

Robert Garcia, 1st District
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, 5th District
Dee Andrews, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, Vice Mayor, 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.

Agenda Items for this meeting were considered in the order presented, with the exception of Agenda Item Nos. 7 and 15 were pulled from the Consent Calendar for discussion and considered at the end of the Consent Calendar; and Agenda Item Nos. 29 and 25 were considered immediately following the hearings.

ROLL CALL (5:11 PM)

Councilmembers Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews,
Present: Reyes Uranga, Gabelich and Lerch

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Heather Mahood, Chief Assistant City Attorney; Larry Herrera, City Clerk; Carolyn Harris, City Clerk Specialist.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Gerrie Schipske, Councilwoman, Fifth District.

Mayor Foster announced that Agenda Item No. 23 was withdrawn and that Agenda Item No. 29 would be taken out of order and considered at the conclusion of the hearings.

Julie Pruitt, spcaLA, presented a canine.

Patrick Vogel Penny Farthing Sculpture Dedication "Long Beach, The Most Friendly City In America"

Patrick West, City Manager, spoke.

Charles Gandy, Bicycle Coordinator, spoke.

Patrick Vogel, Patrick Vogel Designs, spoke.

Mayor Foster spoke.

Patrick Vogel, Patrick Vogel Designs, spoke.

Charles Gandy, Bicycle Coordinator, spoke.

Mayor Foster spoke.

National League of Cities 2009 Gold Award for Municipal Excellence Creating A Youth Driver Career Center

Patrick West, City Manager, spoke.

Bryan Rogers, Workforce Development Bureau Manager, spoke.

Mayor Foster spoke.

Councilwoman Gabelich spoke.

Councilman Andrews spoke.

Councilmember Reyes Uranga spoke.

Councilmember Garcia spoke.

Mayor Foster spoke.

HEARINGS (5:36 PM)

[see media](#)

1. [09-1214](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, and adopt resolution making certain findings for a Disposition and Development Agreement with Tierra Concepts, Inc. and the Long Beach Redevelopment Agency for development of residential property at 226 West 10th Street. (District 1)

Suzanne Frick, Assistant City Manager, spoke.

Amy Bodek, Redevelopment Bureau Manager, spoke.

A motion was made by Councilmember Garcia, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-09-0141. The motion carried by the following vote:

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Enactment No: RES-09-0141

[see media](#)

2. [09-1215](#)

Recommendation to receive supporting documentation into the record; find that the public convenience and necessity requires the operation of pedicabs as prescribed in the application; find that the rate of \$1.00 for each 1/10 of a mile is just, reasonable and nondiscriminatory; and adopt Specifications RFP FM 09-039 authorizing City Manager to approve and execute a permit and amendments thereto for the operation of three pedicabs by Green Machine Pedicab Service. (Districts 1,2)

Mayor Foster spoke.

Larry Herrera, City Clerk, spoke.

Suzanne Frick, Assistant City Manager, spoke.

Erik Sund, Business Relations Manager, spoke.

Councilmember Lowenthal spoke.

Councilmember Garcia spoke.

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

PUBLIC COMMENT (5:42 PM)

Dan Peterson spoke regarding the Historical Society of Long Beach.

Councilwoman Gabelich spoke.

Evan Braude spoke regarding the Historical Society of Long Beach.

Councilwoman Schipske spoke.

Larry Goodhue spoke regarding RCMP.

David Zink spoke regarding medical cannabis taxation.

Harley Rubenstein spoke regarding bicycles on the sidewalks.

Mayor Foster spoke.

CONSENT CALENDAR (7:24 PM)

Passed The Consent Calendar

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, to approve Consent Calendar Items 3 - 20, except for Items 7 and 15. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Garcia

3. [09-1202](#) Recommendation to authorize City Attorney to pay sum of \$7,500 in full settlement of lawsuit entitled Aguayo v. City of Long Beach; and to pay the sum of \$24,000 (\$12,000 for each of two plaintiffs) in full settlement of lawsuit entitled Olmos, et al. v. City of Long Beach.
A motion was made to approve recommendation on the Consent Calendar.
4. [09-1216](#) Recommendation to approve the minutes of the City Council meeting of Tuesday, November 3, 2009.
A motion was made to approve recommendation on the Consent Calendar.
5. [09-1217](#) Recommendation to refer to City Attorney damage claims received between November 2, 2009 and November 9, 2009.
A motion was made to approve recommendation on the Consent Calendar.
6. [09-1244](#) Recommendation to approve the destruction of records for Long Beach Police Department as shown in Exhibit A; and adopt the resolution.
A motion was made to approve recommendation and adopt Resolution No. RES-09-0142 on the Consent Calendar.
Enactment No: RES-09-0142

[see media](#)

7. [09-1243](#) Recommendation to adopt resolution in support of and authorizing an application to the State of California Energy Commission's State Energy Program Grant for the Municipal and Commercial Building Targeted Measure Retrofit Program. (Citywide)

Councilwoman Schipske spoke.

