



# CITY OF LONG BEACH

DEPARTMENT OF CITY CLERK

**C-4**

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February 21, 2012

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

## RECOMMENDATION:

Approve the Minutes for the City Council Meeting Held Tuesday, February 7, 2012

## DISCUSSION

The Legistar minutes for the City Council meeting held Tuesday, February 7, 2012, 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,

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

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## 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, with exception of Agenda Item No. 6, which was pulled for discussion and was considered following the Consent Calendar vote, and Agenda Item No. 27 which was considered following Agenda Item No. 15.

### ROLL CALL (5:05 PM)

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

Also present: Patrick West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, 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: Steven Neal, Councilmember, Ninth District.

Lacy Miller, spcaLA, presented a canine.

12-0134 Presentation by Los Angeles County Assessor.

John R. Noguez, County Assessor, spoke; and submitted information.

Vice Mayor Lowenthal spoke.

Councilmember Garcia spoke.

Councilwoman Schipske spoke.

Councilmember Johnson spoke.

Councilmember Neal spoke.

Councilmember DeLong spoke.

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

**PUBLIC COMMENT (5:20 PM)**

Larry Goodhue spoke regarding a variety of issues; and provided a PowerPoint presentation.

Nicholaas Chomenko spoke regarding crime at his location and medical marijuana dispensaries.

12-0135 Diana Lejins spoke regarding medical marijuana and public comment; and submitted written comments.

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

Vice Mayor Lowenthal spoke.

Councilwoman Gabelich spoke.

**CONSENT CALENDAR (5:32 PM)**

Passed The Consent Calendar

**A motion was made by Councilmember Garcia, seconded by Councilmember DeLong, to approve Consent Calendar Items 1 - 10, except for Item 6. The motion carried by the following vote:**

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

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

1. 12-0087 Recommendation to authorize City Attorney to pay the sum of \$7,275.29 in full settlement of claim by *International Exchange AAA*, Claim No. C11-0698.

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

2. 12-0088 Recommendation to approve the minutes for the City Council meetings of Tuesday, January 17, 2012 and January 24, 2012.

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

3. 12-0089 Recommendation to refer to City Attorney damage claims received between January 13, 2012 and January 30, 2012.

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

4. 12-0108 Recommendation to adopt resolution designating the ballot listing of candidates that have been nominated for the City's Primary Nominating Election on Tuesday, April 10, 2012.

**A motion was made to approve recommendation and adopt Resolution No. RES-12-0015 on the Consent Calendar.**

**Enactment No: RES-12-0015**

5. 12-0111 Recommendation to authorize City Manager to execute an agreement with the County of Los Angeles, Department of the Registrar-Recorder/County Clerk, for continued on-line access to the County's Voter Information Management System (VIMS) for a term of one year, March 13, 2012 through March 12, 2013.

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

6. 12-0096 Recommendation to adopt Specifications RFP No. DV11-062 authorizing City Manager to execute an agreement and any amendments thereto with HdL Coren and Cone, of Diamond Bar, CA (SBE), to provide property tax management and auditing services, in an annual amount not to exceed \$18,750 plus a 25 percent recovery fee with a maximum of \$250,000, 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)

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

7. 12-0094 Recommendation to authorize City Manager, or designee, to execute affiliation agreements and any necessary amendments thereto, with the entities listed below for student field placement, internship and

preceptorship with the City. (Citywide)

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

8. 12-0097 Recommendation to authorize City Manager to execute a permit with Rod Edmondson, an individual doing business as OC Fitness Boot Camp, to use open space within City parks for group exercise classes and personal training for a term of two years, with three, one-year renewal options at the discretion of the City Manager or his designee. (Districts 2,3,5)

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

9. 12-0098 Recommendation to request City Manager, or designee, to accept an easement deed for street widening at 3701 E. Willow Street. (District 5)

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

10. 12-0090 Recommendation to receive and file the minutes for:  
Civil Service Commission - January 11, 2012.  
Planning Commission - December 1 and 15, 2011.

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

#### **REGULAR AGENDA (5:35 PM)**

11. 12-0017 Recommendation to request City Council to receive and file the presentation regarding the findings on the City of Long Beach retail marketing demographics and corporate sponsorship viability.

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Richard Birt, Fast Forward, spoke; and provided a PowerPoint presentation.

