

**CITY OF LONG BEACH
CITY COUNCIL MINUTES**

**TUESDAY, MARCH 21, 2017
333 W. OCEAN BOULEVARD
COUNCIL CHAMBER, 5:00 PM**

Lena Gonzalez, 1st District
Jeannine Pearce, 2nd District
Suzie A. Price, 3rd District
Daryl Supernaw, 4th District



Stacy Mungo, 5th District
Dee Andrews, 6th District
Roberto Uranga, 7th District
Al Austin, 8th District
Rex Richardson, Vice Mayor, 9th District

Patrick H. West, City Manager
Poonam Davis, City Clerk

Dr. Robert Garcia, Mayor

Charles Parkin, 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, except for Agenda Item No. 30 which was considered prior to Agenda Item No. 21.

ROLL CALL (5:05 PM)

Councilmembers Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and
Present: Richardson

Councilmembers Gonzalez
Absent:

Also present: Patrick West, City Manager; Tom Modica, Assistant City Manager; Charles Parkin, City Attorney; Michael Mais, Assistant City Attorney; Monique DeLaGarza, Administrative Officer; Pablo Rubio, City Clerk Analyst.

Vice Mayor Richardson presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Roberto Uranga, Councilmember, Seventh District.

Vice Mayor Richardson announced that Mayor Garcia and Councilwoman Gonzalez would be absent.

Britney, spcaLA, presented a canine.

Presentation for Persian New Year.

Councilwoman Price spoke.

Sunny Zia spoke.

Nina Moussavi spoke.

Hussein Alfuzosin spoke.

Minoo Maasomi spoke.

Councilwoman Price spoke.

Minoo Maasomi spoke.

Seyed Jalali spoke.

Councilwoman Price spoke.

Elahe Amani spoke.

Councilwoman Price spoke.

Vice Mayor Richardson spoke.

Councilman Andrews spoke.

Presentation for American Red Cross Awareness month.

Braden Phillips spoke.

Vice Mayor Richardson spoke.

HEARING (5:34 PM)

1. [17-0189](#) Recommendation to receive supporting documentation into the

record, conclude the public hearing, and accept Categorical Exemption No. CE-16-340; and

Declare ordinance amending Table 31-2A, Residential Development Standards, and Section 21.31.255 of Title 21 of the Long Beach Municipal Code, relating to development and design standards applicable to properties in the R-1-L zoning district read the first time and laid over to the next regular meeting of the City Council for final reading. (District 8)

Tom Modica, Assistant City Manager, spoke.

Linda Tatum, Planning Bureau Manager, spoke; and provided a PowerPoint presentation.

Karen Miller spoke.

Renee Hunt spoke.

Polly Thomas spoke.

Jeanne Williams spoke.

Barbara Shoag spoke.

Stacy McDaniel spoke.

Richard Ivy spoke.

Kevin Case spoke.

Larry Tidball spoke.

Jim McDaniel spoke.

Councilman Austin spoke.

Councilmember Uranga spoke.

Councilwoman Mungo spoke.

Councilman Austin spoke.

Vice Mayor Richardson spoke.

Councilman Andrews spoke.

A motion was made by Councilman Austin, seconded by Councilmember Uranga, to declare ordinance, except the side setback and floor area ratio, 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 - Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

PUBLIC COMMENT (6:28 PM)

Dennis Dunn spoke regarding DMV improvements.

Dede Yancey spoke regarding Miko's Sports Lounge.

[17-0223](#) Larry Goodhue spoke regarding various issues; and submitted a handout.

This Handout was received and filed.

CONSENT CALENDAR (6:38 PM)

Passed the Consent Calendar.

A motion was made by Councilmember Uranga, seconded by Councilmember Pearce, to approve Consent Calendar Items 2 - 19, 28, except for Item 10. The motion carried by the following vote:

Yes: 8 - Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

2. [17-0190](#) Recommendation to authorize City Manager to execute a Third Amendment to Agreement No. 31811 with the firm of Brutzkus, Gubner, Rozanksy, Seror & Weber, pertaining to matters involving Lehman Brothers Holdings Bankruptcy.

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

3. [17-0191](#) Recommendation to receive and file the Independent Accountants' Report on Agreed-Upon Procedures Applied to the Appropriations Limit Worksheet of the City of Long Beach, California for the year ended September 30, 2016.

