

Dr. Robert Garcia, Vice Mayor, 1st District  
Dr. Suja Lowenthal, 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  
Al Austin, 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.

The Agenda Items were considered in the order presented, except for Agenda Item No. 20 was considered prior to the Consent Calendar.

### ROLL CALL (5:08 PM)

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

Also present: Patrick H. West, City Manager; Reginald Harrison, Deputy City Manager; Robert Shannon, City Attorney; Charles Parkin, Assistant City Attorney; Laura L. Doud, City Auditor; Larry Herrera, City Clerk; Nancy Muth, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Councilwoman Gerrie Schipske, Fifth District.

Mayor Foster announced that Agenda Item No. 20 would be considered prior to the Consent Calendar; and announced the Long Beach Parade of Olympian for September 15, 2012.

### CONSENT CALENDAR (5:22 PM)

Passed The Consent Calendar

**A motion was made by Councilman Andrews, seconded by Councilmember O'Donnell, to approve Consent Calendar Items 1 - 9. The motion carried by the following vote:**

**Yes:** 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson and Austin

**Absent:** 1 - Neal

1. [12-0772](#) Recommendation to approve the minutes for the City Council Budget meeting held Tuesday, August 28, 2012.  
**A motion was made to approve recommendation on the Consent Calendar.**
2. [12-0773](#) Recommendation to refer to City Attorney damage claims received between August 27, 2012 and August 31, 2012.  
**A motion was made to approve recommendation on the Consent Calendar.**
3. [12-0786](#) Recommendation to approve the destruction of records for Financial Management Department Accounting Operations Division, as shown in Exhibit A; and adopt resolution.  
**A motion was made to approve recommendation and adopt Resolution No. RES-12-0088 on the Consent Calendar.**  
**Enactment No:** RES-12-0088
4. [12-0774](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents and any subsequent amendments that change the terms or increase grant amounts between the City of Long Beach and the Los Angeles Emergency Food and Shelter Program, in an amount not to exceed \$12,000, for a period of one year. (Citywide)  
**A motion was made to approve recommendation on the Consent Calendar.**
5. [12-0779](#) Recommendation to authorize City Manager, or designee, to execute all necessary agreements, all sub-grant agreements and any subsequent amendments thereto that change the terms or extend the time period for the FY 11 and FY 12 Emergency Solutions Grant (ESG) Program allocation of \$346,988 to fund two projects for the period of October 1, 2012 through September 30, 2013, with an option to extend the ESG Program for an additional operational period ending on August 31, 2014. (Citywide)  
**A motion was made to approve recommendation on the Consent Calendar.**
6. [12-0775](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the California Office of Traffic Safety for the 2013 Selective Traffic Enforcement Program; and increase appropriations in the General Grants Fund (SR 120) in the Police Department (PD) by \$133,000. (Citywide)

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

7. [12-0781](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the Federal Fiscal Year 2012 Edward Byrne Memorial Justice Assistance Grant Program; and increase appropriations in the General Grants Fund (SR 120) in the Police Department (PD) by \$231,111. (Citywide)

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

8. [12-0739](#) Recommendation to appropriate funding from Asset Forfeiture proceeds to complete the Police Academy's Pistol Range conversion from a septic system to a new sewer connection, increase appropriations by \$25,000 in the General Fund (GP) in the Police Department (PD) and increase appropriations by \$25,000 in the Capital Projects Fund (CP) in the Public Works Department (PW). (District 5)

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

9. [12-0776](#) Recommendation to authorize City Manager to execute a quitclaim deed transferring the City's interest, if any, in and to the four private utility and pedestrian access tunnels (Tunnels), located beneath Lakewood Boulevard between Carson Street and Conant Street, to The Boeing Company (Boeing). (District 5)

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

**UNFINISHED BUSINESS (5:22 PM)**

[see media](#)

19. [12-0750](#) Recommendation to adopt resolution approving the FY 13 budget for the Long Beach Harbor Department as adopted by the Board of Harbor Commissioners on June 4, 2012. (A-1)

Susan Wise, President, Board of Harbor Commissioners, spoke.

**A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation to adopt Resolution No. RES-12-0089 of the City Council approving the FY 2012-2013 budget of the Long Beach Harbor Department with the following amendment: to amend Harbor Department budget as approved by Resolution HD-2677 by deleting the statement that the detailed schedules and other data which accompany the Harbor Department budget are for informational purposes only and are not intended to limit expenditures. The motion carried by the following vote:**

**Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

**Enactment No:** RES-12-0089

### **REGULAR AGENDA (5:25 PM)**

[see media](#)

10. [12-0785](#) Recommendation to request that a study session be scheduled within 60 days of the adoption of the FY 13 budget to discuss the City's unfunded liabilities, and how a plan to fund some of these liabilities may reduce structural costs in the General Fund over the long term, thus preserving vital City services.

Councilmember Johnson spoke.

John Gross, Director of Financial Management, spoke.

Mayor Foster spoke.

