



CITY OF LONG BEACH

DEPARTMENT OF CITY CLERK

C-2

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August 16, 2011

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the minutes for the City Council meeting and the Study Session held Tuesday, August 2, 2011

DISCUSSION

The Legistar minutes for the City Council meeting and the Study Session of Tuesday, August 2, 2011 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,

A handwritten signature in black ink, appearing to read "Larry Herrera".

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, 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

Robert E. Shannon, City Attorney

Bob Foster, Mayor

FINISHED AGENDA & DRAFT MINUTES

ROLL CALL (4:16 PM)

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

Councilmembers Gabelich
Absent:

Also present: Patrick H. 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.

Mayor Foster presiding.

SPECIAL MEETING

1. 11-0738 Recommendation to hold a study session regarding:
 - Redevelopment Budget Trailer Bills ABx1 26 and ABx1 27 and the impacts on the future of Redevelopment in Long Beach.

This Agenda Item was received and filed.

Patrick West, City Manager, spoke.

Amy Bodek, Director of Development Services, spoke; and provided a PowerPoint presentation.

Councilmember O'Donnell spoke.

Councilmember Garcia spoke.

Councilmember Neal spoke.

Councilmember Johnson spoke.

Councilman Andrews spoke.

Mayor Foster spoke.

PUBLIC (5:07 PM)

Lori Angel spoke.

Larry Goodhue spoke.

ADJOURNMENT (5:10 PM)

At 5:10 PM, Mayor Foster adjourned the meeting.

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Dr. Robert Garcia, 1st District
Dr. Suja Lowenthal, Vice Mayor, 2nd District
Gary DeLong, 3rd District
Patrick O'Donnell, 4th District



Gerrie Schipske, 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

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, except for Agenda Item Nos. 10 and 22 were considered at the same time.

ROLL CALL (5:29 PM)

Councilmembers Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews,

Present: Johnson and Neal

Councilmembers Gabelich

Absent:

Also present: Patrick H. 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.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Dee Andrews, Councilman, Sixth District.

Mayor Foster announced that Agenda Item No. 16 had been withdrawn.

HEARING (5:31 PM)

1. 11-0721 Recommendation to receive supporting documentation into the record, conclude the hearing and grant a One-Year Short-Term Permit with conditions on the application of Gaslamp Partners LLC, dba Gaslamp Restaurant and Bar, 6251 E. Pacific Coast Highway, for Entertainment with Dancing by Patrons. (District 3)

Robert Bailey spoke.

Councilmember DeLong spoke.

Robert Russell spoke.

Mike Newfeld, representing applicant, spoke.

Councilman Andrews spoke.

A motion was made by Councilmember DeLong, seconded by Vice Mayor Lowenthal, to approve recommendation to grant a One-Year Short Term Permit with conditions. The motion carried by the following vote:

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

Absent: 1 - Gabelich

PUBLIC COMMENT (5:38 PM)

11-0775 Eric Avila spoke regarding a recent hate crime in Long Beach; and submitted correspondence.

This Handout was received and filed.

Councilmember Garcia spoke.

Deputy Chief Robert Luna spoke.

Councilmember Garcia spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Schipske spoke.

Deputy Chief Robert Luna spoke.

11-0776 Mike Lesner spoke regarding Alamitos Bay Marina; and submitted correspondence.

This Handout was received and filed.

Larry Goodhue spoke regarding Long Beach Yacht Club lease.

11-0777 Marjorie Landress spoke regarding the City's budget and Fire

Department fees; and submitted correspondence.

This Handout was received and filed.

Councilmember DeLong spoke.

Fire Chief Alan Patalano spoke.

Ken Hovinetz, Interim President for International Association of Machinist, spoke.

Debra Ashby, South Coast Air Quality Management District, spoke.

Councilmember Johnson spoke.

Raul Anorve, representing The Center Long Beach, spoke regarding the recent hate crimes in Long Beach.

Mayor Foster spoke.

CONSENT CALENDAR (6:11 PM)

Larry Goodhue spoke regarding Agenda Item No. 13.