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

4. [17-0192](#) Recommendation to approve the minutes for the City Council meeting of Tuesday, March 7, 2017.

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

5. [17-0193](#) Recommendation to refer to City Attorney damage claims received between March 6, 2017 and March 13, 2017.

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

6. [17-0194](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents, including any amendments, to receive and expend grant funding from Downtown Long Beach Associates in the amount of \$18,000 for a period ending December 31, 2017; and increase appropriation in the General Grants Fund (SR 120) in the City Prosecutor Department (CP) by \$18,000. (Citywide)

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

7. [17-0195](#) Recommendation to authorize City Manager, or designee, to execute all documents necessary for the First Amendment to Lease No. 29580 with The Children's Clinic, "Serving Children and Their Families," a California nonprofit public benefit corporation, for the continued use of City-owned property at the West Facilities Center at 2125 Santa Fe Avenue. (District 7)

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

8. [17-0196](#) Recommendation to adopt resolution authorizing City Manager, or designee, to execute a contract with Lowe's Home Centers, LLC, of Mooresville, NC, for furnishing and delivering hardware, building and related products, on the same terms and conditions afforded to Region 4 Education Service Center, of Texas, through The Cooperative Purchasing Network, in an annual amount of \$70,000, with the option to add expenditures up to 10 percent (or \$7,000), for a total annual amount not to exceed \$77,000, 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 to approve recommendation and adopt Resolution No. RES-17-0027 on the Consent Calendar.

Enactment No: RES-17-0027

9. [17-0197](#) Recommendation to adopt resolution authorizing City Manager, or designee, to execute a contract with McNeilus Financial, Inc., dba McNeilus Truck and Manufacturing Company, of Colton, CA, for the purchase of McNeilus refuse collection truck repair parts, in an annual amount not to exceed \$250,000, for a period of two years, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-17-0028 on the Consent Calendar.

Enactment No: RES-17-0028

10. [17-0198](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, with the March of Dimes California Chapter, to continue the Destined for Greatness Program and accept grant funding in an amount not to exceed \$26,492, for the period of March 1, 2017 through February 28, 2018. (Citywide)

Councilwoman Mungo spoke.

Tom Modica, Assistant City Manager, spoke.

A motion was made by Councilwoman Mungo, seconded by Vice Mayor Richardson, to approve recommendation, as amended, to modify the term of the agreement to March 1, 2017 through December 31, 2017. The motion carried by the following vote:

Yes: 7 - Pearce, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Price

11. [17-0199](#) Recommendation to authorize City Manager, or designee, to execute a new Schedule I, Transaction-Based Storage Service Agreement, as part of the long-term Master Services Contract between the City of Long Beach and the Southern California Gas Company for natural gas storage capacity rights. (Citywide)

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

12. [17-0200](#) Recommendation to authorize City Manager, or designee, to execute the 2017 Long Beach Tidelands Dry Gas Agreement with the California State Lands Commission for the wholesale market value of the Tidelands dry gas. (Citywide)

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

13. [17-0201](#) Recommendation to approve and adopt the Long Beach Unit Annual Plan (July 1, 2017 - June 30, 2018) and the Program Plan (July 1, 2017 - June 30, 2022). (Citywide)

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

14. [17-0202](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, with the Los Angeles Dodgers Foundation, 2017 Dodgers Reviving Baseball In Inner Cities Program, for park field maintenance and umpire fees, along with in-kind contributions, for youth baseball and softball for the summer 2017 season; accept grant funding in an amount not to exceed \$2,975; and

Increase appropriations in the General Fund (GF) in the Parks, Recreation and Marine Department (PR) by \$2,975, offset by grant revenue. (Citywide)

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

15. [17-0203](#) Recommendation to receive and file the application of Shefa JSB, Incorporated, dba Burgerim, for an original application of an Alcoholic Beverage Control License, at 295 East 3rd Street. (District 1)

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

16. [17-0204](#) Recommendation to receive and file the application of Sandoval, Lionso, dba Aguas Way, for an original application of an Alcoholic Beverage Control License, at 5248 Long Beach Boulevard. (District 8)

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

17. [17-0205](#) Recommendation to authorize the City Manager to accept an easement deed from C.F.Y., LLC, a California limited liability company, the owner of the property located at 2533 Lakewood Boulevard, for the installation of public utilities; and

Accept Categorical Exemption No. CE-15-105. (District 5)

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

18. [17-0206](#) Recommendation to adopt Plans and Specifications No. ITB CM17-035 and award contract to The Public Restroom Company, of Minden, NV, for the furnishing and delivery of a prefabricated restroom building at Marina Vista Park, in the amount of \$327,505, and authorize a 10 percent contingency in the amount of \$32,751, for a total contract amount not to exceed \$360,256; and, authorize City Manager, or designee, to execute all documents necessary to enter into a contract, including any necessary amendments. (District 3)

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

19. [17-0207](#) Recommendation to receive and file minutes for:
Planning Commission - February 16, 2017.

