



CITY OF LONG BEACH

DEPARTMENT OF CITY CLERK

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802 • (562) 570-8101 • FAX (562) 570-6789

April 2, 2013

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the minutes for the City Council meetings of Tuesday, March 12 and March 19, 2013 and the Study Session of Tuesday, March 12, 2013.

DISCUSSION

The Legistar minutes for the City Council meetings of Tuesday, March 12 and March 19, 2013 and the Study Session of Tuesday, March 12, 2013 are attached for review and approval.

Should any district offices have questions regarding the minutes we submit each week, we respectfully request that you contact the City Clerk Department prior to 12:00 p.m. on the day of the City Council meeting. With notice prior to the meeting, City Clerk staff can attempt to resolve any questions that you may have before the start of the regular meeting.

In cases where questions cannot be resolved before the 5:00 p.m. meeting start time, we will request a motion and a second that the minutes be held over for approval to the following week.

TIMING CONSIDERATIONS

None.

FISCAL IMPACT

None.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Larry Herrera".

LARRY G. HERRERA
CITY CLERK

Prepared by: Pablo Rubio

LGH:pr
Attachment

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 & DRAFT 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The Agenda Items were considered in the order presented, except for Agenda Item Nos. 10 and 11 were withdrawn.

Robert Shannon, City Attorney, reported out from Closed Session that the City Council voted 8 to 0 (Lowenthal absent), to authorize the City to file an Appeal to the Los Angeles City Council from the decision of the Los Angeles Harbor Commission certifying the Environmental Impact Report (EIR) for the Southern California International Gateway (SCIG) project and approval of said project.

ROLL CALL (5:53 PM)

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

Councilmembers Lowenthal
Absent:

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Larry Herrera, City Clerk; Poonam Davis, Assistant City Clerk; Daisy Gomez, City Clerk Analyst; Pablo Rubio, City Clerk Assistant.

Mayor Foster presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Patrick O'Donnell, Councilmember, Fourth District.

Mayor Foster announced that the Agenda Item No. 8 has been pulled from consent; and that Agenda Item Nos. 10 and 11 were withdrawn.

Presentation regarding Long Beach Start Up.

Councilmember O'Donnell spoke.

John Grefe, Executive Director of Long Beach Tech, spoke; and provided a video presentation.

HEARING (6:07 PM)

1. 13-0192 Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Permit with conditions on the application of Jesses Bar Corporation, dba Jesses Bar, 5440 Atlantic Avenue, for Entertainment With Dancing by Patrons. (District 8)

A motion was made by Councilman Austin, seconded by Councilmember Neal, that the item be laid over one week to the City Council meeting of Tuesday, March 19, 2013. The motion carried by the following vote:

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

Absent: 1 - Lowenthal

PUBLIC COMMENT (6:08 PM)

John Deats spoke regarding parking impacts.

Councilmember Johnson spoke.

Larry Goodhue spoke regarding various issues.

Jerry Glenn Thomas spoke regarding urban renewal.

CONSENT CALENDAR (6:18 PM)

Passed The Consent Calendar

A motion was made by Councilman Andrews, seconded by Councilmember DeLong, to approve Consent Calendar Items 2 - 9, except for Item 8. The motion carried by the following vote:

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

Absent: 1 - Lowenthal

2. 13-0208 Recommendation to refer to City Attorney damage claims received between February 25, 2013 and March 4, 2013.
A motion was made to approve recommendation on the Consent Calendar.
3. 13-0209 Recommendation to authorize City Manager to execute an agreement with the County of Los Angeles, Department of the Registrar-Recorder/County Clerk, for continued on-line access to the County's Voter Information Management System (VIMS) for a term of one (1) year, March 13, 2013 through March 12, 2014.
A motion was made to approve recommendation on the Consent Calendar.
4. 13-0194 Recommendation to authorize City Manager, or designee, to execute all necessary documents, and any subsequent amendments, between the City of Long Beach and the State of California Environmental Protection Agency to accept grant funding in the amount of \$85,556 for the implementation of a Certified Unified Program Agency (CUPA) electronic reporting system, and increase appropriations in the CUPA Fund (SR 131) in the Department of Health and Human Services (HE) by \$85,556. (Citywide)
A motion was made to approve recommendation on the Consent Calendar.
5. 13-0195 Recommendation to authorize City Manager, or designee, to execute an affiliation agreement with: American University of Health Sciences; California State University Dominguez Hills; California State University Fullerton; California State University Los Angeles; California State University Long Beach; California State University Northridge; Charles R. Drew University of Medicine and Science; Community Hospital of Long Beach; Loma Linda University; Long Beach City College; Long Beach Memorial Medical Center; Long Beach Unified School District; Miller Children's Hospital; Newbridge College; Pacific Hospital, Long Beach; St. Mary Medical Center; University of California, Berkeley; University of California, Irvine; University of California, Los Angeles; University of California, San Diego; University of Southern California; Western Governors University; and any subsequent amendments, for student field placement, internship and preceptorship with the City. (Citywide)
A motion was made to approve recommendation on the Consent Calendar.
6. 13-0196 Recommendation to authorize City Manager, or designee, to execute all necessary documents and amendments between the City of Long Beach
-

and The California Endowment to accept funding in the amount of \$132,612 to administer the Long Beach Health Access Collaborative (LBHAC) Program from March 1, 2013 through February 28, 2015, and increase appropriations in the Health Fund (SR 130) and the Department of Health and Human Services (HE) by \$132,612. (Citywide)

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

7. 13-0197 Recommendation to authorize City Manager, or designee, to execute all necessary documents and amendments between the City of Long Beach and St. Mary Medical Center Foundation for the provision of Senior Links Program case management services in the amount of \$25,265 for the period of March 1, 2013 through December 31, 2013, and increase appropriations by \$25,265 in the Health Fund (SR 130) in the Department of Health and Human Services (HE). (Citywide)

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

8. 13-0198 Recommendation to adopt the recommendation of the Homeless Services Advisory Committee for allocation of Mayor's Fund for the Homeless funds in the amount of \$15,000 to Catholic Charities, Inc.; authorize City Manager, or designee, to execute all necessary documents between the City of Long Beach and Catholic Charities 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 \$15,000. (Citywide).

Mayor Foster spoke.

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

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

Absent: 1 - Lowenthal

9. 13-0200 Recommendation to receive and file minutes for:
Planning Commission Minutes - February 7, 2013

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

REGULAR AGENDA (6:20 PM)

10. 13-0187 WITHDRAWN
~~Recommendation to request City Council to receive and file the report on the transformation of Eagle Market into the Wrigley Market and Deli.~~

This Agenda Item was withdrawn.

11. 13-0206 WITHDRAWN
~~Recommendation to, by motion of the City Council, request City Attorney to prepare an ordinance for Council consideration precluding use of the City Seal for anything other than official City business or when approved by the City Council. Ordinance to include penalties for violation.~~

This Agenda Item was withdrawn.

12. 13-0207 Recommendation to, by motion of the City Council, request City Manager to direct the Public Health Officer to develop an informational campaign for local grocery stores about the proper care and cleaning of reusable bags to prevent the transmission of harmful bacteria.

Councilwoman Schipske spoke; and provided a video presentation.

Larry Goodhue spoke.

Seamus Innes, representing Long Beach Chapter of the Surfrider Foundation, spoke.

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

Yes: 7 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Austin and Neal

Absent: 2 - Lowenthal and Johnson

13. 13-0214 Recommendation to request City Attorney to draft an ordinance amending the appropriate section of the Long Beach Municipal Code to reclassify realtors from independent contractors to employees.

Councilmember DeLong spoke.

Robert Shannon, City Attorney, spoke.

Councilmember O'Donnell spoke.

Vice Mayor Garcia spoke.

Councilman Austin spoke.

Councilmember Johnson spoke.

Councilman Andrews spoke.

Councilmember Neal spoke.

Larry Goodhue spoke.