Rick Robinson, MacDonald Media, spoke; and continued the PowerPoint presentation.

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, Johnson, Gabelich and Neal

**Absent:** 1 - Andrews

12. 12-0095 Recommendation to approve the placement of "Prime Time for Business in Long Beach" on the "Presentation" section of the City Council agenda starting in March 2012, and to direct City Manager to coordinate requests by businesses, Councilmembers and the Mayor for scheduling such presentations.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

Councilwoman Gabelich spoke.

Councilmember Johnson spoke.

Councilman Andrews spoke.

Councilwoman Schipske spoke.

Vice Mayor Lowenthal spoke.

Councilmember O'Donnell spoke.

Larry Goodhue spoke.

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

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

13. 12-0109 Recommendation to refer to the Parks and Recreation Commission a request to recommend a name for the park on Baker Street, taking into account all proposed names as well as additional public input, for consideration of the Housing and Neighborhoods Committee of City Council.

Councilmember Johnson spoke.

Councilmember O'Donnell spoke.

**A motion was made by Councilmember Johnson, seconded by Councilmember DeLong, to approve recommendation and refer to the Parks and Recreation Commission for name consideration of the new park on Baker Street. The motion carried by the following vote:**

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

14. 12-0113

Recommendation to direct City Manager to work with the Long Beach Health Department, and the Department of Parks, Recreation and Marine to:

- Organize our "Move Long Beach" initiatives and place them in the Mobility Element of the Long Beach General Plan. Including our healthy eating & healthy living citywide events and programs.
- Engage and encourage North, Central and West Long Beach, who are most affected by childhood obesity and access to fresh foods, to participate in the Citywide "Move Long Beach" initiative.
- Create an online resource that offers information, features and promotes major health resources and events like the Long Beach Marathon, Long Beach Triathlon, Turkey Trot, and Bike Tour.
- Encourage Councilmembers, City Departments, and community groups to host "Move Long Beach" events and campaigns in the city that promote exercise, physical fitness, and health awareness in 2012 and beyond.

Councilmember Garcia spoke.

Councilmember Neal spoke.

Councilmember O'Donnell spoke.

Vice Mayor Lowenthal spoke.

Councilmember Garcia spoke.

Councilwoman Schipske spoke.

Diana Hendel, CEO Long Beach Memorial Medical Center, spoke.

Rene Castro, Building Healthy Communities, spoke.

Christina Faiver, The Children's Clinic Director of Health Education and Outreach, spoke.

Lindsay Gervasio, St. Mary's Medical Center - Families in Good Health, spoke.

Jacqueline Hernandez, American Hearth Association, spoke.

Sevana Has spoke.

Jack Mays spoke.

Brenda Manuela spoke.

Alicia Carrera spoke.

Jessica Quintana spoke.

Selso, Summer Night Light's youth squad member, spoke.

Larry Goodhue spoke.

**A motion was made by Councilmember Garcia, seconded by Councilmember Johnson, to approve recommendation, and encourage the Long Beach Board of Education to adopt the same recommendations. The motion carried by the following vote:**

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

15. 12-0114 Recommendation to request City Attorney to work with City Manager and Department of Health and Human Services to draft a H.E.A.L. Cities Resolution, based on the draft, and return to City Council within 30 days for approval.

Councilmember Garcia spoke.

Denise Devereau spoke.

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

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

16. 12-0115 Recommendation to respectfully request City Manager to work with



appropriate staff and stakeholders to undertake an accelerated SEADIP development process as outlined and report back to City Council within 45 days on the progress of the update process.

Councilmember O'Donnell spoke.

Suzanne Frick, Assistant City Manager, spoke.

Councilmember O'Donnell spoke.

Vice Mayor Lowenthal spoke.

Councilmember O'Donnell spoke.

Motion: Approve recommendation and incorporate the management recommendations.

Moved by O'Donnell, seconded by Schipske.

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

Councilmember Garcia spoke.

Councilmember DeLong spoke.

Councilman Andrews spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

Bill Thomas spoke.

Kerrie Alley spoke; and submitted correspondence.

Alan Saunder spoke.

Larry Goodhue spoke.

Carl Kernbauer spoke.

Kobe Skye, representing the Sierra Club, spoke.