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

28. [17-0218](#) Recommendation to approve the use of the Sixth Council District's one-time infrastructure funds transferred from the Capital Projects Fund (CP) in the Public Works Department (PW) into the Legislative Department (LD) operating budget in the amount of \$15,000 to support the hiring of a new, temporary Legislative Department, part-time staff member who would provide additional outreach to Sixth District residents regarding the proposed Land Use Element; and

Increase appropriation in the General Fund (GF) in the Legislative

Department (LD) by \$15,000.

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

UNFINISHED BUSINESS (6:41 PM)

29. [17-0155](#) WITHDRAWN
~~Recommendation to authorize City Manager, or designee, to execute an amendment to Contract No. 32983 with Central Parking System, Inc., of Los Angeles, CA, for providing parking operations and management services, to increase the contract amount by \$450,000, for the period ending March 31, 2017. (Citywide)~~

This Contract was withdrawn.

REGULAR AGENDA (6:41 PM)

20. [17-0212](#) Recommendation to receive and approve a Board appointment to a Non-Charter Commission.

Vice Mayor Richardson spoke.

Carolyn Anderson spoke.

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

Yes: 7 - Pearce, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Price

21. [17-0213](#) Recommendation to request City Manager to work with City Attorney to review the regulation of short term rentals in other municipalities and report back to the City Council with a review of next steps required to create an ordinance, along with zoning code

changes, and a timeline for these next steps in 30-60 days.

The findings in the report would explore options for an ordinance that would include, but are not limited to:

- Estimated total number of STR's and Transient Occupancy Tax revenue potential.
- The requirements set forth in LBMC 21.51.270, including the requirement that the owner must live in the unit, and explore other types of residencies such as back yard homes.
- The entire unit/home may be rented for a total of 90 nonconsecutive days per year.
- A cost-recovery fee structure for an annual inspection of the rental unit and the administration of the regulation program.
- Transient Occupancy Tax collection on all room rentals under 30 days.
- Report on how cities have allocated tax revenue from short-term residential rentals to address the housing crisis.

Councilmember Pearce spoke.

Vice Mayor Richardson spoke.

Councilwoman Price spoke.

Councilwoman Mungo spoke.

Councilmember Supernaw spoke.

Dr. Jason Kantor spoke.

Steven Stein spoke.

Rene Castro spoke.

Paul Barry spoke.

Jorge Rivera spoke.

Hollis Stewart spoke.

Evangelina Ramirez spoke.

Brent Dooley spoke.

Alex Montances spoke.

Suzanne Brown spoke.

Naida Tushnet spoke.

Josh Butler spoke.

Silvia Contreras spoke.

Donald Segura spoke.

Jeremy Harris spoke.

Councilmember Pearce spoke.

Councilwoman Mungo spoke.

A motion was made by Councilmember Pearce, seconded by Vice Mayor Richardson, to approve recommendation, as amended, for the report to include: an assessment of what maintaining a ban on short term rentals (STRs) would do, and what is needed to effectively enforce a ban; the possibility of shutting off utilities as a punitive sanction; what policies other cities have passed to regulate STRs; enforce violations on both guests and hosts; possible host screening process; cap or limit the number of rentals or days of STRs either by neighborhood or council district; assess price ranges of STRs and lengths of rentals; and include an assessment on calls for service on existing STRs. The motion carried by the following vote:

Yes: 8 - Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

22. [17-0214](#) Recommendation to increase appropriations in the General Fund (GF) in the Legislative Department (LD) by \$40,000, offset by the Ninth Council District FY 16 office budget surplus and FY 17 one-time infrastructure funds to be used for community meetings, events and outreach efforts and to support community improvement and beautification projects in the Ninth District.

