

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



Gerrie Schipske, 5th District
Vacant, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, 9th District

Gerald R. Miller, City Manager
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Robert E. Shannon, City Attorney

FINISHED AGENDA & MINUTES

ROLL CALL (5:05 PM)

Councilmembers B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Reyes
Present: Uranga, Gabelich and Lerch

Also present: Gerald Miller, City Manager; Christine Shippey, Assistant City Manager;
Robert Shannon, City Attorney; Laura Doud, City Auditor; Larry Herrera, City Clerk;
Allison Bunma, City Clerk Analyst.

Vice Mayor B. Lowenthal presiding.

Invocation: Moment of Silence.

Flag Salute: Suja Lowenthal, Councilmember, Second District.

Pet Adoption: Julie Pruitt, spcaLA, presented a canine.

Councilmember O'Donnell moved, seconded by Councilmember DeLong, that the minutes of the City Council meetings of Tuesday, January 23, 2007 and January 30, 2007 be approved.

Presentation by Chief Anthony Batts to students selected as "Chief for a Day."

Proclamation presented to the American Heart Association declaring February as American Heart Month.

Councilmember Reyes Uranga spoke.

Councilmember S. Lowenthal spoke.

Councilwoman Gabelich spoke.

Certificate of recognition presented to Howard Brooks, Jr. by Councilwoman Gerrie Schipske.

Proclamation presented by Councilmember Tonia Reyes Uranga to Jim Walker celebrating the life of his father, Del Walker.

Vice Mayor B. Lowenthal stated that the family of Del Walker was not able to attend and that the proclamation will be presented at a future meeting.

Presentation by Edward Benford, Anthony Chavez, Elizabeth Paniagua and Chenel Washington, Polytechnic High School students, regarding Ocean Pollution and its affects on Long Beach.

CONTINUED HEARING (5:35 PM)

[see media](#)

1. [07-0052](#) Recommendation to adopt Hearing Officer Statement of Issues, Findings of Fact, and Summary of Relevant Evidence regarding Entertainment Permit No. BU99041410 issued to Mariposa Restaurant Group LLC, dba Mariposa, 135 Pine Avenue, Long Beach, and instruct staff to suspend the permit, impose entertainment permit conditions requiring Mariposa to limit patron dancing, obtain accurate occupancy load certificates, conduct occupancy counts, maintain occupancy logs, and maintain licensed security personnel as recommended by the Hearing Officer, and issue a Downtown Entertainment District entertainment permit subject to the above recommendations as well as Tier 2 conditions, and commence the suspension on March 9, 2007, as further recommended by staff. (District 2)

Lyle Sardi, applicant, spoke.

Harvey Cochran spoke.

Councilmember S. Lowenthal spoke.

Councilmember Reyes Uranga spoke.

A motion was made by Councilmember S. Lowenthal, seconded by Councilmember Reyes Uranga, to approve recommendation with the following two amendments: a) change from Tier 2 conditions to Tier 1, with Tier 2 conditions implemented if any future violations occur; and b) allow flexibility on the date of the third weekend suspension to avoid a conflict with the Grand Prix. The motion carried by the following vote:

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

PUBLIC COMMENT (5:54 PM)

Barbara Schneider spoke regarding Halloween hate crime.

Thomas Murphy spoke regarding kids diabetes.

Harvey Cochran made general comments.

Ann Lowe spoke regarding Senior Dial-A-Ride for all seniors.

James Kramer spoke regarding Halloween beating.

Chris Miller spoke regarding City employee issues.

Robert Bastian spoke regarding Police public relations.

Robert Lassers spoke regarding Bixby Knolls beatings.

Vice Mayor B. Lowenthal spoke.

CONSENT CALENDAR (6:16 PM)

Passed The Consent Calendar

A motion was made by Councilmember S. Lowenthal, seconded by Councilwoman Schipske, to approve Consent Calendar Items 2 - 20, except for Items 8, 9, 11,12 and 13. The motion carried by the following vote:

Yes: 6 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Reyes Uranga and Lerch

Absent: 2 - DeLong and Gabelich

[see media](#)