A motion was made by Councilwoman Schipske, seconded by Councilmember Reyes Uranga, to approve recommendation and adopt Resolution No. RES-09-0147. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Garcia

Enactment No: RES-09-0147

8. [09-1218](#) Recommendation to authorize City Manager to execute any and all documents necessary for the Second Amendment to Lease No. 26453 between Charles L. Truitt and Donald K. Truitt, successors in interest of the Donald B. Truitt Family Trust, and the City of Long Beach for office space at 425 Atlantic Avenue, for the continued operation of the Department of Community Development, Neighborhood Services Bureau's Neighborhood Resource Center, for an additional five-year term, at an initial monthly base rent of approximately \$2,987. (District 1)

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

9. [09-1219](#) Recommendation to adopt resolution authorizing City Manager to approve the purchase of Personal Protective Equipment (PPE) from Hagemeyer North America, Inc. in an amount not to exceed \$148,800 including tax, to be funded by Homeland Security Grant UASI-07. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-09-0143 on the Consent Calendar.

Enactment No: RES-09-0143

10. [09-1220](#) Recommendation to adopt Specifications PA-02109; and award a contract to Excelsior Elevator, Inc., Reliable Elevator, Inc., and Schindler Elevator, Inc., in the amount of \$150,000 for the period of one year, with the option to renew for one additional year, at the discretion of the City Manager. (Citywide)

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

11. [09-1221](#) Recommendation to authorize City Manager to execute all necessary agreements, and any subsequent amendments, between the City of Long Beach and the Los Angeles County Proposition 10 Commission - First 5 LA in an amount not to exceed \$172,964 to augment the Long Beach Department of Health and Human Services Black Infant Health program. (Districts 1,6,7,9)

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

12. [09-1222](#) Recommendation to adopt resolution in support of, and authorizing an application to, the California Department of Public Health Office of Family Planning to provide Community Challenge Grant Services. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-09-0144 on the Consent Calendar.

Enactment No: RES-09-0144

13. [09-1223](#) Recommendation to adopt resolution in support of, and authorizing an application with, Los Angeles County to apply to the Federal Health and Human Services Department for American Recovery and Reinvestment Act of 2009 (ARRA) Community Prevention and Wellness funding to provide Community Prevention and Wellness Services. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-09-0145 on the Consent Calendar.

Enactment No: RES-09-0145

14. [09-1224](#) Recommendation to authorize City Manager, or designee, to execute all necessary agreements, and any subsequent amendments, between the City of Long Beach and the South Bay Center for Counseling to provide Partnership for Families - First 5 LA activities and services in an amount not to exceed \$60,488 for the period of July 1, 2009 through June 20, 2010. (Citywide)

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

[see media](#)

15. [09-1225](#) Recommendation to receive and file the application of El Sauz Family Restaurant Incorporated, dba El Sauz Family Restaurant, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1614-1620 East Anaheim Street, with existing conditions. (District 2)

Councilmember Lowenthal spoke.

A motion was made by Councilmember Lowenthal, seconded by Councilwoman Gabelich, to approve recommendation with modification restricting the sales, service and consumption of alcoholic beverages shall be permitted only between the hours of 10:00 a.m. and 10:00 p.m. each day of the week. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Garcia

16. [09-1226](#) Recommendation to receive and file the application of Gaslamp Partners LLC, dba Gaslamp, for a person-to-person transfer of an Alcoholic Beverage Control License, at 6251 East Pacific Coast Highway, with existing conditions. (District 3)

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

17. [09-1227](#) Recommendation to receive and file the application of Win Global Group Incorporated, dba London Liquor, for a person-to-person transfer of an Alcoholic Beverage Control License, at 6350 Long Beach Boulevard, with existing conditions. (District 9)

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

18. [09-1228](#) Recommendation to adopt resolution authorizing City Manager to execute an agreement and any subsequent amendments with Forensic Nurse Specialists, Inc. for Sexual Assault Response Team services for a period of one year, in the amount of \$120,000, with the option for two additional one-year extension periods, executed at the discretion of the City Manager. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-09-0146 on the Consent Calendar.

