

Dr. Robert Garcia, Vice Mayor, 1st District
Dr. Suja Lowenthal, 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
Al Austin, 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 & 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 as follows: Agenda Item Nos. 1, 28, 2 and 3, Public Comment, Agenda Item No. 25, Consent Calendar, Agenda Item Nos. 12, 26, 27, 22, 43, 21, 23, 24 and 29 through 42.

ROLL CALL (5:28 PM)

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

Councilmembers DeLong
Absent:

Also present: Patrick H. 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; Daisy Gomez, City Clerk Analyst; Nancy Muth, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Suja Lowenthal, Councilmember, Second District.

Vice Mayor Garcia announced that Agenda Item No. 28 would be considered after Continued Hearing No. 1; that Agenda Item Nos. 25, 26, 27 and 43 would be considered at the beginning of the Regular Agenda.

Proclamation for National Hunger and Homeless Awareness Week - November 10 - 18, 2012.

Patricia Benoit, President of the Long Beach Coalition for the Homeless, spoke.

Lucy Hayes spoke.

B. Cherokee Morrison spoke.

Robert Cerince, Homeless Services Officer, spoke.

Proclamation declaring November as Pancreatic Cancer Awareness Month.

Councilwoman Schipske spoke.

Colleen LaSalle spoke.

Vice Mayor Garcia congratulated Lou Wilder on his retirement.

Councilman Andrews spoke.

Councilmember Johnson spoke.

Councilmember Lowenthal spoke.

Councilman Austin spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

Councilmember O'Donnell spoke.

Patrick West, City Manager, spoke.

CONTINUED HEARINGS (5:46 PM)

[see media](#)

1. [12-0840](#) Recommendation to receive supporting documentation into the record, conclude the hearing and adopt resolution approving the Long Beach Tourism Business Improvement Area program and assessment for the period of October 1, 2012 through September 30, 2013; and authorize City Manager to execute an agreement with the Long Beach Area Convention and Visitors Bureau for a one-year term. (Districts 1,2,4,5)

Distributed at the meeting: Brochures from Jeffrey J. Forney, Vice

President of Marketing.

Steve Goodling, President and CEO of Long Beach Area Convention and Visitors Bureau, spoke.

Mayor Foster spoke.

Vice Mayor Garcia spoke.

Councilmember Lowenthal spoke.

Councilman Andrews spoke.

Councilwoman Schipske spoke.

Mayor Foster spoke.

Mike Donelon spoke.

Doris Topsy-Elvord spoke.

Demetrios Loizides, George's Greek Cafe business owner, spoke.

A motion was made by Councilmember Lowenthal, seconded by Vice Mayor Garcia, to approve recommendation and adopt Resolution No. RES-12-0101. The motion carried by the following vote:

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

Absent: 1 - DeLong

Enactment No: RES-12-0101

[see media](#)

2. [12-0793](#)

Recommendation to receive supporting documentation into the record, conclude the hearing, deny the appeal by Lee Fukui and Mauna Eichner, and uphold the decision of the Planning Commission approving a Conditional Use Permit to establish a consumer finance lender located at 2004 Ximeno Avenue, Suite 200, within the Community Automobile-Oriented (CCA) zoning district. (District 4)

Lee Fukui, appellant, spoke; and provided a PowerPoint presentation.

Dave Galyen, National Director of Technology for Dollar Loan Center, spoke.

Steve Przybocki, Site Manager, spoke.

Councilmember O'Donnell spoke.

Councilwoman Schipske spoke.

Councilmember Johnson spoke.

Councilman Austin spoke.

Councilmember O'Donnell spoke.

Councilmember Johnson spoke.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Michael Mais, Assistant City Attorney, spoke.

Lee Fukui, appellant, spoke.

Mona Mohaneder, Dollar Loan Center Regional Manager, spoke.

Councilman Andrews spoke.

Westin Labar spoke.

Lisa Wibroe spoke.

Scott Dauss spoke.

Artie Parent spoke.

Donald Simms spoke.

Michele Kreinheder spoke; and submitted a petition.

Jason Aula spoke.

Carmela Vacharabul, Dollar Loan Center Loan Processor/Supervisor, spoke; and provided correspondence.

Annie Greenfeld spoke.

Filipe Barron spoke.

John Hollins spoke.

Katie Noel, Director of Leasing at Equity One Real Estate, Inc., spoke.

Mimi Nguyen spoke.

Daryl Supernaw spoke.

Councilmember O'Donnell spoke.

Councilwoman Schipske spoke.

