

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

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## **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 were considered in the following order: Agenda Item Nos. 1 - 15, and Agenda Item Nos. 19, 16, 22 - 26, 17, 18, 20, 21 and 29.

### **ROLL CALL (5:04 PM)**

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

**Councilmembers** Johnson  
**Absent:**

Also present: Patrick West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Michael Mais, Assistant City Attorney; Charles Parkin, Assistant City Attorney; Laura L. Doud, City Auditor; Larry Herrera, City Clerk; Nancy Muth, City Clerk Analyst.

Vice Mayor Lowenthal presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Councilwoman Rae Gabelich, Eighth District.

Vice Mayor Lowenthal announced that Agenda Item Nos. 10, 27 and 28 had been withdrawn.

Julie Pruitt, spcaLA, presented a canine.

Proclamation declaring May 20 - 26, 2012 as National Public Works Week.

Michael Conway, Director of Public Works, spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

Councilman Andrews spoke.

Councilmember O'Donnell spoke.

Councilmember Neal spoke.

Vice Mayor Lowenthal spoke.

Certificate of Recognition presented to Longfellow Elementary School for being honored as a Green Ribbon School.

Councilwoman Gabelich spoke.

Laurie Murrin, Principal of Longfellow Elementary School, spoke.

Riley McGrath, student, spoke.

Kelly Stump, student, spoke.

Sherri Jones, student, spoke.

Councilwoman Gabelich spoke.

Vice Mayor Lowenthal spoke.

### **HEARING (5:29 PM)**

[see media](#)

1. [12-0391](#) Recommendation to receive supporting documentation into the record, conclude the hearing, and declare ordinance amending the Local Coastal Program and the Long Beach Municipal Code to modify Section 21.51.235 (Home Occupations) to clarify operational requirements and establish new parameters for acceptable uses, read the first time and laid over to the next regular meeting of the City Council for final reading; and

Councilwoman Schipske spoke.

**A motion was made by Councilwoman Schipske, seconded by Councilwoman Gabelich, 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:** 6 - Lowenthal, O'Donnell, Schipske, Andrews, Gabelich and Neal

**Absent:** 3 - Garcia, DeLong and Johnson

[see media](#)

[12-0392](#)

Adopt resolution authorizing submittal of amendments to the Long Beach Zoning Regulations to the California Coastal Commission. (Citywide)

**A motion was made by Councilwoman Schipske, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-12-0046. The motion carried by the following vote:**

**Yes:** 6 - Lowenthal, O'Donnell, Schipske, Andrews, Gabelich and Neal

**Absent:** 3 - Garcia, DeLong and Johnson

**Enactment No:** RES-12-0046

## **PUBLIC COMMENT (5:35 PM)**

Ben Rockwell spoke regarding the Fire Department.

Larry Goodhue spoke regarding marina issues.

## **CONSENT CALENDAR (5:40 PM)**

Larry Goodhue spoke regarding Agenda Item No. 4 and displayed photographs.

Passed The Consent Calendar

**A motion was made by Councilmember DeLong, seconded by Councilwoman Gabelich, to approve Consent Calendar Items 2 - 12, except for Item 10. The motion carried by the following vote:**

**Yes:** 6 - Lowenthal, DeLong, O'Donnell, Schipske, Gabelich and Neal

**Absent:** 3 - Garcia, Andrews and Johnson

## **2. [12-0413](#)**

Recommendation to receive and file the Independent Accountants' Report on Agreed-Upon Procedures Applied to the Appropriations Limit Worksheet of the City of Long Beach, California for the year ended

September 30, 2011.

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

3. [12-0414](#) Recommendation to receive and file the Quarterly Report of Cash and Investments for the quarter ending September 30, 2011.

