

Dr. Robert Garcia, Vice Mayor, 1st District
Dr. 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, R.N.P./J.D., 5th District
Dee Andrews, 6th District
James Johnson, 7th District
Al Austin, 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.

The Agenda Items were considered in the order presented.

ROLL CALL (5:29 PM)

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

Councilmembers Andrews
Absent:

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Charles Parkin, 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: Councilmember Patrick O'Donnell, Fourth District.

Mayor Foster announced that Councilmember Johnson would be participating via teleconference, and that Councilman Andrews would be absent.

CITY COUNCIL REGULAR MEETING VIA TELECONFERENCE

PUBLIC COMMENT (5:31 PM)

Allison Gallagher spoke regarding California State University, Long Beach issues and events.

[12-0788](#) Shirley Broussard spoke regarding homeless issues; and submitted written comments.

This Agenda Item was received and filed.

Delores Husband spoke regarding her fall on a City sidewalk and proposed cuts in the budget for sidewalk repairs.

Larry Goodhue spoke regarding a variety of issues.

Larry Maehara spoke regarding Berth 55.

Mayor Foster spoke.

Mike Leonard spoke regarding Berth 55 businesses.

Tony Rivera spoke regarding Berth 55.

Jane Kelleher spoke regarding Berth 55.

Vice Mayor Garcia spoke.

Mayor Foster spoke.

Barbara Sinclair spoke regarding Berth 55.

CONSENT CALENDAR (5:52 PM)

Passed The Consent Calendar

A motion was made by Vice Mayor Garcia, seconded by Councilmember Lowenthal, to approve Consent Calendar Items 1 - 10. The motion carried by the following vote:

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

Absent: 1 - Andrews

1. [12-0731](#) Recommendation to adopt minute order to grant an application from Herminia N. Estes for a widow's pension.

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

2. [12-0768](#) Recommendation to authorize City Manager to execute an agreement with the firm of Calantuono & Levin, PC, in the matter entitled John W. McWilliams v. City of Long Beach, Case No. BC361469.

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

3. [12-0732](#) Recommendation to approve the minutes for the City Council meetings held Tuesday, August 14 and 21, 2012, and the City Council Budget meeting held Tuesday, August 21, 2012.

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

4. [12-0733](#) Recommendation to refer to City Attorney damage claims received between August 13, 2012 and August 27, 2012.

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

5. [12-0734](#) Recommendation to approve the destruction of records for Long Beach Police Department, Internal Affairs Division, as shown in Exhibit A; and adopt resolution.

A motion was made to approve recommendation and adopt Resolution No. RES-12-0080 on the Consent Calendar.

Enactment No: RES-12-0080

6. [12-0735](#) Recommendation to approve the destruction of records for the Legislative Department as shown in Exhibit A; and adopt resolution.

A motion was made to approve recommendation and adopt Resolution No. RES-12-0081 on the Consent Calendar.

Enactment No: RES-12-0081

7. [12-0736](#) Recommendation to refer to Hearing Officer the business license revocation appeal by Suwarno Togi, Yujuan He and Huilin Tang, dba Rosemary Day Spa, located at 340-1/2 4th Street, and dba Golden Dragon Spa, located at 924 Pacific Avenue. (District 1)

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

8. [12-0737](#) Recommendation to authorize City Manager to execute a License Agreement between the City of Long Beach and Southern California Edison for use of certain telephone/power poles located on City property for a ten-year term unless either party, at any time, elects to terminate the Agreement with a 60 day written notice to the other party. (District 1)
- A motion was made to approve recommendation on the Consent Calendar.**
9. [12-0738](#) Recommendation to authorize City Manager to accept a non-monetary donation of planning, labor, and materials for the improvement and ongoing maintenance of a vacant parcel in Orizaba Park; and to execute a right-of-entry permit and any related documents with the East Anaheim Street Business Alliance for the development and maintenance of the parcel, as recommended by the Parks and Recreation Commission, for a term of five years, with one five-year renewal option at the discretion of the City Manager or his designee. (District 4)
- A motion was made to approve recommendation on the Consent Calendar.**
10. [12-0740](#) Recommendation to receive and file minutes for:
Civil Service Commission - August 1, 2012.
Planning Commission - August 2, 2012.
- A motion was made to approve recommendation on the Consent Calendar.**

