

Lena Gonzalez, 1st District
Dr. Suja Lowenthal, Vice Mayor, 2nd District
Suzie A. Price, 3rd District
Daryl Supernaw, 4th District



Stacy Mungo, 5th District
Dee Andrews, 6th District
Roberto Uranga, 7th District
Al Austin, 8th District
Rex Richardson, 9th District

Patrick H. West, City Manager
Maria de la Luz Garcia, City Clerk

Dr. Robert Garcia, Mayor

Charles Parkin, 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.

The Agenda Items were considered in the order presented, except for Agenda Item Nos. 11, 12, and 20 which were considered before Agenda Item No. 1.

ROLL CALL (5:07 PM)

Councilmembers Lowenthal, Price, Supernaw, Mungo, Andrews, Uranga, Austin
Present: and Richardson

Councilmembers Gonzalez
Absent:

Also present: Patrick West, City Manager; Tom Modica, Assistant City Manager; Charles Parkin, City Attorney; Laura Doud, City Auditor; Maria de la Luz Garcia, City Clerk; Jonathan Nagayama, City Clerk Assistant.

Vice Mayor Lowenthal presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Rex Richardson, Councilmember, Ninth District.

Vice Mayor Lowenthal announced that Agenda Item No. 20 would be considered upon Mayor Garcia's arrival; and that Agenda Item No. 1 would have a time certain of 7:00 p.m.

Presentation for Public Works Week.

Craig Beck, Director of Public Works, spoke.

Councilwoman Price spoke.

Councilmember Richardson spoke.

Councilwoman Mungo spoke.

Councilmember Uranga spoke.

Councilman Andrews spoke.

Councilmember Supernaw spoke.

Councilman Austin spoke.

Vice Mayor Lowenthal spoke.

Presentation for Pools of Hope.

Councilmember Richardson spoke.

Glen Brossus, Board President, California Aquatics Therapy and Wellness Center, spoke.

Charles Parkin, City Attorney, reported out of Closed Session that there was no report, no action taken regarding a conference with the City's real property negotiator relating to property located at 100 East Ocean Boulevard; and that labor negotiations with unrepresented and represented employees will be continued at the conclusion of the City Council meeting.

HEARING (7:10 PM)

1. [16-0420](#) Recommendation to receive supporting documentation into the record, conclude the public hearing regarding an economic subsidy in connection with a Transient Occupancy Tax Sharing Agreement with American Life, Inc., pursuant to California Government Code Section 53083;

Adopt Specifications No. RFP CM15-163 for the purchase and development opportunity at 100 East Ocean Boulevard, Assessor Parcel Number 7278-007-928 (Subject Property);

Declare the City-owned Subject Property as surplus;

Authorize City Manager, or designee, to execute any and all documents necessary, including a Purchase and Sale Agreement and Transient Occupancy Tax Sharing Agreement, with American Life, Inc., a California corporation, or assignee, for the sale of the Subject Property in the amount of \$7,000,000, for the development of a mixed-use hotel and business center; and

Accept Categorical Exemption CE 16-070. (District 2)

Patrick West, City Manager, spoke.

Michael Conway, Director of Economic and Property Development, spoke; and provided a PowerPoint presentation.

Vice Mayor Lowenthal spoke.

Councilwoman Price spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Mungo spoke.

Councilman Austin spoke.

Councilman Andrews spoke.

Councilmember Richardson spoke.

Mayor Garcia spoke.

Warren Blesofsky spoke.

Cheryl Perry spoke.

Derek Smith spoke.

Naida Tushnet spoke.

Jose Soto spoke.

James Banks spoke.

Alicia Quiroz spoke.

Tommy Faavae spoke.

Jeremy Diaz spoke.

Amy Bartalone spoke.

Councilman Austin spoke.

Charles Parkin, City Attorney, spoke.

Councilmember Supernaw spoke.

Vice Mayor Lowenthal spoke.

A motion was made by Vice Mayor Lowenthal, seconded by Councilman Austin, to approve recommendation, as amended, with the following conditions: [1] that the Developer shall enter a Card Check Agreement providing for the unionization of the hotel; [2] that the TOT Sharing Agreement shall not exceed 50% of the TOT actually received by the City, not including the TOT generated under the Long Beach Tourism Business Improvement Area, for a period of not more than 20 years; [3] that the Developer shall be required to enter a point of sale agreement for the construction phase of the development; [4] that the entitlement and development timelines presented in the Council Letter include responsible flexibility; and [5] that the Developer use best efforts to secure a 4-star flag for the hotel operations. The motion carried by the following vote:

Yes: 8 - Lowenthal, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

Mayor Garcia declared a recess at 7:53 p.m.