Councilmember Lowenthal spoke.

Councilmember O'Donnell spoke.

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

Yes: 5 - O'Donnell, Andrews, Johnson, Austin and Neal

No: 3 - Garcia, Lowenthal and Schipske

Absent: 1 - DeLong

HEARING (7:33 PM)

[see media](#)

3. [12-0940](#) Recommendation to receive supporting documentation into the record regarding the issuance of Long Beach Bond Finance Authority (LBBFA) Refunding Bonds, conclude the hearing and adopt resolution approving proceedings by the LBBFA for the issuance of 2012 Lease Revenue Refunding Bonds Series A and B, in a total amount not to exceed \$90,000,000, to refund the 1998 Series B Temple and Willow, 2005 Series A Temple and Willow, 2001 Plaza Parking Facility, 2002 Public Safety Facilities, 2003 Skylinks Golf Course, and the 2004 Series A Long Beach Towne Center Site bonds, and approving related documents and actions. (Districts 1,2,3,5)

Councilwoman Schipske spoke.

Councilmember Johnson spoke.

A motion was made by Councilwoman Schipske, seconded by Councilmember Johnson, to approve recommendation and adopt Resolution No. RES-12-0102. The motion carried by the following vote:

Yes: 7 - Lowenthal, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

Absent: 2 - Garcia and DeLong

Enactment No: RES-12-0102

PUBLIC COMMENT (7:37 PM)

Daniel Haro spoke regarding zoning ordinances.

Jason Aula spoke regarding repeal zoning ordinance.

Darick Simpson, Executive Director at Long Beach Community Action Partnership, and colleagues spoke regarding PADNET Studio Groundbreaking partnership.

Councilmember O'Donnell spoke.

Councilman Andrews spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

Councilman Andrews spoke.

Amelia Niumeitolu spoke regarding language access.

Suzanne Frick, Assistant City Manager, spoke.

Aaron Pan spoke, on behalf of Ladine Chan, regarding language access policy.

Esther Del Valle spoke regarding language access policy.

SECOND ROLL CALL (7:50 PM)

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

Councilmember DeLong joined the meeting.

Rene Castro spoke regarding language access policy.

Sithary Ly spoke regarding language access policy.

Val Jacobo spoke regarding language access policy.

Tien Dang spoke regarding language access policy.

Councilmember Neal spoke.

CONSENT CALENDAR (8:24 PM)

[see media](#)

Passed The Consent Calendar

A motion was made by Councilmember O'Donnell, seconded by Councilman Andrews, to approve Consent Calendar Items 4 - 19, except for Items 11 and 12. The motion carried by the following vote:

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

4. [12-0945](#) Recommendation to authorize City Manager to execute a contract and any necessary amendments thereto with Pharmaceutical Technologies, Incorporated, ("PTI") for the administration and delivery of Workers' Compensation Pharmacy Products and Services through a network of pharmacies (referred to as the "NPS System") for the City of Long Beach Workers Compensation Program for the period beginning January 1, 2013 through December 31, 2013, with automatic one-year renewal options, unless terminated by either party at least sixty days before the end of the current term.
A motion was made to approve recommendation on the Consent Calendar.
5. [12-0941](#) Recommendation to approve the minutes for the City Council meetings of Tuesday, October 16 and 23, 2012.
A motion was made to approve recommendation on the Consent Calendar.
6. [12-0942](#) Recommendation to refer to City Attorney damage claims received between October 15, 2012 and November 5, 2012.
A motion was made to approve recommendation on the Consent Calendar.