REGULAR AGENDA (5:53 PM)

[see media](#)

11. [12-0769](#) Recommendation to respectfully request to receive and file a report from the City Manager on the status of Long Beach's application for the Smarter Cities Challenge 2013.
- Councilmember Lowenthal spoke.
- Mayor Foster spoke.
- A motion was made by Councilmember Lowenthal, seconded by Councilmember DeLong, to approve recommendation. The motion carried by the following vote:**
- Yes:** 7 - Garcia, Lowenthal, DeLong, O'Donnell, Johnson, Austin and Neal

Absent: 2 - Schipske and Andrews

[see media](#)

12. [12-0741](#) Recommendation to adopt Specifications No. PA-02412 and award a contract to Aardvark, of La Verne, CA (not an MBE, WBE, SBE or Local), for furnishing and delivering less lethal munitions, for an initial amount not to exceed \$200,000, for a period of one year, with the option to renew for two additional one-year periods for \$50,000 per year, at the discretion of the City Manager. (Citywide)

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

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

Absent: 2 - Schipske and Andrews

[see media](#)

13. [12-0742](#) Recommendation to amend Contract No. 31757 with Friction Materials Company, Contract No. 31758 with Battery Systems, Inc., Contract No. 31760 with Napa Auto Parts, and Contract No. 31761 with C & C Automotive Distributors, all Long Beach-based businesses (not MBEs, WBEs or SBEs), and Contract No. 31759 with The Truck Lighthouse, of Santa Fe Springs, CA (not an MBE, WBE, SBE or Local), for the purchase of automotive parts, supplies and batteries, extending the terms for the second renewal option for a period of one year, and increasing the contract amount by \$840,000, bringing the combined total contract amount not to exceed \$2,520,000, inclusive of tax. (Citywide)

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

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

Absent: 2 - Schipske and Andrews

[see media](#)

14. [12-0646](#) Recommendation to adopt Specifications No. PA-03512 and award a contract to McCain, Inc., of Vista, CA (not an MBE, WBE, SBE or Local), to furnish and deliver traffic signal equipment, in an annual amount not to exceed \$350,000, for a period of one year, with the option to renew for two additional one-year periods, at the discretion of the City Manager.

(Citywide)

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

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

Absent: 2 - Schipske and Andrews

[see media](#)

15. [12-0743](#)

Recommendation to authorize City Manager to execute the Fourth Amendment to Contract No. 31687 with Bellingham Marine Industries, Inc., for an additional \$8,013,618, plus a \$350,000 contingency, for a total of \$8,363,618 for Phase 2B of the Alamitos Bay Marina rebuild project, for a revised contract amount not to exceed \$30,767,615; execute all documents necessary to proceed with this phase of the reconstruction of Basin 1 in the Alamitos Bay Marina; and increase appropriations by \$4,682,000 in the Marina Fund (TF 403) in the Department of Parks, Recreation and Marine (PR). (District 3)

Larry Goodhue spoke.

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

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

Absent: 2 - Schipske and Andrews

[see media](#)

16. [12-0744](#)

Recommendation to authorize City Manager to request reimbursement from the State of California, Department of Boating and Waterways, for the design and engineering of Basins 2 and 3 in the Alamitos Bay Marina. (District 3)

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

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

Absent: 2 - Schipske and Andrews

[see media](#)

17. [12-0746](#) Recommendation to adopt resolution approving the Annual Assessment Report for October 1, 2012 to September 30, 2013, for the Long Beach Tourism Business Improvement Area, declaring its intention to levy the annual assessment and setting the date of hearing for Tuesday, October 2, 2012 at 5:00 p.m. (Districts 1,2,4,5)

