation. The motion carried by the following vote:**
- Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal
- [see media](#)
18. [11-0547](#) Recommendation to adopt resolution authorizing City Manager to execute a contract with Seagrave Fire Apparatus, LLC, dba California Seagrave, Inc., of City of Industry, CA (MBE, SBE), for the purchase of one 2011 Seagrave Fire Pumper Truck on the same terms and conditions afforded to the City of Portland, Maine, under RFP No. 5809, in a total amount not to exceed \$592,010 including tax. (District 5)
- A motion was made by Councilwoman Gabelich, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-11-0064. The motion carried by the following vote:**
- Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal
- Enactment No:** RES-11-0064
- [see media](#)
19. [11-0548](#) 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 \$5,519,316; and
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authorize City Manager, or designee, to execute agreements and amendments with necessary WIA training provider vendors. (Citywide)

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

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

Absent: 1 - Johnson

[see media](#)

20. [11-0549](#)

Recommendation to adopt Plans and Specifications No. G-282 for the pipeline relocation work resulting from the I-405 Freeway and Seal Beach Boulevard expansion project; and authorize City Manager to execute a contract with A.M. Ortega Construction Company, in an amount not to exceed \$555,416 plus a 15 percent contingency of \$83,313. (Citywide)

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

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

Absent: 1 - Johnson

21. 11-0550

Recommendation to receive and file the application of Noah David Buffett, dba CA Wine Room, for an original Alcoholic Beverage Control License, at 194 North Marina Drive Suite 101. (District 3)

This ABC License was withdrawn.

[see media](#)

22. [11-0551](#)

Recommendation to authorize City Manager to execute all necessary contract documents with RBF Consulting for professional design engineering services for the Bicycle System Gap Closure and Improved Los Angeles River Bike Path Access project in an estimated amount of \$150,000 plus a 10 percent contingency in the amount of \$15,000, if necessary, and to execute any necessary amendments thereto; and

Increase appropriations in the Gas Tax Street Improvement Fund (SR 181) in the Department of Public Works (PW) in the amount of \$103,000. (Districts 6,7,8,9)

Councilwoman Gabelich spoke.

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, Schipske, Andrews, Gabelich and Neal

Absent: 1 - Johnson

[see media](#)

23. [11-0552](#)

Recommendation to authorize City Manager to execute all necessary agreements with the Long Beach Unified School District (LBUSD), and any required subsequent amendments, to provide "Safe Routes to School" bicycle and pedestrian safety education programs at Long Beach Unified School District elementary and middle schools, and child development center program sites in Long Beach. (Citywide)

Councilwoman Gabelich spoke.

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

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

Absent: 1 - Johnson

ORDINANCES (10:40 PM)

[see media](#)

24. [11-0553](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code Subsections 3.90.020.A, 9.37.090.B, and 9.65.060.D.4 relating to updating section references to Title 18, and Subsection 9.65.140.A relating to allowing delinquent fees to accrue interest where administrative citations have been issued read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

A motion was made by Councilman Andrews, seconded by Councilwoman Schipske, 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: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Gabelich and Neal

Absent: 1 - Johnson

Enactment No: ORD-11-0012

[see media](#)

25. [11-0507](#)

Recommendation to declare ordinance establishing a small, very small and local small business enterprise program for certain City contracts, and making a determination related thereto, read and adopted as read. (Citywide)

A motion was made by Councilmember O'Donnell, seconded by Councilwoman Schipske, to approve recommendation and adopt Ordinance No. ORD-11-0010. The motion carried by the following vote:

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

Absent: 1 - Johnson

Enactment No: ORD-11-0010

[see media](#)

26. [11-0458](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Table 31-1 of Chapter 21.31, Tables 32-1 and 32-1A of Chapter 21.32, Table 33-2 of Chapter 21.33, Table 34-1 of Chapter 21.34, Table 35-1 of Chapter 21.35, and Table 36-1 of Chapter 21.36; by adding Chapter 21.56; and by repealing Sections 21.45.115 and 21.52.210; all relating to Wireless Telecommunications Facilities, read and adopted as read. (Citywide)

A motion was made by Councilwoman Schipske, seconded by Councilman Andrews, to approve recommendation and adopt Ordinance No. ORD-11-0011. The motion carried by the following vote:

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

Enactment No: ORD-11-0011

NEW BUSINESS (10:41 PM)

[see media](#)

27. [11-0526](#)

Recommendation to City Council to concur in recommendation of the State Legislation Committee that City Council discuss and take action on Senate Bill 568 (Lowenthal) regarding polystyrene.

Councilmember O'Donnell spoke.

Councilmember Garcia spoke.

Councilwoman Schipske spoke.

A motion was made by Councilmember O'Donnell, seconded by Councilman Andrews, to approve recommendation to support Senate Bill 568. The motion carried by the following vote:

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

Absent: 1 - DeLong

[see media](#)

28. [11-0527](#)

Recommendation to City Council to concur in recommendation of the State Legislation Committee that City Council discuss and take action on Assembly Bill 610 (Solorio) regarding specialized license plates.

Vice Mayor Lowenthal spoke.

A motion was made by Councilmember O'Donnell, seconded by Councilwoman Gabelich, to approve recommendation to support Assembly Bill 610. The motion carried by the following vote:

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

Absent: 1 - DeLong

[see media](#)

29. [11-0528](#)

Recommendation to City Council to concur in recommendation of the State Legislation Committee that City Council discuss and take action on Senate Bill 702 (Lieu) regarding microchipping of animals.

A motion was made by Councilman Andrews, seconded by Councilmember Johnson, to approve recommendation to support Senate Bill 702. The motion carried by the following vote:

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

Absent: 1 - DeLong

[see media](#)

30. [11-0543](#)

Recommendation to City Council to concur in recommendation of the State Legislation Committee that City Council discuss and take action on Assembly Bills 130 and 131 regarding the California Dream Act.

A motion was made by Councilman Andrews, seconded by Councilmember Garcia, to approve recommendation to support Assembly Bills 130 and 131. The motion carried by the following vote:

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

Absent: 1 - DeLong

31. [11-0581](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, June 3, 2011.

This Agenda Item was received and filed.

- [11-0595](#) e-Comments received for the City Council meeting of Tuesday, June 7, 2011

This Agenda Item was received and filed.

ANNOUNCEMENTS (10:48 PM)

Councilman Andrews made community announcements.

Councilwoman Gabelich made community announcements.

Councilwoman Schipske requested that the meeting be adjourned in memory of Rosemary Murray; and made community announcements.

Councilmember Neal made community announcements.

Councilmember Johnson made community announcements.

ADJOURNMENT (10:55 PM)

At 10:55 PM, Mayor Foster adjourned the meeting in memory of Rosemary Murray.

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