2. [07-0097](#) Recommendation to request City Attorney to prepare an amendment to the Long Beach Municipal Code Section 10.22.080, Parking Vehicles for Sale, to prohibit the parking of vehicles with "For Sale" signs on Bayshore Avenue between Appian Way and Second Street; Second Street between Bayshore Avenue and Naples Plaza; and Colorado Street between Nieto Avenue and Bellflower Boulevard.
A motion was made to approve recommendation on the Consent Calendar.
3. [07-0110](#) Recommendation to receive and file the 2005 Parks and Recreation Commission Annual Report. (Citywide)
A motion was made to approve recommendation on the Consent Calendar.
4. [07-0116](#) Recommendation to authorize City Manager to execute agreements with legal counsel Kaye Scholer, Troutman Sanders, Fox Spillane Shaeffer

through a Memorandum of Agreement with the City of Los Angeles (\$375,000); as well as Keesel, Young and Logan (\$100,000) and Fulwider Patton (\$100,000) to assist the City Attorney in connection with Harbor Department matters. (Districts 1,2)

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

5. [07-0096](#) Recommendation to receive and file the Long Beach Transit Comprehensive Annual Financial Report and the Single Audit Reports and Grant Activity Reports for the fiscal year ending June 30, 2006.

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

6. [07-0101](#) Recommendation to refer to City Attorney damage claims received between January 18, 2007 and February 1, 2007.

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

7. [07-0099](#) Recommendation to adopt resolution approving and authorizing the destruction of certain records, papers, and writings by the Citizen Police Complaint Commission.

A motion was made to approve recommendation and adopt Resolution No. RES-07-0016 on the Consent Calendar.

Enactment No: RES-07-0016

[see media](#)

8. [07-0103](#) Recommendation to adopt Specifications No. PA-01307 and award a contract to Adamson Police for providing police auxiliary equipment, in the total estimated annual amount of \$300,000 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)

Thomas Murphy spoke.

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

Yes: 5 - B. Lowenthal, S. Lowenthal, Schipske, Reyes Uranga and Lerch

Absent: 3 - DeLong, O'Donnell and Gabelich

[see media](#)

9. [07-0104](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding: 1) the Department of Homeland Security through the State Office of Homeland Security; and

2) the Department of Homeland Security for the purpose of enhancing the City's homeland security preparedness, and increase appropriation in the amount of \$505,360 in the General Grants Fund (SR 120) and the Fire Department (FD). (Citywide)

Thomas Murphy spoke.

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

Yes: 5 - B. Lowenthal, S. Lowenthal, Schipske, Reyes Uranga and Lerch

Absent: 3 - DeLong, O'Donnell and Gabelich

10. [07-0105](#)

Recommendation to authorize City Manager to accept grant funding from the Department of Homeland Security through the State Office of Homeland Security for the purpose of enhancing the City's homeland security preparedness; and increase appropriations in the amount of \$300,000 in the Health Fund (SR 130) of the Health and Human Services Department. (Citywide)

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

[see media](#)

11. [07-0106](#)

Recommendation to authorize City Manager to execute a Hold Harmless Agreement between the City of Long Beach and Tidelands Oil Production Company for providing electrical supply and equipment space for the cathodic protection of gas lines; and authorize City Manager to execute any subsequent amendments to the Agreement. (District 2)

Thomas Murphy spoke.

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

Yes: 5 - B. Lowenthal, S. Lowenthal, DeLong, Schipske and Lerch

Absent: 3 - O'Donnell, Reyes Uranga and Gabelich

[see media](#)

12. [07-0107](#)

Recommendation to adopt resolution authorizing City Manager to execute an agreement with Anvil International, Inc., to provide various gas pipe fittings, parts, tools, specialized equipment, and other services in an amount not to exceed \$150,000; and the term of the contract will be for one year with the option for two additional one-year extension periods, which will be executed at the discretion of the City Manager.

(Citywide)

Thomas Murphy spoke.

A motion was made by Councilwoman Schipske, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-07-0017. The motion carried by the following vote:

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

Enactment No: RES-07-0017

[see media](#)

13. [07-0108](#)

Recommendation to authorize City Manager to execute a right of entry permit for a term of two months to enable the Aquarium of the Pacific access across City-owned property adjacent to Pierpoint Landing for the construction of an educational exhibit; and

Authorize City Manager to execute a three-party public interest agreement between the City of Long Beach, the Aquarium of the Pacific, and the California State Coastal Conservancy with respect to the grant funding received for the construction of the educational exhibit. (District 2)

Thomas Murphy spok.e

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

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

14. [07-0109](#)

Recommendation to authorize City Manager to execute the Third Amendment to Lease No. 25092 between the City of Long Beach and James J. Choura, dba El Dorado Food Service, for a food and beverage operation at the El Dorado Golf Course Restaurant, located at 2400 Studebaker Road, for a term extending through March 31, 2012. (District 5)

