



CITY OF LONG BEACH

DEPARTMENT OF CITY CLERK

C-2

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802 • (562) 570-6101 • FAX (562) 570-6789

February 15, 2011

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the Minutes for the City Council Meeting Held Tuesday, February 1, 2011

DISCUSSION

The Legistar minutes for the City Council Meeting held Tuesday, February 1, 2011, are attached for review and approval.

Should any district offices have questions regarding the minutes we submit each week, we respectfully request that you contact the City Clerk Department prior to 12:00 p.m. on the day of the City Council meeting. With notice prior to the meeting, City Clerk staff can attempt to resolve any questions that you may have before the start of the regular meeting.

In cases where questions cannot be resolved before the 5:00 p.m. meeting start time, we will request a motion and a second that the minutes be held over for approval to the following week.

TIMING CONSIDERATIONS

None.

FISCAL IMPACT

None.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

LARRY G. HERRERA
CITY CLERK

Prepared by: Nancy Muth

LGH:nem
Attachment

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



Gerrie Schipske, 5th District
Dee Andrews, 6th District
James Johnson, 7th District
Rae Gabelich, 8th District
Steven Neal, 9th District

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

Bob Foster, Mayor

Robert E. Shannon, City Attorney

FINISHED AGENDA & DRAFT 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.

ROLL CALL (5:32 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; Laura L. Doud, City Auditor; Larry Herrera, City Clerk; Nancy Muth, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Gerrie Schipske, Councilwoman, Fifth District.

Mayor Foster announced that February was Black History Month.

HEARINGS (5:35 PM)

1. 11-0081 Recommendation to receive supporting documentation into the record, conclude the hearing and grant the Permit with conditions on the application of The Green Mango, Inc., dba Golden Villa Restaurant, 1360 E. Anaheim Street, No. 205, for Entertainment with Dancing by Patrons. (District 2)

Distributed at the meeting: Revised Conditions of Operation submitted by Financial Management Department.

Alan Harlow spoke in opposition to the permit.

Vice Mayor Lowenthal spoke.

Councilman Andrews spoke.

A motion was made by Vice Mayor Lowenthal, seconded by Councilman Andrews, to approve recommendation to grant the Permit, with revised conditions. The motion carried by the following vote:

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

2. 11-0082 Recommendation to receive supporting documentation into the record, conclude the hearing and grant a One-Year Short-Term Permit with conditions on the application of Lodge Development LLC., dba Buster's Beach House, 168 N. Marina Drive, for Entertainment with Dancing by Patrons. (District 3)

A motion was made by Councilmember DeLong, seconded by Vice Mayor Lowenthal, to approve recommendation to grant a One-Year Short-Term Permit, with conditions. The motion carried by the following vote:

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

PUBLIC COMMENT (5:43 PM)

Larry Boland spoke regarding public safety contract with Los Angeles County.

Mayor Foster spoke.

- 11-0139 Ben Rockwell spoke regarding State budget reductions; and submitted a flyer for a California Budget Forum on Cuts for Seniors and Persons with Disabilities.

This Handout was received and filed.

Summer Hansen spoke regarding Children's Day.

Jim Oberst spoke regarding Children's Day.

Oneida Walder spoke regarding support for Children's Day.

CONSENT CALENDAR (5:59 PM)

Passed The Consent Calendar

A motion was made by Councilmember Garcia, seconded by Councilwoman Schipske, to approve Consent Calendar Items 3 - 11. The motion carried by the following vote:

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

Absent: 1 - Johnson

3. 11-0083 Recommendation to approve the minutes for the City Council meetings held Tuesday, January 11 and 18, 2011; and the City Council Special Meeting and the City Council Study Session held Tuesday, January 18, 2011.
A motion was made to approve recommendation on the Consent Calendar.
4. 11-0084 Recommendation to refer to City Attorney damage claims received between January 10, 2011 and January 24, 2011.
A motion was made to approve recommendation on the Consent Calendar.
5. 11-0085 Recommendation to authorize City Manager, or his designee, to execute agreements and amendments with various employers to implement a work experience program that would provide employment training, skills standards, employee development and related activities to eligible adults. (Citywide)
A motion was made to approve recommendation on the Consent Calendar.
6. 11-0086 Recommendation to authorize City Manager to execute all documents with the City of Los Angeles to receive \$5,000 in recognition of Harbor WorkSource Center's Performance and Outcomes for Program Year 2009-2010; and to execute any needed subsequent amendments. (Citywide)
A motion was made to approve recommendation on the Consent Calendar.
7. 11-0087 Recommendation to authorize City Manager to execute all documents with the City of Hawthorne on behalf of the South Bay Workforce Investment Board, for Pacific Gateway to operate a transitional subsidized employment program for approximately \$80,000 for families in the California Work Opportunity and Responsibility to Kids program; to

execute any needed subsequent amendments; and to increase appropriations by \$80,000 in the Community Development Grants Fund (SR 150) in the Human Resources Department (HR). (Citywide)

