



CITY OF LONG BEACH

C-6

DEPARTMENT OF CITY CLERK

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November 1, 2011

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the minutes for the City Council Meetings of Tuesday,
October 11 and 18, 2011.

DISCUSSION

The Legistar minutes for the City Council meetings of Tuesday, October 11 and 18, 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,

A handwritten signature in black ink, appearing to read "Larry Herrera".

LARRY G. HERRERA
CITY CLERK

Prepared by: Nancy Muth

LGH:nem
Attachment

Dr. Robert Garcia, 1st District
Dr. Suja Lowenthal, Vice Mayor, 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
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 order presented, except for Agenda Item No. 17, which was considered following Agenda Item No. 6 and prior to Agenda Item No. 13.

ROLL CALL (5:40 PM)

Councilmembers Garcia, Lowenthal, DeLong, Schipske, Andrews, Johnson,
Present: Gabelich and Neal

Councilmembers O'Donnell
Absent:

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Charles Parkin, Principal Deputy City Attorney; Michael Mais, Assistant City Attorney; Laura L. Doud, City Auditor; Merianne Nakagawa, Legislative Bureau Manager; Nancy Muth, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Dee Andrews, Councilman, Sixth District.

Mayor Foster announced that Agenda Item Nos. 2 and 6 were pulled from the Consent Calendar for discussion.

Proclamation presented for Domestic Violence Awareness Month.

11-1065 A flyer and purple ribbons were submitted to City Council regarding the Domestic Violence Awareness Day 2011.

This Handout was received and filed.

Mayor Foster spoke.

Councilman Andrews spoke.

Vice Mayor Lowenthal spoke.

Councilmember Garcia spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

Presentation for spotlight on Voicewaves.

Antonio Ruis provided a PowerPoint presentation.

Councilmember Garcia spoke.

Councilwoman Gabelich spoke.

Councilman Andrews spoke.

Charles Parkin, Principal Deputy City Attorney, reported out from closed session that pursuant to California Government Code 54956.9(a) the City Council authorized the City Attorney to petition the Supreme Court for review of the case Ryan Pack and Anthony Gayle v. City of Long Beach, LASC Case No. NC055010.

HEARING (6:00 PM)

1. 11-1004 Recommendation to receive supporting documentation into the record, conclude the hearing, and adopt resolution confirming the Bixby Knolls Business Improvement Area Annual Report, continuing the levy of assessment for the period of October 1, 2011 through September 30, 2012; and authorize City Manager to extend the agreement with the Bixby Knolls Business Improvement Association for one year.
(Districts 7,8)

Blair Cohen, Bixby Knolls Business Improvement Area representative, spoke.

Councilwoman Gabelich spoke.

Councilmember Johnson spoke.

Mayor Foster spoke.

A motion was made by Councilwoman Gabelich, seconded by Councilmember Johnson, to approve recommendation and adopt Resolution No. RES-11-0114. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - O'Donnell

Enactment No: RES-11-0114

PUBLIC COMMENT (6:08 PM)

Ray Vander Nat spoke regarding the Project Labor Agreement (PLA).

Jane Templin spoke regarding support for the airport PLA.

11-1064 Larry Goodhue spoke regarding Basin 4; and submitted photographs.

This Handout was received and filed.

Ron Miller spoke regarding the PLA.

Andrew Mayorga spoke regarding the airport PLA.

Russ Nicholson spoke regarding the PLA.

11-1063 Fred Garcia spoke regarding the Project Labor Agreement (PLA); and submitted correspondence from the Painters & Allied Trades District Council 36.

This Handout was received and filed.

Steve Belerra spoke regarding the PLA.

Billy Campana spoke regarding the PLA.

Dan Benter spoke regarding the PLA.

CONSENT CALENDAR (6:22 PM)

Passed The Consent Calendar

A motion was made by Councilwoman Schipske, seconded by Councilwoman Gabelich, to approve Consent Calendar Items 2 - 12, except for Items 2 and 6. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - DeLong and O'Donnell

2. 11-1027 Recommendation to adopt resolution adopting a Statement of Overriding Considerations relating to Ordinance No. ORD-11-0009 banning plastic carryout bags in the City of Long Beach. (Citywide)

Councilwoman Gabelich spoke.