A motion was made by Vice Mayor Garcia, seconded by Councilmember Neal, to approve recommendation and adopt Resolution No. RES-12-0082. The motion carried by the following vote:

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

Absent: 1 - Andrews

Enactment No: RES-12-0082

[see media](#)

18. [12-0745](#) Recommendation to adopt resolution approving the Annual Assessment Report for October 1, 2012 to September 30, 2013, for the Bixby Knolls Parking and Business Improvement Area, declaring its intention to levy the annual assessment and setting the date of hearing for Tuesday, October 2, 2012 at 5:00 p.m. (Districts 7,8)

A motion was made by Councilman Austin, seconded by Councilmember Neal, to approve recommendation and adopt Resolution No. RES-12-0083. The motion carried by the following vote:

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

Absent: 1 - Andrews

Enactment No: RES-12-0083

[see media](#)

19. [12-0747](#) Recommendation to authorize City Manager to accept grant funds from California Department of Transportation (Caltrans) for the Safe Routes to School program in the amount of \$500,000, execute a grant agreement and any amendments thereto, and implement the grant by executing an agreement with Safe Moves in an amount not to exceed \$475,000, for a one year period, with two one-year options to extend at the discretion of the City Manager; and increase appropriations in the General Grants Fund (SR 120) in the Department of Public Works (PW) by \$500,000.

(Citywide)

A motion was made by Councilmember Lowenthal, seconded by Vice Mayor Garcia, 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](#)

20. [12-0748](#)

Recommendation to authorize City Manager to execute an amendment to Agreement No. 23214 with Tiburon, Inc., to upgrade the current Police and Fire Computer-Aided Dispatch and Record Management Systems (CAD/RMS) for an amount not to exceed \$1,316,868. (Citywide)

A motion was made by Councilmember DeLong, 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

ORDINANCE (6:05 PM)

[see media](#)

21. [12-0713](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by adding District "AB" to Section 10.32.110 creating a new Preferential Parking District, read and adopted as read. (District 3)

A motion was made by Councilmember DeLong, seconded by Vice Mayor Garcia, to approve recommendation and adopt Ordinance No. ORD-12-0012. 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-12-0012

BUDGET HEARING (6:05 PM)

[see media](#)

22. [12-0749](#) Recommendation to receive supporting documentation into the record, conclude the public hearing and take the actions necessary to adopt the Fiscal Year 2013 budget as listed in Attachment A. (Citywide)
- A motion was made by Councilmember DeLong, 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](#)
22. [12-0750](#) Recommendation to adopt resolution approving the FY 13 budget for the Long Beach Harbor Department as adopted by the Board of Harbor Commissioners on June 4, 2012. (A-1)
- 1
- A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, that the item be laid over one week to the meeting of Tuesday, September 11, 2012. The motion carried by the following vote:**
- Yes:** 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Johnson, Austin and Neal
- Absent:** 1 - Andrews
- Enactment No:** RES-12-0089
- [see media](#)
22. [12-0751](#) Recommendation to declare an emergency to exist. (A-2)
- 2
- A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation to declare an emergency to exist. The motion carried by the following vote:**
- Yes:** 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Johnson, Austin and Neal
- Absent:** 1 - Andrews
- [see media](#)
22. [12-0752](#) Recommendation to declare ordinance approving Resolution No. WD-1299 establishing the rates and charges for water and sewer service to all customers, as adopted by the Board of Water Commissioners on June 21, 2012, as an Emergency Ordinance, read, and adopted as read
- 3

and laid over to the next regular meeting of the City Council for final reading. (A-3)

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to declare Emergency Ordinance No. ORD-12-0013 read and adopted as read 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, Johnson, Austin and Neal

Absent: 1 - Andrews

Enactment No: ORD-12-0013

[see media](#)

22. [12-0753](#)
4

Recommendation to adopt resolution approving the FY 13 budget of the Long Beach Water Department as adopted by the Board of Water Commissioners on June 21, 2012. (A-4)

