

Lena Gonzalez, 1st District
Dr. Suja Lowenthal, Vice Mayor, 2nd District
Suzie A. Price, 3rd District
Vacant, 4th District



Stacy Mungo, 5th District
Dee Andrews, 6th District
Roberto Uranga, 7th District
Al Austin, 8th District
Rex Richardson, 9th District

Patrick H. West, City Manager
Larry Herrera-Cabrera, City Clerk

Dr. Robert Garcia, Mayor

Charles Parkin, 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.

The Agenda Items were considered in the following order: Presentation for Norooz Persian New Year, Agenda Item Nos. 1, 23, 2, Public Comment, Agenda Item Nos. 24, 3, Consent Calendar, Agenda Item Nos. 13, 9 - 12, and 14 - 22.

NOTE: The Presentation for Steve Goodling Special Olympics was considered immediately following the City Council Study Session adjournment. Please refer to the City Council Study Session video for the presentation.

ROLL CALL (6:02 PM)

Councilmembers Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin
Present: and Richardson

Also present: Patrick H. West, City Manager; Tom Modica, Assistant City Manager; Charles Parkin, City Attorney; Poonam Davis, Assistant City Clerk; Allison Bunma, City Clerk Analyst.

Mayor Garcia presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Roberto Uranga, Councilmember, Seventh District.

Mayor Garcia announced that Agenda Item No. 23 would be considered after Agenda Item No. 1; and Agenda Item Nos. 24 and 13 would be considered after the Consent Calendar.

Presentation for Steve Goodling Special Olympics.

Steve Goodling, President, Long Beach Convention & Visitors Bureau, spoke; and provided a video.

Jane Netherton, Co-Vice Chair, Board of Directors, Special Olympics Southern California, spoke; and provided a video.

Mayor Garcia spoke.

Councilwoman Mungo spoke.

Councilmember Richardson spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Price spoke.

Councilman Andrews spoke.

Councilman Austin spoke.

Presentation for Norooz Persian New Year.

Councilwoman Price spoke.

Mino Maasoumi spoke.

Councilwoman Price spoke.

Mayor Garcia spoke.

HEARINGS (6:22 PM)

1. [15-0214](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, consider the appeals from Laurie Angel and Chuck Fowler, and uphold the decision of the Planning Commission to approve a Categorical Exemption (CE 14-114) and Conditional Use Permit to allow the sale of beer and wine for off-site consumption at an existing gas station convenience store located at 5740 Atlantic Avenue in the Commercial Neighborhood Pedestrian (CNP) zoning district.
(District 8)

Tom Modica, Assistant City Manager, spoke.

Mayor Garcia spoke.

Laurie Angel, appellant, spoke; and submitted correspondence.

Chuck Fowler, appellant, spoke.

Mark Kelishadi, applicant, spoke.

Laurie Angel, appellant, spoke.

Mark Kelishadi, applicant, spoke.

Sherrie Olson spoke.

James Rogers spoke

Angie Burkhard spoke.

Councilman Austin spoke; and submitted correspondence.

Councilmember Richardson spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Price spoke.

Charles Parkin, City Attorney, spoke.

Councilman Austin spoke.

Councilman Andrews spoke.

Councilman Austin spoke.

Councilmember Richardson spoke.

Councilwoman Mungo spoke.

Councilwoman Price spoke.

Councilman Austin spoke.

Councilwoman Price spoke.

Councilmember Uranga spoke.

A motion was made by Councilman Austin, seconded by Councilmember Richardson, to sustain the appeals from Laurie Angel and Chuck Fowler; overturn the decision of the Planning Commission to approve a Categorical Exemption (CE 14-114) and Conditional Use Permit to allow the sale of beer and wine for off-site consumption at an existing gas station convenience store located at 5740 Atlantic Avenue in the Commercial Neighborhood Pedestrian (CNP) zoning district; and return to City Council at a later date with appropriate findings. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

2. [15-0247](#)

Recommendation to receive supporting documentation into the record, conclude the public hearing, and declare the Ordinance amending Title 21 (Zoning) of the Long Beach Municipal Code related to Alcoholic Beverage Manufacturing and Accessory Tasting Rooms read the first time and laid over to the next regular meeting of the City Council for final reading;

Tom Modica, Assistant City Manager, spoke.

Mayor Garcia spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Mungo spoke.

Councilmember Uranga spoke.