7. [12-0943](#) Recommendation to approve the destruction of records for Financial Management Department, Accounting Operations Division as shown in Exhibit A; and adopt resolution.
A motion was made to approve recommendation and adopt Resolution No. RES-12-0103 on the Consent Calendar.
Enactment No: RES-12-0103
8. [12-0975](#) Recommendation to approve the destruction of records for the Human Resources Department as shown in Exhibit A; and adopt resolution.
A motion was made to approve recommendation and adopt Resolution No. RES-12-0104 on the Consent Calendar.
Enactment No: RES-12-0104
9. [12-0944](#) Recommendation to approve the destruction of records for Long Beach Police Department as shown in Exhibit A; and adopt resolution.
A motion was made to approve recommendation and adopt Resolution RES-12-0105 on the Consent Calendar.
Enactment No: RES-12-0105
10. [12-0973](#) Recommendation to adopt California Form 806 as required by Fair Political Practices Commission (FPPC) Regulation 18705.5, and direct City Clerk to post and maintain Form 806 on the City Clerk Department home page.
A motion was made to approve recommendation on the Consent Calendar.
11. [12-0947](#) Recommendation to authorize City Manager, or designee, to execute an agreement and any subsequent amendments between the City of Long Beach and the University of California San Diego, for the term of April 1, 2012 to March 31, 2013, with the option of up to three one-year extensions based on funding availability, in the amount of \$206,700, to participate in a California HIV/AIDS Research Program (CHRP) study assessing linkage, engagement, and retention to care to reduce the transmission of HIV; and increase appropriations in the Health Fund (SR 130) in the Department of Health and Human Services (HE) in the amount of \$206,700. (Citywide)
This Contract was withdrawn.
- [see media](#)
12. [12-0948](#) Recommendation to authorize City Manager to execute all documents necessary to enter into an agreement with United States Department of Agriculture, Wildlife Services Division, to provide wildlife mitigation at the Long Beach Airport in an annual amount not to exceed \$40,000, for a

one year period, with four one-year renewal options at the discretion of the City Manager. (District 5)

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

Absent: 1 - DeLong

13. [12-0949](#) Recommendation to authorize City Manager to enter into (i) an agreement between the City of Long Beach and SecurityPoint Media for advertising at the Long Beach Airport for one five-year term, with up to five one-year renewal options, at the discretion of the City Manager, and (ii) authorize City Manager to enter into a Memorandum of Understanding between the City of Long Beach and the Transportation Security Administration, to run concurrent with the SecurityPoint Media agreement, for the use of screening bins provided by SecurityPoint Media for passenger screening at the Long Beach Airport. (District 5)
- A motion was made to approve recommendation on the Consent Calendar.**
14. [12-0950](#) Recommendation to authorize City Manager to amend Permit No. 27276 with Harbor Breeze Corporation, for the use of docks in Rainbow Harbor for charters, harbor cruises, and whale watching tours for a term of 15 years, with two five-year renewal options at the discretion of the City Manager or his designee. (District 2)
- A motion was made to approve recommendation on the Consent Calendar.**
15. [12-0951](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend funding from the LBPD Solving Cold Cases with DNA 12 grant cooperative agreement; and increase appropriations in the General Grants Fund (SR) in the Police Department (PD) by \$157,922. (Citywide)
- A motion was made to approve recommendation on the Consent Calendar.**
16. [12-0952](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the University of California Berkeley Safe Transportation Research and Education Center administering the Sobriety Checkpoint grant funds for the California Office of Traffic Safety; and increase appropriations in the General
-

Grants Fund (SR 120) in the Police Department (PD) by \$121,500.
(Citywide)

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

17. [12-0953](#) Recommendation to adopt resolution and authorize City Manager to execute an agreement and any subsequent amendments with Forensic Nurse Specialists, Inc., for Sexual Assault Response Team services for a period of one year, in the amount of \$120,000, with the option for two additional one-year extension periods, at the discretion of the City Manager. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-12-0106 on the Consent Calendar.

Enactment No: RES-12-0106

18. [12-0967](#) Recommendation to authorize City Manager, or designee, to grant an easement to the Aquarium of the Pacific, a California nonprofit public benefit corporation, to facilitate the construction of seawater intake pipeline. (District 2)

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

19. [12-0955](#) Recommendation to receive and file minutes for:
Planning Commission - October 4, 2012.

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

UNFINISHED BUSINESS (9:01 PM)

20. 12-0812 WITHDRAWN
~~Recommendation to adopt Resolution of Intention to re-establish the Andy Street Multi-family Improvement District (AMID), set the date for a public hearing of Tuesday, January 8, 2013 at 5:00 p.m., receive petitions and designate Andy Street Community Association (ASCA) as the owners' association for the AMID. (District 9)~~

This Resolution was withdrawn.

[see media](#)

21. [12-0920](#) Recommendation to receive and file the application of Social Services Staffing, Incorporated, dba The Beach Cafe, for an original Alcoholic Beverage Control License, at 703 East Artesia Boulevard. (District 9)

Councilmember Neal spoke.

A motion was made by Councilmember Neal, seconded by Councilmember Johnson, that a protest be filed based on high crime in the area and proximity to residences and Jordan High School. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

REGULAR AGENDA (8:16 PM)

[see media](#)

22. [12-0946](#)

Recommendation to, by motion of the City Council, request City Manager to report to the City Council what steps are necessary to create a Clean Technology Enterprise Zone in Long Beach that would provide opportunities, incentives and training for clean tech businesses willing to locate here.

