

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

Charles Parkin, City Attorney

Patrick H. West, City Manager
Monique De La Garza, City Clerk

Dr. Robert Garcia, Mayor

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. 16 which was considered after Consent Calendar; and Agenda Item No. 10 which was considered prior to Agenda Item No. 9.

ROLL CALL (5:00 PM)

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

Also present: Patrick West, City Manager; Tom Modica, Assistant City Manager; Charles Parkin, City Attorney; Monique De La Garza, City Clerk; Pablo Rubio, City Clerk Analyst.

Vice Mayor Richardson presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Jeannine Pearce, Councilmember, Second District.

Vice Mayor Richardson announced that Mayor Garcia would be absent.

Presentation for Share Your Heart, Share Your Home.

Councilman Austin spoke.

Monique Ross spoke.

Misty Steels spoke.

Mercedes Nobel spoke.

Mr. DeBloski spoke.

Vice Mayor Richardson spoke.

Councilmember Pearce spoke.

Los Angeles Economic Development Corporation Business Friendly City Presentation.

John Keisler, Director of Economic Development, spoke.

Barbara Levine spoke.

Vive Mayor Richardson spoke.

Councilwoman Price spoke.

Councilmember Pearce spoke.

HEARINGS (5:23 PM)

1. [17-0933](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, and consider third-party appeals (APL17-020 and APL17-021) from Bea Bea Jiménez, David White, Karin McGinley, Tino Haramis, Kazumi Hiromoto, Tetsu Hashimoto, and Warren Blesofsky (representing Long Beach Citizens for Fair Development);

Adopt resolution finding that the 320 Alamos Project is consistent with the Downtown Plan Program Environmental Impact Report and subject

to the Downtown Plan Mitigation Monitoring and Reporting Program, and making certain findings and determinations related thereto; and

Uphold the Planning Commission's decision to approve a Site Plan Review (SPR17-001) and Lot Merger (LM17-002) for the construction of a seven-story, 77-unit residential development at 320 Alamos Avenue in the Downtown Planned Development District (PD-30). (District 2)

Michael Mais, Assistant City Attorney, spoke.

A motion was made by Councilmember Pearce, seconded by Vice Mayor Richardson, that the item be laid over to the City Council meeting of Tuesday, October 24, 2017. The motion carried by the following vote:

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

Absent: 1 - Andrews

2. [17-0934](#)

Recommendation to receive supporting documentation into the record, conclude the hearing, and approve the hearing officer's recommendation to deny the business license MJ21701137 submitted by Long Beach Cannabis Club for a medical marijuana business located at 5752 East 2nd Street, but reject the hearing officer's finding that Naples Canals are not a "public park" as defined under Chapter 5.90 of the Long Beach Municipal Code. (District 3)

Tom Modica, Assistant City Manager, spoke.

Larry Goodhue spoke.

Councilwoman Price spoke.

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

Yes: 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

3. [17-0935](#) Recommendation to receive supporting documentation into the record, conclude the hearing, and approve the hearing officer's recommendation to uphold the denial of the business license application MJ21701212 submitted by EZ Greens, LLC, for a medical marijuana business located at 1355 West Willow Street. (District 7)

Tom Modica, Assistant City Manager, spoke.

Thomas Hwang, Appellant, spoke.

Larry Goodhue spoke.

Shirley Broussard spoke.

Robert Peete spoke.

Frances Emily Dawson Harris spoke.

Councilmember Uranga spoke.

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

Yes: 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

PUBLIC COMMENT (5:56 PM)

Larry Boland spoke regarding housing.

Larry Goodhue spoke various issues.

Maricela de Rivera spoke regarding Long Beach staff.

Shirley Broussard spoke various issues.

[17-0982](#) Frances Emily Dawson Harris spoke regarding Post Office projects; and provided a PowerPoint presentation.

This Handout was received and filed.

CONSENT CALENDAR (6:14 PM)

Passed the Consent Calendar.

A motion was made by Councilman Austin, seconded by Vice Mayor Richardson, to approve Consent Calendar Items 4 - 8. The motion carried by the following vote:

Yes: 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

4. [17-0936](#) Recommendation to approve the minutes for the City Council meeting of Tuesday, October 3, 2017.

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

5. [17-0937](#) Recommendation to refer to City Attorney damage claims received between October 2, 2017 and October 9, 2017.

