

Dr. Robert Garcia, Vice Mayor, 1st District  
Dr. Suja Lowenthal, 2nd District  
Gary DeLong, 3rd District  
Patrick O'Donnell, 4th District



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

Patrick H. West, City Manager  
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Charles Parkin, City Attorney

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## FINISHED AGENDA & MINUTES

The City Council minutes are prepared and ordered to correspond to the City Council Agenda. Agenda items can be taken out of order during the meeting. Please consult the time stamps to determine the order in which business was addressed.

The Agenda Items were considered in the order presented.

### ROLL CALL (5:01 PM)

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

**Councilmembers Absent:** Lowenthal

Also present: Suzanne Frick, Assistant City Manager; Tom Modica, Deputy City Manager; Charles Parkin, City Attorney; Michael Mais, Assistant City Attorney; Larry Herrera, City Clerk; Carolyn Hill, City Clerk Specialist.

Invocation: Moment of Silence.

Mayor Foster presiding.

Pledge of Allegiance: Steven Neal, Councilmember, Ninth District.

Mayor Foster announced that Agenda Item No. 9 would be withdrawn; and that Councilmember Lowenthal would be absent.

### HEARINGS (5:02 PM)

[see media](#)

1. [13-0893](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, consider the Categorical Exemption, and declare ordinance amending and restating the City's regulation of mortuaries, crematoriums, and cemeteries (Section 21.15.1795, 21.32 Table 32-1, 21.33 Table 33-2, 21.34 Table 34-1, and 21.52.211) read the first time and laid over to the next regular meeting of the City Council for

final reading;

Councilmember DeLong spoke.

Councilmember Johnson spoke.

**A motion was made by Councilmember DeLong, seconded by Councilman Andrews, approve recommendation, as amended, to provide for the removal of amortization language and 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, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

**Absent:** 1 - Lowenthal

**Enactment No:** ORD-13-0022

[13-0894](#)

Adopt resolution directing the Director of Development Services to submit the ordinance amendments to the California Coastal Commission for a finding of conformance with the Certified Local Coastal Program; and

Accept the Categorical Exemption 13-070. (Citywide)

**A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-13-0090. The motion carried by the following vote:**

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

**Absent:** 1 - Lowenthal

**Enactment No:** RES-13-0090

[see media](#)

2. [13-0895](#)

Recommendation to receive supporting documentation into the record, conclude the public hearing, consider the Negative Declaration, and adopt resolution approving the Mobility Element as part of the City's General Plan;

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Vice Mayor Garcia spoke.

Councilmember O'Donnell spoke.

Councilmember Johnson spoke.

Councilman Austin spoke.

Benjamin Rockwell spoke.

Evan Kelly spoke.

Jeremy Harris, Sr. Vice Chairman, Long Beach Chamber of Commerce, spoke.

Elizabeth Williams spoke.

Alisa Thomas spoke.

Carissa Sylvester spoke.

Larry Goodhue spoke.

Kelly Morris spoke.

Dennis Dunn spoke.

Alyssa Ballmer spoke.

**A motion was made by Councilmember DeLong, seconded by Vice Mayor Garcia, to approve recommendation, as amended, to provide that the alignment of Shopkeeper Road will avoid environmentally sensitive habitat areas and adopt Resolution No. RES-13-0091. The motion carried by the following vote:**

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

**Absent:** 1 - Lowenthal

**Enactment No:** RES-13-0091

[see media  
13-0896](#)

Adopt resolution directing the Director of Development Services to submit the Mobility Element to the California Coastal Commission for their certification; and

Accept the Negative Declaration (MND 01-11). (Citywide)

**A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-13-0092. The motion carried by the following vote:**

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

**Absent:** 1 - Lowenthal

**Enactment No:** RES-13-0092

[see media](#)

3. [13-0897](#)

Recommendation to receive supporting documentation into the record, conclude the hearing, and adopt resolution continuing the East Anaheim Street Parking and Business Improvement Area program and assessment for the period of October 1, 2013 through September 30, 2014; and authorize City Manager to execute an agreement with the East Anaheim Street Business Association for a one-year term. (Districts 3,4)

**A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-13-0093. The motion carried by the following vote:**

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

**Absent:** 1 - Lowenthal

**Enactment No:** RES-13-0093

**PUBLIC COMMENT (5:46 PM)**

[13-0939](#)

Lisa Hernandez spoke regarding the Art Exchange; and submitted correspondence.