A motion was made by Vice Mayor Lowenthal, seconded by Councilmember Garcia, to approve recommendation and adopt Resolution No. RES-11-0116. The motion carried by the following vote:

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

No: 1 - Gabelich

Absent: 1 - O'Donnell

Enactment No: RES-11-0116

3. 11-0931 Recommendation to refer to City Attorney damage claims received between September 26, 2011 and October 3, 2011.

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

4. 11-1005 Recommendation to authorize City Manager, or designee, to execute an agreement and any subsequent amendments between the City of Long Beach and Kaiser Permanente South Bay Medical Center to accept funding in the amount of \$20,000 for the period from July 1, 2011 through June 30, 2012 to expand childhood obesity prevention programming. (Districts 8,9)

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

5. 11-1006 Recommendation to authorize City Manager, or designee, to execute an agreement and any subsequent amendments between the City of Long Beach and The Earl B. and Loraine H. Miller Foundation to accept funding in the amount of \$79,000 for the period from July 1, 2011 through June 30, 2012 to continue and expand childhood obesity prevention health education programming. (Districts 8,9)

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

6. 11-1007 Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, between the City of Long Beach and British Petroleum West Coast Products, LLC in the amount of \$325,000 for the Community Asthma and Air Quality Resource Education Program to address conditions caused or exacerbated by both indoor and outdoor air pollution throughout Long Beach, with a primary focus in West Long Beach. (Citywide)

Councilwoman Gabelich spoke.

Ron Arias, Director of Health and Human Services, spoke.

Councilmember Johnson spoke.

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

Yes: 7 - Lowenthal, DeLong, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - Garcia and O'Donnell

7. 11-1008 Recommendation to authorize City Manager, or designee, to execute a first amendment to the current agreement between the City of Long Beach and Los Angeles County in the amount of \$50,000 to continue the public health infrastructure building and enhancement project for the period of September 30, 2011 through September 28, 2012. (Citywide)

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

8. 11-0859 Recommendation to adopt resolution, which commits the City of Long Beach to a policy of nondiscrimination and equal employment in all hiring activities; and refer the proposed three-year Equal Employment Opportunity Program Plan 2010-2012 to the Personnel and Civil Service Committee for review. (Citywide)

A motion was made by Councilwoman Schipske, seconded by Councilwoman Gabelich, to approve recommendation on the Consent Calendar and adopt Resolution No. RES-11-0115. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - DeLong and O'Donnell

A motion was made by Councilwoman Schipske, seconded by Councilwoman Gabelich, to refer the proposed three-year Equal Employment Opportunity Program Plan 2010-2012 to the Personnel and Civil Service Committee for review. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - DeLong and O'Donnell

Enactment No: RES-11-0115

9. 11-1009 Recommendation to authorize City Manager to execute a new License Agreement with Southern California Edison for the City's use of Southern California Edison-owned right-of-way, which is currently being used as the North Long Beach Community Garden, for a period of five years. (District 9)

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

10. 11-1010 Recommendation to authorize Police Department to receive \$104,000 of appropriation in unspent UASI 08 grant funds from the Harbor Department; and increase appropriations in the General Grants Fund (SR 120) and in the Police Department (PD) by \$104,000. (Citywide)

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

11. 11-1011 Recommendation to determine that the granting of Facility/Pipeline Permit Supplement No. S-3-11, under existing Facility/Pipeline Permit No. P-239-11 to The Boeing Company, will not be contrary to the public interest; and authorize City Manager to issue said permit supplement in accordance with Section 15.44.060, Permit Issuance, of the Long Beach Municipal Code. (District 5)

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

12. 11-1018 Recommendation to receive and file minutes for:
Civil Service Commission - September 7, 2011.
Cultural Heritage Commission - August 8, 2011.
Planning Commission - August 18, 2011.

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

REGULAR AGENDA (6:31 PM)

13. 11-1028 Recommendation to request City Manager to develop an adaptive reuse incentive program and ordinance that recognizes the economic, environmental and cultural value of preserving older and/or historic landmark buildings in consultation with the Cultural Heritage Commission, the Planning Commission and the historic preservation community.