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

4. [12-0415](#) Recommendation to authorize City Manager to amend the agreement with KPMG, LLC to extend the contract term one year to perform the audit of the Comprehensive Annual Financial Report (CAFR) and Federal Single Audit for the City of Long Beach and related reporting entities. The contract price will be \$1,042,475 plus \$25,665 per required Single Audit program exceeding 13 programs and cover fiscal year 2012, extending the term of the agreement to September 30, 2013.

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

5. [12-0393](#) Recommendation to approve the minutes for the City Council meeting of Tuesday, May 8, 2012.

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

6. [12-0394](#) Recommendation to refer to City Attorney damage claims received between May 7, 2012 and May 14, 2012.

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

7. [12-0395](#) Recommendation to approve the Community Development Advisory Commission funding recommendations for the Fiscal Year 2012 Neighborhood Partners Program to support six neighborhood beautification and improvement projects in the amount of \$27,003. (Districts 1,2,4)

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

8. [12-0396](#) Recommendation to authorize City Manager, or designee, to execute an affiliation agreement and any necessary amendments thereto, with Western Governor's University for student field placement, internship and preceptorship with the City. (Citywide)

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

9. [12-0398](#) Recommendation to authorize City Manager to execute a one-year agreement with the County of Los Angeles, beginning on July 1, 2011 through June 30, 2012, for an amount not to exceed \$500,000, to assist in the cost of removing debris deposited on City beaches and marinas emanating from the Los Angeles River. (District 2)
- A motion was made to approve recommendation on the Consent Calendar.**
10. 12-0397 Recommendation to authorize City Manager to execute all documents necessary to issue a Fitness Provider Permit to StoneCORE Training, an individual doing business as Impact Long Beach, for the provision and operation of an outdoor fitness program at Bluff Park for a term of two years, with three, one-year renewal options, at the discretion of the City Manager or his designee. (District 3)
- This Contract was withdrawn.**
11. [12-0408](#) Recommendation to authorize City Manager to execute all necessary documents with the LA84 Foundation to accept Summer Swim 2012 grant funds in the amount of \$29,000, for summer aquatic programs for economically disadvantaged youth at Martin Luther King, Jr. Pool, Silverado Pool, Millikan High School Pool, Jordan High School Pool, and Belmont Plaza Pool, from June 18, 2012 to August 31, 2012; and authorize City Manager to execute all necessary documents to implement and administer the grant and any amendments. (Districts 3,5,6,7,9)
- A motion was made to approve recommendation on the Consent Calendar.**
12. [12-0399](#) Recommendation to receive and file minutes for:  
Civil Service Commission - April 18, 2012.  
Planning Commission - April 19, 2012.
- A motion was made to approve recommendation on the Consent Calendar.**

#### UNFINISHED BUSINESS (5:44 PM)

[see media](#)

13. [12-0355](#) Recommendation to receive and file the application of Jeffery Michael Hill, dba Eagle Market, for an original Alcoholic Beverage Control License, at 2336 Pacific Avenue. (District 6)
- Councilman Andrews spoke; and distributed final recommended conditions.

Colleen McDonald spoke; and submitted correspondence.

Sam Portillo spoke.

Jorge Quintero spoke; and submitted a map and petition.

Candice Meade spoke.

Jeffrey Hill, applicant, spoke.

Councilwoman Gabelich spoke.

Erik Sund, Business Relations Manager, spoke.

Councilwoman Gabelich spoke.

Councilman Andrews spoke.

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

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

**Absent:** 1 - Johnson

#### **REGULAR AGENDA (6:01 PM)**

[see media](#)

14. [12-0412](#) Recommendation to suspend Council rule contained in Long Beach Municipal Code Section 2.03.020 (B) relating to the meeting schedule of the City Council in order to cancel the meeting of June 5, 2012 due to the City's General Municipal Election.

**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

[see media](#)

15. [12-0417](#) Recommendation to receive and file the Sixth Annual Fifth District Library Round-Up.

Councilwoman Schipske spoke; and presented a check to the Long

Beach Library Foundation.