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

8. 11-0091 Recommendation to authorize City Manager to execute all documents with the City of Los Angeles in the amount of \$48,869 in American Recovery and Reinvestment Act funds to operate a customized training program for Patient Care Assistants; to execute an agreement with Memorial Medical Center of Long Beach in the amount of \$40,000; to execute any needed subsequent amendments; and to increase appropriations by \$48,869 in the Community Development Grants Fund (SR 150) in the Human Resources Department (HR). (Citywide)

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

9. 11-0094 Recommendation to authorize City Manager to execute a Memorandum of Understanding, any subsequent amendments thereto, and all necessary documents with the Long Beach Job Corps Center (LBJCC) to provide local law enforcement authority to enforce laws and conduct investigations on LBJCC premises, which are under Federal jurisdiction. (District 7)

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

10. 11-0088 Recommendation to authorize City Manager, or designee, to execute any and all documents necessary for a Revocable Facility Use Permit with Artesian Well Church, for the use of the City-owned parking lot located at 2525 Grand Avenue, also known as the City of Long Beach Health Department Main Facility, for an initial term of five years and two five-year options for renewal, with an annual permit fee of \$1.00. (District 5)

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

11. 11-0089 Recommendation to receive and file the minutes for:
Civil Service Commission - December 15, 2010, and
January 5 and 12, 2011.
Cultural Heritage Commission - November 8, 2010.
Parks and Recreation Commission - December 16, 2010.
Water Commission - January 6, 2011.

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

REGULAR AGENDA (6:00 PM)

12. 11-0106 Recommendation to request that the Housing and Neighborhoods Committee consider at the earliest opportunity renaming the community center at Cesar E. Chavez park "The Jenny Oropeza Community Center"; and report back to City Council with its recommendation.

Councilmember Garcia spoke and distributed correspondence from California State Senator Alan Lowenthal.

Councilwoman Schipske and Councilwoman Gabelich both echoed a second to the motion.

Councilmember Neal spoke.

Vice Mayor Lowenthal spoke.

Tim Patton, representing Assemblymember Bonnie Lowenthal, spoke.

Anne Salas Rock spoke.

Ray Chavarria spoke.

Tom Mullens, Jenny Oropeza's husband, spoke.

Sharon Wiseman spoke.

Carmen Perez spoke.

Ben Rockwell spoke.

Jan Burke spoke.

A motion was made by Councilmember Garcia, seconded by Vice Mayor Lowenthal, to approve recommendation to refer to the Housing and Neighborhoods Committee for consideration. The motion carried by the following vote:

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

A motion was made by Councilmember Garcia, seconded by Vice Mayor Lowenthal, to approve recommendation to refer to the Parks and Recreation Commission for consideration. The motion carried by the following vote:

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

13. 11-0107

Recommendation to request that the Housing and Neighborhoods Committee consider at the earliest opportunity naming the park at 14th Street and Magnolia Avenue "Seaside Park"; and report back to City Council with its recommendation.

Councilmember Garcia spoke.

Councilman Andrews spoke.

Jack Smith spoke.

Linda Palacios spoke.

A motion was made by Councilmember Garcia, seconded by Councilmember Johnson, to approve recommendation to refer to the Housing and Neighborhoods Committee for consideration. The motion carried by the following vote:

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

A motion was made by Councilmember Garcia, seconded by Councilmember Johnson, to approve recommendation to refer to the Parks and Recreation Commission for consideration. The motion carried by the following vote:

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

14. 11-0109

Recommendation to request City Attorney to draft an ordinance instituting ballot rotation, to be implemented by the City Clerk, in order to enhance the integrity and fairness of our local elections.

Councilmember Johnson spoke.

Motion: Approve recommendation.
Moved by Johnson, seconded by Andrews.

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Councilmember Johnson spoke.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Larry Herrera, City Clerk, spoke.

Councilman Andrews spoke.

Councilmember Johnson spoke.

Councilwoman Gabelich spoke.

Councilmember DeLong spoke.

Ben Rockwell spoke.

A substitute motion was made by Councilwoman Schipske, seconded by Councilwoman Gabelich, to refer issue to the Elections Oversight Committee and return to City Council within 90 days. The motion carried by the following vote:

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

15. 11-0062

Recommendation to City Council to concur in recommendation of the Federal Legislation Committee to approve the 2011 Federal Legislative Agenda.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Councilmember Johnson spoke.