Enactment No: RES-09-0146

19. [09-1229](#) Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Pizza Pi located at 649 East Broadway. (District 2)

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

20. [09-1237](#) Recommendation to receive and file minutes for: Civil Service Commission - October 28, 2009.

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

REGULAR AGENDA (7:29 PM)

[see media](#)

21. [09-1245](#) Recommendation to receive and approve the appointments of Councilmember Robert Garcia and Vice Mayor Val Lerch as board members to the Southeast Resource Recovery Facility Authority (SERRF).

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

[see media](#)

22. [09-1246](#) Recommendation to request City Council to allocate \$65,000 of the Public, Education and Government fee revenue to California State University, Long Beach.

Councilmember DeLong spoke.

Motion: Approve recommendation that the Public, Education and Government fees (33% in the education portion) be allocated and divided equally between California State University, Long Beach, Long Beach Unified School District and Long Beach City College.
Moved by Schipske, seconded by DeLong.

Karen La Mantia spoke and submitted correspondence.

Antonio Ruiz spoke.

Charles Brown spoke.

Matt Kaplan spoke.

Chris Chavez spoke.

Adrianna Sellers spoke.

Mitchell Ramos spoke.

Elva Gutierrez spoke.

Ruthie Ordonez spoke.

Rena McCullough spoke.

Jeffrey Griffin spoke.

Mark Taylor, LBCC, spoke and submitted correspondence.

Paula McCone spoke.

Councilwoman Gabelich spoke.

Councilmember DeLong spoke.

Vice Mayor Lerch spoke.

Curtis Tani, Director of Technology, spoke.

Councilmember O'Donnell spoke.

Councilmember Reyes Uranga spoke.

Councilman Andrews spoke.

Councilwoman Gabelich spoke.

Councilmember Garcia spoke.

Motion: Second Substitute motion to continue providing one-third funding to the educational system, reduce government percentage from ten percent to five percent this year, and increase public access by five percent, which would be 33% to education, 5% to government and 62% to public access.

Moved by DeLong, seconded by Lerch.

Councilwoman Schipske spoke.

Councilmember DeLong withdrew his Second Substitute motion.

Vice Mayor Lerch spoke.

Councilmember Reyes Uranga spoke.

Vice Mayor Lerch spoke.

Mayor Foster spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Gabelich spoke.

A substitute motion was made by Councilmember Reyes Uranga, seconded by Councilmember O'Donnell, to approve recommendation to request that: [1] City staff prepare and submit for City Council consideration, a short-term strategy, to re-establish public access and maintain the funding for public, educational and government access allocations adopted by City Council on April 21, 2009; [2] in the event that a collaborative short-term strategy cannot be developed, authorize the allocation of approximately \$65,000 to LBCC, LBUSD, and CSULB; and [3] City staff to report back in 45 days (or 1-5-2010 meeting). The motion carried by the following vote:

Yes: 5 - O'Donnell, Andrews, Reyes Uranga, Gabelich and Lerch

No: 4 - Garcia, Lowenthal, DeLong and Schipske

23. [09-1248](#)

WITHDRAWN

~~Recommendation to approve the City Attorney and Port of Long Beach to provide an "on agenda" report to the City Council regarding the Stipulated Settlement between the Port of Long Beach and the American Trucking Association involving the Clean Trucks Program.~~

This Agenda Item was withdrawn.

[see media](#)

24. [09-1249](#)

Recommendation to respectfully request the convening of the Charter Amendment Committee to discuss and consider establishing an even-year/odd-year June-November election cycle.

Councilwoman Schipske spoke.

Larry Herrera, City Clerk, spoke.

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

Yes: 8 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Lowenthal

[see media](#)

25. [09-1247](#)

Recommendation to City Council to concur in recommendation of the

Economic Development and Finance Committee to consider the following recommendations of implementing of Equal Benefits Ordinance (EBO):

A. Phase-In:

Year One: Ordinance would apply to City public works, construction or improvements contracts and contracts for the purchase of goods or services over \$100,000.

Year Two: Ordinance would apply to City contracts over \$25,000.

B. Would not apply to non-profit entities.

C. Would apply to new leases of public property in which the City is lessor where the City receives more than \$350,000 in annual gross receipts. Would not apply to leases in which the City is lessee; would not apply to subtenants. Would apply to new leases only, not options to extend.