Jo Rae Zuckerman spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

**A motion was made by Councilwoman Schipske, 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

[see media](#)

16. [12-0418](#) Recommendation to receive and file the TEDxSoCal conference update.

Councilwoman Schipske spoke.

Sandy Vandenburg spoke.

Vice Mayor Lowenthal spoke.

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

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

**Absent:** 2 - O'Donnell and Johnson

[see media](#)

17. [12-0419](#) Recommendation to, by motion of the City Council, request City Attorney to update the City code concerning the painting of house numbers on curbs.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Councilwoman Gabelich spoke.

Camile Bedie spoke.

**A motion was made by Councilwoman Schipske, 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

[see media](#)

18. [12-0420](#)

Recommendation to request City Council to receive and file the certification of the petition regarding the "Initiative Ordinance to Establish Minimum Wages and Minimum Sick Leave Payable to Hotel Workers"; and approve one of the following three alternative actions, as required by the California Elections Code and the Long Beach City Charter, to either:

- 1) Adopt the Initiative Ordinance, without alteration, at the regular meeting at which the certification of the petition is presented, or within 10 days after it is presented;
- 2) Submit the Initiative Ordinance, without alteration, to the voters pursuant to City Charter Section 2000; or
- 3) Order a report pursuant to Elections Code Section 9212 at the regular meeting at which the certification of the petition is presented; and when the report is presented to the legislative body, the legislative body shall either adopt the Initiative Ordinance within 10 days or order an election pursuant to City Charter Section 2000.

Councilmember Garcia spoke.

Councilwoman Gabelich spoke.

Councilmember Garcia spoke.

Paula Baud spoke.

Erin Foley spoke.

Martina Santiago spoke.

Emilo Uranga spoke.

Roman Trinidad spoke.

Nata Tushnette spoke.

Ben Fisher spoke.



Dr. Merna Terkos Donahoe spoke.

Thomas Dunno spoke.

Miguela Salatino spoke.

Jack Smith spoke.

Mike Murchison spoke.

Annette Quintero spoke.

Derrick Smith spoke.

Councilwoman Schipske spoke.

Councilmember Garcia spoke.

Councilwoman Gabelich spoke.

Councilmember Neal spoke.

Councilman Andrews spoke.

**A motion was made by Councilmember Garcia, seconded by Councilmember Neal, to approve recommendation to submit the Initiative Ordinance, without alteration, to the voters pursuant to City Charter Section 2000. The motion carried by the following vote:**

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

**Absent:** 1 - Johnson

[see media](#)

**19. [12-0401](#)**

Recommendation to receive and file the Investment Report for Quarter Ending March 31, 2012. (Citywide)

**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

[see media](#)

20. [12-0402](#) Recommendation to receive and file the Fiscal Year 2012 Second Quarter Budget Performance Report. (Citywide)
- 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

[see media](#)

21. [12-0403](#) Recommendation to approve the Fiscal Year 2012 second quarter departmental and fund budget appropriation adjustments in accordance with existing City Council policy. (Citywide)
- Councilwoman Gabelich spoke.
- Councilmember DeLong spoke.
- Patrick West, City Manager, spoke.
- Councilmember DeLong spoke.
- Councilwoman Schipske spoke.
- Councilmember O'Donnell spoke.
- Vice Mayor Lowenthal spoke.
- Councilwoman Gabelich spoke.
- Councilmember Garcia spoke.
- Councilmember DeLong spoke.
- Councilwoman Schipske spoke.
- Vice Mayor Lowenthal spoke.
- Councilmember Garcia spoke.
- Pasin Chanou, Director of Long Beach Cambodia Town, Inc., spoke.
- Sam Portillo spoke.