Gabrielle Weeks, Long Beach Coalition for a Safe Environment, spoke.

Joan Greenwood spoke.

Richard Roth spoke.

Elizabeth Lamb, Los Cerritos Wetlands, spoke.

Heather Altman spoke.

Mary Parcell, National Audubon Society, spoke.

Jeff Miller spoke.

Diane Sundstom spoke.

Gordana Cager spoke.

Peter Zak, Lyon Communities, spoke.

Tim Paone, attorney for Lyon Communities, spoke.

Mel Nutter spoke.

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Councilmember Johnson spoke.

Councilwoman Gabelich spoke.

**A substitute motion was made by Councilmember DeLong, seconded by Councilmember Garcia, to allow staff to continue with the direction given by City Council at the December 20, 2011 meeting, with consideration of the issues discussed at this meeting. The motion carried by the following vote:**

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

**No:** 2 - Lowenthal and Andrews

17. 12-0091 Recommendation to receive and file the Proposition H Audit Report for the fiscal year ending September 30, 2011.

Laura L. Doud, City Auditor, spoke.

Councilwoman Schipske spoke.

**A motion was made by Councilmember O'Donnell, seconded by Councilman Andrews, to approve recommendation, with City Auditor's recommendation to develop a policy for expenditure of Prop H funds. The motion carried by the following vote:**

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

18. 12-0110 ~~Recommendation to authorize City Manager to execute a no-cost pilot project agreement with Trelis Projects for implementation of the VoteGuideNow smart phone application for the April 10, 2012, Primary Nominating Election, with the term of the agreement ending April 11, 2012.~~

**This Agenda Item was withdrawn.**

19. 12-0107 Recommendation to authorize City Manager to submit grant applications for the Port of Long Beach Greenhouse Gas Mitigation Grant Program. (Citywide)

Councilmember Garcia spoke.

Councilmember Neal spoke.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Vice Mayor Lowenthal spoke.

Councilmember Garcia spoke.

Councilmember DeLong spoke.

Councilmember Neal spoke.

Councilmember Garcia spoke.

Larry Goodhue spoke.

Christina Faiver spoke.

Joan Greenwood spoke.

Councilmember O'Donnell spoke.

Councilmember Neal spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Gabelich spoke.

Councilmember Garcia spoke.

**A substitute motion was made by Councilmember O'Donnell, seconded by Councilwoman Schipske, to adopt recommendation as presented. The motion failed by the following vote:**

**Yes:** 3 - O'Donnell, Schipske and Johnson

**No:** 6 - Garcia, Lowenthal, DeLong, Andrews, Gabelich and Neal

**A motion was made by Councilmember DeLong, seconded by Councilmember Garcia, to approve recommendation, with amendments to provide for the following:**

- 1. LED lighting project in Belmont Shore;**
- 2. Corridor lights on Atlantic Boulevard;**
- 3. Trees at school sites (Lindsey & Los Cerritos);**
- 4. A pump station for the Scherer Park duck pond;**
- 5. Lincoln Park LED lights and a water efficient garden;**
- 6. Solar water heating and window replacement for Senior Center;**  
**and**
- 7. An increase in the amount requested for the water efficient garden at Drake/Chavez Park to \$400,000 from \$317,000.**

**The motion carried by the following vote:**

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

**No:** 1 - O'Donnell

**20. 12-0099**

Recommendation to adopt resolution authorizing staff to prepare and submit a grant application pursuant to the Sustainable Communities Planning Grant and Incentive Program (Proposition 84) for the purpose

of funding an update to the Southeast Area Development and Improvement Plan (SEADIP). (District 3)

Larry Goodhue spoke.

**A motion was made by Councilmember DeLong, seconded by Councilmember Garcia, to approve recommendation and adopt Resolution No. RES-12-0016. The motion carried by the following vote:**

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

**Absent:** 1 - Andrews

**Enactment No:** RES-12-0016

**21. 12-0100**

Recommendation to authorize City Manager to execute individual contracts with the following consulting firms for on-call planning services: Hogle-Ireland, Inc., Roger Sherman Architecture and Urban Design/Utile Inc., RRMdesignGroup, The Planning Center, and Wallace, Roberts, and Todd, LLC, for a one-year period in an amount not to exceed \$500,000 each, with two annual renewal options at the discretion of the City Manager. (Citywide)

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

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

**22. 12-0101**

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

Councilwoman Gabelich spoke.

