

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

Councilmembers B. Lowenthal, Baker, Colonna, Kell, Richardson, Reyes Uranga
Present: and Lerch

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

- 1 [04-1609](#) Application of The Auld Dubliner, LLC, dba The Auld Dubliner, for a Permit for Entertainment without Dancing by Patrons at an Existing Restaurant at 71 S. Pine Avenue. (District 2)

A motion was made by Councilmember Baker, seconded by Councilmember Lowenthal, to receive supporting documentation into the record, conclude the hearing, Grant the permit, with conditions The motion carried by the following vote:

Yes: 8 - B. Lowenthal, Baker, Carroll, Kell, Richardson, Reyes Uranga, Webb and Lerch

Absent: 1 - Colonna

PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM THE CITY CLERK

Eugene Whomes, spoke regarding outlawing inflation.

Lyle Stevens, spoke regarding neighborhood club on the corner (Executive Suite), how to cope.

Jan Ward, spoke regarding her positive experiences with Councilmember Carroll.

Angie Jones, spoke regarding Councilmember Carroll's caring way for the Fourth District.

Thomas Murphy, spoke regarding workable solution for speeders on Maine Avenue, his recommendation "speed bumps."

Harvey Cochran, spoke regarding Action Plan.

John Deats, spoke regarding the importing of illegal fireworks.

Casey Carver, spoke regarding praise for the Fourht District staff and Councilmember Carroll.

NOTICE TO THE PUBLIC

CONSENT CALENDAR

- 2 [04-1610](#) Claims for Damages.
- A motion was made by Councilmember Lowenthal, seconded by Councilmember Baker, to approve recommendation to refer to City Attorney. The motion carried by the following vote:**
- Yes:** 9 - B. Lowenthal, Baker, Colonna, Carroll, Kell, Richardson, Reyes Uranga, Webb and Lerch
- 3 [04-1611](#) Stipulations with Requests for Awards.
- A motion was made to authorize City Attorney to submit for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$5,915 in compliance with Appeals Board order for claim of Michael Albarran; \$130,000 for claim of Edward Davenport; \$52,062.50 for claim of Curtis Fairley; \$18,317.50 for claim of Delores Johnson; and \$7,475 for claim of Renae Tyner.**
- on the Consent Agenda.**
- 4 [04-1612](#) Darnell Scott, et al. v. Tommy Smith, et al. and related actions.
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A motion was made to pass suggested action on the Consent Agenda.

- 5 [04-1613](#) Agreement for provision of oil spill response resources with National Response Corporation. (District 2)

A motion was made by Councilmember Baker, seconded by Councilmember Lowenthal, to authorize City Manager to execute agreement effective July 1, 2004, and any subsequent amendments for a period of 5 years and thereafter for successive periods of one year unless terminated by either party upon notice to the other party 90 days or more before the next renewal date.

The motion carried by the following vote:

Yes: 8 - B. Lowenthal, Baker, Carroll, Kell, Richardson, Reyes Uranga, Webb and Lerch

Absent: 1 - Colonna

- 6- [04-1614](#)
A A. Application of 7 Eleven Incorporated, dba 7 Eleven Store 2174-20266B, for a fiduciary transfer of an off-sale beer and wine license at 401 Atlantic Avenue. (District 1)

A motion was made to approve recommendation to receive and file with existing conditions. on the Consent Agenda.

- 6- [04-1615](#)
B B. Application of Super Center Concepts Incorporated, dba Superior Super Warehouse for a stock transfer of an on-sale general license at 1033 Long Beach Boulevard. (District 1)

A motion was made to approve recommendation to receive and file with existing conditions. on the Consent Agenda.

- 6- [04-1616](#)
C C. Application of Pushpinder Singh, dba Natraj Cuisine of India, for a person-to-person transfer of an on-sale beer and wine for bonafide eating place license at 5262 East 2nd Street. (District 3)

SUGGESTED ACTION:

Receive and file with existing conditions.

A motion was made to pass suggested action on the Consent Agenda.