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

6. [17-0938](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and all necessary documents, with NetSpend Corporation, of Alpharetta, GA, for payroll debit card services, at no cost, for a period of three years, with the option to renew for seven one-year periods, at the discretion of the City Manager. (Citywide)

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

7. [17-0939](#) Recommendation to authorize City Manager, or designee, to execute an agreement with the California State Library to accept and expend

grant funding in the amount of \$60,000, for the California Public Library Broadband Project for networking equipment; and

Increase appropriations in the General Grants Fund (SR 120) in the Library Services Department (LS) by \$60,000, offset by reimbursement grant revenue. (Citywide)

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

8. [17-0940](#) Recommendation to authorize City Manager, or designee, to execute an agreement with the California State Library to accept and expend grant funding in the amount of \$10,000, for the California Immigrant Alliance Project for the purchase of bilingual books for children; and

Increase appropriations in the General Grants Fund (SR 120) in the Library Services Department (LS) by \$10,000, offset by reimbursement revenue. (Citywide)

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

REGULAR AGENDA (9:17 PM)

9. [17-0941](#) Recommendation to suspend Council rule contained in Long Beach Municipal Code 2.03.020 (B) to cancel the meeting of November 21, 2017 in honor of Thanksgiving Day that week.

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

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

Absent: 2 - Price and Andrews

SECOND ROLL CALL (9:22 PM)

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

10. [17-0942](#) Recommendation to request City Attorney and Department of Health and Human Services to draft an ordinance requiring all restaurants within Long Beach who have bundled Kid's Meals to offer water, milk or a 100% pure juice beverage that is under 60 calories as the "default" choice.
- Councilwoman Pearce spoke; and provided a PowerPoint presentation.
- Councilmember Uranga spoke.
- Councilman Andrews spoke.
- Paul Buchanan spoke.
- Chu Rotteneel spoke.
- Joyce Adams spoke; and submitted a petition.
- Claudia Goytia spoke.
- Alfred Mata spoke.
- Unidentified woman spoke.
- Leslie Wilkes spoke.
- Jennifer Ponce spoke.
- Dr. Jessica Schumer spoke.
- Unidentified woman spoke.
- Natalia Calvak spoke.
- Carmen Calcon spoke.

Robert Peete spoke.

Councilwoman Gonzalez spoke.

Councilwoman Mungo spoke.

Councilwoman Price spoke.

Councilman Austin spoke.

Vice Mayor Richardson spoke.

Councilmember Pearce spoke.

Councilwoman Mungo spoke.

Councilmember Supernaw spoke.

Councilman Austin spoke.

Councilmember Pearce spoke.

Councilwoman Mungo spoke.

A motion was made by Councilmember Pearce, seconded by Councilmember Uranga, to approve recommendation, as amended, to request City Attorney and Department of Health and Human Services to draft an ordinance requiring all restaurants within Long Beach who have bundled Kid's Meals to offer water, milk or a 100% pure juice beverage that is under 40 calories as the "default" choice. The motion carried by the following vote:

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

Absent: 1 - Andrews

11. [17-0943](#)

Recommendation to approve the Downtown Long Beach Parking and Business Improvement Area (DLBPBIA) Annual Report continuing the DLBPBIA assessment for the period of October 1, 2017 through

September 30, 2018; and authorize City Manager, or designee, to extend the agreement with the Downtown Long Beach Alliance for a one-year term. (Districts 1,2)

Patrick West, City Manager, spoke.

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

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

Absent: 2 - Price and Andrews

A motion was made by Vice Mayor Richardson, seconded by Councilwoman Mungo, to reconsider the vote for Agenda Item No. 11. The motion carried by the following vote:

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

Absent: 2 - Price and Andrews

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

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

Absent: 2 - Price and Andrews

12. [17-0944](#)

Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, with Long Beach Community College District, to provide law enforcement and security services, in an estimated amount of \$3,102,526, for a period of five years, adjusted annually every year on October 1, for cost increases. (Districts 5,6)

Larry Goodhue spoke.