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

Yes: 7 - Garcia, DeLong, O'Donnell, Andrews, Johnson, Austin and Neal

Abstentions: 1 - Schipske

Absent: 1 - Lowenthal

14. 13-0215

Recommendation to request City Manager to work with Pacific Gateway Workforce Investment Board and local partners, such as the Long Beach Ministerial Alliance, on the creation of a construction workforce outreach program. The purpose of the program is to expose potential job seekers to the opportunities of an apprenticeship program in the building trades and create a framework to assist residents to prepare and compete for these programs.

Councilmember Neal spoke.

Councilmember O'Donnell spoke.

Councilman Andrews spoke.

Councilman Austin spoke.

Councilwoman Schipske spoke.

Mayor Foster spoke.

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Jane Templin, Vice President of IBEW Local 11, spoke.

Peter Santillan, Business Manager/Secretary-Treasurer of Laborers International Union of North America Local 507, spoke.

Jessica Quintana, Executive Director/President of Centro CHA, spoke.

Gregory Sanders, President of the Long Beach Ministerial Alliance, spoke.

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

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

Absent: 1 - Lowenthal

15. 12-1080

Recommendation to City Council to concur in recommendation of the Public Safety Committee to receive and file report from the Fire Department on AB 678.

Vice Mayor Garcia spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

Councilman Austin spoke.

Vice Mayor Garcia spoke.

Rex Pritchard, President of Local 372, spoke.

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

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

Absent: 2 - Lowenthal and Andrews

16. 12-1079

Recommendation to City Council to concur in recommendation of the Public Safety Committee to receive and file report from the Fire Department on the Rapid Deployment Model, including an update on the progress since December and the current status of the proposal.

Vice Mayor Garcia spoke.

Councilman Austin spoke.

Councilmember Neal spoke.

Mayor Foster spoke.

Councilwoman Schipske spoke.

James Farley, Vice President of Long Beach Firefighters Local 372, spoke.

Mayor Foster spoke.

Councilmember DeLong spoke.

A motion was made by Councilmember Neal, seconded by Councilman Austin, to approve recommendation and that the item be brought back to City Council before implementing the pilot program. The motion carried by the following vote:

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

Absent: 2 - Lowenthal and Andrews

17. 13-0181

Recommendation to authorize City Manager to amend the City's Feasibility Cost Share Agreement (FCSA) with the United States Army Corps of Engineers (Army Corps) to contribute up to \$50,000 in existing authorized local-sponsor funds for the purposes of rescoping the East San Pedro Bay Ecosystem Restoration feasibility study; authorize City Manager to further amend the FCSA to accelerate a revised local-sponsor amount of \$1.5 million and allow the City to contribute \$750,000 to fulfill a portion of the Army Corps' federal-cost share; and authorize City Manager to enter into the revised agreement with the Army Corps to implement the rescoped feasibility study. (Districts 2,3)

Tom Modica, Director of Government Affairs and Strategic Initiatives, spoke; and provided a PowerPoint presentation.

Mayor Foster retired and Vice Chair Garcia assumed the chair.

Councilmember O'Donnell spoke.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Councilmember Johnson spoke.

Larry Goodhue spoke.

Bill Napier spoke.

Jim Corbett spoke.

Phil Osterland, Ex-President of Peninsula Beach Preservation Group, spoke.

Tom Jacobsen, President of Jacobsen Pilot Service, spoke; and provided a video presentation.

Elizabeth Warren, Executive Director of Future Ports, spoke.

Vice Mayor Garcia spoke.

Councilmember O'Donnell spoke.

Elliott Gonzalez spoke.

T.L. Garrett, representing the Pacific Merchant Shipping Association, spoke.

Seamus Innes, representing Long Beach Chapter of the Surfrider Foundation, spoke.

Sandra Bragg spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, to approve recommendation with amendment that City staff meet with stakeholder in order to inform and educate. The motion carried by the following vote:

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

Absent: 2 - Lowenthal and Andrews

18. 13-0201

Recommendation to authorize City Manager to accept \$61,500 in grant credit from the U.S. Soccer Foundation, to be used for the conversion of two tennis courts to two futsal courts at DeForest Park; and execute the grant agreement and any documents necessary for the administration of the project. (District 9)

Councilmember Neal spoke.