- 6- [04-1617](#)
D D. Application of Domenico's Pizza Incorporated, dba Domenico's, for a stock transfer of an on-sale beer and wine for bonafide eating place license at 5339-41 East 2nd Street. (District 3)

A motion was made to approve recommendation to receive and file with existing conditions. on the Consent Agenda.

- 6- [04-1618](#)
E E. Application of Eun Mi Cho, dba Liquor Mill, for a person-to-person transfer of an off-sale general license at 5440 Long Beach Boulevard. (District 8)

A motion was made to approve recommendation to receive and file with existing conditions. on the Consent Agenda.

- 6- [04-1619](#)
F F. Application of DY Global Incorporated, dba Joe's Handy Market, for a person-to-person transfer of an off-sale beer and wine license at 301 East Artesia Boulevard. (District 9)

A motion was made to approve recommendation to receive and file with existing conditions. on the Consent Agenda.

- 6- [04-1620](#)
G G. Application of Hae Kwang Lee and Jae Sook Lee, dba C and C Fine Food Market, for a person-to-person transfer of an off-sale beer and wine license at 6401 Downey Avenue. (District 9)

A motion was made to approve recommendation to receive and file with existing conditions. on the Consent Agenda.

- 7 [04-1621](#) Local Law Enforcement Block Grant funding for crime reduction and public safety improvement purposes. (Citywide)

A motion was made by Councilmember Baker to authorize City Manager to execute documents necessary to apply for, accept, and expend all Department of Justice, Bureau of Justice Assistance, Local Law Enforcement Block Grant Program funds. The motion carried by the following vote:

Yes: 8 - B. Lowenthal, Baker, Carroll, Kell, Richardson, Reyes Uranga, Webb and Lerch

Absent: 1 - Colonna

- 8 [04-1622](#) One-year operating agreement between the City of Long Beach and the Long Beach Public Transportation Company. (Citywide)

A motion was made by Councilmember Baker to authorize City Manager to execute one-year operating agreement for public transportation services from August 1, 2004 through June 30, 2005. The motion carried by the following vote:

Yes: 8 - B. Lowenthal, Baker, Carroll, Kell, Richardson, Reyes Uranga, Webb and Lerch

Absent: 1 - Colonna

- 9 [04-1623](#) Fiscal Year 2004 Mid-Year Budget Performance Report.

A motion was made to pass suggested action on the Consent Agenda.

- 10 [04-1624](#) Minutes for filing:
Harbor Commission, June 28, 2004
Planning Commission, June 3, 2004
Water Commission, June 17, 2004

This Matter was approved on the Consent Agenda.

- 11 [04-1625](#) Proclamations for Councilmembers Robert Webb and Dennis Carroll.

A motion was made to pass suggested action on the Consent Agenda.

Passed The Consent Agenda

Yes: 9 - B. Lowenthal, Baker, Colonna, Carroll, Kell, Richardson, Reyes Uranga, Webb and Lerch

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS

12 [04-1626](#) City's West Nile Virus efforts.

A motion was made by Vice Mayor Kell, seconded by Councilmember Lowenthal, to receive and file. The motion carried by the following vote:

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

Absent: 1 - Carroll

13 [04-1627](#) Report on impact of weekend runway closures.

A motion was made by Vice Mayor Kell, seconded by Councilmember Reyes Uranga, to receive and file. The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, Colonna, Kell, Richardson, Reyes Uranga and Lerch

Absent: 2 - Carroll and Webb

14 [04-1628](#) Proposal to approve name of "Burton W. Chace Park" for new mini park.

Thomas Murphy

A motion was made, seconded by Councilmember Lerch, that this matter be concurred in recommendation of Committee communications be received, and the proposal to name the new mini-park located at Market Street and Dairy Avenue the "Burton W. Chace Park" approved.