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

Yes: 5 - Price, Supernaw, Mungo, Uranga and Richardson

Absent: 4 - Gonzalez, Pearce, Andrews and Austin

23. [17-0215](#) Recommendation to increase appropriations in the General Fund (GF) in the Legislative Department (LD) by \$30,423, offset by the Fifth Council District FY 16 office budget surplus to be used for community and neighborhood events, meetings and public outreach efforts.

A motion was made by Councilwoman Mungo, seconded by Vice Mayor Richardson, to approve recommendation. The motion carried by the following vote:

Yes: 6 - Pearce, Price, Supernaw, Mungo, Uranga and Richardson

Absent: 3 - Gonzalez, Andrews and Austin

24. [17-0208](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, with the State of California Department of Public Health, to continue the Childhood Lead Poisoning Prevention Program and accept grant funding in an amount not to exceed \$1,154,494, for the period July 1, 2017 through June 30, 2020. (Citywide)

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

Yes: 6 - Pearce, Price, Supernaw, Mungo, Uranga and Richardson

Absent: 3 - Gonzalez, Andrews and Austin

25. [17-0209](#)

Recommendation to authorize City Manager to create and implement a Partnerships to Enhance Parks, Programs and Services Program for the Parks, Recreation and Marine Department. (Citywide)

Patrick West, City Manager, spoke.

Marie Knight, Director of Parks, Recreation and Marine, spoke; and provided a PowerPoint presentation.

Councilwoman Mungo spoke.

Vice Mayor Richardson spoke.

Councilman Austin spoke.

Councilwoman Price spoke.

Councilmember Pearce spoke.

Councilmember Uranga spoke.

Councilwoman Mungo spoke.

Councilmember Pearce spoke.

Councilwoman Price spoke.

Vice Mayor Richardson spoke.

Karen Reside spoke.

Griselda Suarez spoke.

Mary Matthiensen spoke.

Larry Goodhue spoke.

A motion was made by Councilwoman Mungo, seconded by Vice Mayor Richardson, to approve recommendation, as amended, to add any existing labor agreements to the Guiding Principles.

The motion carried by the following vote:

Yes: 7 - Pearce, Price, Supernaw, Mungo, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Andrews

26. [17-0210](#)

Recommendation to adopt Specifications No. R-7084 and award a contract to All American Asphalt, of Corona, CA, for street improvements, in an annual amount not to exceed \$40,000,000, for a period of one year, with the option to renew for two additional one-year periods, at the discretion of the City Manager; and, authorize City Manager, or designee, to execute all documents necessary to enter into a contract, including any necessary amendments. (Citywide)

Patrick West, City Manager, spoke.

Councilmember Uranga spoke.

A motion was made by Councilmember Uranga, seconded by Councilwoman Price, to approve recommendation. The motion carried by the following vote:

Yes: 7 - Pearce, Price, Supernaw, Mungo, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Andrews

27. [17-0211](#)

Recommendation to adopt Specifications No. R-7074 and award contracts to Bitech Construction, Inc., of Buena Park, CA; Exbon Development, Inc., of Garden Grove, CA; Good-Men Roofing Construction, Inc., of San Diego, CA; Harry Joh Construction, Inc., of Paramount, CA; MTM Construction, Inc., of Industry, CA; Thomasville Construction, Inc., of Fullerton, CA; Vincor Construction, Inc., of Brea, CA; and World Wide Construction, Inc., of San Pedro, CA, for both anticipated and unanticipated

construction of various City infrastructure repairs and improvements, to be performed under the method of Job Order Contracting, each in an annual amount not to exceed \$2,000,000, for a period of one year, with the option to renew for two additional one-year periods, at the discretion of the City Manager; and, authorize City Manager, or designee, to execute all documents necessary to enter into contracts, including any necessary amendments. (Citywide)

A motion was made by Councilwoman Price, seconded by Vice Mayor Richardson, to approve recommendation. The motion carried by the following vote:

Yes: 7 - Pearce, Price, Supernaw, Mungo, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Andrews

NEW BUSINESS (8:59 PM)

28. Agenda Item No. 28 as listed under Consent Calendar.

29. Agenda Item No. 29 as listed under Unfinished Business.

30. [17-0219](#) Recommendation to approve the use of the Sixth Council District's one-time infrastructure funds transferred from the Capital Projects Fund (CP) in the Public Works Department (PW) into the Legislative Department (LD) operating budget in the amount of \$150,000 to support a partnership being entered into with Killing Fields Memorial Center, Inc., in order to develop the Killing Fields Memorial located at 1501 East Anaheim Street; and

Increase appropriation in the General Fund (GF) in the Legislative Department (LD) by \$150,000.