Request that the program include, but not be limited to, the following elements drawing on adaptive reuse ordinances in Los Angeles, Santa Monica and Pasadena:

- A fair, clear and predictable approval process that stresses collaboration between the various approval entities including building, Fire, planning and Public Works.
- Regulatory changes to provide incentives for adaptive reuse, including the potential for density, corridors/neighborhoods of focus, by-right and parking waivers.
- Flexibility in building and fire codes that mandate health and safety protections while ensuring that requirements do not render projects infeasible
- Application of the historic building code as appropriate.
- Develop a handbook and online resource describing the program to potential developers.

Vice Mayor Lowenthal spoke.

Councilman Andrews spoke.

Councilwoman Gabelich spoke.

John Thomas spoke.

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

Yes: 8 - Garcia, Lowenthal, DeLong, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - O'Donnell

14. 11-1029 Recommendation to respectfully request the opportunity to update the Mayor, the City Council and the public on the progress of a working group's efforts to secure office space inside the new Los Angeles County Courthouse in support of victims of domestic violence with cooperation from local domestic violence victims' advocate groups, City Prosecutor

Doug Haubert and the Long Beach Police Department.

Vice Mayor Lowenthal spoke.

Doug Haubert, City Prosecutor, spoke.

Christina de la Motte, Interval House, spoke.

Councilman Andrews spoke.

Councilmember Johnson spoke.

Vice Mayor Lowenthal spoke.

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

Yes: 7 - Garcia, Lowenthal, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - DeLong and O'Donnell

15. 11-1023

Recommendation to authorize City Manager to execute all documents necessary with Williams Scotsman, Inc., of Santa Fe Springs, CA (not an MBE, WBE, or SBE), for the purchase of five modular trailers, and execute related lease financing documents with Banc of America Public Capital Corporation for a total amount not to exceed \$320,000. (Districts 4,5)

Councilmember Johnson spoke.

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

Yes: 6 - Lowenthal, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 3 - Garcia, DeLong and O'Donnell

16. 11-1012

Recommendation to authorize City Manager to allow the Long Beach Gas and Oil Department (LBGO) to partner with Southern California Edison Company (SCE) in offering energy rebates to their joint customers through the Energy Upgrade California Program. (Citywide)

Wes Harding spoke.

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

Yes: 7 - Garcia, Lowenthal, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - DeLong and O'Donnell

17. 11-1013 Recommendation to receive and file the application of Forty Niner Shops, Incorporated, dba Outpost Grill, for an original Alcoholic Beverage Control License, at 1250 North Bellflower Boulevard Building OP. (District 3)

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

Yes: 7 - Lowenthal, DeLong, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - Garcia and O'Donnell

18. 11-1014 Recommendation to receive and file the application of Sparkys Cheesesteaks, dba Philly's Best, for an original Alcoholic Beverage Control License, at 1998 Ximeno Avenue Suite B. (District 4)

A motion was made by Vice Mayor Lowenthal, seconded by Councilmember Johnson, to approve recommendation, with conditions. The motion carried by the following vote:

Yes: 6 - Garcia, Lowenthal, Schipske, Andrews, Johnson and Neal

Absent: 3 - DeLong, O'Donnell and Gabelich

19. 11-1015 Recommendation to authorize City Manager to execute an agreement, any subsequent amendments thereto, and any related necessary documents to provide law enforcement and security services to Long Beach Community College District for a period of three years, with the first year's estimated reimbursement of \$2,846,268; and increase appropriations in the General Fund (GP) in the Police Department (PD) by \$195,327. (Districts 5,6)

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

Yes: 6 - Lowenthal, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 3 - Garcia, DeLong and O'Donnell