D. Harbor, Water, Redevelopment and Housing Development Company boards would have to adopt EBO separately.

Councilwoman Gabelich spoke.

Councilmember Garcia spoke.

Councilwoman Schipske spoke.

Erik Sund, Business Relations Manager, spoke.

Councilmember Reyes Uranga spoke.

Councilmember O'Donnell spoke.

Mayor Foster spoke.

Councilmember Garcia spoke.

Councilwoman Schipske spoke.

Raul Anorve, Human Relations Commissioner, spoke and submitted correspondence.

John Montoya spoke.

April Sobuko spoke on behalf of Tom Crow.

Eric Kenny, Human Rights Campaign, spoke and submitted correspondence.

Gigi Acevedo spoke.

Michael Dixon spoke.

Tom Marchese spoke.

Kate Carp spoke.

A motion was made by Councilwoman Gabelich, seconded by Councilmember Garcia, to approve amended recommendation as outlined by Councilwoman Gabelich (see handout). The motion carried by the following vote:

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

[see media](#)

26. [09-1230](#)

Recommendation to authorize City Manager to execute an amendment to Agreement No. 30773 between the City of Long Beach and Moffatt & Nichol Engineers for engineering professional services for the Colorado Lagoon Restoration Project, in an amount not to exceed \$79,293, and any amendments to the contract necessary to extend the term, amend the scope of work or adjust the fee schedule of hourly rates for inflation for any term extensions. (District 3)

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, Schipske, Gabelich and Lerch

Absent: 2 - Andrews and Reyes Uranga

[see media](#)

27. [09-1231](#)

Recommendation to amend Contract No. 29910 with Danny Jones Auto Painting to increase the annual contract amount by \$155,000 for a total annual contract amount of \$505,000 for furnishing and delivering auto body repair services, at the discretion of the City Manager. (Citywide)

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

Yes: 7 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Gabelich and Lerch

Absent: 2 - Andrews and Reyes Uranga

[see media](#)

28. [09-1232](#)

Recommendation to adopt resolution authorizing City Manager to

execute a contract and any amendments thereto for providing graffiti removal services from Graffiti Protective Coatings, Inc., in an amount not to exceed \$1,081,000 for the period of one year, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

Vice Mayor Lerch spoke.

Councilmember O'Donnell spoke.

A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-09-0148. The motion carried by the following vote:

Yes: 8 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Lowenthal

Enactment No: RES-09-0148

[see media](#)

29. [09-1233](#)

Recommendation to receive and file a presentation by the United States Environmental Protection Agency's (EPA) On-Scene Coordinator (OSC), Robert Wise, before the City Council to discuss the status of the investigation into contamination from PCB's on the subject property being considered for acquisition from LCW Partners, LLC by the City of Long Beach. (Citywide)

Patrick West, City Manager, spoke.

Robert Wise, EPA On-Scene Coordinator, spoke and presented a PowerPoint presentation.

Andrew Helmlinger, EPA Assistant Regional Counsel, spoke and continued with the PowerPoint presentation.

Councilwoman Schipske spoke.

Councilmember Reyes Uranga spoke.

Mayor Foster spoke.

Councilmember Reyes Uranga spoke.

Mayor Foster spoke.

Councilmember DeLong spoke.

Mayor Foster spoke.

Councilwoman Gabelich spoke.

Councilmember DeLong spoke.

Heather Mahood, Chief Assistant City Attorney, spoke.

Councilmember Reyes Uranga spoke.

Mayor Foster spoke.

Councilwoman Schipske spoke.

Thomas Marchese spoke.

Larry Goodhue spoke.

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

[see media](#)

30. [09-1240](#)

Recommendation to adopt resolution approving the amendment to the Memorandum of Understanding with the International Association of Machinists and Aerospace Workers; adopt the Amendment to the October 1, 2007 through September 30, 2012 Memorandum of Understanding with the International Association of Machinists and Aerospace Workers and allow those matters that affect compensation to be implemented on the effective dates set forth in the October 1, 2007 through September 30, 2013 Amended Memorandum of Understanding with the International Association of Machinists and Aerospace Workers. (Citywide)

Patrick West, City Manager, spoke.

Vice Mayor Lerch spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

Councilmember Garcia spoke.

