

Vacant, 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 following order: Agenda item No. 1, Public Comment, Consent Calendar (minus Agenda Item No. 4), Agenda Item Nos. 4, 28, 10, 11, 12, 27, and 14-24, with the exception of Agenda Item Nos. 13, 25, and 26, which were withdrawn from the agenda.

ROLL CALL (5:05 PM)

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

Councilmembers Schipske
Absent:

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Mike Mais, Assistant City Attorney; Laura L. Doud, City Auditor; Larry Herrera, City Clerk; Allison Bunma, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Suja Lowenthal, Councilmember, Second District.

Julie Pruitt, spcaLA, presented a canine.

Mayor Foster announced that Agenda Item No. 13 had been withdrawn; Agenda Item No. 27 would be considered at 7:30 P.M.; and that the Election for the First Council District will be held on April 7, 2009.

North Division Bike Presentation.

Vice Mayor Lerch spoke.

SECOND ROLL CALL (5:11 PM)

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

Schipske joined the meeting.

Anthony Batts, Chief of Police, spoke.

Proclamation for Cesar Chavez Day.

Mayor Foster spoke.

Councilmember Reyes Uranga spoke.

Recognition of Detective Mark McGuire for receiving the Peace-Keeper Award.

Councilmember O'Donnell spoke.

HEARING (5:27 PM)

[see media](#)

1. [09-0289](#) Recommendation to declare ordinance designating the Palace Hotel located at 2640 East Anaheim Street as a Long Beach Historic Landmark read the first time and laid over to the next regular meeting of the City Council for final reading. (District 4)

Craig Beck, Director of Development Services, presented a PowerPoint presentation.

Councilmember O'Donnell spoke.

A motion was made by Councilmember O'Donnell, seconded by Councilmember Reyes Uranga, 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 - S. Lowenthal, O'Donnell, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 2 - DeLong and Schipske

PUBLIC COMMENT (5:31 PM)

Jon Mackey spoke regarding mentally ill homeless facility at Schroeder Hall.

Sandy VanHorn spoke regarding wetlands destruction.

Councilmember O'Donnell spoke.

Pat West, City Manager, spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Councilmember S. Lowenthal spoke.

Pat West, City Manager, spoke.

Councilmember DeLong spoke.

Councilmember Reyes Uranga spoke.

[09-0325](#) Joe Sopo spoke regarding homeless and submitted handout.

This Handout was received and filed.

[09-0323](#) Diane rush spoke regarding Queen mary and smitted correspondence.

This Handout was received and filed.

Ariel Robbins spoke regarding homeless.

Kathy Ryan spoke regarding pensions retirement ages.

Susan M. Hillyer spoke in support of The Pickens Plan.

Elizabeth Lambe spoke regarding grading of Los Cerritos Wetlands Habitat Area.

Miguel Angel Moreno spoke regarding Arlington area victims.

Mayor Foster spoke.

Councilmember Reyes Uranga spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Pat West, City Manager, spoke.

Dennis Thys, Director of Community Development, spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Joe Sopo spoke.

Dennis Thys, Director of Community Development, spoke.

Councilwoman Schipske spoke.

Robert Shannon, City Attorney, spoke.

[09-0324](#) Lather Bizer spoke regarding drug and alcohol closure and submitted petition.

This Handout was received and filed.

Robert Shannon, City Attorney, spoke.

CONSENT CALENDAR (6:29 PM)

Passed The Consent Calendar

A motion was made by Vice Mayor Lerch, seconded by Councilmember Reyes Uranga, to approve Consent Calendar Items 2 - 9, except for Item No. 4. The motion carried by the following vote:

Yes: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

2. [09-0309](#) Recommendation to approve the City Council minutes for the meeting held Tuesday, March 10, 2009.

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

3. [09-0313](#) Recommendation to refer to City Attorney damage claims received between March 9, 2009 and March 16, 2009.

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

[see media](#)

4. [09-0290](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, between the City of Long Beach and the University of California, Los Angeles to participate in a methamphetamine dependence study in the amount of \$36,283 for the period of April 1, 2009 through February 28, 2010; and increase appropriations in the Health Fund (SR 130) in the Department of Health and Human Services (HE) by \$36,283. (Citywide)

Councilwoman Gabelich spoke.

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

Councilmember S. Lowenthal spoke.