Councilmember Johnson 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, DeLong, O'Donnell, Schipske, Johnson, Austin and Neal

Absent: 2 - Lowenthal and Andrews

19. 13-0202

Recommendation to receive and file the application of Talun Hsu, dba Aton, for an original Alcoholic Beverage Control License, at 4262 Atlantic Avenue. (District 8)

Councilman Austin spoke.

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

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

Absent: 2 - Lowenthal and Andrews

20. 13-0203

Recommendation to adopt resolution authorizing City Manager, or his designee, to submit an application to the Clean Beaches Initiative (CBI) Grant Program; and

Authorize City Manager, or his designee, to accept a grant from the State Water Resources Control Board (SWRCB) for \$4,470,627, if the City is awarded funding, and execute all documents, agreements and amendments necessary to accept the funds. (Districts 2,3)

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, to approve recommendation and adopt Resolution No. RES-13-0025. The motion carried by the following vote:

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

Absent: 2 - Lowenthal and Andrews

21. 13-0205

Recommendation to authorize City Manager to execute all documents necessary for a Sale Agreement in the amount of \$298,462 between the

City of Long Beach and Modular Space Corporation, a Delaware corporation, for the purchase of modular facilities located at the Long Beach Police Department Training Division at 7290 East Carson Boulevard. (District 5)

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

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

Absent: 2 - Lowenthal and Andrews

NEW BUSINESS (8:39 PM)

22. Affidavit of Service for the special meeting held Tuesday, March 12, 2013.

23. 13-0235 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, March 8, 2013.

This Agenda Item was received and filed.

24. 13-0236 eComments received for the City Council meeting of Tuesday, March 12, 2013.

This Agenda Item was received and filed.

ANNOUNCEMENTS (8:39 PM)

Vice Mayor Garcia requested that the meeting be adjourned in memory of Thomas Takashi Sato and Dave Omel.

Councilman Austin made community announcements.

Councilwoman Schipske made community announcements.

Councilmember Neal made community announcements.

Councilmember O'Donnell requested that the meeting be adjourned in memory of Constance Elizabeth Chace Townsend; and made community announcements.

Vice Mayor Garcia made community announcements.

Councilmember Johnson made community announcements.

ADJOURNMENT (8:50 PM)

At 8:50 P.M., Vice Mayor Garcia adjourned the meeting in memory of Thomas Takashi Sato, Dave Omel, and Constance Elizabeth Chace Townsend.

pr/dg

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 & DRAFT 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 order presented, except for Agenda Item No. 28 was considered prior to Hearings and Agenda Item No. 15 was considered prior to Public Comment.

ROLL CALL (5:02 PM)

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

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Charles Parkin, Assistant City Attorney; Larry Herrera, City Clerk; Poonam Davis, Assistant City Clerk; Daisy Gomez, City Clerk Analyst; Pablo Rubio, City Clerk Assistant.

Invocation: Moment of Silence.

Flag Salute: Long Beach Camp Fire Girls, first grade.

Mayor Foster announced that Agenda Item No. 28 would be considered at 6:00 PM; and Agenda Item No. 16 would be withdrawn.

Julie Pruitt, spcaLA, presented a canine.

Mayor Foster presiding.

Presentation regarding Long Beach celebrates St. Patrick's Day.

Councilmember O'Donnell spoke.

Mayor Foster spoke.

Jim Hansen, Executive Director for U.S. Vets, Long Beach, submitted a flyer; and spoke.

This Agenda Item was received and filed.

Councilmember Johnson spoke.

Certificate recognizing Jerome E. Horton. -- No presentation was made.

Councilmember Johnson spoke.

Prime time for business presentation - Sal's Gumbo Shack.

Councilmember Neal spoke.

Sally Bevans, owner of Sal's Gumbo Shack, presented a video; and spoke.

Mayor Foster spoke.

Vice Mayor Garcia spoke.

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

CONTINUED HEARING (5:32 PM)

- 27. 13-0192** Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Permit with conditions on the application of Jesses Bar Corporation, dba Jesses Bar, 5440 Atlantic Avenue, for Entertainment With Dancing by Patrons. (District 8)

Councilman Austin spoke.