A motion was made by Councilmember O'Donnell, seconded by Councilwoman Schipske, to approve recommendation and adopt Resolution No. RES-09-0149. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

Enactment No: RES-09-0149

[see media](#)

31. [09-1235](#)

Recommendation to receive and file the application of Saldana Mex LLC, dba Super Mex Express, for an original Alcoholic Beverage Control License, at 7547 Carson Boulevard, with conditions. (District 5)

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

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

Absent: 1 - Reyes Uranga

[see media](#)

32. [09-1236](#)

Recommendation to approve the conversion of Henderson Avenue between 15th Street and Pacific Coast Highway to a one-way street, and request City Attorney to prepare the required amendment to Section 10.14.020 of the Long Beach Municipal Code adding the following new subsection:

“(Northbound) Henderson Avenue between 15th Street and Pacific Coast Highway.” (District 1)

Councilmember Garcia spoke.

Vice Mayor Lerch spoke.

Councilman Andrews 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, DeLong, O'Donnell, Schipske, Andrews, Gabelich and Lerch

Absent: 2 - Lowenthal and Reyes Uranga

ORDINANCE (9:44 PM)

[see media](#)

33. [09-1234](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by repealing Chapter 5.81; by amending Subsection 8.68.060.B.; by repealing Sections 8.68.130 and 8.68.150; and by adding Chapters 8.69 and 8.70, all relating to smoking in public places, tobacco retail permit and smoking lounge permit, read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

A motion was made by Councilmember Reyes Uranga, seconded by Councilman Andrews, to receive and file. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Andrews, Reyes Uranga, Gabelich and Lerch

No: 1 - Schipske

NEW BUSINESS (8:50 PM)

[see media](#)

34. [09-1184](#)

Recommendation to City Council to concur in recommendation of the Economic Development and Finance Committee to support staff's recommendations with the following adjustments:

- 1) Financial Management, Business License Division as the lead department with involvement from the Health Department;
- 2) Food and beverage regulations - only limited to sales;
- 3) Special consideration be given to current operating smoking lounges who currently have separate ventilation systems installed, and those that operate in stand-alone buildings be exempt from the ventilation system requirement;
- 4) Smoking lounge permit revocations may be appealed to the City Council;
- 5) Reinstate the section allowing the granting of exemptions based on undue financial hardship; and
- 6) Extend the moratorium for an additional year.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Motion: Approve recommendation.

Moved by Schipske, seconded by Reyes Uranga.

Councilwoman Gabelich spoke.

Councilmember Reyes Uranga spoke.

Councilmember Lowenthal spoke.

A second substitute motion was made by Councilmember Lowenthal, seconded by Councilwoman Gabelich, that the Health Department remain involved as the lead, delete Items 2, 3 and 5 of Economic Development and Finance Committee recommendations acceptt Items 4 and 6; and refer future smoking lounges to the Planning Commission. The motion failed by the following vote:

Yes: 4 - Lowenthal, Schipske, Gabelich and Lerch

No: 5 - Garcia, DeLong, O'Donnell, Andrews and Reyes Uranga

Vice Mayor Lerch spoke.

Councilwoman Gabelich spoke.

Tom Fallon spoke.

Claudette Powers spoke.

Councilmember Lowenthal spoke.

Councilwoman Gabelich spoke.

Councilmember DeLong spoke.

Councilmember Lowenthal spoke.

Vice Mayor Lerch spoke.

Councilmember Garcia spoke.

A substitute motion was made by Councilmember Reyes Uranga, seconded by Vice Mayor Lerch, to approve recommendation of the Economic Developent and Finance Committee. The motion carried by the following vote:

Yes: 7 - Garcia, DeLong, O'Donnell, Andrews, Reyes Uranga, Gabelich and Lerch

No: 2 - Lowenthal and Schipske

35. 09-1207 Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 21.42.060, relating to landscaping standards for public right-of-way, read and adopted as read. (Citywide)

A motion was made by Councilmember Lowenthal, seconded by Councilwoman Schipske, to approve recommendation and adopt Ordinance No. ORD-09-0034. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - O'Donnell

Enactment No: ORD-09-0034

36. Affidavit of Service for the special meeting held Tuesday, November 17, 2009.

ANNOUNCEMENTS (9:45 PM)

Councilman Andrews made community announcements.

Councilmember Garcia made community announcements.

Councilmember Reyes Uranga requested that the meeting be adjourned in memory of Max Chamberlain, John Chamberlain's son; and made community announcements.

Councilmember Lowenthal made community announcements.

Councilwoman Gabelich made community announcements.

ADJOURNMENT (9:54 PM)

At 9:54 PM, Mayor Foster adjourned the meeting in memory of Max Chamberlain.

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