

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 & 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. 23, 17 and 18, which were considered following the Consent Calendar vote.

Also present: Patrick West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Michael Mais, Assistant City Attorney; Laura L. Doud, City Auditor; Larry Herrera, City Clerk; Nancy Muth, City Clerk Analyst.

### ROLL CALL (5:45 PM)

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

Mayor Foster presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Councilmember Gary DeLong, Third District.

Lacy, spcaLA, presented a canine.

Proclamation declaring March as American Red Cross Month.

Proclamation declaring March as Congressional Cup Month.

Presentation by Long Beach Public Library Foundation for the campaign for Grade-Level Reading.

Councilmember O'Donnell spoke.

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

### HEARINGS (6:05 PM)

[see media](#)

1. [12-0166](#) Recommendation to receive supporting documentation into the record, conclude the hearing, and deny the Permit on the application of Bubba Gump Shrimp Company Restaurant, Inc., dba Mai Tai Bar, 97 Aquarium Way, for Entertainment With Dancing by Patrons. (District 2)

Eric Sund, Business Relations Manager, spoke.

Vice Mayor Lowenthal spoke.

Jim DeFoe, Chief Operating Officer for Bubba Gump Shrimp Company and applicant, spoke.

Larry Goodhue spoke.

John Sagmeister spoke.

Jim DeFoe, Chief Operating Officer for Bubba Gump Shrimp Company and applicant, spoke.

Vice Mayor Lowenthal spoke.

Councilmember DeLong spoke.

Councilmember O'Donnell spoke.

Vice Mayor Lowenthal spoke.

**A motion was made by Vice Mayor Lowenthal, seconded by Councilmember Garcia, to approve recommendation and deny the Permit. The motion carried by the following vote:**

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

[see media](#)

2. [12-0167](#) Recommendation to receive supporting documentation into the record, conclude the hearing and approve a One-Year Short-Term Permit on the application of Maria de Jesus Parra, dba El Nuevo Altata Restaurant, 6800 Long Beach Boulevard, for Entertainment Without Dancing by Patrons. (District 9)

Eric Sund, Business Relations Manager, spoke.

**A motion was made by Councilmember Neal, 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

**PUBLIC COMMENT (6:27 PM)**

Larry Goodhue spoke; and provided a slide presentation.

**CONSENT CALENDAR (6:31 PM)**

Passed The Consent Calendar

**A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve Consent Calendar Items 3 - 13. The motion carried by the following vote:**

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

**Absent:** 1 - O'Donnell

3. [12-0168](#) Recommendation to approve the minutes for the City Council meetings held Tuesday, February 14, 2012 and February 21, 2012.

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

4. [12-0169](#) Recommendation to refer to City Attorney damage claims received between February 13, 2012 and February 27, 2012.

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

5. [12-0170](#) Recommendation to adopt resolution for a street name change from West Coast Choppers Place to Oregon Avenue for the street section between Anaheim Street and 12th Street; and authorize City Manager to direct the Public Works Director to change maps and street signs as necessary. (District 1)

**A motion was made to approve recommendation and adopt Resolution No. RES-12-0019 on the Consent Calendar.**

**Enactment No:** RES-12-0019

6. [12-0171](#) Recommendation to amend Contract No. 32182 with Industrial Shoe Company, of Santa Ana, CA (not an MBE, WBE, SBE, or Local), for furnishing and delivering safety footwear, in an amount not to exceed \$110,000, for a period of one year, with the option to renew for two additional one-year periods, at the discretion of the City Manager, to include tiered pricing. (Citywide)

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

7. [12-0172](#) Recommendation to adopt recommendations of the Homeless Services Advisory Committee for allocation of the Mayor's Fund for the Homeless funds in the total amount of \$8,500 to agencies in the amounts as outlined; authorize City Manager to execute all necessary documents with these community agencies for the provision of services for the homeless; and increase appropriations in the General Fund (GP) and the Department of Health and Human Services (HE) by \$8,500. (Citywide)