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

15. [07-0098](#)

Recommendation to authorize City Manager to execute the Agreement for Connection Services with G2Solutions, Inc., to provide secure biometric transmission services to the Department of Parks, Recreation and Marine. (Citywide)

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

16. [07-0111](#) Recommendation to authorize a public walkways occupancy permit for sidewalk dining at Ecco's Broasted Chicken Restaurant located at 2125 Bellflower Boulevard. (District 4)

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

17. [07-0112](#) Recommendation to authorize City Manager to execute, amend and administer an Exclusive Area Agreement as defined under 49 CFR Part 1452 with United Parcel Service. (District 5)

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

18. [07-0113](#) Recommendation to authorize City Manager to execute an agreement with Los Angeles County for the exchange of City Surface Transportation Program-Local funds for County Gasoline Tax funds. (Citywide)

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

19. [07-0102](#) Recommendation to receive and file minutes of:
Harbor Commission - January 8, 16 and 22, 2007.
Parks and Recreation Commission - December 21, 2006.
Planning Commission - November 2, 2006.

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

20. [07-0118](#) Recommendation to approve Proclamation presented to the American Heart Association declaring February as American Heart Month.

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

UNFINISHED BUSINESS (6:29 PM)

[see media](#)

21. [07-0013](#) Recommendation to request City Attorney to prepare and authorize City Manager to execute all documents necessary to implement an agreement between the City of Long Beach and Central Parking Systems for parking management services in an amount not to exceed \$3,806,275 annually, which includes a contingency of 25 percent (or \$761,254) should the scope of services expand. (Districts 1,2,3)

Councilmember Reyes Uranga spoke.

Craig Beck, Redevelopment Bureau Manager, spoke.

Councilmember S. Lowenthal spoke.

Councilmember Reyes Uranga spoke.

Vice Mayor B. Lowenthal spoke.

A motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Gabelich, to approve recommendation with the condition that Central Parking enter into the same terms and conditions with UFCW Local 324 that were afforded to ACE Parking employees. The motion carried by the following vote:

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

REGULAR AGENDA (6:37 PM)

Agenda Item No. 25 was considered at this time.

[see media](#)

22. [07-0119](#) Recommendation to receive the list of argument writers for the May 1, 2007 Special Election ballot measures and approve the designated persons or association persons pursuant to Section 1.24.020 of the Long Beach Municipal Code.

Vice Mayor B. Lowenthal spoke.

Larry Herrera, City Clerk, spoke.

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

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

[see media](#)

23. [07-0117](#) Recommendation to request City Attorney to draft an ordinance allowing the use of directions on the side of ballots and allowing other variations in design as may be permitted by the Hart ballot design software or software for any other state-certified elections system that the City may subsequently use. (Citywide)

Councilmember O'Donnell spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

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

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

[see media](#)

24. [07-0095](#)

Recommendation to receive and file the Public Safety Facilities Status Report. (Citywide)

Gerald Miller, City Manager, spoke.

A motion was made by Councilwoman Schipske, seconded by Councilmember Reyes Uranga, that the item be laid over two weeks to the February 20, 2007 meeting. The motion carried by the following vote:

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

Agenda Item No. 25 was considered prior to Agenda Item No. 22.

[see media](#)

25. [07-0114](#)

Recommendation to receive and file the report on the State of HIV/AIDS in Long Beach. (Citywide)

Carlos Ruiz spoke.

Jessica Quintana spoke.

Whitney Andrea spoke.

Mike Johnson spoke.

Councilmember Reyes Uranga.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Councilmember S. Lowenthal spoke.

Councilwoman Schipske spoke.

Vice Mayor B. Lowenthal spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, to approve recommendation and refer to the Public Safety Advisory Commission. The motion carried by the following vote:

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

NEW BUSINESS (7:22 PM)

Councilmember O'Donnell made community announcements.

Councilwoman Schipske made community announcements.

Councilmember S. Lowenthal made community announcements.

Vice Mayor B. Lowenthal made community announcements.

Councilmember Reyes Uranga requested that the meeting be adjourned in memory of Royce Rambo; and made community announcements.

ADJOURNMENT (7:31 PM)

At 7:31 P.M., Vice Mayor B. Lowenthal adjourned the meeting in memory of Royce Rambo.

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