**A motion was made by Councilmember Johnson, seconded by Councilwoman Schipske, to approve recommendation, with the study session being scheduled within 90 days. The motion carried by the following vote:**

**Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

[see media](#)

11. [12-0777](#) Recommendation to receive and file the Fiscal Year 2012 Third Quarter Budget Performance Report. (Citywide)

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

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

**Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

[see media](#)

**12. [12-0778](#)**

Recommendation to approve the Fiscal Year 2012 third quarter departmental and fund budget appropriation adjustments in accordance with existing City Council policy. (Citywide)

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

**Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

[see media](#)

**13. [12-0780](#)**

Recommendation to receive and file the application of Chipotle Mexican Grill, Incorporated, dba Chipotle Mexican Grill, for an original Alcoholic Beverage Control License, at 6324 East Pacific Coast Highway Suite A. (District 3)

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

**Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

[see media](#)

**14. [12-0782](#)**

Recommendation to authorize City Manager to execute an amendment to Agreement No. 32024 with RJM Design Group, Inc., to increase the contract amount by \$300,000 for architectural design services associated with the Belmont Plaza Pool Revitalization Project; and make any amendments necessary to extend the term and amend the scope of work, all within the approved budget. (District 3)

Lucy Johnson spoke.

Tom Shadden spoke.

Chi Kreddel spoke.

Councilmember O'Donnell spoke.

Councilmember DeLong spoke.

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

**Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

[see media](#)

**15. [12-0783](#)**

Recommendation to authorize City Manager to execute an amendment to Contract No. 32631 with BOA Architecture Government Services, to increase the contract amount by \$474,000 for architectural and engineering design services associated with the Tidelands beach restrooms and Leeway Sailing Center replacement projects; and make any amendments necessary to extend the term and amend the scope of work, all within the approved budget. (Districts 2,3)

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

**Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

**ORDINANCES (5:42 PM)**

[see media](#)

**16. [12-0752](#)**

Recommendation to declare ordinance approving Resolution No. WD-1299, a resolution of the City of Long Beach Board of Water Commissioners establishing the rates and charges to be charged for water and sewer service and declaring the urgency thereof, and providing that this ordinance shall take effect at 12:01 A.M. on October 1, 2012, read and adopted as read. (Ordinance No. ORD-12-0013) (A-3)

**A motion was made by Councilman Andrews, seconded by Councilmember DeLong, to declare Emergency Ordinance No. ORD-12-0013 read and adopted as read. The motion carried by the following vote:**

**Yes:** 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson and Austin

**Absent:** 1 - Neal

**Enactment No:** ORD-12-0013

[see media](#)

**17. [12-0758](#)**

Recommendation to declare ordinance adopting an amendment to Ordinance No. C-6496, adopted July 5, 1988, as amended on January 24, 1989, July 11, 1989, December 5, 1989, March 20, 1990,

July 3, 1990, September 18, 1990, July 2, 1991, July 7, 1992, January 26, 1993, August 24, 1993, June 28, 1994, July 18, 1995, November 28, 1995, October 1, 1996, March 25, 1997, October 7, 1997, October 27, 1998, April 20, 1999, October 19, 1999, October 17, 2000, October 30, 2001, March 19, 2002, November 26, 2002, January 6, 2004, February 8, 2005, November 1, 2005, December 5, 2006, March 20, 2007, May 22, 2007, December 18, 2007, July 15, 2008, September 21, 2010, and September 13, 2011, relating to the Departmental Organization of the City of Long Beach, read and adopted as read. (A-9)

**A motion was made by Councilman Andrews, seconded by Councilmember DeLong, to approve recommendation and adopt Ordinance No. ORD-12-0015. The motion carried by the following vote:**

**Yes:** 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson and Austin

**Absent:** 1 - Neal

**Enactment No:** ORD-12-0015

[see media](#)

**18. [12-0765](#)**

Recommendation to declare ordinance approving and adopting the official budget of the City of Long Beach for the Fiscal Year 2012 - 2013, creating and establishing the funds of the Municipal Government of the City of Long Beach appropriating money to and authorizing expenditures from said funds for said fiscal year; declaring the urgency thereof, and providing that this ordinance shall take effect at 12:01 A.M. on October 1, 2012, read and adopted as read. (Ordinance No. ORD-12-0014) (A-16)

Ann Cantrell spoke.

Councilwoman Schipske spoke.

**A motion was made by Councilmember Lowenthal, seconded by Councilmember O'Donnell, to declare Emergency Ordinance No. ORD-12-0014 read and adopted as read. The motion carried by the following vote:**

**Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

**Enactment No:** ORD-12-0014

**NEW BUSINESS (5:10 PM)**

19. Agenda Item No. 19 is listed under Unfinished Business.

[see media](#)

20. [12-0790](#) Recommendation to receive and file presentation for Long Beach Pony League All-Star Team, World Series Champions.

Councilmember O'Donnell spoke.

Mayor Foster spoke.

Vice Mayor Garcia spoke.

Councilmember Lowenthal spoke.

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

**Yes:** 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson and Austin

**Absent:** 1 - Neal

21. [12-0789](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, September 7, 2012.

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

22. [12-0817](#) eComments received for the City Council meeting of Tuesday, September 11, 2012.

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

#### **ANNOUNCEMENTS (5:47 PM)**



Mayor Foster requested that the meeting be adjourned in memory of Emma Henderson.

Councilman Andrews requested that the meeting be adjourned in memory of Gregory Moore.

Councilwoman Schipske made community announcements.

Councilmember O'Donnell made community announcements.

Councilmember Neal made community announcements.

Councilmember Lowenthal made community announcements.

Councilman Austin made community announcements.

Councilmember Johnson made community announcements.

**PUBLIC (5:59 PM)**

[12-0834](#)

Randy Kline spoke regarding obtaining a resolution concerning homeless veterans; announced November 1st as the date for the First Annual Stand Up for Homeless Veterans Roundup; and submitted fliers for the event.

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

**ADJOURNMENT (6:03 PM)**

At 6:03 PM, Mayor Foster adjourned the meeting in memory of Emma Henderson and Gregory Moore.

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