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

8. [12-0173](#) Recommendation to authorize City Manager to execute the First Amendment to the Crude Oil Sales Contract with Signal Hill Petroleum, Inc., to modify the calculation of the oil sales price. (Citywide)

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

9. [12-0174](#) Recommendation to authorize City Manager to execute a second amendment to Lease No. 30190 with the Association for Retarded Citizens-Long Beach, Inc., a California nonprofit corporation, for a name change to the Advocacy for Respect and Choice-Long Beach, Inc. (District 4)

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

10. [12-0175](#) Recommendation to authorize City Manager to enter into an agreement with the Conservation Corps of Long Beach to provide public service conservation work for youth on City of Long Beach property for a term of five years, with one, five-year renewal option at the discretion of the City Manager. (Citywide)

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

11. [12-0176](#) Recommendation to increase appropriations for the California Emergency Management Agency Paul Coverdell Forensic Sciences Improvement Program grant in the General Grants Fund (SR 120) and in the Police Department (PD) by \$25,204. (Citywide)

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

12. [12-0186](#) Recommendation to authorize City Manager to execute all documents necessary to extend the term of Agreement No. 30085 between the City of Long Beach and Central Parking Systems for parking management services for an additional six (6) month period, on a month-to-month basis. (Districts 1,2,3)

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

13. [12-0177](#) Recommendation to receive and file minutes for:  
Civil Service Commission - February 1, 2012.  
Cultural Heritage Commission - January 9, 2012.  
Planning Commission - February 2, 2012.

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

#### **UNFINISHED BUSINESS (7:08 PM)**

[see media](#)

14. [11-1179](#) Recommendation to declare ordinance amending the Long Beach Municipal Code relating to billboards read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Michael Mais, Assistant City Attorney, spoke.

Councilmember Neal spoke.

Councilmember Johnson spoke.

Councilman Andrews spoke.

Councilmember Neal spoke.

Councilmember Garcia spoke.

Councilwoman Gabelich spoke.

Councilmember Johnson spoke.

Councilmember O'Donnell spoke.

Jack Smith spoke.

Mike Murchison spoke.

Councilmember DeLong spoke.

Councilmember Neal spoke.

Councilwoman Gabelich spoke.

Councilmember Garcia spoke.

Councilmember Neal spoke.

Councilmember Johnson spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Gabelich spoke.

**A substitute motion was made by Councilmember DeLong, seconded by Vice Mayor Lowenthal, to request that the City Attorney return, within sixty days, with the original billboard ordinance, as presented in December 2011, to allow for: [1] digital billboards in Long Beach; [2] the take-down of non-conforming billboards; [3] creation of a buffer zone along the 710 freeway for the protection of residential properties; and [4] a cash in-lieu fee option. The motion failed by the following vote:**

**Yes:** 2 - Lowenthal and DeLong

**No:** 7 - Garcia, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

**A motion was made by Councilmember Neal, seconded by Councilwoman Gabelich, to approve recommendation and request the City Attorney to work with all existing billboard companies to bring back an electronic billboard ordinance that contains provisions regarding cap and trade consistent with the original ordinance, "take down" of non-conforming billboards, and a cash in-lieu option. The motion carried by the following vote:**

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

**Enactment No:** ORD-12-0006

15. [12-0158](#) Recommendation to approve the destruction of records for the Department of Development Services, Neighborhood Services Bureau as shown in Exhibit A; and adopt resolution.

**A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-12-0020. The motion carried by the following vote:**

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

**Enactment No:** RES-12-0020

### REGULAR AGENDA (7:45 PM)

[see media](#)

16. [12-0193](#) Recommendation to respectfully request City Manager to work with Pacific Gateway Workforce Investment Network and/or the Long Beach Police Department to submit a grant application to the U.S. Department of Labor for the Reintegration of Ex-Offenders grant and, upon approval, report back to the City Council.

Councilmember Neal spoke.

Councilman Andrews spoke.

Councilwoman Gabelich spoke.