Mayor Garcia called the meeting back to order at 8:06 p.m.

PUBLIC COMMENT (5:29 PM)

Bill Orton spoke regarding performance art.

Steve Updike spoke regarding justice.

16-0494 Jedi Jimenez spoke regarding wage enforcement; and submitted a petition.

This Handout was received and filed.

Marvin Quinonez spoke regarding wage enforcement.

Ravi Bendapudi spoke regarding a real estate development in Downtown Long Beach.

Shirley Broussard spoke regarding the homeless.

Andy Whallon spoke regarding a Political Action Committee.

Warren Blesofsky spoke regarding surplus properties.

Tom Stout spoke regarding various issues.

Lydia Ortega spoke regarding wage enforcement.

Vice Mayor Lowenthal spoke.

CONSENT CALENDAR (6:00 PM)

Passed the Consent Calendar.

A motion was made by Councilman Austin, seconded by Councilmember Uranga, to approve Consent Calendar Items 2 - 10. The motion carried by the following vote:

Yes: 8 - Lowenthal, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

2. [16-0435](#) Recommendation to receive and file report on travel to Washington, DC, for a Federal Legislation Committee trip in April 2016.

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

3. [16-0421](#) Recommendation to authorize City Manager to execute an amendment to the agreement with the firm of RUTAN & TUCKER, LLP, in the matter entitled City of Long Beach v. State of California, Department of Transportation and Orange County Transportation Authority, OCSC Case No. 30-2016-00835402-CU-WM-CXC.

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

4. [16-0422](#) Recommendation to refer to City Attorney damage claims received between May 2, 2016 and May 9, 2016.

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

5. [16-0423](#) Recommendation to receive and approve Initial Conflict of Interest Code filed, in compliance with State law.

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

6. [16-0424](#) Recommendation to authorize City Manager to execute all

documents, and any needed subsequent amendments, with the City of Inglewood on behalf of South Bay Workforce Investment Board, to accept funds of approximately \$80,000 for Pacific Gateway to operate a subsidized employment program for families in the California Work Opportunity and Responsibility to Kids program, for the period March 1, 2016 through February 28, 2019. (Citywide)

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

7. [16-0425](#) Recommendation to authorize City Manager to execute all documents necessary for the Second Amendment to Right of Entry Permit No. 33832 with L.A. Prep, Inc., a California corporation, for the continued use of City of Long Beach administered property at 3111 East Willow Street for large truck storage. (District 5)

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

8. [16-0427](#) Recommendation to receive and file the Comprehensive Annual Financial Report and Separately Issued Financial Statements for the Fiscal Year Ended September 30, 2015. (Citywide)

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

9. [16-0428](#) Recommendation to authorize City Manager, or designee, to execute a new License Agreement with Southern California Edison for the City's use of Southern California Edison-owned right-of-way, for the continued use of the premises 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. [16-0429](#) Recommendation to receive and file minutes for:
Civil Service Commission - April 20, 2016.

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

REGULAR AGENDA (6:01 PM)

11. [16-0436](#) Recommendation to receive and file a report from City Manager on the status of the citywide coordinated effort around the prevention and enforcement of illegal fireworks in Long Beach before and after the 4th of July holiday.

Councilmember Richardson spoke.

Patrick West, City Manager, spoke.

Councilmember Richardson spoke.

Councilmember Uranga spoke.

Councilwoman Price spoke.

Councilwoman Mungo spoke.

Vice Chair Lowenthal spoke.

Karen Reside spoke.

Bill Napier spoke.

Miranda Mirsec spoke.

Tom Stout spoke.

Councilwoman Mungo spoke.

Vice Mayor Lowenthal spoke.

Charles Parkin, City Attorney, spoke.

Vice Mayor Lowenthal spoke.

Tom Modica, Assistant City Manager, spoke.

Councilman Austin spoke.

Councilmember Supernaw spoke.

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

Yes: 8 - Lowenthal, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

12. [16-0437](#)

Recommendation to direct City Manager to identify potential funding sources for the acquisition of vacant property between Baker Street and Wardlow Road adjacent to the Los Angeles River for public purpose and return findings to the City Council in Closed Session. (District 7)

Councilmember Uranga spoke.