Passed The Consent Calendar

A motion was made by Councilmember Neal, seconded by Councilmember Garcia, to approve Consent Calendar Items 13 and 2 - 9. The motion carried by the following vote:

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

Absent: 1 - Gabelich

13. 11-0487 Recommendation to City Council to concur in the recommendation of the Housing and Neighborhoods Committee to name the future park at 3rd Street and The Promenade "Harvey Milk Promenade Park."
A motion was made to approve recommendation on the Consent Calendar.
 2. 11-0734 Recommendation to adopt minute order to grant an application from Elizabeth Gay Rowlands for a widow's pension.
A motion was made to approve recommendation on the Consent Calendar.
 3. 11-0722 Recommendation to approve the minutes for the City Council meetings
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held Tuesday, July 12 and 19, 2011.

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

4. 11-0723 Recommendation to refer to City Attorney damage claims received between July 11, 2011 and July 25, 2011.

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

5. 11-0735 Recommendation to approve the destruction of records for Long Beach Police Department, Internal Affairs Division as shown in Exhibit A; and adopt resolution.

A motion was made to approve recommendation and adopt Resolution No. RES-11-0082 on the Consent Calendar.

Enactment No: RES-11-0082

6. 11-0726 Recommendation to authorize City Manager to execute a first amendment to the International Swap Dealers Association (ISDA) Master Agreement between the City and Merrill Lynch Commodities, Inc. (MLCI), to limit liability to the Gas Revenue Fund for natural gas purchase, sale, and financial transactions. (Citywide)

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

7. 11-0727 Recommendation to adopt resolution setting apart and dedicating for public street purposes City-owned property located at 5400 Long Beach Boulevard. (District 9)

A motion was made to approve recommendation and adopt Resolution No. RES-11-0083 on the Consent Calendar.

Enactment No: RES-11-0083

8. 11-0728 Recommendation to authorize City Manager to execute a license agreement with Jerico Development, Inc., to allow the installation of a video camera system on its building located at 130 Pine Avenue. (District 2)

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

9. 11-0729 Recommendation to receive and file the minutes for:
Civil Service Commission - June 29, 2011.
Cultural Heritage Commission - June 13, 2011.
Planning Commission - June 2 and 16, 2011.

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

REGULAR AGENDA (6:16 PM)

10. 11-0742 Recommendation to receive and approve the following new appointments and reappointments to Charter Commissions.
- A motion was made by Councilwoman Schipske, seconded by Councilmember DeLong, to approve recommendation to receive and approve in conjunction with Agenda Item No. 22. The motion carried by the following vote:**
- Yes:** 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson and Neal
- Absent:** 1 - Gabelich
11. 11-0737 Recommendation to request City Attorney to draft an ordinance that would allow small construction, masonry and plumbing businesses to be operated as "home businesses" and include appropriate protections for residential neighborhoods.
- Councilwoman Schipske spoke.
- Vice Mayor Lowenthal spoke.
- Councilmember Johnson spoke.
- A motion was made by Councilwoman Schipske, seconded by Councilmember Johnson, to refer to the Planning Commission, and then forward to City Council for review. The motion carried by the following vote:**
- Yes:** 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson and Neal
- Absent:** 1 - Gabelich
12. 11-0740 Recommendation that City Council refer to and request the Environmental Committee to deliberate on the air quality impacts of airplanes in Long Beach, including general aviation aircraft, on neighboring residents for potential action by the City Council.
- Councilmember Johnson spoke.
- Larry Boland spoke.

Luis Cabrales spoke; and submitted written comments.

Councilwoman Schipske spoke.

A motion was made by Councilmember Johnson, seconded by Councilwoman Schipske, to approve recommendation and refer to the Airport Advisory Commission The motion carried by the following vote:

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

Absent: 1 - Gabelich

A motion was made by Councilmember Johnson, seconded by Councilwoman Schipske, to approve recommendation and refer to the Environmental Committee The motion carried by the following vote:

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

Absent: 1 - Gabelich

13. Agenda Item No. 13 has been moved to the Consent Calendar.

14. 11-0724 Recommendation to authorize City Manager to execute an agreement with MuniServices, LLC, for continued sales and use tax auditing, projection, recovery and consultant services for an amount not to exceed \$100,000 annually for a three year term, ending September 30, 2015; and authorize City Manager to execute amendments to extend the term by up to four additional years. (Citywide)

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

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

Absent: 1 - Gabelich

15. 11-0730 Recommendation to adopt resolution authorizing City Manager to execute an annual contract with Dooley Enterprises, Inc. of Anaheim, CA (WBE), for furnishing and delivering Winchester ammunition without advertising for bids, in an amount not to exceed \$354,000, 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 Councilmember DeLong, seconded by Vice Mayor Lowenthal, to approve recommendation and adopt Resolution No. RES-11-0084. The motion carried by the following vote:

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

Absent: 1 - Gabelich

Enactment No: RES-11-0084

16. 11-0731 Recommendation to receive and file the application of Shane Matthew Cianciolo, dba Corks Away (boat 1), for an original Alcoholic Beverage Control License, at 205 North Marina Drive Berth 1. (District 3)

This ABC License was withdrawn.