Councilwoman Schipske spoke.

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

Councilmember O'Donnell spoke.

Councilmember Andrews spoke.

Paul Young spoke.

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

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

5. [09-0291](#) Recommendation to authorize City Manager to execute an agreement and all related documents with The California Endowment for the Role of Men Train-the-Trainer Program in the amount of \$303,638 from March 1, 2009 through February 28, 2011; execute subsequent amendments if applicable; and increase appropriations in the Health Fund (SR 130) and in the Department of Health and Human Services (HE) by \$303,638. (Citywide)

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

6. [09-0292](#) Recommendation to receive and file the application of Zeyad Mousa Cahla, dba Minit Market, to drop a partner from an Alcoholic Beverage Control License, at 1310 Pine Avenue. (District 1)

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

7. [09-0293](#) Recommendation to receive and file the application of Larios Enterprises Incorporated, dba Honduras Kitchen, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1909 East 4th Street, with existing conditions. (District 2)

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

8. [09-0295](#) Recommendation to authorize City Manager to execute a one-year agreement, with amendments to extend the term for two additional years, and all related documents for the purchase of software maintenance for Lotus Domino and Lotus Notes Passport Advantage with Software House International annually at a cost not to exceed \$110,000. (Citywide)

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

9. [09-0310](#) Recommendation to receive and file minutes of:
Civil Service Commission - March 4, 2009.
Water Commission - February 5 and 19, 2009.

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

UNFINISHED BUSINESS (6:41 PM)

[see media](#)

27. [09-0277](#) Recommendation to declare ordinance relating to a Small, Very Small

and Local Small Business Enterprise Pilot Program for certain City contracts with specified City departments, and making a determination related thereto read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Mayor Foster spoke.

Erik Sund, Purchasing Officer, spoke.

Councilmember Reyes Uranga spoke.

Amy Burton, Deputy City Attorney, spoke.

Councilman Andrews spoke.

Barbara Sullivan spoke.

Edward Wallace spoke.

Archie Cordova spoke.

Hilda Sanchez spoke.

Jim Eaton spoke.

Randy Gordon spoke.

Jane Kellerher spoke.

Kraig Kojian spoke.

Lewis Chiting spoke.

Councilwoman Gabelich spoke.

A motion was made by Vice Mayor Lerch, seconded by Councilmember Reyes Uranga, to declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading, with revisions to the following ordinance sections: 1) Section 9.1 of Exhibit A to the ordinance to be amended to read: All construction contract bidders shall submit a completed SBE/VSBE/LSBE Commitment Plan for construction contracts indicating the dollar value and percentage of SBE/VSBE/LSBE contract participation; and 2) Section 9.2 of Exhibit A to the ordinance to be amended to read: The City may, in its discretion, allow bidders up to three (3) additional business days to submit Good Faith Effort documentation. A bidder that does not meet the SBE/VSBE/LSBE participation goals and does not submit its GFE documentation is declared non-responsive and forfeit its bidder's bond. The motion carried by the following vote:

Yes: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

[see media](#)

28. [09-0278](#)

Recommendation that the first reading of an ordinance amending Chapter 21.60 of the Long Beach Municipal Code relating to relocation assistance for households displaced due to the demolition or condominium conversion be continued to the City Council meeting of April 14, 2009. (Citywide)

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

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

REGULAR AGENDA (6:42 PM)

[see media](#)

10. [09-0317](#)

Recommendation to request City Attorney to prepare a resolution in support of keeping the United States Postal Service Processing and Distribution Center facility located at 2300 Redondo Avenue fully operational.

Councilwoman Schipske spoke.

Ben Rockwell spoke.

Councilwoman Gabelich spoke.

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

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

[see media](#)

11. [09-0254](#)

Recommendation to City Council to concur in the recommendation of the Budget Oversight Committee to equalize the Fiscal Year 2010 budgets for all City Council District Offices.

Councilmember DeLong spoke.

Motion: Approve recommendation.
Moved by DeLong, seconded by S. Lowenthal.

Councilmember DeLong spoke.

A substitute motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Gabelich, that the Item be received and filed. The motion carried by the following vote:

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

[see media](#)

12. [06-1362](#)

Recommendation to City Council to concur in the recommendation of the Economic Development and Finance Committee to direct City Attorney to prepare an ordinance adopting the recommendations for fire sprinkler retrofit alternatives for existing commercial and residential high-rise buildings, multi-family, hotels, and motels with 50 or more units under one roof.