Councilman Andrews spoke.

Councilmember Pearce spoke.

Councilman Austin spoke.

Councilman Andrews spoke.

Terrie Ung spoke.

Unidentified man spoke.

Ernest McBride Jr. spoke.

Dennis Dunn spoke.

William Shibley spoke.

Larry Goodhue spoke.

Michael Ferrara spoke.

Bo Ouch spoke.

Councilmember Pearce spoke.

Councilmember Uranga spoke.

Councilwoman Price spoke.

Councilmember Supernaw spoke.

Councilman Andrews spoke.

Vice Mayor Richardson spoke.

A motion was made by Councilman Andrews, seconded by Councilmember Pearce, to approve the use of the Sixth Council District's one-time infrastructure funds transferred from the Capital Projects Fund (CP) in the Public Works Department (PW) into the Economic and Property Development operating budget in the amount of \$150,000 to support a partnership being entered into with Killing Fields Memorial Center, Inc., in order to develop the Killing Fields Memorial located at 1501 East Anaheim Street; Authorize City Manager to execute all necessary documents with Killing Fields Memorial Center, Inc., a nonprofit organization, in order to develop the Killing Fields Memorial location at 1501 East Anaheim Street; and increase appropriation in the General Fund (GF) in the Economic and Property Development budget by \$150,000. The motion carried by the following vote:

Yes: 8 - Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

31. [17-0220](#) Recommendation to request a resolution in support of Long Beach joining cities across the country in proclaiming March 21, 2017 Cities Immigration Day of Action.

Councilwoman Pearce spoke.

Councilmember Uranga spoke.

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

Yes: 6 - Pearce, Price, Supernaw, Uranga, Austin and Richardson

Absent: 3 - Gonzalez, Mungo and Andrews

32. [17-0014](#) Recommendation to respectfully request City Council approval of the 2017 State Legislative Agenda as recommended by the State Legislation Committee.

A motion was made by Councilman Austin, seconded by Councilmember Uranga, that the item be laid over to the City Council meeting of Tuesday, April 4, 2017. The motion carried by the following vote:

Yes: 6 - Pearce, Price, Supernaw, Uranga, Austin and Richardson

Absent: 3 - Gonzalez, Mungo and Andrews

33. [17-0221](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, March 17, 2017.

This Agenda Item was received and filed.

34. [17-0222](#) eComments received for the City Council meeting of Tuesday, March 21, 2017.

This Agenda Item was received and filed.

PUBLIC COMMENT (9:03 PM)

Bill Albus spoke regarding Miko's Sports Lounge.

David Ramos spoke regarding Miko's Sports Lounge.

Dede Yancey spoke regarding Miko's Sports Lounge.

Pat Doug spoke regarding stop signs.

ANNOUNCEMENTS (9:13 PM)

Vice Mayor Richardson made community announcements.

Councilmember Uranga made community announcements.

Councilman Austin made community announcements.

Councilwoman Price made community announcements.

Councilmember Supernaw made community announcements.

Councilmember Pearce made community announcements.

ADJOURNMENT (9:20 PM)

At 9:20 PM, Vice Mayor Richardson adjourned the meeting.

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NOTE:

If written language translation of the City Council agenda and minutes for non-English speaking persons is desired, please make your request by phone to the Office of the City Clerk at (562) 570-6101, 72 business hours prior to the City Council meeting.

Kung humihiling ng nakasulat na pagsasalin ng wika ng agenda at minutes ng Konseho ng Lungsod para sa mga taong hindi nagsasalita ng Ingles, mangyaring humiling sa pamamagitan ng telepono sa Opisina ng Clerk ng Lungsod sa (562) 570-6101, 72 oras bago isagawa ang pulong ng Konseho ng Lungsod.

Si desea obtener la traducción escrita en otro idioma de la agenda y las actas del ayuntamiento de la ciudad para las personas que no hablan inglés, haga su solicitud por teléfono a la oficina del secretario municipal al (562) 570-6101, 72 horas hábiles antes de la reunión del ayuntamiento de la ciudad.

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