Patrick West, City Manager, spoke.

Michael Conway, Director of Economic and Property Development, spoke; and provided a PowerPoint presentation.

Councilmember Uranga spoke.

Councilmember Richardson spoke.

Miranda Mirsec spoke.

Joan Greenwood spoke.

Renee Lawler spoke.

Candace Mead spoke.

Richard Gutmann spoke.

Regina Taylor spoke.

Robert Richardson spoke.

Lena Hayek spoke.

Tom Stout spoke.

Mayor Garcia joined the meeting.

Councilmember Uranga spoke.

Councilman Andrews spoke.

A motion was made by Councilmember Uranga, seconded by Councilmember Richardson, to approve recommendation, as amended, with the correction that the site is approximately 20 acres and not 15.6 acres as indicated in the staff report; and request City Manager to identify potential funding sources for the acquisition of vacant property between Baker Street and Wardlow Road adjacent to the Los Angeles River at a future City Council meeting for public participation before being heard in Closed Session. The motion carried by the following vote:

Yes: 8 - Lowenthal, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

SECOND ROLL CALL (8:06 PM)

Councilmembers Lowenthal, Price, Supernaw, Mungo, Uranga, Austin and
Present: Richardson

Councilmembers Gonzalez and Andrews

Absent:

13. [16-0438](#) Recommendation to request a report from City Manager and Police Chief on gun violence in Long Beach within the past year, including what steps are being taken to address the violence and what additional resources are needed to assist with those efforts.

Councilman Austin spoke.

Patrick West, City Manager, spoke.

Councilman Richardson spoke.

Councilmember Uranga spoke.

Councilwoman Price spoke.

Councilman Austin spoke.

Patrick West, City Manager, spoke.

Councilman Austin spoke.

Councilwoman Price spoke.

Councilmember Uranga spoke.

Councilman Austin spoke.

Mayor Garcia spoke.

Karen Reside spoke.

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

Yes: 7 - Lowenthal, Price, Supernaw, Mungo, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Andrews

14. [16-0430](#)

WITHDRAWN

~~Recommendation to adopt Specifications No. RFP-CM15-162 for the purchase and development opportunity at 3rd Street and Pacific Avenue, Assessor Parcel Numbers 7280-016-900, 901, 902, 903, 904 and 905 (Subject Property);~~

~~Declare the City-owned Subject Property as surplus;~~

~~Authorize City Manager, or designee, to execute any and all necessary documents, including a Purchase and Sale Agreement with Ensemble Investments, LLC, an Arizona limited liability company, for the sale of the Subject Property in the amount of \$6,000,000; and~~

~~Accept Categorical Exemption CE 16-109. (District 2)~~

This Agenda Item was withdrawn.

15. [16-0431](#)

Recommendation to approve the Fiscal Year 2016 second departmental and fund budget appropriation adjustments in accordance with existing City Council policy. (Citywide)

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

Yes: 7 - Lowenthal, Price, Supernaw, Mungo, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Andrews

16. [16-0432](#)

Recommendation to adopt Specifications No. ITB FS16-116 and award contracts to Scott Equipment, Inc., of Fontana, CA, for the purchase of a tractor, in the amount of \$153,712; and to Volvo Road Machinery, Inc., dba Volvo Construction Equipment and Services, of Corona, CA, for the purchase of four wheel-loader tractors, in the amount of \$611,123, for a total amount not to exceed \$764,835, inclusive of taxes and fees. (Citywide)

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

Yes: 7 - Lowenthal, Price, Supernaw, Mungo, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Andrews

17. [16-0433](#)

Recommendation to adopt Specifications No. ITB PR16-021 and award a contract to Greentech Landscape, Inc., of Whittier, CA, to provide grounds and landscape maintenance services for Queensway Bay, in an annual amount not to exceed \$374,983, and authorize a 15 percent contingency in the amount of \$56,247, for a total annual contract amount not to exceed \$431,230, for a period of two years, with the option to renew for two additional one-year periods, at the discretion of the City Manager, or his designee. (District 2)

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

Yes: 7 - Lowenthal, Price, Supernaw, Mungo, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Andrews

18. [16-0434](#)