**A motion was made by Councilmember Garcia, seconded by Vice Mayor Lowenthal, to approve recommendation with clarification that Council District infrastructure projects can include streetlights and furniture, signage, park improvements, banners and murals. The motion carried by the following vote:**

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

**Absent:** 1 - Johnson

[see media](#)

**22. [12-0404](#)**

Recommendation to adopt Specifications RFP No. FM12-009 authorizing City Manager to execute an agreement and any amendments thereto with Complete Office of California, Inc., of Garden Grove, CA (not an MBE, WBE, SBE or Local), for a Citywide office supply program, in an annual amount not to exceed \$1,300,000, for a period of one year, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

**A motion was made by Councilwoman Gabelich, 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

[see media](#)

**23. [12-0405](#)**

Recommendation to adopt resolution authorizing City Manager to execute a contract with Simpler Systems, Inc. (Simpler), for software licensing and professional services for Simpler's reporting system to be used for the City's new utility customer information systems (CIS), the land management and revenue (LMR) system, and enterprise licensing for use on all City software applications, for a two-year term not to exceed \$290,000; and increase appropriations in the General Services Fund (IS 385) in the Citywide Activities Department (XC) by \$100,000. (Citywide)

**A motion was made by Councilmember Garcia, seconded by Councilwoman Gabelich, to approve recommendation and adopt Resolution No. RES-12-0047. The motion carried by the following vote:**

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

**Absent:** 1 - Johnson

**Enactment No:** RES-12-0047

[see media](#)

24. [12-0406](#) Recommendation to authorize City Manager to increase Contract No. 32495 with Moalej Builders, Inc., by \$377,000, for a total amount not to exceed \$1,195,020, for civil improvements at the Long Beach Gas and Oil Department main facility located at 2400 East Spring Street. (District 5)

**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

[see media](#)

25. [12-0407](#) Recommendation to receive and file the application of The Stave Incorporated, dba The Stave, for an original Alcoholic Beverage Control License, at 170 The Promenade North. (District 2)

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

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

**Absent:** 1 - Johnson

[see media](#)

26. [12-0400](#) Recommendation to authorize City Manager to execute a Second Amendment to Contract No. 32403 with AIS Construction Company, for an additional \$720,000 for maintenance dredging of Harborlight Marina and additional required demolition work at Colorado Lagoon, for a revised contract amount not to exceed \$7,720,000; execute all documents necessary to complete the Harborlight Marina dredging project, including a Memorandum of Agreement with the Port of Long Beach for disposal of the dredged material; and increase appropriations in the Tidelands Operations Fund (TF 401) in the Department of Public Works (PW) by \$600,000. (Districts 2,3)

**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

**BUDGET MEETING (7:41 PM) - (Cancelled)**

27. 12-0411 Recommendation to receive and file a presentation regarding potential government reforms.

**This Agenda Item was withdrawn.**

**NEW BUSINESS (7:41 PM)**

28. 12-0426 Recommendation to amend the Fire Department adopted FY12 budgeted full time equivalents (FTE) to accurately reflect the current FTE's that the Fire Department has been operating with since October 1, 2011.

**This Agenda Item was withdrawn.**

[see media](#)

29. [12-0425](#) Recommendation to authorize City Manager to execute any and all documents necessary for a West Wilmington Optimized Waterflood Program Agreement between the California State Lands Commission, City of Long Beach, and Tidelands Oil Production Company to promote further oil exploration and production. (District 1)

Councilwoman Gabelich spoke.

**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

30. Affidavit of Service for the special meeting held Tuesday, May 22, 2012.

31. [12-0421](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, May 18, 2012.

**This Agenda Item was received and filed.**

32. [12-0427](#) eComments received for the City Council meeting of Tuesday, May 22, 2012.

**This Agenda Item was received and filed.**

**ANNOUNCEMENTS (7:45 PM)**

Vice Mayor Lowenthal made community announcements.

Councilman Andrews made community announcements.

Councilwoman Gabelich made community announcements.

Councilmember Neal made community announcements.

Councilmember O'Donnell made community announcements.

Councilwoman Schipske made community announcements.

**ADJOURNMENT (7:52 PM)**

At 7:52 PM, Vice Mayor Lowenthal adjourned the meeting.

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