20. 11-1016 Recommendation to authorize City Manager, or designee, to execute a one-year agreement between the City of Long Beach and the Long Beach Public Transportation Company for the disbursement of transportation funds for Fiscal Year 2012. (Citywide)
- A motion was made by Councilman Andrews, seconded by Councilmember Johnson, to approve recommendation. The motion carried by the following vote:**
- Yes:** 6 - Lowenthal, Schipske, Andrews, Johnson, Gabelich and Neal
- Absent:** 3 - Garcia, DeLong and O'Donnell
21. 11-1017 Recommendation to authorize City Manager to enter into an agreement with the Long Beach Community Action Partnership to operate Public Access television in Long Beach for a period of two years with the option to extend for two additional one year periods at the discretion of the City Manager; and increase appropriations in the General Services Fund (IS 385) and the Department of Technology Services (TS) by \$524,472. (Citywide)
- Distributed at the meeting: Comments submitted by Karen Ashikeh LaMantia.
- Curtis Tani, Director of Technology Services, spoke.
- Derrick Simpson spoke.
- Antonio Ruis spoke.
- Liza Mitchell spoke.
- Councilwoman Gabelich spoke.
- Councilman Andrews spoke.
- Councilmember Johnson spoke.
- Councilmember Neal spoke.
- Vice Mayor Lowenthal spoke.
- Councilwoman Gabelich spoke.
- A motion was made by Councilmember Garcia, seconded by Councilmember Johnson, to approve recommendation. The motion carried by the following vote:**
-

Yes: 7 - Garcia, Lowenthal, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - DeLong and O'Donnell

NEW BUSINESS (7:15 PM)

22. Affidavit of Service for the special meeting held Tuesday, October 11, 2011.

23. 11-1066 e-Comments received for the City Council meeting of Tuesday, October 11, 2011.

This Agenda Item was received and filed.

ANNOUNCEMENTS (7:15 PM)

Councilman Andrews made community announcements.

Councilmember Johnson made community announcements.

Councilwoman Gabelich made community announcements.

Councilmember Neal made community announcements.

Councilwoman Schipske made community announcements.

Councilmember Johnson requested that the meeting be adjourned in memory of Falelaluiula Brian.

ADJOURNMENT (7:24 PM)

At 7:24 PM, Vice Mayor Lowenthal adjourned the meeting in memory of Falelaluiula Brian.

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Dr. Robert Garcia, 1st District
Dr. Suja Lowenthal, Vice Mayor, 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
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, except for Agenda Item Nos. 3 and 19, which were considered in that order following the Consent Calendar vote.

ROLL CALL (5:02 PM)

Councilmembers Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews,
Present: Gabelich and Neal

Councilmembers Johnson
Absent:

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Laura L. Doud, City Auditor; Merianne Nakagawa, Legislative Bureau Manager; Nancy Muth, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Rae Gabelich, Councilwoman, Eighth District.

Mayor Foster announced that Councilmember Johnson would be absent tonight; and that Agenda Item No. 19 would be considered at the beginning of the Regular Agenda.

Julie Pruitt, spcaLA, presented a canine.

Certificate of Congratulations was presented to the Long Beach Pony Baseball League.

Councilwoman Schipske spoke.

Proclamation was presented for the 100th Anniversary of Women's Suffrage.

Councilwoman Schipske spoke.

Councilmember Garcia spoke.

Presentation by the Historical Society for the 16th Annual Historical Cemetery Tour.

Councilwoman Gabelich spoke.

Evan Braude spoke regarding the event.

Julie Bartolotto spoke.

Councilwoman Schipske spoke.

HEARINGS (5:29 PM)

1. 11-1030 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 Wokcano Long Beach, Inc., dba Wokcano, 199 The Promenade North, for Entertainment With Dancing by Patrons at an existing restaurant. (District 2)

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

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

 Absent: 1 - Johnson

2. 11-1031 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 Casto Corporation, Inc., dba The Brit, 1744 E. Broadway, for Entertainment Without Dancing by Patrons. (District 2)

 Tom Hertzog spoke.

 Ruby Archibald spoke.

 Norman Tyler spoke.

 Tammara Gray spoke.

Reg Lapin spoke.

Larry Goodhue spoke.

Myra Williams spoke; and submitted a petition.

Vice Mayor Lowenthal spoke.

