

Bonnie Lowenthal, 1st District
Dan Baker, 2nd District
Frank Colonna, 3rd District
Patrick O'Donnell, 4th District



Jackie Kell, Vice Mayor, 5th District
Laura Richardson, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, 9th District

Gerald R. Miller, City Manager
Larry G. Herrera, City Clerk

Beverly O'Neill, Mayor

Robert E. Shannon, City Attorney

ROLL CALL

(5:04 P.M.)

Mayor O'Neill presiding.

Councilmembers B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson,
Present: Reyes Uranga, Gabelich and Lerch

Invocation: Moment of Silence

Presentation of Colors by David Starr Jordan High School R.O.T.C.

National Anthem: Erma Varnado

Presentation by councilmember Val Lerch, Ninth District in recognition of community members for their significant contributions to the Ninth District.

Ordinance No. C-7594 provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council.

HEARINGS:

(5:28 P.M.)

1. 05-2406 Recommendation to consider the appeal of Edward Kennedy from the decision of the Planning Commission to deny a two-unit tentative waived parcel map at 3660 Pacific Avenue and 140 West 37th Street, receive supporting documentation into the record, conclude the hearing, and deny the appeal.
Steve Hyde spoke in support.
Scott Olson spoke in opposition.
Edith Pearl spoke in opposition.
Matthew Shippell spoke in opposition.

Jack Smith spoke in opposition.
William Kessler spoke in opposition.
Charles Parks spoke in opposition and read into the record an email he received from Paul Crawford. (Doc. 5)
Joseph Hoffman spoke in opposition.
John Deets spoke in opposition.

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

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM THE CITY CLERK

(6:11 P.M.)

Harvey Cochran spoke regarding the Hellman Neighborhood Association.

Thomas Murphy spoke regarding the need for speed bumps on Maine Avenue.

Dr. William Parmenter spoke regarding the Blue Line and the lack of public access for passengers.

CONSENT CALENDAR:

(Items 2-11) (6:23 P.M.)

All Consent Items were approved except Items 2 and 10

2. 05-2408 Recommendation to authorize a two-year extension of the agreement with McKasson, Klein and Holms, LLP, in connection with maritime issues that arise from time to time; not to exceed \$100,000, unless additional funds are authorized by the Board of Harbor Commissioners; and all expenditures shall be paid from the Harbor Revenue Fund.

Thomas Murphy

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

Yes: 7 - Baker, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 2 - B. Lowenthal and Colonna

3. 05-2409 Recommendation to receive and file a quarterly audit report regarding cash and investment balances as of September 30, 2004.
A motion was made to approve recommendation on the Consent Agenda.

4. 05-2410 Recommendation to receive and file a report concerning a review of the Long Beach Junior Concert Band contract with the City of Long Beach.
A motion was made to approve recommendation on the Consent Agenda.

5. 05-2411
A motion was made to approve recommendation on the Consent Agenda.

6. 05-2412 Recommendation to receive and file a report concerning a review of boat launch ramp entrance fee revenue.
A motion was made to approve recommendation on the Consent Agenda.

7. 05-2413 Recommendation to receive and file a report concerning a review of El Dorado Park's system of internal controls related to the collection and deposit of entrance fee revenues.
A motion was made to approve recommendation on the Consent Agenda.

8. 05-2414 Recommendation to refer to the City Attorney damage claims received between February 3, 2005 and February 10, 2005.
A motion was made to approve recommendation on the Consent Agenda.

9. 05-2415 Recommendation to rescind all previously applicable records retention schedules for the Financial Management Commercial Services Department; and approve the Financial Management Commercial Services Department 2005 records retention schedule.
A motion was made to approve recommendation on the Consent Agenda.

10. 05-2416 Recommendation to receive and file the City Investment Report for the 2005 Fiscal Year Quarter ending December 31, 2004.

Thomas Murphy

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

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

11. 05-2417 Recommendation to receive and file minutes as follows:
Harbor Commission, January 24 and January 31, 2005;
Planning Commission, December 16, 2004 and January 6, 2005; and
Water Commission, January 20, 2005.

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

Passed The Consent Agenda

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

UNFINISHED BUSINESS:

(6:30 P.M.)