A motion was made by Vice Mayor Lowenthal, seconded by Councilwoman Mungo, 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: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

[15-0248](#)

Adopt resolution directing the Director of Development Services to submit the amendment to Title 21 (Zoning) of the Long Beach Municipal Code related to Alcoholic Beverage Manufacturing and Accessory Tasting Rooms to the California Coastal Commission for their review and certification; and

Accept the Categorical Exemption CE-14-140. (Citywide)

A motion was made by Vice Mayor Lowenthal, seconded by Councilmember Richardson, to approve recommendation and adopt Resolution No. RES-15-0030. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Enactment No: RES-15-0030

3. [15-0249](#)

Recommendation to receive supporting documentation into the record, conclude the public hearing and adopt resolution amending the Master Fee and Charges Schedule. (Citywide)

Tom Modica, Assistant City Manager, spoke.

Councilwoman Mungo spoke.

Councilwoman Gonzalez spoke.

Councilmember Uranga spoke.

Councilman Austin spoke.

Larry Goodhue spoke.

A motion was made by Councilwoman Mungo, seconded by Councilwoman Gonzalez, to approve recommendation and adopt Resolution No. RES-15-0031. The motion carried by the following vote:

Yes: 7 - Gonzalez, Lowenthal, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Price

Enactment No: RES-15-0031

PUBLIC COMMENT (7:29 PM)

Sal Vasquez spoke regarding labor negotiations.

Alexandra Galanciad spoke regarding local hire policy.

Pastor Tommy Hunter spoke regarding local hire policy.

Terry Miller spoke regarding local hire policy.

Bishop Todd Ervin spoke regarding local hire policy.

Gregory Sanders spoke regarding local hire policy.

Melissa Martinez spoke regarding housing issues.

Kerry Gallagher spoke regarding housing quality issues in Long Beach.

Mayor Garcia spoke.

Councilmember Richardson spoke.

Councilwoman Gonzalez spoke.

Councilwoman Price spoke.

Councilwoman Mungo spoke.

Councilman Andrews spoke.

Ward Wesley spoke regarding assistance for the handicapped.

CONSENT CALENDAR (8:50 PM)

Passed the Consent Calendar

A motion was made by Councilwoman Mungo, seconded by Councilmember Uranga, to approve Consent Calendar Items 4 - 8. The motion carried by the following vote:

Yes: 7 - Gonzalez, Lowenthal, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Price

4. [15-0250](#) Recommendation to refer to City Attorney damage claims received between March 9, 2015 and March 16, 2015.

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

5. [15-0251](#) Recommendation to authorize City Manager, or designee, to execute a Memorandum of Understanding (MOU), and any subsequent amendments, between the City of Long Beach and Mental Health America of Los Angeles (MHA) in the amount of \$55,000, as part of the California Community Foundation Grant Integrated Healthcare Project, for the period of December 1, 2014 through September 30, 2015. (Citywide)

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

6. [15-0252](#) Recommendation to authorize City Manager, or designee, to execute a Memorandum of Understanding (MOU), and any subsequent amendments, between the City of Long Beach and the County of Los Angeles Department of Public Health for collaboration on the Violent Death Reporting System (VDRS). (Citywide)

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

7. [15-0253](#) Recommendation to authorize City Manager to execute an agreement with the Long Beach Unified School District for food preparation for the 2015 Summer Food Service Program, in an amount not to exceed \$341,225; execute sponsor/site agreements with the City of Signal Hill and nonprofit organizations; and execute any documents, including amendments, necessary to accept funds, implement, and administer the 2015 Summer Food Service Program. (Districts 1,2,4,5,6,7,8,9, and portions of Signal Hill)

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

8. [15-0254](#) Recommendation to receive and file minutes for:
Planning Commission - January 15 and February 5, 2015.

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

UNFINISHED BUSINESS (7:13 PM)

23. [15-0180](#) Recommendation to receive the application of Legend Energy, dba Cerritos Shell, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control License, at 5740 Atlantic Avenue, determine that the application serves the public convenience and necessity, submit a Public Notice of Protest to ABC, and direct City Manager to withdraw the protest if a Conditional Use Permit is granted. (District 8)

Councilman Austin spoke.

A motion was made by Councilman Austin, seconded by Councilmember Richardson, to receive the application and submit a Public Notice of Protest to ABC on the following bases: [1] the applicant does not have a Conditional Use Permit (CUP) with the City; [2] high crime; [3] churches within 600 feet; and [4] school within 600 feet of the establishment. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

REGULAR AGENDA (8:50 PM)

9. [15-0267](#) Recommendation to suspend Council rule contained in Long Beach Municipal Code Section 2.03.020(B) relating to the meeting schedule of the City Council in order to cancel the meeting of August 4, 2015, due to National Night Out.

Councilwoman Mungo spoke.

Councilman Andrews spoke.

Councilmember Richardson spoke.

Vice Mayor Lowenthal spoke.

Councilman Austin spoke.