Recommendation to adopt Plans and Specifications No. R-7018 for the 55th Way Landfill Cover Improvement Project; award the contract to Road Builders, Inc., of Murrieta, CA, in the amount of \$1,075,830, and authorize a 10 percent contingency in the amount of \$107,583, for a total contract amount not to exceed \$1,183,413; authorize City Manager, or designee, to execute all documents necessary to enter into the contract, including any necessary amendments thereto; and consider Categorical Exemption No. CE 16-097 (15301, Class 1); and

Increase appropriations in the Capital Projects Fund (CP) in the Public Works Department (PW) by \$500,000, offset by the State of California, Department of Resources Recycling and Recovery grant award, for the construction of the 55th Way Landfill Cover Improvement Project, a part of the Davenport Park Phase II Project. (District 8)

Councilman Austin spoke.

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

Yes: 7 - Lowenthal, Price, Supernaw, Mungo, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Andrews

ORDINANCES (8:46 PM)

19. [16-0365](#)

Recommendation to declare ordinance amending the Long Beach Municipal code by amending Subsections 21.54.120.B.2 and 21.54.130.A, and Table 54-1 of Chapter 21.54, all relating to billboards, read and adopted as read. (Citywide)

A motion was made by Councilwoman Mungo, seconded by Vice Mayor Lowenthal, to approve recommendation and adopt Ordinance No. ORD-16-0007. The motion carried by the following vote:

Yes: 7 - Lowenthal, Price, Supernaw, Mungo, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Andrews

Enactment No: ORD-16-0007

20. [16-0455](#)

Recommendation to adopt ordinance amending the Long Beach Municipal Code by adding Division V to Chapter 2.84 establishing criteria for the procurement and management of Job Order Contracts read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Mayor Garcia spoke.

A motion was made by Councilwoman Price, seconded by Councilmember Richardson, to declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:

Yes: 8 - Lowenthal, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

Enactment No: ORD-16-0008

NEW BUSINESS (8:48 PM)

21. Affidavit of Service for special meeting held Tuesday, May 17, 2016.

22. [16-0457](#)

Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, May 13, 2016.

This Agenda Item was received and filed.

23. [16-0493](#)

eComments received for the City Council meeting of Tuesday, May

17, 2016.

This Agenda Item was received and filed.

PUBLIC COMMENT (8:47 PM)

Edgar spoke regarding the homeless near the Willow station.

Councilwoman Mungo spoke.

ANNOUNCEMENTS (8:49 PM)

Mayor Garcia requested that the meeting be adjourned in memory of Eric Bradley.

Councilman Austin extended condolences to the family of Eric Bradley.

Councilmember Uranga extended condolences to the family of Eric Bradley.

Vice Mayor Lowenthal extended condolences to the family of Eric Bradley.

Councilmember Richardson extended condolences to the family of Eric Bradley.

Councilwoman Price extended condolences to the family of Eric Bradley.

Mayor Garcia made an additional request that the meeting be adjourned in memory of Brenda Carter.

Councilman Austin extended condolences to the family of Brenda Carter; and made community announcements.

Vice Mayor Lowenthal extended condolences to the family of Brenda Carter.

Councilmember Uranga extended condolences to the family of Brenda Carter; and made community announcements.

Councilmember Richardson extended condolences to the family of Brenda Carter; and made community announcements.

Councilwoman Price extended condolences to the family of Brenda Carter; and made

community announcements.

At 9:07 PM, Mayor Garcia recessed to Closed Session.

At 9:50 PM, Mayor Garcia reconvened the meeting.

Charles Parkin, City Attorney, reported out of Closed Session that there was no report, no action taken regarding labor negotiations with unrepresented and represented employees.

ADJOURNMENT (9:50 PM)

At 9:50 PM, Mayor Garcia adjourned the meeting in memory of Eric Bradley and Brenda Carter.

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NOTE:

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បើមានការចង់បាននូវការបក ប្រែភាសាខេត្ត សាវ័កខ្មែរ និង ភាសាប្រជុំក្រុមប្រឹក្សាសម្រាប់អ្នកមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើការស្នើសុំទៅកាន់ស្នើនៃនាយកក្រុមប្រឹក្សាសម្រាប់អ្នកមិនចេះនិយាយអង់គ្លេស (562) 570-6101 រយៈពេល 72 ម៉ោងធ្វើការនៅមុនកិច្ចប្រជុំនៃក្រុមប្រឹក្សាក្រុង។