12. [04-2026](#) Recommendation to receive and file Report from Homeless Services Advisory Committee on 10-Year Strategic Plan to End Homelessness; and refer the plan to the City Manager for development. (Citywide)

Jewel Jones

Thomas Murphy

Jim Oburst

Nathaniel Grant

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

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

(6:49 P.M.)

- 13. 05-2418** Recommendation that City Council endorse the U.S. Conference of Mayors, the National League of Cities, and the National Association of Counties in their effort to denounce the elimination of the Community Development Block Grant (CDBG) Program; and request the City Attorney to prepare a resolution concerning this support.

Thomas Murphy
Alan Hose
Bry Myown

A motion was made by Councilmember Lowenthal, seconded by Councilmember Reyes Uranga, to approve recommendation and request City Attorney to prepare resolution. The motion carried by the following vote:

Yes: 8 - B. Lowenthal, Baker, Colonna, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 1 - O'Donnell

- 14. 05-2419** Recommendation that City Council establish a Council Rule to allow City Council standing committees the authority to conduct business not specifically referred to them by the City Council.

Robert Bastian

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

Yes: 7 - Baker, Colonna, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

No: 2 - B. Lowenthal and O'Donnell

- 15. 05-2420** Recommendation to authorize City Manager to execute all documents, and expend up to \$520,000 for acquisition of 0.75-acre portion of the former Pacific Electric Railroad right-of-way at the southeast corner of Alamitos Avenue and 20th Street from Long Beach Self Storage, LTD., for improvement of Chittick Field; and increase appropriations in the Capital Projects (CP) Fund in the Department of Public Works (PW) by \$500,000. (District 6)

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

Yes: 8 - Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

Absent: 1 - B. Lowenthal

16. 05-2421

Recommendation to authorize the City Manager to execute a Fourth Amendment to Contract No. 20610 with Southern California Edison for meter reading services. (Citywide)

Thomas Murphy

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, to approve recommendation. The motion carried by the following vote:

Yes: 6 - Baker, O'Donnell, Kell, Richardson, Reyes Uranga and Gabelich

Absent: 3 - B. Lowenthal, Colonna and Lerch

Enactment No: 20610_004

17. 05-2422

Recommendation to authorize City Manager to execute all necessary documents with the California State Department of Health Services for funding the provision of HIV and AIDS preventive health services for an amount not to exceed \$6,768,834 for a period of three years; authorize City Manager to execute an agreement with One In Long Beach, for a period of one year, in an amount not to exceed \$150,000; and authorize City Manager to extend said agreement for up to two consecutive one-year terms at the same amount; and Increase appropriations in the Health Fund (SR 130) and the Department of Health and Human Services (HE) by \$177,664. (Citywide)

Thomas Murphy

A motion was made by Councilmember Baker, seconded by Councilwoman Richardson, to approve recommendation. The motion carried by the following vote:

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

18. 05-2423

Recommendation to received and file, with or without conditions, the application of Buca Restaurants, dba Buca Di Beppo, for an original

on-sale general alcoholic beverage license at 300 South Pine Avenue.
(District 2)

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

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

19. 05-2424

A motion was made by Councilmember Colonna, seconded by Councilmember Lowenthal, to approve recommendation without conditions. The motion carried by the following vote:

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

20. 05-2425

Recommendation to received and file, with or without conditions, the application of Trader Joe's Company, dba Trader Joe's, for a person-to-person and premise-to-premise transfer of an off-sale general alcoholic beverage license at 2222 North Bellflower Boulevard.
(District 4)

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

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

21. 05-2426

Recommendation to receive and file the Monthly and Year-End 2004 Airport Activity Reports. (District 5)

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

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

RESOLUTIONS:

(9:11 P.M.)

Item 22 was discussed after Item 14 on the regular agenda.