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

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

10. [15-0255](#) Recommendation to authorize City Manager to execute all documents necessary to increase Contract No. 33255 with Drill Tech Drilling & Shoring, Inc., a California corporation, by \$1,297,772 for a total amount not to exceed \$6,406,955, for the completion of the Ocean Blvd (Bluff) Erosion and Enhancement Phase 2 Project; execute all documents necessary to complete construction; and

Increase appropriations in the Tidelands Operations Fund (TF 401) in the City Manager Department (CM) by \$1,739,669. (District 3)

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

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

11. [15-0256](#) Recommendation to adopt resolution to submit the updated Natural Hazard Mitigation Plan in accordance with the Federal Disaster Mitigation Act of 2000 - Public Law 106-390; and authorize City Manager to amend and update the Plan annually or as requested by the Federal Emergency Management Agency. (Citywide)

Vice Mayor Lowenthal spoke.

Councilwoman Gonzalez spoke.

Councilwoman Mungo spoke.

Councilwoman Price spoke.

Councilmember Richardson spoke.

Councilmember Uranga spoke.

Councilman Austin spoke.

Councilman Andrews spoke.

A motion was made by Councilwoman Mungo, seconded by Vice Mayor Lowenthal, to approve recommendation and adopt Resolution No. RES-15-0033. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Enactment No: RES-15-0033

12. [15-0258](#)

Recommendation to receive supporting documentation into the record regarding the Tax Equity and Fiscal Responsibility Act (TEFRA) public hearing; and adopt resolution approving the issuance by the Board of Harbor Commissioners, on behalf of the City of Long Beach, of Series 2015 Senior Bonds, in an aggregate principal amount not to exceed \$230,000,000, consisting of Harbor Revenue Refunding Bonds, in an aggregate amount not to exceed \$80,000,000, and Harbor Revenue Bonds, in an aggregate amount not to exceed \$150,000,000, secured by Harbor Department revenues. (District 2)

Vice Mayor Lowenthal spoke.

Patrick West, City Manager, spoke.

Larry Goodhue spoke.

A motion was made by Vice Mayor Lowenthal, seconded by Councilwoman Gonzalez, to approve recommendation and adopt Resolution No. RES-15-0034. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Enactment No: RES-15-0034

13. [15-0257](#)

Recommendation to receive supporting documentation into the record regarding the Tax Equity and Fiscal Responsibility Act (TEFRA) public hearing; and adopt resolution approving the issuance of revenue bonds by the California Statewide Communities Development Authority (CSCDA), to benefit Brethren Manor Senior Care, L.P., or its affiliates, Brethren Manor Apartments, in an amount not to exceed \$25,000,000. (District 7)

Councilmember Uranga spoke.

A representative of Brethren Manor Senior Care spoke.

Councilmember Uranga spoke.

A motion was made by Councilmember Uranga, seconded by Councilmember Richardson, to approve recommendation and adopt Resolution No. RES-15-0032. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Enactment No: RES-15-0032

14. [15-0259](#) Recommendation to adopt resolution approving the Annual and Five-Year Reports for the Transportation Improvement Fee, Parks and Recreation Facilities Fee, the Fire Facilities Impact Fee, and the Police Facilities Impact Fee. (Citywide)

A motion was made by Councilmember Richardson, seconded by Councilmember Uranga, to approve recommendation and adopt Resolution No. RES-15-0035. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Enactment No: RES-15-0035

15. [15-0260](#) Recommendation to receive and file the Fiscal Year 2015 First Budget Performance Report. (Citywide)

Patrick West, City Manager, spoke.

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

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

16. [15-0261](#) Recommendation to adopt Specifications No. RFP FM15-019 and award contracts to Barbara A. Lloyd, Municipal Advisory Services, of Los Angeles, CA; Frasca & Associates, LLC, of New York, NY;

KNN Public Finance, of Los Angeles, CA; Montague DeRose and Associates, LLC, of Westlake Village, CA; Public Financial Management, Inc., of Los Angeles, CA; and Public Resources Advisory Group, of Los Angeles, CA, to provide financial advisory services on an as-needed basis, in an aggregate amount not to exceed \$1,200,000 per year, for a period of two years, with the option to renew for three additional one-year periods, at the discretion of the City Manager. (Citywide)

Patrick West, City Manager, spoke.

Councilwoman Gonzalez spoke.

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

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

17. [15-0262](#)

Recommendation to adopt resolution identifying the Terms and Conditions for Fire Department Response to incidents outside of the jurisdiction when the Long Beach Fire Department is compensated or reimbursed for such response. (Citywide)

Patrick West, City Manager, spoke.