Councilwoman Schipske spoke.

Mayor Foster spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

Councilmember O'Donnell spoke.

Councilmember Johnson spoke.

Vice Mayor Garcia spoke.

A motion was made by Councilwoman Schipske, seconded by Vice Mayor Garcia, to approve recommendation. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

23. [12-0976](#)

Recommendation to, by motion of the City Council, request City Manager and Fire Chief to provide an update at a City Council meeting on impacts of budget cuts on response times of the Fire Department since 2007 for the 5 call categories: All Fire Calls, Structure Fire Calls, "Bravo" Medical Calls, and both types of "Charlie" Medical Calls.

Councilwoman Schipske spoke.

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

24. [12-0956](#)

Recommendation to request City Manager to reappropriate \$350,000 of Upland Oil funds currently budgeted for gunfire location services technology to the Long Beach Police Department to be utilized for FY 13 overtime costs.

Councilmember O'Donnell spoke.

Vice Mayor Garcia spoke.

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

Vice Mayor Garcia spoke.

Councilmember O'Donnell spoke.

Councilman Austin spoke.

Councilwoman Schipske spoke.

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

25. [12-0974](#)

Recommendation to authorize City Manager to continue to meet and confer on proposed ballot measure regarding compensation reform for non public safety City employees and give further direction as to the specific nature of the measure.

Mayor Foster spoke.

Councilman Austin spoke.

Mayor Foster spoke.

Councilmember Neal spoke.

Janet Schabow, IAM Union Representative, spoke.

Mayor Foster spoke.

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

Yes: 7 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews and Johnson

No: 2 - Austin and Neal

[see media](#)

26. [12-0977](#)

Recommendation to consider adopting the Fraud Prevention and Reporting Policy as an addition to the Ethics Guide for Long Beach City Officials and Employees.

Councilman Austin spoke.

Laura L. Doud, City Auditor, spoke.

Councilwoman Schipske spoke.

A motion was made by Councilman Austin, seconded by Councilwoman Schipske, to approve recommendation to adopt the Fraud Prevention and Reporting Policy. The motion carried by the following vote:

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

Absent: 1 - DeLong

[see media](#)

27. [12-0978](#)

Recommendation to request City Manager to direct each department to post and display Fraud Hotline educational posters and brochures within 30 days in prominent areas of all City locations for City employees and members of the public to view.

Laura L. Doud, City Auditor, spoke; and provided a PowerPoint

presentation.

Councilmember Lowenthal spoke.

Councilmember Johnson spoke.

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

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

Absent: 1 - DeLong

[see media](#)

28. [12-0850](#)

Recommendation to authorize City Manager to execute the Tenth Amendment to Agreement No. 28164 with the Long Beach Area Convention and Visitors Bureau, Inc., to provide funding in the amount of \$3,428,676 for Fiscal Year 2013. (Citywide)

Councilmember Neal spoke.

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

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

Absent: 1 - DeLong

[see media](#)

29. [12-0957](#)

Recommendation to receive and file the Investment Report for Quarter Ending September 30, 2012. (Citywide)

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

30. [12-0958](#)

Recommendation to adopt the Statement on Investment Policy for Calendar Year 2013 pursuant to Section 53646 (a) of the State of California Government Code. (Citywide)

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

31. [12-0960](#)

Recommendation to adopt Specifications No. RFP FM12-055 and award a contract to RT Lawrence Corporation, of Whittier, CA (not an MBE, WBE, SBE or Local), for the purchase and installation of remittance processing equipment, in an amount not to exceed \$335,000. (Citywide)

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

32. [12-0961](#)

Recommendation to authorize City Manager to execute all necessary documents to amend Contract No. 31822 with EFS West for design and construction of the Phase II portion of the Shoreline Marina Fuel Dock and Underground Storage Tank (UST) Improvement Project, increasing the contract by \$199,953, for a total contract amount not to exceed \$2,113,535. (District 2)

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

33. [12-0962](#)

Recommendation to authorize City Manager to amend Contract No. 32082 with American Reprographics Company, a Long Beach-based business (Local; not an MBE, WBE or SBE), by adding \$400,000, bringing the total annual contract amount not to exceed to \$574,000, for providing blueprinting and reprographic services. (Citywide)

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

34. [12-0963](#)

Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Walgreens Company, dba Walgreens, for an original Alcoholic Beverage Control License, at 3339 East Anaheim Street. (District 4)

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

35. [12-0964](#)

Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Walgreens Company, dba Walgreens, for an original Alcoholic Beverage Control License, at 2627 Pacific Avenue. (District 6)

Annie Greenfeld spoke.