**A motion was made by Councilmember Neal, 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

[see media](#)

17. [12-0194](#) Recommendation to request City Attorney to draft a resolution to request that the California Department of Transportation (Caltrans) post community signs for "Cambodia Town" on the 710 Freeway southbound and northbound at Anaheim Street, pursuant to Section 101.12 of the Streets and Highways Code. The design, production and installation of the freeway signs shall be under the jurisdiction of the California Department of Transportation (Caltrans) pending approval by the State Legislature.

Councilman Andrews spoke.

Vice Mayor Lowenthal spoke.

Councilmember Johnson spoke.

Councilmember Garcia spoke.

Councilmember Neal spoke.

Councilmember O'Donnell spoke.

Larry Goodhue spoke.

Pasin Chanou, Chairman of Cambodia Town Inc., spoke.

Sitia San spoke.

Karen Cotariani spoke.

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

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

[see media](#)

**18.** [12-0196](#)

Recommendation to receive and file a presentation by management of Governor Brown's pension reform proposal.

Councilmember Johnson spoke.

Tom Modica, Director of Government Affairs, spoke.

Mayor Foster spoke.

Councilmember DeLong spoke.

Councilwoman Gabelich spoke.

Councilman Andrews spoke.

Councilwoman Schipske spoke.

Mayor Foster spoke.

Councilmember Johnson spoke.

Mayor Foster spoke.



**A motion was made by Councilmember Johnson, 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

[see media](#)

**19. [12-0178](#)**

Recommendation to adopt Specifications No. PA-01212 and PA-01312 and authorize the sale of one 2002 Eurocopter EC-130B4, serial number 3514, for an amount of \$726,999 and one 2002 Eurocopter EC-130B4, serial number 3560, for an amount of \$826,999, to Gord Lindsay, an individual of Penticton, British Columbia, Canada (not an MBE, WBE, SBE or Local), for a total amount of \$1,553,998. (Citywide)

Councilmember O'Donnell spoke.

Councilmember Johnson spoke.

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

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

[see media](#)

**20. [12-0179](#)**

Recommendation to adopt resolution authorizing City Manager to execute a contract with SVI Trucks, A Division of Super Vacuum Mfg. Co., Inc. (SVI Trucks), of Loveland, CO (not an MBE, WBE, SBE or Local), for the purchase of one fire service apparatus, under Houston-Galveston Area Council Buy (HGACBuy) Program Contract No. FS12-11 Category DDD05, in a total amount not to exceed \$856,938, inclusive of tax and fees. (Citywide)

**A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-12-0021. 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-12-0021

[see media](#)

**21. [12-0180](#)**

Recommendation to authorize City Manager to execute all documents and subsequent amendments between the City of Long Beach, through

its Department of Health and Human Services, and the State of California, through its California Department of Public Health, to provide funding in the amount of \$870,002 for continuation of the Childhood Lead Poisoning Prevention Program (CLPPP) for a period of three years (Fiscal Years 2012 through 2014). (Citywide)

**A motion was made by Councilmember DeLong, 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

[see media](#)

**22.** [12-0181](#)

Recommendation to adopt Resolution of Intention to amend the City's contract with the Board of Administration of CalPERS as prepared by the City Attorney;

**A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-12-0022. 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-12-0022

[12-0182](#)

Declare ordinance read the first time and laid over to the City Council meeting of Tuesday, April 3, 2012 for final reading; and request City Clerk to cause the Resolution of Intention, a copy of the proposed contract amendment, and a copy of this report to be posted in three public places no later than March 9, 2012. (Citywide)

**A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to declare ordinance read the first time and laid over to the City Council meeting of Tuesday, April 3, 2012 for final reading. The motion carried by the following vote:**

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

**Absent:** 1 - Gabelich

[see media](#)

**23.** [12-0183](#)

Recommendation to authorize City Manager to execute all documents necessary to enter into a concession agreement with Paradies-Long Beach, LLC, for provision of gift/news/retail, and Paradies-Long Beach II,

LLC, for provision of food/beverage and specialty beverage/food services at the Long Beach Airport. (District 5)

Councilwoman Gabelich spoke.