A motion was made by Vice Mayor Lowenthal, seconded by Councilmember Garcia, that the hearing be postponed for two months and the owners encouraged to apply for Occasional Event Permits as needed, with the conditions as outlined for the Permit for Entertainment. The motion carried by the following vote:

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

Absent: 1 - Johnson

PUBLIC COMMENT (5:46 PM)

Chris Robson spoke regarding Occupy Long Beach

Larry Goodhue spoke regarding Basin 4 in the Marina.

Molly Haupt spoke regarding Occupy Long Beach.

Tammara Phillips spoke regarding Occupy Long Beach.

Jonah Quest spoke regarding Occupy Long Beach and certain sidewalks needing repair.

P. Joseph Rosenwald spoke regarding portable toilets in Lincoln Park and (FACTS) Families to Amend California's Three Strikes law.

Vice Mayor Lowenthal spoke.

Patrick West, City Manager, spoke.

Kirsten Larsen spoke regarding Rebuilding Together event in Long Beach on October 22, 2011.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Councilmember Garcia spoke.

CONSENT CALENDAR (6:16 PM)

Larry Goodhue spoke.

Passed The Consent Calendar

A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to approve Consent Calendar Items 3 - 10, except for Agenda Item No. 3. The motion carried by the following vote:

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

Absent: 2 - Andrews and Johnson

3. 11-0968 Recommendation to City Council to concur in recommendation of the Elections Oversight Committee to authorize City Clerk to procure voting system technology that will allow persons with disabilities to vote privately and independently, at City Hall, during the 29 day early voting window period for the April 2012 Primary Nominating and June 2012 General Municipal elections.

Councilmember Garcia spoke.

Francis Emily Dawson Harris spoke.

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

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

Absent: 1 - Johnson

4. 11-1034 Recommendation to authorize City Manager to execute a settlement agreement and all other necessary documents to settle a dispute between the City and Indel Engineering dba Marina Shipyard.

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

5. 11-1048 Recommendation to authorize City Attorney to pay sums of \$8,500 and \$12,500 in full settlement of lawsuit entitled *Ramon Edward Guedea, and as Guardian Ad Litem of Alicia Gabriela Guedea v. City of Long Beach, et al.*; to pay the sum of \$5,999 in full settlement of lawsuit

entitled *Ochoa v. City of Long Beach*, Case No. 10C04386; and to pay sum of \$10,000 in full settlement of lawsuit entitled SCE v. COLB.

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

6. 11-1032 Recommendation to approve the minutes for the City Council meeting of Tuesday, October 4, 2011.

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

7. 11-1033 Recommendation to refer to City Attorney damage claims received between October 3, 2011 and October 10, 2011.

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

8. 11-1035 Recommendation to adopt resolution approving the Annual Assessment Report from October 1, 2011 to September 30, 2012 for the Fourth Street Parking and Business Improvement Area, declaring its intention to levy the annual assessment, and set date of hearing for Tuesday, November 8, 2011 at 5:00 p.m. (District 2)

A motion was made to approve recommendation and adopt Resolution No. RES-11-0117 on the Consent Calendar.

Enactment No: RES-11-0117

9. 11-1036 Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Blackbird Cafe located at 3403/3405 Orange Avenue. (District 7)

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

10. 11-1037 Recommendation to re-appoint Deputy Director of Public Works/City Engineer Mark Christoffels as the appointed Member to the Los Angeles Gateway Region Integrated Regional Water Management Joint Powers Authority, and Storm Water Officer Anthony Arevalo as the authorized Alternate Member; and authorize City Manager to designate in writing a representative if neither the Member nor Alternate Member is available. (Citywide)

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

REGULAR AGENDA (6:23 PM)

11. 11-1052 Recommendation to respectfully request City Manager to present a report on the last 5 years of contracts in the Department of Public Works to the City Council within 21 days, including, but not limited to the following data:

- Total number of public works contracts, including total dollar amounts annually
- Total number and percentage of minority-owned businesses receiving public works contracts
- Total number and percentage of women-owned businesses receiving public works contracts
- Total number and percentage of local businesses receiving public works contracts
- Any available data on local jobs created through public works contracts
- Any notable trends related to the procurement of contracts with local, minority, and women-owned businesses

Councilmember Neal spoke.

Mayor Foster spoke.