17. 11-0732 Recommendation to receive and file the application of Shane Matthew Cianciolo, dba Corks Away (boat 2), for an original Alcoholic Beverage Control License, at 205 North Marina Drive Berth 1. (District 3)

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

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

Absent: 1 - Gabelich

18. 11-0733 Recommendation to authorize City Manager to execute a new agreement between the Long Beach Police Department and the Long Beach Unified School District to staff School Resource Officers (SROs) for an amount not to exceed \$724,000, with a net cost to the City's General Fund estimated to be \$122,000. (Citywide)

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

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

Absent: 1 - Gabelich

ORDINANCES (6:43 PM)

19. 11-0698 Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Sections 14.20.050, 14.20.060, 14.20.080

and 14.20.210 all relating to newsracks, read and adopted as read.
(Citywide)

A motion was made by Vice Mayor Lowenthal, seconded by Councilmember DeLong, to approve recommendation and adopt Ordinance No. ORD-11-0014. The motion carried by the following vote:

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

Absent: 1 - Gabelich

Enactment No: ORD-11-0014

20. 11-0705

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 1.20.010 establishing and designating the political subdivisions or districts of the City of Long Beach, read and adopted as read. (Citywide)

Brian Wren spoke.

A motion was made by Councilman Andrews, seconded by Vice Mayor Lowenthal, to approve recommendation and adopt Ordinance No. ORD-11-0015 The motion carried by the following vote:

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

Absent: 1 - Gabelich

Enactment No: ORD-11-0015

BUDGET HEARING (6:48 PM)

21. 11-0741

Recommendation to receive and discuss an overview of the Proposed Fiscal Year 2012 Budget. (Citywide)

Patrick West, City Manager spoke; and distributed a PowerPoint presentation and the Fiscal Year 2012 Proposed Budget for Community Review.

Councilmember Johnson spoke.

Councilmember Garcia spoke.

Councilmember DeLong spoke.

Councilmember Neal spoke.

Larry Boland spoke.

Mayor Foster spoke.

Erik Bradley spoke.

Floyd Seymour spoke.

Tom Stout spoke.

Kathy Ryan spoke.

Mayor Foster spoke.

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

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

Absent: 1 - Gabelich

NEW BUSINESS (6:16 PM)

- 22. 11-0718** Recommendation to City Council to concur in recommendation of the Personnel and Civil Service Committee to receive and confirm the following appointments and reappointments: Citizen Police Complaint Commission (3 reappointments); Harbor Commission (2 appointments); and Planning Commission (1 reappointment).

Councilwoman Schipske spoke.

Councilmember Johnson spoke.

A motion was made by Councilwoman Schipske, seconded by Councilmember DeLong, to approve recommendation for reappointments to the Citizen Police Complaint Commission. The motion carried by the following vote:

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

Absent: 1 - Gabelich

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

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

Absent: 1 - Gabelich

Mayor Foster spoke regarding the Harbor Commission appointments.

Rich Dines spoke.

Doug Drummond spoke.

Councilmember Johnson spoke.

Vice Mayor Lowenthal spoke.

Councilmember Neal spoke.

Councilman Andrews spoke.

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

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

Absent: 1 - Gabelich

23. Affidavits of Service for the special meetings held Tuesday, August 2, 2011.

24. 11-0748 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, July 29, 2011.

This Agenda Item was received and filed.

25. 11-0778 eComments received for the City Council meeting of Tuesday, August 2, 2011.

This Agenda Item was received and filed.

ANNOUNCEMENTS (7:37 PM)

Councilmember O'Donnell made community announcements.

Councilmember Neal made community announcements.

Councilmember Johnson made community announcements.

Councilwoman Schipske made community announcements.

Vice Mayor Lowenthal made community announcements.

PUBLIC (7:43 PM)

Elliott Gonzalez spoke regarding the Main Library rooftop park.

ADJOURNMENT (7:47 PM)

At 7:47 PM, Mayor Foster adjourned the meeting.

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