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Vice Mayor Lowenthal spoke.

**A motion was made by Councilmember Garcia, seconded by Councilman Andrews, to approve recommendation and include under Attachment D a 10% appropriations from the 9th District share (\$500,000) to place \$50,000 in Neighborhood Services line item for consultant services for formation of a business improvement district. The motion carried by the following vote:**

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

**23. 12-0102**

Recommendation to authorize City Manager, or designee, to execute all necessary documents and any subsequent amendments between the City of Long Beach and the State of California Department of Public Health (CDPH) for the Women, Infants and Children Nutrition Supplement Program, in the amount of \$15,693,000 for a period of three years, from October 1, 2011 through September 30, 2014. (Citywide)

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

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

**24. 12-0103**

Recommendation to authorize City Manager to execute an agreement with ING Employee Benefits (ReliaStar Life Insurance Company), for healthcare specific stop-loss reinsurance coverage with a \$500,000 deductible level at a cost of \$823,936 for a 12-month period; and authorize City Manager to execute any subsequent amendments necessary to maintain current benefit levels and remain in compliance with state and federal laws. (Citywide)

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

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

**25. 12-0104**

Recommendation to authorize City Manager to submit applications for Airport Improvement Program Grant(s) for Fiscal Year 2012 to the Federal Aviation Administration (FAA) for funding of the following projects: runway safety area improvements at the southeast end of Runway 12-30, reconstruction of Taxiway D north of Runway 7L-25R, and improvements to the access to Taxiways E and F, Phase 2; and to accept such grant(s), execute grant documents, and amend grant documents and grant amounts from the FAA for entitlement and discretionary funds. (District 5)

**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, Gabelich and Neal

26. 12-0105 Recommendation to receive and file the application of Pthlder, Incorporated, dba The Potholder Cafe Too, for an original Alcoholic Beverage Control License, at 301 West Broadway. (District 1)

Kevin Pittsey, manager of Potholder Cafe, spoke.

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

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

**Absent:** 1 - O'Donnell

#### **ORDINANCES (8:52 PM)**

27. 12-0106 Recommendation to declare ordinance amending Sections 16.16.015 and 16.16.017 of the Long Beach Municipal Code, related to allowing non-motorized recreational apparatus with wheels in designated skateparks for a one-year trial period read the first time and laid over to the next regular meeting of the City Council for final reading. (Districts 1,2,4,5,6,9)

Councilwoman Schipske spoke.

Councilmember Garcia spoke.

Councilmember O'Donnell spoke.

Councilman Andrews spoke.

Councilwoman Gabelich spoke.

Mike Donelon spoke.

Brandon Reyes spoke.

Christian Serrano spoke.

Clayton Renoso spoke.

Glen Necessary spoke.

Patrick Dodard spoke.

Jess Renoso spoke.

Michelle spoke.

Adam Taylor spoke.

Jeff Solenzki spoke.

Evan Denim spoke.

Kevin Porter spoke.

Larry Goodhue spoke.

**A motion was made by Councilwoman Schipske, seconded by Councilmember O'Donnell, to refer to the Public Safety Committee for a review of the fine structure for the ordinance. The motion carried by the following vote:**

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

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

28. 12-0044

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 2.83.020 regarding claims against the City, read and adopted as read. (Citywide)

**A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Ordinance No. ORD-12-0003. The motion carried by the following vote:**

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

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



**Enactment No: ORD-12-0003**

**NEW BUSINESS (10:24 PM)**

29. 12-0123 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, February 3, 2012.

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

30. 12-0133 eComments received for the City Council meeting of Tuesday, February 7, 2012.

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

**ANNOUNCEMENTS (10:24 PM)**

Vice Mayor Lowenthal requested that the meeting be adjourned in memory of Maria Giesey.

Councilmember Johnson made community announcements.

Councilman Andrews made community announcements.

Councilmember Neal made community announcements.

Councilwoman Gabelich made community announcements.

Councilwoman Schipske made community announcements.

Vice Mayor Lowenthal made community announcements.

**ADJOURNMENT (10:33 PM)**

At 10:33 PM, Vice Mayor Lowenthal adjourned the meeting in memory of Maria Giesey.

nem