Councilwoman Gabelich spoke.

David W. Ellis, Fire Chief, spoke.

Michael C. Garcia, Fire Marshal, presented a PowerPoint presentation.

Councilwoman Gabelich spoke.

Lester Miller spoke.

Don Beasley spoke.

Katherine Par spoke.

Thomas Fuentes spoke.

Nancy Alsweet spoke.

Councilmember S. Lowenthal spoke.

Councilwoman Gabelich spoke.

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

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

13. 07-0825

WITHDRAWN

~~Recommendation to City Council to concur in the recommendation of the Public Safety Committee to direct City Attorney to prepare an ordinance that would require firearms ammunition vendors in the City of Long Beach to keep ammunition sales records.~~

This Agenda Item was withdrawn.

[see media](#)

14. [09-0314](#)

Recommendation to approve the City's Guiding Principles for Stimulus Funding. (Citywide)

Pat West, City Manager, spoke.

Tom Modica, Manager of Government Affairs, spoke.

Councilmember Reyes Uranga spoke.

Larry Goodhue spoke.

Bob Hilderbrandt spoke.

Councilwoman Schipske spoke.

Councilmember Reyes Uranga spoke.

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

Yes: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

[see media](#)

15. [09-0296](#)

Recommendation to receive and file a report on the development of a regional courthouse in downtown Long Beach; and authorize City Manager to commence proceedings to vacate a portion of Daisy Avenue. (Districts 1,2)

Pat West, City Manager, spoke.

Craig Beck, Director of Development Services, provided a PowerPoint presentation.

Larry Goodhue spoke.

Bob Hilderbrandt spoke.

Craig Beck, Director of Development Services, spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

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

Yes: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

[see media](#)

16. [09-0297](#)

Recommendation to adopt resolution making certain findings regarding the construction of certain public improvements on The Promenade north of Third Street and south of Ocean Boulevard, with Redevelopment funds (Promenade Improvements) from the Downtown Redevelopment Project; and

Pat West, City Manager, spoke.

Craig Beck, Director of Development Services, spoke.

A motion was made by Councilmember S. Lowenthal, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-09-0021. The motion carried by the following vote:

Yes: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

Enactment No: RES-09-0021

[see media](#)
[09-0312](#)

Adopt resolution making certain findings regarding the construction of certain public improvements on The Promenade north of Third Street and south of Ocean Boulevard, with Redevelopment funds (Promenade Improvements) from the West Beach Redevelopment Project. (Districts 1,2)

A motion was made by Councilmember S. Lowenthal, seconded by Councilmember O'Donnell, to approve recommendation and adopt Resolution No. RES-09-0022. The motion carried by the following vote:

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

Absent: 2 - DeLong and Gabelich

Enactment No: RES-09-0022

[see media](#)

17. [09-0315](#)

Recommendation to adopt Specifications No. PA-00809 and award contract to American Building Maintenance Company (ABM) to provide custodial services at various locations in an annual amount of \$841,715 for a one-year period;

Authorize amendments to extend the term for three additional one-year periods, at the discretion of the City Manager; and

Declare Proposition "L" ordinance read the first time and laid over to the next regular meeting of the City Council for final reading, which pursuant to Section 1806 of the Long Beach City Charter, makes findings and determinations regarding contracting of custodial services. (Citywide)

Lori Ann Farrell, Director of Financial Management, spoke.

Councilmember Reyes Uranga spoke.

A motion was made by Councilwoman Gabelich, seconded by Councilman Andrews, to approve recommendation to adopt Specifications No. PA-00809 and award contract to American Building Maintenance Company (ABM) to provide custodial services at various locations and return to the City Council after one-year period. The motion carried by the following vote:

Yes: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

A motion was made by Councilman Andrews, seconded by Councilmember Reyes Uranga, to declare Proposition "L" 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: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

[see media](#)

18. [09-0304](#)

Recommendation to adopt Specifications No. PA-00409 and award contracts to McCain, Inc., and J & J, Inc., for the purchase of traffic signal parts and equipment in the amount of \$170,000 for a period of one year, with the option of renewing for two additional one-year periods, at the discretion of the City Manager, with the option of adding expenditures up to 10 percent (or \$17,000) above the annual contract amount, if necessary and if funds are available. (Citywide)

Councilwoman Schipske spoke.