Councilman Austin spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-12-0084. The motion carried by the following vote:

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

No: 1 - Austin

Absent: 1 - Andrews

Enactment No: RES-12-0084

[see media](#)

22. [12-0754](#)
5

Recommendation to adopt resolution amending the Master Fee and Charges Schedule for specified City services for citywide fees and charges for the City of Long Beach. (A-5)

Councilman Austin spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-12-0085. The motion carried by the following vote:

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

Absent: 1 - Andrews

Enactment No: RES-12-0085

[see media](#)

22. [12-0755](#)
6

Recommendation to approve the FY 13 One-Year Capital Improvement Program. (A-6)

Vice Mayor Garcia spoke.

A motion was made by Councilmember DeLong, 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](#)

22. [12-0756](#)
7

Recommendation to adopt a motion approving the FY 13 budget for the Long Beach Housing Development Company in the amount of \$2,678,780. (A-7)

A motion was made by Councilmember DeLong, 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](#)

22. [12-0757](#)
8

Recommendation to adopt a motion approving the estimated transfer of \$16,825,000 from the Harbor Revenue Fund to the Tidelands Operating Fund. (A-8)

A motion was made by Councilmember DeLong, 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](#)

22. [12-0758](#)
9

Recommendation to declare ordinance adopting an amendment to Ordinance No. C-6496, adopted July 5, 1988, as amended on January 24, 1989, July 11, 1989, December 5, 1989, March 20, 1990, July 3, 1990, September 18, 1990, July 2, 1991, July 7, 1992, January 26, 1993, August 24, 1993, June 28, 1994, July 18, 1995, November 28, 1995, October 1, 1996, March 25, 1997, October 7, 1997, October 27, 1998, April 20, 1999, October 19, 1999, October 17, 2000, October 30, 2001, March 19, 2002, November 26, 2002, January 6, 2004, February 8, 2005, November 1, 2005, December 5, 2006, March 20, 2007, May 22, 2007, December 18, 2007, July 15, 2008, September 21, 2010, and September 13, 2011, relating to the Departmental Organization of the City of Long Beach, read and adopted as read. (A-9)

Councilman Austin spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, 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, Johnson, Austin and Neal

Absent: 1 - Andrews

Enactment No: ORD-12-0015

[see media](#)

22. [12-0759](#)
10

Recommendation to adopt the amended Salary Resolution for FY 13. (A-10)

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-12-0086. The motion carried by the following vote:

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

Absent: 1 - Andrews

Enactment No: RES-12-0086

[see media](#)

22. [12-0760](#)
11

Recommendation to adopt resolution adopting an appropriations limit (Gann) for FY 13 pursuant to Article XIII (B) of the California Constitution. (A-11)

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-12-0087. The motion carried by the following vote:

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

Absent: 1 - Andrews

Enactment No: RES-12-0087

[see media](#)

22. [12-0761](#)
12

Recommendation to adopt the Mayor's proposed funding recommendations, as amended, to the FY 13 Proposed Budget. (A-12)

A motion was made by Councilmember DeLong, 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

Mayor Foster declared a 10 minutes recess at 6:14 PM.

Mayor Foster called the meeting back to order at 6:43 PM.

[see media](#)

22. [12-0762](#)
13

Recommendation to adopt the Budget Oversight Committee's proposed funding recommendations, as amended, to the FY 13 Proposed Budget. (A-13)

Distributed at, or prior to, the meeting: Correspondence from Grant

Neighborhood Association submitted by Leo Gomez, and correspondence from Diana Lejins.

Councilmember DeLong discussed the Budget Oversight Committee recommendations; and distributed a listing of the recommendations.

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

Mayor Foster spoke.

Pamela Seager, Rancho Los Alamitos, spoke regarding deferred maintenance.

Mayor Foster spoke.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Councilmember O'Donnell spoke.

Councilman Austin spoke.

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

Councilmember O'Donnell spoke.

Councilmember Lowenthal spoke.

Councilmember Johnson spoke.

Barbara Sinclair spoke.