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

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

16. 11-0090

Recommendation to adopt resolution authorizing City Manager to execute a sole source acquisition with the Los Angeles County Sheriff Department (LASD) for the acquisition of two 2003 Eurocopter AS350B-2 AStar helicopters, in an amount not to exceed \$3,446,150 including tax, with an additional expenditure amount not to exceed \$75,000 for outfitting costs; and increase appropriations in the General Fund (GP) and in the Police Department (PD) by \$3,521,150. (Citywide)

Councilmember O'Donnell spoke.

Mayor Foster spoke.

Councilmember Garcia spoke.

Councilmember Johnson spoke.

Councilman Andrews spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Larry Boland spoke.

Ben Rockwell spoke.

John Callos spoke.

Bob Meus spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, to approve recommendation and adopt Resolution No. RES-11-0011. The motion carried by the following vote:

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

Enactment No: RES-11-0011

17. 11-0092

Recommendation to adopt resolution declaring impasse and authorizing implementation of the terms of the City's last, best and final offer to the Long Beach Association of Engineering Employees (LBAEE), pursuant to Government Code Section 3505.4. (Citywide)

Ken Walker, Manager Personnel Operations, spoke.

Larry Boland spoke.

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-11-0012. The motion carried by the following vote:

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

Enactment No: RES-11-0012

18. 11-0093

Recommendation to adopt resolution authorizing City Manager to adjust certain rates for natural gas service by implementing Gas Rate Schedules 1 through 5, 7, 9, and special conditions and incentives in Exhibits A and B. (Citywide)

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Ben Rockwell spoke.

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-11-0013. The motion carried by the following vote:

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

Enactment No: RES-11-0013

19. 11-0096

Recommendation to authorize City Manager to execute an amendment to Contract No. 31305 with Compulink Management Center, Inc., dba Laserfiche Solutions Group (LSG), to provide an additional amount not to exceed \$200,000 annually through September 2014 to coincide with the term of Contract No. 31305 for software licenses, implementation and support services. (Citywide)

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

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

ORDINANCES (7:25 PM)

20. 11-0038 Recommendation to declare ordinance levying special taxes within the City of Long Beach Community Facilities District No. 2011-1 (Douglas Park – North of Cover Street Area – Services Levy), read and adopted as read. (District 5)

A motion was made by Councilwoman Schipske, seconded by Councilman Andrews, to approve recommendation and adopt Ordinance No. ORD-11-0003. The motion carried by the following vote:

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

Absent: 1 - Neal

Enactment No: ORD-11-0003

21. 11-0056 Recommendation to declare ordinance amending Long Beach Municipal Code by adding Sections 9.22.070, 9.22.075 and 9.22.080 relating to alcohol restrictions, read and adopted as read. (Districts 2,3)

A motion was made by Vice Mayor Lowenthal, seconded by Councilman Andrews, to approve recommendation and adopt Ordinance No. ORD-11-0004. The motion carried by the following vote:

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

Enactment No: ORD-11-0004

NEW BUSINESS (7:26 PM)

22. 11-0120 Recommendation to respectfully request City Attorney to draft a resolution declaring Friday, February 4, 2011, "**Go Red for Women Day**" in support of the American Heart Association and its campaign to reduce heart disease and strokes among women of all ages and backgrounds; and

Request City Manager to notify City Employees about participating in **Go Red for Women Day** and provide information from the American Heart Association about how to take positive actions to reduce the risk of heart disease and stroke.

Vice Mayor Lowenthal spoke.

Quon Win spoke.

Councilwoman Gabelich spoke.

A motion was made by Vice Mayor Lowenthal, 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

23. 11-0121 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, January 28, 2011.

This Agenda Item was received and filed.

24. Affidavit of Service for the special meeting held Tuesday, February 1, 2011.

ANNOUNCEMENTS (7:31 PM)

Councilman Andrews made community announcements.

Vice Mayor Lowenthal made community announcements.

Councilwoman Gabelich made community announcements; and requested that the meeting be adjourned in memory of Stella Guerra, mother of former Councilmember Tonia Reyes Uranga.

Councilmember O'Donnell made community announcements.

Councilmember Neal made community announcements.

Councilmember Johnson made community announcements.

Mayor Foster requested that the meeting be adjourned in memory of Jeannine Critie, aide to former Councilmember Frank Colonna.

Councilmember Garcia made community announcements.

ADJOURNMENT (7:39 PM)

At 7:39 PM. Mayor Foster adjourned the meeting in memory of Stella Guerra and Jeannine Critie.

nem