**This Agenda Item was received and filed.**

Claudio Garzon spoke regarding the Art Exchange.

Saundra Christmas spoke regarding Business Licenses.

Larry Goodhue spoke regarding various issues.

Nicolassa Galvez spoke regarding the Art Exchange.

Steve Elicker spoke regarding the Art Exchange.

Vice Mayor Garcia spoke.

Drew Satarino and Larry Curtis spoke regarding the municipal band.

Jewell Faamaligi spoke regarding the Art Exchange.

Elliot Gonzales spoke regarding the Art Exchange.

#### **CONSENT CALENDAR (6:09 PM)**

Passed The Consent Calendar

**A motion was made by Councilmember DeLong, seconded by Councilmember Neal, to approve Consent Calendar Items 4 - 7 and 15. The motion carried by the following vote:**

**Yes:** 7 - Garcia, DeLong, Schipske, Andrews, Johnson, Austin and Neal

**Absent:** 2 - Lowenthal and O'Donnell

4. [13-0898](#) Recommendation to authorize City Attorney to pay sum of \$7,995 in full settlement of claim entitled *Electric Car Sales and Service v. City of Long Beach*, Claim No. C12-0662; and to pay sum of \$11,999 in full settlement of *Equal Employment Opportunity Claim (EEOC) claim of Sherell McFarlane*.

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

5. [13-0899](#) Recommendation to authorize City Attorney to submit Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$181,777.50 for Stipulations with Request for Award, and also 2) to pay \$193.27 per week for a Life Pension thereafter, subject to cost of living adjustments for the claim of Betty Jordan-Henry; and authority to pay 1) \$156,562.50 for Stipulations with Request for Award with a life pension thereafter of \$119.83 per week and 2) separate authority to pay \$3,300 for the claim of Gregory

Keyes, in compliance with the Appeals Board Orders.

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

15. [13-0903](#) Recommendation to adopt resolution of the City Council of the City of Long Beach in Support of I-710 Corridor Project Community Alternative 7.

**A motion was made to approve recommendation and adopt Resolution No. RES-13-0094 on the Consent Calendar.**

**Enactment No:** RES-13-0094

6. [13-0900](#) Recommendation to approve the minutes for the City Council meeting of Tuesday, October 1, 2013.

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

7. [13-0901](#) Recommendation to refer to City Attorney damage claims received between September 30, 2013 and October 7, 2013.

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

#### **REGULAR AGENDA (6:11 PM)**

[see media](#)

8. [13-0906](#) Recommendation to request City Attorney to investigate the feasibility of amending Section 10.54.040 (G) of the Long Beach Municipal Code, to prohibit skateboarding on all posted "Pedestrian Only Zones" or "Dismounted Zones" including any sidewalks, streets, alleys, parking facilities, driveways, paths on the grounds of the campus of the California State University, Long Beach (CSULB) and properties controlled by the California State University where skateboarding is prohibited. If City Attorney determines that such an amendment is feasible, further request City Attorney to prepare an appropriate ordinance for City Council's consideration. (District 3)

Charles Parkin, City Attorney, spoke.

Vice Mayor Garcia spoke.

**A motion was made by Councilmember DeLong, seconded by Vice Mayor Garcia, to approve recommendation, as amended, to remove Section G from the Long Beach Municipal Code Section 10.54.040 pursuant to the request of California State University, Long Beach. The motion carried by the following vote:**

**Yes:** 7 - Garcia, DeLong, Schipske, Andrews, Johnson, Austin and Neal

**Absent:** 2 - Lowenthal and O'Donnell

9. 13-0907

WITHDRAWN

~~Recommendation to approve a six month pilot program for the Long Beach Police Department and Long Beach Housing Authority Bureau for the Long Beach City Electronic Archive policy (as shown in Attachment I) to provide for the permanent retention of paper records in a secure and unalterable electronic format.~~

**This Agenda Item was withdrawn.**

[see media](#)

10. [13-0908](#)

Recommendation to authorize City Manager to execute the Sixteenth Amendment to Historical Site Lease No. 24291 with Rancho Los Alamitos Foundation to provide for the annual management fee for lease year 2013-2014. (District 3)

Councilmember DeLong spoke.