A motion was made by Councilman Austin, seconded by Councilwoman Mungo, to approve recommendation. The motion carried by the following vote:

Yes: 6 - Gonzalez, Supernaw, Mungo, Uranga, Austin and Richardson

Absent: 3 - Pearce, Price and Andrews

13. [17-0945](#)

Recommendation to adopt Plans and Specifications No. R-7080 for improvements of the Daisy-Myrtle Bicycle Boulevard Project; award a contract to Sully-Miller Contracting Company, of Brea, CA, in the amount of \$3,932,644, authorize a 10 percent contingency in the amount of \$393,264, for a total contract amount not to exceed \$4,325,908; and authorize City Manager, or designee, to execute all documents necessary to enter into the contract, including any necessary amendments;

Increase appropriations in the Transportation Fund (SR 182) in the Public Works Department (PW) by \$4,621,101, offset by grant reimbursement revenue; and

Accept Categorical Exemption No. CE-58-09. (Districts 1,6,7,8,9)

Patrick West, City Manager, spoke.

Councilman Austin spoke.

Vice Mayor Richardson spoke.

Councilwoman Gonzalez spoke.

Robert Peete spoke.

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

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

Absent: 1 - Andrews

14. [17-0946](#) Recommendation to adopt resolution authorizing City Manager, or designee, to execute a contract with Rehrig Pacific Company, of Los Angeles, CA, for the purchase and delivery of refuse and recycling containers on the same terms and conditions afforded to Miami-Dade County, Florida, in an annual amount not to exceed \$900,000, for a period of five years, with the option to renew for one additional five-year period, at the discretion of the City Manager. (Citywide)

A motion was made by Councilman Austin, seconded by Vice Mayor Richardson, to approve recommendation and adopt Resolution No. RES-17-0124. The motion carried by the following vote:

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

Absent: 1 - Andrews

Enactment No: RES-17-0124

15. [17-0947](#) Recommendation to adopt Specifications No. RFP PW16-177 and award a contract to Arcadis U.S., Inc., of Highlands Ranch, CO, for the purchase of a Project Portfolio Management Application, in an amount not to exceed \$561,561, and a subsidiary Service Level Agreement in an annual amount not to exceed \$90,000, for a period of two years, with the option to renew for two additional one-year periods; and, authorize City Manager, or designee, to execute all documents necessary to enter into the contracts, including any necessary amendments. (Citywide)

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

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

Absent: 1 - Andrews

16. [17-0948](#) Recommendation to request City Attorney to prepare an ordinance amending the Long Beach Municipal Code to prohibit the use of single-use food and beverage containers made of expanded

polystyrene foam, rigid polystyrene #6, and non-recyclable and non-compostable material for prepared food distribution. (Citywide)

Patrick West, City Manager, spoke.

Craig Beck, Director of Public Works, spoke; and provided a PowerPoint presentation.

Diko Melkonian, Manager, Environmental Services Bureau, spoke; and continued the PowerPoint presentation.

Charles Moore spoke.

Paul Buchanan spoke.

Frances Emily Dawson Harris spoke.

Donna Bergeron-Birge spoke.

Larry Boland spoke.

Ellen Buchanan spoke.

Mark Coleman spoke.

Sokha Ny spoke.

Seamus Innes spoke.

Sarah Wiltfong spoke.

Stella Ursua spoke.

Stephanie Matthews spoke.

John Kindred spoke.

Chris Duggan spoke.

Mike Centers spoke.

Gabrielle Weeks spoke.

Tommy Faavae spoke.

Mike Murchison spoke.

Elizabeth Lambe spoke.

Robert Nothoff spoke.

Carlos Botancino spoke.

Brandon Holley spoke.

Lola Alavez spoke.

Unidentified man spoke.

Janet Garcia spoke.

Cecilia spoke.

Vincent Aguilar spoke.

Brenda Smith spoke.

Samantha Martinez spoke.

Katie Allen spoke.

Sona Coffee spoke.

Unidentified man spoke.

Tim James spoke.

Coby Skye spoke.

Connor Lock spoke.

Craig Cadwallader spoke.

Councilwoman Gonzalez spoke.

Councilmember Pearce spoke.

Councilwoman Mungo spoke.

Councilmember Uranga spoke.

Councilwoman Price spoke.

Councilman Andrews spoke.

Councilmember Supernaw spoke.

Councilmember Pearce spoke.

Councilman Austin spoke.

Vice Mayor Richardson spoke.

Councilwoman Price spoke.

Councilwoman Mungo spoke.

Motion: Approve recommendation, as amended, to include that utensils and straws are given upon request for take away items.

Moved by Councilwoman Gonzalez, seconded by Councilmember Pearce.

Councilmember Uranga spoke.