The motion carried by the following vote:

Yes: 9 - B. Lowenthal, Baker, Colonna, Carroll, Kell, Richardson, Reyes Uranga, Webb and Lerch

15 [04-1629](#)

Fiscal Year 2004 Third Quarter Budget Appropriation Adjustments.
(Citywide)

A motion was made by Councilmember Lowenthal, seconded by Councilmember Colonna, to pass suggested action. The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, Colonna, Kell, Richardson, Reyes Uranga and Lerch

Absent: 2 - Carroll and Webb

16 [04-1630](#)

Application of Salah Helal Mohamed, dba Café Tunis, for an original on-sale beer and wine for bonafide eating place alcoholic beverage license at 76½ 62nd Place. (District 3)

A motion was made by Councilmember Colonna, seconded by Councilmember Lowenthal, to receive and file Request City Clerk to transmit conditions to California State Department of Alcoholic Beverage Control as requested by Councilmember

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, Colonna, Kell, Richardson, Reyes Uranga and Lerch

Absent: 2 - Carroll and Webb

17 [04-1631](#)

Application of J C Management Incorporated, dba Philly's Best, for an original on-sale beer and wine for bonafide eating place alcoholic beverage license at 2002 Ximeno Avenue, Suite B. (District 4)

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, to receive and file Request City Clerk to transmit conditions to California State Department of Alcoholic Beverage Control as requested by Councilmember.

The motion carried by the following vote:

Yes: 7 - B. Lowenthal, Baker, Colonna, Kell, Richardson, Reyes Uranga and Lerch

Absent: 2 - Carroll and Webb

ORDINANCES

18 [04-1632](#)

SUBJECT: Ordinance amending the Long Beach Municipal Code by adding Section 2.84.030 relating to local preference. (Citywide)

SUGGESTED ACTION:

Declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

A motion was made by Councilmember Baker, 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 for July 20, 2004. The motion carried by the following vote:

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

Absent: 1 - Carroll

Enactment No: C-7938

19 [04-1633](#)

SUBJECT: Ordinance amending the Long Beach Municipal Code by adding District N to Section 10.32.110 creating a new preferential parking district. (District 3)

SUGGESTED ACTION:

Declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, to declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading for July 20, 2004. The motion carried by the following vote:

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

Absent: 1 - Carroll

Enactment No: C-7939

20 [04-1593](#)

Ordinance amending the Long Beach Municipal Code, by amending Section 10.32.110 relating to Preferential Parking District F and repealing District N. (District 5)

Ordinance No. C-7935

A motion was made by Councilmember Baker, seconded by Councilmember Lowenthal, to declare ordinance read and adopted as read. The motion carried by the following vote:

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

Absent: 1 - Carroll

Enactment No: C-7935

21 [04-1594](#)

Ordinance amending the Long Beach Municipal Code by amending Section 10.22.080 by adding Subsection Z relating to parking vehicles for sale.

Ordinance No. C- 7936

A motion was made by Councilmember Lowenthal, seconded by Councilmember Colonna, to declare ordinance read and adopted as read. The motion carried by the following vote:

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

Absent: 1 - Carroll

Enactment No: C-7936

22 [04-1595](#)

Ordinance designating the Bluff Heights Historic Landmark District.
(Districts 2,3)

Ordinance No. C-7937

A motion was made by Councilmember Colonna, seconded by Councilmember Baker, to declare ordinance read and adopted as read. The motion carried by the following vote:

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

Absent: 1 - Carroll

Enactment No: C-7937

NEW BUSINESS

Councilmember Webb requested that when tonight's meeting be adjourned that adjourn in memory of Mr. Ed Killingsworth.

Councilwoman Richardson announced community events.

Councilmember Lowenthal announced community events.

Councilmember Lowenthal requested that when tonight's meeting be adjourned that it adjourn in memory of Wanda Draper and Bob Bearson.

Councilwoman Kell announced community events.

Councilwoman Kell requested that when tonight's meeting be adjourned that it adjourn in memory of Doctor Craig Weaver.

Councilmember Reyes Uranga announced community events.

Mayor O'Neill announced citywide events.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Joe Baca spoke regarding

Adjournment at 9:00 P.M.

REMINDERS:

NOTE:

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។