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

Yes: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

[see media](#)

19. [09-0316](#)

Recommendation to authorize City Manager to enter into a Natural Gas Services Agreement with Shell Energy North America (SENA) to provide the administrative functions related to the delivery of natural gas to the City of Long Beach's natural gas pipeline system for a term not to exceed three years. (Citywide)

Councilwoman Gabelich spoke.

Chris Garner, Director of Long Beach Gas and Oil, spoke.

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

Yes: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

[see media](#)

20. [09-0307](#)

Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Residence Inn By Marriott LLC, dba Residence Inn By Marriott, for an original Alcoholic Beverage Control License, at 600 Queensway Drive, with conditions. (District 2)

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

Yes: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

[see media](#)

21. [09-0305](#)

Recommendation to receive and file the application of Jose Aldolfo Diaz, dba El Burrito Grill, for an original Alcoholic Beverage Control License, at 4101 North Bellflower Boulevard Suite A, with conditions. (District 5)

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

Yes: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

[see media](#)

22. [09-0306](#)

Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Jeovany Antonio Guevara, dba Willow Street Landing, for an original Alcoholic Beverage Control License, at 437 West Willow Street, with conditions. (District 6)

A motion was made by Councilman Andrews, seconded by Councilwoman Gabelich, that the item be laid over to the meeting of Tuesday, April 14, 2009. The motion carried by the following vote:

Yes: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

[see media](#)

23. [09-0308](#)

Recommendation to authorize City Manager to execute all documents necessary to accept, implement and administer all funds in connection with the Metro Blue Line LED Train Warning Signs and Countdown Pedestrian Signs Project; and increase appropriations by \$405,835 in the Capital Projects Fund (CP) in the Department of Public Works (PW); and

Adopt resolution for a sole source purchase from Wells Sign Manufacturing and Distributing, Inc. (WSMD); authorize City Manager to execute a contract with WSMD in an estimated amount of \$164,000 for the purchase of LED Train Warning Signs and execute any amendments thereto. (Districts 1,2,6,7,8)

Councilwoman Schipske spoke.

A motion was made by Councilmember O'Donnell, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-09-0023. The motion carried by the following vote:

Yes: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

Enactment No: RES-09-0023

ORDINANCES (8:24 PM)

[see media](#)

24. [09-0311](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsection 10.40.010.B relating to the parking of commercial vehicles in residential zones read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

A motion was made by Councilwoman Schipske, seconded by Councilmember O'Donnell, 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: 7 - S. Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - DeLong

25. [09-0277](#) Recommendation to declare ordinance relating to a Small, Very Small and Local Small Business Enterprise Pilot Program for certain City contracts with specified City departments, and making a determination related thereto, read and adopted as read. (Citywide)

This Ordinance was withdrawn.

26. [09-0278](#) WITHDRAWN
~~Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Chapter 21.60, Divisions I through III, relating to relocation assistance, read and adopted as read. (Citywide)~~

This Ordinance was withdrawn.

ANNOUNCEMENTS (8:28 PM)

Mayor Foster requested that the meeting be adjourned in memory of Chrissy Marshall, and the four Oakland Police Officers, Officer John Hege, Sargeant Ervin Romans, Sargeant Daniel Sakai, and Sargeant Mark Dunakin.

Councilman Andrews made community announcements.

Councilwoman Gabelich made community announcements.

Councilmember S. Lowenthal requested that the meeting be adjourned in memory of Chrissy Marshall; and made community announcements.

Councilwoman Schipske offered condolences to Chrissy Marshall's family; and made community announcements.

Vice Mayor Lerch offered condolences to Chrissy Marshall's family; and made community announcements.

Councilmember Reyes Uranga offered condolences to Chrissy Marshall's family; and made community announcements.

PUBLIC (8:39 PM)

Summer Hansen, Children's Day USA, spoke.

Tom Marchese spoke.

ADJOURNMENT (8:47 PM)

At 8:47 PM, Mayor Foster adjourned the meeting in memory of Chrissy Marshall, Officer John Hege, Sargeant Ervin Romans, Sargeant Daniel Sakai and Sargeant Mark Dunakin.

adb

[see media](#)