Eric Sund, Business Relations Manager, spoke.

Councilman Andrews spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

Larry Goodhue spoke.

Vice Mayor Lowenthal spoke.

Joseph Rosenwald spoke.

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

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

Absent: 1 - Johnson

12. 11-1038 Recommendation to authorize City Manager to transfer a City loan with

Sports Legends, Inc., dba Legends Restaurant, to Shore Restaurant Group, LLC. (District 3)

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

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

Absent: 1 - Johnson

13. 11-1039 Recommendation to authorize City Manager to execute all necessary documents with the Southern California Association of Governments (SCAG) relating to a grant awarded to the Department of Development Services for professional planning services to prepare a new development code for Long Beach Boulevard and related environmental documents. (Districts 1,6,7)

Councilman Andrews spoke.

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

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

Absent: 1 - Johnson

14. 11-1040 Recommendation to authorize City Manager to make payment for property and boiler and machinery insurance for the Southeast Resource Recovery Facility for the period of October 20, 2011 through October 20, 2012, for a premium not to exceed \$855,000, payable to Covanta Holding Corporation. (District 2)

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

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

Absent: 1 - Johnson

15. 11-1041 Recommendation to authorize City Manager to execute International Swap and Derivatives Association (ISDA) Agreements with several energy market risk management product providers to allow various physical and financial natural gas transactions to protect against natural gas price spikes for customers of Long Beach Gas and Oil. (Citywide)

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

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

Absent: 1 - Johnson

16. 11-1042

Recommendation to authorize City Manager to execute a lease and all necessary documents with Long Beach Local, Inc., for the establishment of an urban farm and sustainable produce stand on municipally-owned land, encompassing approximately 0.6 acres of undeveloped open space within the California Gardens project, located near 2712 California Avenue, as approved and recommended by the Parks and Recreation Commission, for a term of two years, with one, one-year renewal option at the discretion of the City Manager.
(District 7)

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

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

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

Absent: 1 - Johnson

17. 11-0996

Recommendation to approve the Downtown Long Beach Property and Business Improvement District Annual Report for the period of January 1, 2012 through December 31, 2012, automatically extending the Agreement for Funding with the Downtown Long Beach Associates for one year; and authorize payment of \$460,860 in City property assessments from the Civic Center Fund (IS 380) in the Department of Public Works (PW). (Districts 1,2)

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

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

Absent: 1 - Johnson

18. 11-1044 Recommendation to facilitate the design of the Chittick Field project, move existing appropriations in the Open Space Bond by decreasing appropriations in the Capital Projects Fund (CP 201) in the Department of Citywide Activities (XC) by \$700,000; and increase appropriations in the Capital Projects Fund (CP 201) in the Department of Public Works (PW) by \$700,000. (District 6)

Councilman Andrews spoke.

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

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

Absent: 1 - Johnson

NEW BUSINESS (6:23 PM)

19. 11-1059 Recommendation to City Council to concur in recommendation of the Personnel and Civil Service Committee to receive the communication and confirm the following appointment: Civil Service Commission (1 appointment).

Councilwoman Schipske spoke.

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

Yes: 7 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Gabelich and Neal

Absent: 2 - Garcia and Johnson

20. Affidavit of Service for special meeting held Tuesday, October 18, 2011.

21. 11-1067 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, October 14, 2011.

This Agenda Item was received and filed.

22. 11-1070 eComments received for the City Council meeting of Tuesday, October 18, 2011.

This Agenda Item was received and filed.

ANNOUNCEMENTS (6:44 PM)

Councilwoman Schipske made community announcements.

Councilman Andrews made community announcements.

Councilwoman Gabelich made community announcements.

Vice Mayor Lowenthal made community announcements.

Councilmember Neal made community announcements.

Councilmember Garcia made community announcements.

Councilwoman Schipske spoke regarding the video sound.

Councilwoman Gabelich made additional announcements.

Councilmember O'Donnell made community announcements.

PUBLIC (6:52 PM)

Joseph Rosenwald spoke regarding the Rosie the Riveter event.

ADJOURNMENT (6:53 PM)

At 6:53 PM, Mayor Foster adjourned the meeting.

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