Councilmember O'Donnell spoke.

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

36. [12-0966](#)

Recommendation to approve the Magnolia Industrial Group Property and Business Improvement District Annual Report and Assessment for the period of December 1, 2012 through November 30, 2013, automatically extending the current agreement with the Magnolia Industrial Group, Inc., for a one-year period. (District 1)

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

37. [12-0968](#)

Recommendation to authorize City Manager, or designee, to execute any and all documents necessary for a Supplemental Agreement to Management Agreement No. 21667 with SMG (formerly known as Spectacor Management Group) for the completion of certain capital improvement projects at the Long Beach Convention and Entertainment Center (Center) located at 300 East Ocean Boulevard. (District 2)

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

38. [12-0970](#)

Recommendation to adopt Plans and Specifications No. R-6886 for the Rehabilitation of Pacific Avenue between Willow Street and Spring Street, award the project to and authorize City Manager to execute all documents necessary to enter into a contract with All American Asphalt, the lowest responsible bidder, and any necessary amendments thereto relative to the scope of work, in an estimated amount of \$917,917, with a 15 percent contingency in the amount of \$137,688 if necessary and if funds are available, for a total of \$1,055,605. (Districts 6,7)

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

39. [12-0872](#)

Recommendation to authorize City Manager to execute an agreement for installation of Electrical Vehicle Charging Stations with Electric Transportation Engineering Corporation, dba ECOTality North America, in a no-cost contract for a three-year term with an option for an additional

two-year extension; and to execute subsequent amendments and only related documents including utility easements and to authorize additional no-cost services, if required. (Citywide)

Vice Mayor Garcia spoke.

Councilman Austin spoke.

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

[see media](#)

40. [12-0971](#)

Recommendation to adopt Plans and Specifications No. R-6941 for the annual contract for Public Works Repairs and Minor Improvements, 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, and any necessary amendments thereto relative to the scope of work or to extend the contract term for up to two additional one-year terms and increase unit prices, if necessary, for inflation, in the amount of \$9,200,000. (Citywide)

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

ORDINANCES (9:36 PM)

[see media](#)

41. [12-0926](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 10.33 relating to a Temporary Construction Preferential Parking District, read, adopted as read and laid over to the next regular meeting of the City Council for final reading; declaring the urgency thereof and declaring that this ordinance shall take effect immediately. (Citywide)

A motion was made by Councilmember Lowenthal, seconded by Councilmember Johnson, to declare an emergency to exist. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

A motion was made by Councilmember Neal, seconded by Councilman Austin, approve recommendation to declare Emergency Ordinance No. ORD-12-0017, read, adopted as read and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

Enactment No: ORD-12-0017

[see media](#)

42. [12-0932](#)

Recommendation to declare an urgency ordinance imposing a moratorium on permitting and zoning action relating to new payday lending, vehicle title loan, or check cashing businesses; declaring the urgency thereof; and declaring that this ordinance shall take effect immediately, read and adopted as read. (Ordinance No. ORD-12-0016) (Citywide)

Councilmember Neal spoke.

Councilwoman Schipske spoke.

A motion was made by Councilwoman Schipske, seconded by Councilman Austin, to approve recommendation and adopt Emergency Ordinance No. ORD-12-0016. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

Enactment No: ORD-12-0016

NEW BUSINESS (8:53 PM)

[see media](#)

43. [12-1010](#)

Recommendation to receive and file a report from the City Manager on the City of Long Beach's actions to assist in Super Storm Sandy relief efforts.

Vice Mayor Garcia spoke.

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - DeLong and Andrews

44. Affidavit of Service for the Special Meeting held Tuesday, November 13, 2012.

45. [12-0919](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, November 9, 2012.

This Agenda Item was received and filed.

46. [12-1012](#) eComments received for the City Council meeting of Tuesday, November 13, 2012.

This Agenda Item was received and filed.

ANNOUNCEMENTS (9:40 PM)

Vice Mayor Garcia requested that the meeting be adjourned in memory of Dr. Bill O'Neill.

Councilwoman Schipske made community announcements.

Councilmember Johnson made community announcements.

Councilmember Neal made community announcements.

Councilman Austin made community announcements.

Councilmember O'Donnell made community announcements.

ADJOURNMENT (9:49 PM)

At 9:49 P.M., Vice Mayor Garcia adjourned the meeting in memory of Dr. Bill O'Neill.

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