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

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

Absent: 1 - Garcia

HEARING (5:34 PM)

1. 13-0245 Recommendation to receive supporting documentation into the record, conclude the hearing, declare ordinance relating to the temporary limitation (moratorium) on mortuaries, funeral homes, and crematoriums 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 this ordinance shall take effect immediately. (Citywide)

Distributed at the meeting: health information.

Councilmember Johnson spoke.

Councilmember Neal spoke.

Councilman Austin spoke.

Jonathon Polk, General Manager of Belmont Heights Funeral Center, submitted information; and spoke.

Councilman Austin spoke.

Councilman Andrews spoke.

Councilmember Neal spoke.

Councilman Austin spoke.

Mayor Foster spoke.

Councilmember DeLong spoke.

Motion: Approve recommendation to declare an emergency to exist.
Moved by DeLong, seconded by Lowenthal.

Vice Mayor Garcia spoke.

Councilman Austin spoke.

Councilmember Lowenthal spoke.

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Lisa Vinoni spoke.

Joey Vinoni spoke.

Jonathon Polk, General Manager of Belmont Heights Funeral Center, spoke.

Robert Benjamin, Pastor, spoke.

Walter Carter, Pastor, spoke.

John Thomas, president of Bluff Heights Neighborhood Association, spoke.

William Snipes spoke.

Michael Barber, real estate agent, spoke.

Jeanette Polk, associate minister of Antioch Church of Long Beach, read on behalf of Senior Pastor Wayne Chaney, Jr., spoke.

John Raggett, American Crematory, submitted information; and spoke.

Uliss M. Amann spoke.

Shirley Broussard spoke.

Jacqueline Wise spoke.

Pastor Nelson spoke.

Sean Kennedy spoke.

Vice Mayor Garcia spoke.

Councilmember DeLong spoke.

Councilmember Lowenthal spoke.

Councilmember Neal spoke.

A substitute motion was made by Councilmember Neal, seconded by Councilman Andrews, to approve recommendation to declare an emergency to exist, with a modification of a nine month interim moratorium study period. The motion carried by the following vote:

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

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

Councilmember Lowenthal spoke.

A motion was made by Councilmember Neal, seconded by Councilwoman Schipske, to approve recommendation and adopt Emergency Ordinance No. ORD-13-0002. The motion carried by the following vote:

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

Enactment No: ORD-13-0002

2. 13-0217

Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Permit with conditions on the application of Shoreline Village Enterprises LLC, dba Shoreline Village, located at 429 Shoreline Village Drive No. P, for Entertainment Without Dancing by Patrons. (District 2)

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

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

3. 13-0246

Recommendation to receive supporting documentation into the record, conclude the hearing, and adopt resolution to disestablish the Andy Street Multi-family Improvement District (AMD). (District 9)

A motion was made by Councilmember Neal, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-13-0026. The motion carried by the following vote:

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

Enactment No: RES-13-0026

PUBLIC COMMENT (7:13 PM)

John Deats spoke regarding roundabout.

13-0264

Shirley Broussard submitted information; and spoke regarding raise for homeless.

This Agenda Item was received and filed.

- 13-0265 Lupe Velasco submitted information; and spoke regarding Centro CHA event.

This Agenda Item was received and filed.

- 13-0266 Jay Baker submitted information; and spoke regarding Port of Long Beach.

This Agenda Item was received and filed.

CONSENT CALENDAR (7:25 PM)

Passed The Consent Calendar

**A motion was made by to approve Consent Calendar Items 4 - 14.
The motion carried by the following vote:**

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

4. 13-0247 Recommendation to receive and file a report on travel to Washington, D.C., February 25 - 27, 2013.

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

5. 13-0218 Recommendation to authorize City Attorney to pay sum of \$11,700 in full and final resolution of the lawsuit entitled *Jocelyn Mairena, et al. vs. COLB, et al*; pay sum of \$10,225.93 in full and final resolution of the claim entitled *MAPFRE c/o Matthew Sorenson*; and pay sum of \$15,000 in full and final resolution of the lawsuit entitled *Adamson v. COLB*.