Councilwoman Mungo spoke.

Councilwoman Gonzalez spoke.

Motion: Approve recommendation, amending the phased in implementation to: Phase 1: City facilities and City-permitted events three months after City Council adopts the Ordinance. City events permitted prior to Ordinance adoption are exempt, except those that are for multiple years. Multi-year permit holders must comply with the prohibition within 365 days of Ordinance adoption; Phase 2: Large food establishments (seating 101 or more) nine months after City Council adopts the Ordinance; Phase 3: Small food establishments (seating 100 or less) all prepared food providers eighteen months after City Council adopts the Ordinance; ban retail sales at

the same time of the implementation of phase 3 of ice chests, bean bags, and crafts; and require a study to be done during the implementation to come back to council between 9 to 12 months regarding the impacts of the ban.

Moved by Councilwoman Mungo, seconded by Councilwoman Price.

Councilmember Supernaw spoke.

Councilwoman Price spoke.

Councilwoman Mungo spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Mungo spoke.

Vice Mayor Richardson spoke.

Councilmember Supernaw spoke.

Councilmember Pearce spoke.

Councilwoman Price spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Price spoke.

Councilman Austin spoke.

A second substitute motion was made by Councilwoman Gonzalez, seconded by Vice Mayor Richardson, to approve staff recommendation, amending the phased in implementation to:
Phase 1: City facilities and City-permitted events three months after City Council adopts the Ordinance. City events permitted prior to Ordinance adoption are exempt, except those that are for multiple years. Multi-year permit holders must comply with the prohibition within 365 days of Ordinance adoption; Phase 2: Large food establishments (seating 101 or more) nine months after City Council adopts the Ordinance; request a study to be done during the implementation to come back to council between 9 to 12 months regarding the impacts of the ban; Phase 3: Applicable to all small food establishments (seating 100 or less) eighteen months after City Council adopts the Ordinance; Eighteen months after Council adopts the Ordinance ban retail sales of polystyrene ice chests, polystyrene bean bags, and crafts; include that utensils and straws are given upon request for take away items; direct staff to explore incentive programs, such as green business certification through the State of California; request a study for the purchase of “Bigbelly” type trash cans; and request a memo to council with costs and impacts. The motion carried by the following vote:

Yes: 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Mayor Garcia declared a recess at 9:18 pm.

Mayor Garcia called the meeting back to order at 9:22 p.m.

ORDINANCE (10:15 PM)

17. [17-0891](#)

WITHDRAWN

~~Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Sections 21.15.050, 21.15.063, 21.15.930, 21.15.1720, 21.15.1770, 21.15.2400, 21.15.2410, 21.31.360.B, Table 31-1, 21.51.110.A, and 21.51.275; and by adding~~

~~Sections 21.15.045, 21.15.447, 21.15.915, 21.15.935, 21.15.2165, 21.25.903.C.5, 21.41.233.A.3, and 21.51.276, all related to accessory-dwelling units, read and adopted as read. (Citywide)~~

This Ordinance was withdrawn.

NEW BUSINESS (10:15 PM)

18. Affidavit of Service for special meeting held Tuesday, October 17, 2017.

19. [17-0954](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, October 13, 2017.

This Agenda Item was received and filed.

20. [17-0980](#) eComments received for the City Council meeting of Tuesday, October 17, 2017.

This Agenda Item was received and filed.

PUBLIC COMMENT (10:15 PM)

Robert Peete spoke regarding safety.

ANNOUNCEMENTS (10:18 PM)

Councilmember Pearce made community announcements.

Councilmember Uranga made community announcements.

Councilwoman Gonzalez made community announcements.

Councilman Austin made community announcements.

Vice Mayor Richardson made community announcements.

ADJOURNMENT (10:24 PM)

At 10:24 PM, Vice Mayor Richardson adjourned the meeting.

pr

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.

បើមានការចង់បាននូវការបក ប្រែភាសាដទៃ សារកម្មវិធី និងកំណត់ហេតុប្រជុំក្រុមប្រឹក្សាសម្រាប់អ្នកមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើការស្នើសុំទៅកាន់ស្នើនៃសាលាក្រុងតាមទូរសព្ទដែលមានលេខ (562) 570-6101 រយៈពេល 72 ម៉ោងធ្វើការនៅមុនកិច្ចប្រជុំនៃក្រុមប្រឹក្សាក្រុង។