22. 05-2427 Recommendation to adopt a resolution opposing any federal legislation which would extend the authority of the Federal Energy Regulatory Commission to exercise powers of eminent domain in the City of Long Beach (Related Communication from Councilmember Val Lerch, Ninth District, and Councilwoman Rae Gabelich, Eighth District)
- Mayor O'Neill requested that this item be discussed after item 14.
- Louis Ledger spoke in support.
- Richard Slauson spoke in support.
- Kevin Norton spoke in support.
- Tom Moxley spoke in support.
- Laura Helfer spoke in opposition.
- Name unknown (Sound Energy Solutions) spoke in support.
- Roger Holman spoke in opposition.
- Jim Albertson spoke in support.
- Al Andrews spoke in support.
- Marie Hunter spoke in support.
- Name unknown, Vice President, Sound Energy Solutions, spoke in support.
- Stewart Hughes spoke in support.
- Paul Blanco spoke in support.
- Lisa Trujillo spoke in support.
- Dean Saito spoke in support.
- Alan Hose spoke in support.
- Bry Myown spoke in opposition and distribute a letter to the City Council.
- Ken Erlich spoke in support.
- Ron Williams spoke in support.
- Diana Lejins spoke support.
- Gabriel Gallegos spoke in support.
- Melvin Jones spoke in support.

A motion was made by Councilmember Colonna, seconded by Councilmember Reyes Uranga, to approve recommendation and adopt Resolution No. C-28515. The motion carried by the following vote:

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

Enactment No: C-28515

23. 05-2428 Recommendation adopt a resolution approving and authorizing the
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destruction of certain records, papers, and writings by the Departments of City Clerk, City Manager and Citizen Police Complaint Commission, Financial Management/City Treasurer and Technology Services.

A motion was made by Councilmember Baker, seconded by Councilmember Colonna, to approve recommendation and adopt Resolution No. C-28516. The motion carried by the following vote:

Yes: 9 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

Enactment No: C-28516

ORDINANCES:

(9:12 P.M.)

24. [05-2429](#)

Recommendation to declare ordinance amending Long Beach Municipal Code Section 1.32.010.E, and by adding Chapter 9.65 relating to Administration Citations and Penalties, read and adopted as read.

A motion was made by Councilmember Colonna, seconded by Councilmember Lowenthal, 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 - B. Lowenthal, Baker, Colonna, O'Donnell, Kell, Richardson, Reyes Uranga, Gabelich and Lerch

Enactment No: ORD-05-0001

ADJOURNMENT:

(9:14 P.M.) Affidavit of Service for meeting held Tuesday, February 15, 2005. (Doc. 1)

Councilwoman Richardson requested that the meeting adjourn in honor of Dadisi Sanyika, and made community announcements.

Councilmember O'Donnell made community announcements.

Councilmember Lowenthal requested that the meeting adjourn in memory of Steve Salamon, and made community announcements.

Councilmember Reyes uranga made community announcements.

Councilmember Lerch made community announcements.

Adjourn in memory of Dadisi Sanyika, and Steve Salamon at 9:26 P.M.

NOTE:

If written language translation of the City Council agenda and minutes for non-English speaking persons is desired, please make your request by phone to the City Clerk Department at (562) 570-6101, 72 hours prior to the City Council meeting.

Kung ang nakasulat na pagsasalin-wika ng adyenda at mga katitikan ng Konseho ng Lunsod ay hinahangad para sa mga taong hindi nagsasalita ng Ingles, mangyaring gawin ang iyong kahilingan sa pamamagitan ng telepono sa Kagawaran ng Klerk ng Lunsod sa (562) 570-6101, 72 oras bago ang pulong ng Konseho ng Lunsod.”

Si desea obtener la traducción lingüística escrita de la agenda y las actas del Concejo Municipal para las personas que no hablan inglés, realice su pedido por teléfono al Departamento de la Secretaría Municipal al (562) 570-6101, 72 horas antes de la reunión del Concejo Municipal.

បើលោកអ្នកមិនចេះនិយាយភាសាអង់គ្លេស ហើយត្រូវការរបៀបវារៈកិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង និងរបាយការណ៍កិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង ជាសំណៅប្រែសម្រួលលាយលក្ខណ៍អក្សរទៅជាភាសារបស់លោកអ្នក នោះសូមស្នើសុំមកនាយកដ្ឋានសៀវភៅសាលាក្រុង តាមទូរស័ព្ទលេខ (562) 570-6101 អោយបាន 72 ម៉ោងមុនកិច្ចប្រជុំក្រុមប្រឹក្សាសាលាក្រុងត្រូវបានធ្វើឡើង។