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

6. 13-0244 Recommendation to authorize City Attorney to submit Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay (1) \$194,737.50 for Stipulations with Request for Award, and also (2) to pay \$216.46 per week for a Life Pension thereafter, subject to cost of living adjustments in compliance with the Appeals Board Order for Lessa Mahaffey.

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

7. 13-0251 Recommendation to approve the minutes for the City Council meeting and the Study Session of Tuesday, March 5, 2013.
A motion was made to approve recommendation on the Consent Calendar.
8. 13-0219 Recommendation to refer to City Attorney damage claims received between March 4, 2013 and March 11, 2013.
A motion was made to approve recommendation on the Consent Calendar.
9. 13-0220 Recommendation to adopt Specifications No. PA-02813 and authorize City Manager to execute a contract and all related documents with Blue Iron Network, Inc., of Huntington Beach, CA (not an MBE, WBE, SBE or Local), for the purchase of software maintenance for Lotus Domino and Lotus Notes Passport Advantage, in a total annual amount not to exceed \$138,991, for a period of one year, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)
A motion was made to approve recommendation on the Consent Calendar.
10. 13-0226 Recommendation to authorize City Manager to amend Blanket Purchase Order Agreement No. BPLB12000032 with SAS Safety Corporation, a Long Beach-based business (LSBE), for furnishing and delivering latex and nitrile gloves, by adding \$80,000, bringing the total annual amount not to exceed \$175,000, for the period ending May 1, 2013, and for the subsequent first and second renewal periods. (Citywide)
A motion was made to approve recommendation on the Consent Calendar.
11. 13-0221 Recommendation to receive and file report, "Elevation Changes in the City of Long Beach, May 2012 through October 2012." (Citywide)
A motion was made to approve recommendation on the Consent Calendar.
12. 13-0234 Recommendation to authorize City Manager to execute a new Schedule I, Transaction Based Storage Service Agreement, as part of the long-term Master Services Contract between the City of Long Beach and the Southern California Gas Company for natural gas storage capacity rights. (Citywide)
A motion was made to approve recommendation on the Consent Calendar.
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13. 13-0222 Recommendation to authorize City Manager to electronically apply for and implement the 2012/2013 CalRecycle Beverage Container Recycling City/County Payment Program grant. (Citywide)

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

14. 13-0223 Recommendation to receive and file minutes for:
Civil Service Commission - February 20, 2013.

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

REGULAR AGENDA (7:06 PM)

15. 13-0250 Recommendation to receive and file the Long Beach City College 85th Anniversary Gala and call for nominations of those who are examples of the Viking Spirit.

Councilwoman Schipske spoke.

Lori Brault, Co-chair of Long Beach City College 85th Anniversary Gala, submitted flash drive; and spoke.

Councilman Austin spoke.

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

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

16. 13-0249 **WITHDRAWN**
~~Recommendation to respectfully request City Manager to partner with the Port of Long Beach and interested stakeholders on a Port maritime-business cluster and the development of a potential local trade incubator project.~~

This Agenda Item was withdrawn.

17. 13-0248 Recommendation to request City Manager to investigate the implementation of the B.A.R.K. reading program in libraries throughout the city.

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 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin and Neal

Absent: 1 - Garcia

18. 13-0224

Recommendation to adopt resolution authorizing City Manager, or his designee, to submit an application to the California Department of Transportation (Caltrans) for a Community-Based Transportation Planning Grant;

A motion was made by Councilmember Neal, seconded by Councilmember Johnson, to approve recommendation and adopt Resolution No. RES-13-0027. The motion carried by the following vote:

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

Absent: 1 - Garcia

Enactment No: RES-13-0027

13-0225

Adopt resolution authorizing City Manager, or his designee, to submit an application to Caltrans for an Environmental Justice Transportation Planning Grant; and

Authorize City Manager, or his designee, to accept these transportation planning grants from Caltrans for up to \$550,000, and execute all documents necessary to accept the funds. (Districts 7,9)

A motion was made by Councilmember Neal, seconded by Councilmember Johnson, to approve recommendation and adopt Resolution No. RES-13-0028. The motion carried by the following vote:

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

Absent: 1 - Garcia

Enactment No: RES-13-0028

19. 13-0227

Recommendation to adopt resolution authorizing City Manager to execute all documents necessary to amend the Escrow Deposit and Trust Agreement relating to the Long Beach Bond Finance Authority (LBBFA) 2012 Lease Revenue Refunding Bonds Series A and Series B, creating additional accounts to administer, without interruption, Lease

No. 17448 between the City of Long Beach and American Golf Corporation. (Districts 3,4,5)

A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-13-0029. The motion carried by the following vote:

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

Absent: 1 - Garcia

Enactment No: RES-13-0029

20. 13-0229

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 DeLong, seconded by Councilmember O'Donnell, to approve recommendation and adopt Resolution No. RES-13-0030. The motion carried by the following vote:

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

Absent: 1 - Garcia

Enactment No: RES-13-0030

21. 13-0230

Recommendation to authorize City Manager to amend Contract No. 30987 with Azteca Landscape, Inc., of Ontario, CA (MBE and WBE), and Contract No. 31001 with Mariposa Horticultural Enterprises, of Irwindale, CA (MBE), extending the contracts for landscaping and maintenance services to May 31, 2013 and adding funds in a combined amount not to exceed \$595,186. (Citywide)

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

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

Absent: 1 - Garcia

22. 13-0182

Recommendation to authorize City Manager to execute all documents with the United States Department of Transportation and/or its designated pass-through agency, the State Department of

Transportation, to receive \$230,789 in grant funds to provide training and placement services in construction and other building trades; execute all necessary documents with United Auto Worker-Labor Employment and Training Corporation (UAW-LETC) in an amount not to exceed \$147,540; and execute any needed subsequent amendments. (Citywide)

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

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

Absent: 1 - Garcia

23. 13-0231

Recommendation to request City Attorney to prepare and authorize City Manager to execute an amendment to Contract No. 32508, for relocation of natural gas pipelines, extending the term to May 31, 2013, and increasing the amount not to exceed \$5,100,000; and increase appropriations in the Gas Fund (EF 301) in the Long Beach Gas and Oil Department (GO) by \$504,711. (District 1)

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

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

Absent: 1 - Garcia

24. 13-0232

Recommendation to authorize City Manager to execute a Gas Agreement between the City of Long Beach, as Fault Block Unit Operator, and City of Long Beach, as Long Beach Unit Operator, for a five-year term, with a month-to-month continuance until termination upon thirty days notice by either party. (Districts 1,2)

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

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

Absent: 1 - Garcia

25. 13-0233

Recommendation to authorize City Manager to execute a contract with Studio Pali Fekete Architects in an amount not to exceed \$767,391, for architectural and engineering design services for the Seaside Way

Pedestrian Bridge Project between the Convention Center and Performing Arts Center (Project); and any amendments necessary to extend the term, amend the scope of work, or adjust the fee schedule of hourly rates for inflation in the extended term. (District 2)

Councilmember Lowenthal spoke.

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

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

Absent: 1 - Garcia

26. 13-0204

Recommendation to review and consider the certified addendum to the Environmental Impact Report (EIR) (State Clearinghouse No. 2008071085), and adopt Plans and Specifications No. R-6952 for the construction of improvements to Chittick Field and award, less \$687,072 for lighting, the Base Bid to and authorize City Manager to execute the contract with C. S. Legacy Construction, Inc., in an amount of \$5,148,583 plus a contingency amount of \$1,029,716, for a total contract amount of up to \$6,178,299;

Authorize City Manager, or designee, to execute all documents necessary to accept and expend a \$1,000,000 donation from Occidental Petroleum (Oxy) to Partners of Parks for the Chittick Field project, expend \$50,000 contributed by the Department of Parks, Recreation and Marine (PR), and increase appropriations in the Capital Projects Fund (CP) in the Department of Public Works (PW) by \$1,050,000; and

Adopt resolution authorizing City Manager, or designee, to execute all documents necessary to grant funds to the Chittick Field project, and to execute any documents necessary to request, accept, and expend grant funds for Chittick Field from Los Angeles County; and

Increase appropriations in the Capital Projects Fund (CP) in the Department of Public Works by \$1,860,000. (District 6)

Councilman Andrews spoke.