Vice Mayor Lowenthal spoke.

Mayor Foster spoke.

**A motion was made by Councilmember DeLong, 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

[see media](#)

**24.** [12-0184](#)

Recommendation to adopt Plans and Specifications No. G-291 for gas pipeline remediation and relocation; and authorize City Manager to execute a contract with ARB, Inc., in an amount not to exceed \$4,595,289. (Citywide)

**A motion was made by Councilmember DeLong, 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

[see media](#)

**25.** [12-0185](#)

Recommendation to receive and file the application of Red Leprechaun, Incorporated, dba The Red Leprechaun, for an original Alcoholic Beverage Control License, at 4000 East Anaheim Street, Suite A1. (District 4)

Councilmember O'Donnell spoke.

**A motion was made by Councilmember O'Donnell, 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

[see media](#)

**26.** [12-0187](#)

Recommendation to adopt Plans and Specifications No. R-6888 for the improvement of Wardlow Road between Long Beach Boulevard and Cherry Avenue, award the project to and authorize City Manager to

execute all documents necessary to enter into a contract with Palp, Inc., dba Excel Paving Company, in an estimated amount of \$1,642,078, plus a 10 percent contingency of \$164,208, for a total of \$1,806,286, and to execute any necessary amendments thereto. (District 7)

Councilmember Johnson spoke.

**A motion was made by Councilmember Johnson, 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

[see media](#)

27. [12-0069](#)

Recommendation to authorize City Manager to add the following architectural firms: Alchemy/Design & Architecture, BOA, Environ, and Studio One Eleven, formerly under contract with the City of Long Beach Redevelopment Agency, to the current list of firms under contract with the City of Long Beach for as-needed architectural services in an amount not to exceed \$700,000 for BOA and \$400,000 for each of the remaining firms; execute all documents necessary to enter into contracts co-terminus with the other architectural contracts in 2013; and authorize additional services, if required, within the provisions of these contracts. (Citywide)

**A motion was made by Councilmember DeLong, 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

[see media](#)

28. [12-0188](#)

Recommendation to adopt Plans and Specifications No. R-6903 for the rebuild of the Alamitos Bay Marina Fuel Dock, award the project and authorize City Manager to sign all documents necessary to enter into a contract with Encon Technologies, Inc., and any necessary amendments thereto, in the amount of \$743,789 for bid line items 1, 2, and 4 through 8 (three-inch piping option); and increase appropriations in the Marina Fund (TF 403) in the Department of Parks, Recreation and Marine (PR) by \$914,536. (District 3)

**A motion was made by Councilmember DeLong, 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

**NEW BUSINESS (7:58 PM)**

[see media](#)

29. [12-0210](#) Recommendation to approve the City Council appointments of Councilmember Robert Garcia, First District; Councilmember Steven Neal, Ninth District; and Councilmember James Johnson, Seventh District (who shall serve as chair) to the Long Beach Unified School District (LBUSD) Joint Use Committee.

Councilmember Johnson spoke.

Councilmember Neal spoke.

**A motion was made by Councilman Andrews, 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

30. Affidavit of Service for the special meeting held Tuesday, March 6, 2012.

31. [12-0211](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, March 2, 2012.

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

32. [12-0216](#) eComments received for the City Council meeting of Tuesday, March 6, 2012.

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

**ANNOUNCEMENTS (8:00 PM)**

Vice Mayor Lowenthal requested that the meeting be adjourned in memory of Nini Horn.

Councilwoman Gabelich made community announcements.

Councilman Andrews made community announcements.

Councilmember O'Donnell made community announcements; and requested that the meeting be adjourned in memory of James Q. Wilson.

Councilwoman Schipske made community announcements.

Councilmember Neal made community announcements.

Councilmember Johnson made community announcements.

Councilmember Garcia made community announcements.

Vice Mayor Lowenthal made community announcements.

**ADJOURNMENT (8:15 PM)**

At 8:15 PM, Vice Mayor Lowenthal adjourned the meeting in memory of Nini Horn and James Q. Wilson.

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