Natalie Peterson spoke.

Councilmember DeLong spoke.

Linda Ivers spoke.

J. D. Connick spoke.

Ann Cantrell spoke.

Janet Schabow, ILWU representative, spoke.

Melinda Cotton spoke.

Rex Pritchard, President of Long Beach Firefighter's Association, spoke.

Jim Foster, Vice President of Long Beach Police Officers' Association, spoke.

Mary Parcel, El Dorado Audubon, spoke.

Leo Gomez spoke.

Freda Otto spoke.

Eileen Ryan spoke.

A second substitute motion was made by Councilmember Johnson, seconded by Councilmember DeLong, to approve recommendation with the following alterations: 1) move \$225,000 from the Mayor's economic development fund to cover Police overtime; and 2) move \$25,000 from the Rancho Los Alamitos improvement funds to cover Police overtime. The motion failed by the following vote:

Yes: 3 - Lowenthal, DeLong and Johnson

No: 5 - Garcia, O'Donnell, Schipske, Austin and Neal

Absent: 1 - Andrews

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

A second substitute motion was made by Councilmember Neal, seconded by Councilman Austin, that the item be laid over one week to the meeting of Tuesday, September 11, 2012. The motion failed by the following vote:

Yes: 3 - Schipske, Austin and Neal

No: 5 - Garcia, Lowenthal, DeLong, O'Donnell and Johnson

Absent: 1 - Andrews

Councilman Austin spoke.

Councilmember DeLong spoke.

Councilmember Lowenthal spoke.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Vice Mayor Garcia spoke.

Councilmember DeLong spoke.

Mayor Foster spoke.

A substitute motion was made by Councilmember O'Donnell, seconded by Councilman Austin, to approve recommendation, with the following alterations: 1) combine the slurry seal program and the residential street repaving into one fund; and 2) decrease the combined fund by \$775,000 and use that for Police overtime and/or to restore gang unit officers and/or restore additional PSS personnel, at the discretion of the Police Chief; and take \$225,000 from Mayor's economic development fund for same Police Department uses, for a total of \$1 million. The motion carried by the following vote:

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

Absent: 1 - Andrews

[see media](#)

22. [12-0763](#)
14

Recommendation to adopt a motion amending the proposed FY 13 budget. (A-14)

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

Yes: 6 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske and Johnson

No: 2 - Austin and Neal

Absent: 1 - Andrews

Mayor Foster declared a 20 minute recess at 8:17 PM.

Mayor Foster reconvened the meeting at 8:46 PM.

[see media](#)

22. [12-0764](#) Recommendation to declare an emergency to exist. (A-15)
15

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

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

Absent: 2 - Schipske and Andrews

[see media](#)

22. [12-0765](#) Recommendation to declare the Appropriations Ordinance for FY 13, creating and establishing the funds of the Municipal Government and appropriating money to and authorizing expenditures from said funds and for said fiscal year as an Emergency Ordinance, read, and adopted as read and laid over to the next regular meeting of the City Council for final reading. (A-16)
16

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to declare Emergency Ordinance No. ORD-12-0014 read and adopted as read and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:

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

Absent: 2 - Schipske and Andrews

Enactment No: ORD-12-0014

NEW BUSINESS (8:57 PM)

23. Affidavit of Service for the Special Meeting held Tuesday, September 4, 2012.

24. [12-0784](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, August 31, 2012.

This Agenda Item was received and filed.

25. [12-0787](#) eComments received for the City Council meeting of Tuesday, September 4, 2012.

This Agenda Item was received and filed.

ANNOUNCEMENTS (8:57 PM)

Councilmember Lowenthal made community announcements.

Mayor Foster spoke a word of thanks to the staff, the Budget Oversight Committee, and the City Council for completing this year's budget.

Councilman Austin made community announcements.

Vice Mayor Garcia made community announcements.

Councilmember Neal made community announcements.

ADJOURNMENT (9:04 PM)

At 9:04 PM, Mayor Foster adjourned the meeting.

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