Councilman Austin spoke.

Councilmember Johnson spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-13-0031. The motion carried by the following vote:

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

Absent: 1 - Garcia

Enactment No: RES-13-0031

NEW BUSINESS (6:33 PM)

27. Agenda Item No. 27 is listed under Continued Hearing.

28. 13-0260 Recommendation to authorize City Manager, or his designee, to execute and all documents necessary for the purchase of certain real property (Premises) located at 1955-1965 Long Beach Boulevard (APN 720-901-4 and APN 720-901-4013) in the amount of \$2,800,000 and related tenant improvement costs of \$1,200,000, and to conclude negotiations with Mental Health America (MHA) for the subsequent lease and ultimate conveyance said Premises, and execute said lease and future conveyance deed, for the accommodation of a Homeless Healthcare Access Program; and

Increase appropriations in the General Services Fund (IS 385) in the Technology Services Department (TS) by an estimated \$2,200,000, and in the Gas Fund (EF 301) in the Long Beach Gas and Oil Department (GO) by an estimated \$1,800,000 from funds held in fund balance from FY 11, and increase appropriations in the Capital Projects Fund (CP) in the Public Works Department by \$4,000,000 through the transfer of the appropriated funds described above. (District 6)

Dave Pilon, President of Mental Health America Los Angeles, spoke.

Gary Shelton spoke.

Collen McDonald, member of Wrigley Association, spoke.

Patricia Benoit, President of Long Beach Area Homeless Coalition, spoke.

John Mackey spoke.

Joe Sopo spoke.

Sam Portillo spoke.

Christia Hartley, Owner of Embellish, spoke.

Councilman Andrews spoke.

Councilmember Johnson spoke.

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

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

29. Affidavit of Service for the special meeting held Tuesday, March 19, 2013.

30. 13-0261 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, March 15, 2013.

This Agenda Item was received and filed.

31. 13-0262 eComments received for the City Council meeting of Tuesday, March 19, 2013.

This Agenda Item was received and filed.

ANNOUNCEMENTS (7:42 PM)

Mayor Foster requested that the meeting be adjourned in memory of Don Temple.

Councilwoman Schipske extended condolences to the family of Don Temple; and made community announcements.

Councilmember Lowenthal made community announcements.

Councilmember Neal made community announcements.

Councilmember Johnson made community announcements.

ADJOURNMENT (7:50 PM)

At 7:50 PM, Mayor Foster adjourned the meeting in memory of Don Temple.

pr/dg

**CITY OF LONG BEACH
CITY COUNCIL SPECIAL MEETING
MINUTES**

**TUESDAY, MARCH 12, 2013
333 W. OCEAN BOULEVARD
COUNCIL CHAMBER, 3:30 PM**

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 & DRAFT MINUTES

ROLL CALL (3:42 PM)

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

Councilmembers Lowenthal
Absent:

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Charles Parkin, Assistant City Attorney; Larry Herrera, City Clerk; Poonam Davis, Assistant City Clerk; Daisy Gomez, City Clerk Analyst; Pablo Rubio, City Clerk Assistant.

SPECIAL MEETING

1. 13-0216 Recommendation to hold a study session regarding:

- A Presentation on the Fiscal Outlook for Fiscal Year 2014 and Beyond.

Patrick West, City Manager, spoke.

John Gross, Director of Financial Management, spoke; and provided a PowerPoint presentation concerning the Redevelopment Agency Dissolution and its Impact on the General Fund.

Dennis Strachota, Budget and Performance Bureau Manager, spoke; and provided a PowerPoint presentation concerning the FY 14 - 16 Fiscal Outlook Challenges and Direction.

Councilmember O'Donnell spoke.

Councilmember Johnson spoke.

Vice Mayor Garcia spoke.

Mayor Foster spoke.

Councilmember Neal spoke.

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

Vice Mayor Garcia spoke.

Councilman Austin spoke.

This Agenda Item was received and filed.

ADJOURNMENT (4:44 PM)

At 4:44 PM, Mayor Foster adjourned the meeting.

dg/pr