A motion was made by Councilman Andrews, seconded by Councilman Austin, to approve recommendation and adopt Resolution No. RES-15-0036. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Enactment No: RES-15-0036

18. [15-0263](#)

Recommendation to authorize City Manager to execute a new Cooperative Agreement and any necessary documents with the Friends of Long Beach Animal Shelter, doing business as Friends of Long Beach Animals, to provide for the shared use of a newly-installed dual-purpose veterinary clinic at the P.D. Pitchford Companion Animal Village, for a term of five years, with two, five-year renewal options at the discretion of the City Manager, or his designee. (District 5)

Vice Mayor Lowenthal spoke.

Mayor Garcia spoke.

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

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

19. [15-0264](#)

Recommendation to authorize City Manager, or designee, to execute a First Amendment to Contract No. 33259 for supplemental landscape services with Merchants Landscape Services, Inc., of Santa Ana, CA, to increase the contract amount by \$200,000 for a total annual amount not to exceed \$936,086 for a period of two years. (Citywide)

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

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

20. [15-0265](#)

Recommendation to authorize City Manager to execute an amendment to Agreement No. 32483 with Galls, an Aramark Company, LLC, a Long Beach-based business, to furnish, service and deliver uniforms and accessories to the Long Beach Police Department (PD), consistent with Specifications No. PA-00412, to increase the contract authority in a total amount not to exceed \$260,000, and to extend the agreement through September 30, 2015; and

Increase purchase order No. BPPD12000006 with Galls, an Aramark Company, LLC, by \$330,000, for a total amount not to exceed \$1,461,150. (Citywide)

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

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

21. [15-0266](#)

Recommendation to adopt resolution authorizing City Manager to execute a contract with Califa Group, a California public benefit corporation, for the purchase of/furnishing and delivering high-speed data communications services for the Department of Library Services, on the same terms and conditions afforded to the San Benito County Free Library, in an annual amount not to exceed \$252,000, for a period of three years, with the option of renewing for two additional one-year periods, at the discretion of the City Manager; and

Increase appropriations in the General Services Fund (IS 385) in the Technology and Innovation Department (TI) by \$218,000. (Citywide)

A motion was made by Councilman Austin, seconded by Councilwoman Gonzalez, to approve recommendation and adopt Resolution No. RES-15-0037. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Enactment No: RES-15-0037

ORDINANCE (9:20 PM)

22. [15-0230](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 6.16.310 relating to the exercise of dogs upon a designated portion of the beach of the City of Long Beach, read and adopted as read. (District 3)

Councilwoman Price spoke.

Councilwoman Mungo spoke.

A motion was made by Councilwoman Price, seconded by Councilmember Richardson, to approve recommendation and adopt Ordinance No. ORD-15-0009. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

Enactment No: ORD-15-0009

NEW BUSINESS (8:03 PM)

23. Agenda Item No. 23 is listed under Unfinished Business.

24. [15-0276](#) Recommendation to request City Attorney to draft a resolution in support of the farm workers at Gerawan Farming, and right to unionize with the United Farm Workers.

Councilmember Uranga spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Price spoke.

Vice Mayor Lowenthal spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Mungo spoke.

Councilmember Richardson spoke.

Councilwoman Gonzalez spoke.

Councilman Austin spoke.

Councilmember Uranga spoke.

Irv Hershenbaum, First Vice President, United Farm Workers, spoke; and submitted correspondence.

Alberto Bermejo spoke.

Mayor Garcia spoke.

Donaldo Guevara spoke.

Ofelia Reyes spoke.

Roberto Moreno spoke.

Susan Darwish spoke.

Henry Wild spoke.

A motion was made by Councilmember Uranga, seconded by Vice Mayor Lowenthal, to approve recommendation, as amended, to direct the City Attorney to draft a resolution by the next regular City Council meeting, in support of the farm workers at Gerawan Farming, and their right to unionize with the United Farm Workers, excluding wording that is currently under litigation. The motion carried by the following vote:

Yes: 8 - Gonzalez, Lowenthal, Price, Mungo, Andrews, Uranga, Austin and Richardson

25. Affidavit of Service for special meetings held Tuesday, March 24, 2015.

26. [15-0277](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, March 20, 2015.

This Agenda Item was received and filed.

27. [15-0281](#) eComments received for the City Council meeting of Tuesday, March 24, 2015.

This Agenda Item was received and filed.

ANNOUNCEMENTS (9:25 PM)

Councilmember Uranga made community announcements.

Councilman Austin made community announcements.

Vice Mayor Lowenthal requested that the meeting be adjourned in memory of Peggy Nichols; and made community announcements.

Councilwoman Gonzalez made community announcements.

Councilmember Richardson community announcements.

Councilman Andrews community announcements.

Mayor Garcia made community announcements.

PUBLIC COMMENT (9:22 PM)

Larry Goodhue spoke regarding various issues.

ADJOURNMENT (9:34 PM)

At 9:34 PM, Mayor Garcia adjourned the meeting in memory of Peggy Nichols.

mw

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។