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

**Yes:** 7 - Garcia, DeLong, Schipske, Andrews, Johnson, Austin and Neal

**Absent:** 2 - Lowenthal and O'Donnell

[see media](#)

11. [13-0909](#)

Recommendation to receive and file the application of AHRA-AHN Charter Inc., dba AHRA-AHN Charter, for an original Alcoholic Beverage Control License, at 555 North Pico Avenue Berth 55, with conditions. (District 1)

**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, DeLong, Schipske, Andrews, Johnson, Austin and Neal

**Absent:** 2 - Lowenthal and O'Donnell

[see media](#)

12. [13-0910](#)

Recommendation to receive and file the application of SoCal Native Sun Cruises LLC, dba South Bay Cruises, for an original Alcoholic Beverage

Control License, at 555 Pico Avenue Dock 3, with conditions. (District 1)

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

**Yes:** 7 - Garcia, DeLong, Schipske, Andrews, Johnson, Austin and Neal

**Absent:** 2 - Lowenthal and O'Donnell

[see media](#)

13. [13-0911](#)

Recommendation to receive and file the application of LB Beadels LLC, dba The Breakfast Bar, for an original Alcoholic Beverage Control License, at 70 Atlantic Avenue, with conditions. (District 2)

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

**Yes:** 7 - Garcia, DeLong, Schipske, Andrews, Johnson, Austin and Neal

**Absent:** 2 - Lowenthal and O'Donnell

**ORDINANCE (6:15 PM)**

[see media](#)

14. [13-0873](#)

Recommendation to declare ordinance amending Ordinance No. ORD-07-0043 modifying the boundaries of the Fourth Street Parking and Business Improvement Area, read and adopted as read. (District 32)

Larry Herrera, City Clerk, indicated that this item is in District 2.

**A motion was made by Vice Mayor Garcia, seconded by Councilmember DeLong, to approve recommendation and adopt Ordinance No. ORD-13-0021. The motion carried by the following vote:**

**Yes:** 7 - Garcia, DeLong, Schipske, Andrews, Johnson, Austin and Neal

**Absent:** 2 - Lowenthal and O'Donnell

**Enactment No:** ORD-13-0021

**NEW BUSINESS (6:15 PM)**

15. Agenda Item No. 15 is listed under Consent Calendar (page 3).



16. Affidavit of Service for the special meeting held Tuesday, October 15, 2013.

17. [13-0919](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, October 11, 2013.

**This Agenda Item was received and filed.**

18. [13-0940](#) eComments received for the City Council meeting of Tuesday, October 15, 2013.

**This Agenda Item was received and filed.**

**ANNOUNCEMENTS (6:15 PM)**

Councilman Andrews made community announcements.

Councilmember Neal made community announcements.

Councilmember Johnson made community announcements.

Vice Mayor Garcia made community announcements.

**PUBLIC COMMENT (6:20 PM)**

[13-0941](#) Eric Boyd, Office of Congresswoman Janice Hahn, spoke providing an update on the Federal shutdown; and submitted correspondence.

**This Agenda Item was received and filed.**

**ADJOURNMENT (6:22 PM)**

At 6:22 PM, Mayor Foster 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 City Clerk Department at (562) 570-6101, 72 hours prior to the City Council meeting.

Kung ang nakasulat na pagsasalin-wika ng adyenda at mga katitikan ng Konseho ng Lunsod ay hinahangad para sa mga taong hindi nagsasalita ng Ingles, mangyaring gawin ang iyong kahilingan sa pamamagitan ng telepono sa Kagawaran ng Klerk ng Lunsod sa (562) 570-6101, 72 oras bago ang pulong ng Konseho ng Lunsod.”

Si desea obtener la traducción lingüística escrita de la agenda y las actas del Concejo Municipal para las personas que no hablan inglés, realice su pedido por teléfono al Departamento de la Secretaría Municipal al (562) 570-6101, 72 horas antes de la reunión del Concejo Municipal.

បើលោកអ្នកមិនចេះនិយាយភាសាអង់គ្លេស ហើយត្រូវការរបៀបវារៈកិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង និងរបាយការណ៍កិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង ជាសំណៅប្រែសម្រួលលាយលក្ខណ៍អក្សរទៅជាភាសារបស់លោកអ្នក នោះសូមស្នើសុំមកនាយកដ្ឋានសៀវភៅសាលាក្រុង តាមទូរស័ព្ទលេខ (562) 570-6101 អោយបាន 72 ម៉ោងមុនកិច្ចប្រជុំក្រុមប្រឹក្សាសាលាក្រុងត្រូវបានធ្វើឡើង។