



CITY OF LONG BEACH

C-9

DEPARTMENT OF CITY CLERK

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May 4, 2010

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the Minutes for the City Council Meeting and City Council Study Session
Held Tuesday, April 20, 2010

DISCUSSION

The Legistar minutes for the City Council Meeting and City Council Study Session held Tuesday, April 20, 2010, 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,


LARRY HERRERA
CITY CLERK

Prepared by: Nancy Muth

LGH:nem
Attachment

Robert Garcia, 1st District
Suja Lowenthal, 2nd District
Gary DeLong, 3rd District
Patrick O'Donnell, 4th District



Patrick H. West, City Manager
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Gerrie Schipske, 5th District
Dee Andrews, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, Vice Mayor, 9th District

Robert E. Shannon, City Attorney

SPECIAL MEETING

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.

Agenda Items were considered in the order presented.

ROLL CALL (6:05 PM)

Councilmembers Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews,
Present: Reyes Uranga, Gabelich and Lerch

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Larry Herrera, City Clerk; Nancy Muth, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Councilmember Robert Garcia, First District.

Mayor Foster announced that Agenda Item No. 22 was withdrawn, Agenda Item No. 34 would be continued to May 4, 2010, and that the Master Fee and Charges Schedule update was moved to May 4, 2010.

Proclamation for Earth Week and Arbor Day.

Presentation on BikeFest - National Bike Month.

Councilmember Lowenthal spoke.

Councilmember Garcia spoke.

Mayor Foster spoke.

Patrick West, City Manager, spoke.

Councilman Andrews spoke.

Proclamation for Sexual Assault Awareness Month -- Denim Day.

Councilmember Reyes Uranga spoke.

Councilwoman Schipske spoke.

Councilmember Lowenthal spoke.

Mayor Foster spoke.

HEARINGS (6:30 PM)

1. 10-0394 Recommendation to receive supporting documentation into the record, approve the Assessment Report, conclude the hearing, and declare ordinance approving the East Anaheim Street Parking and Business Improvement Area program and assessment for the period of July 1, 2010 through September 30, 2010 read the first time and laid over to the next regular meeting of the City Council for final reading; and authorize City Manager to execute an agreement with the East Anaheim Street Business Association for a three-month term beginning July 1, 2010. (Districts 3,4)

Rob Wilson spoke.

Penn Fisher spoke in support of the recommendation.

Robert Riley spoke in support of the recommendation.

Ken Buck spoke in support of the staff recommendation.

Lorie Staff spoke in support of the staff recommendation.

Jan Ward spoke in support of the staff recommendation.

Harvey Cochran spoke.

Councilmember O'Donnell spoke.

Councilwoman Gabelich spoke.

Councilmember Reyes Uranga spoke.

Councilman Andrews spoke.

A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading, with the amendment to provide that the assessment will be applied to only one business license in cases where a business has multiple licenses within the district. The motion carried by the following vote:

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

2. 10-0395 Recommendation to receive supporting documentation into the record, conclude the hearing and declare ordinance amending the Local Coastal Program and the Downtown Shoreline Planned Development District (PD-6) read the first time and laid over to the next regular meeting of the City Council for final reading; and

Distributed at the meeting: Staff provided a PowerPoint presentation.

Harvey Cochran spoke.

Gary Cummins spoke representing the Alliance for Good Jobs.

Rachael Torrez spoke.

Gary Hitrick spoke.

Derrick Smith spoke.

Michael Mais, Assistant City Attorney, spoke.

Councilwoman Schipske spoke.

Councilmember Garcia spoke.

Councilmember Reyes Uranga spoke.

Councilman Andrews spoke.

Councilmember Lowenthal spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

Councilmember DeLong spoke.

Councilmember Reyes Uranga spoke.

Mayor Foster spoke.

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

10-0396 Adopt resolution forwarding the item to the California Coastal Commission. (District 2)

A motion was made by Councilmember Lowenthal, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-10-0035. The motion carried by the following vote:

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Enactment No: RES-10-0035

Skip Keesal spoke.

PUBLIC COMMENT (7:37 PM)

John Malveaux spoke regarding scholarship to be awarded in honor of Vice Mayor Lerch, Councilmember Ninth District.

Harvey Cochran spoke regarding potholes.

Dennis Dunn spoke regarding roads, transit information and traffic lights.

Tanya Bermudez spoke regarding non-profit organization Rebuilding Together Long Beach.

Larry Boland spoke regarding pensions.

Councilmember Garcia spoke.

CONSENT CALENDAR (7:52 PM)

Passed The Consent Calendar

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve Consent Calendar Items 3 - 14, except for Item 8. The motion carried by the following vote:

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

3. 10-0399 Recommendation to authorize City Attorney to submit Stipulations with Requests for Awards for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$73,427.50 for the claim of James Espinosa; \$73,200 for the claim of Tamela Gregory-Davis; and \$63,600 for the claim of Ollie Washington, in compliance with the Appeals Board Orders.
A motion was made to approve recommendation on the Consent Calendar.
4. 10-0400 Recommendation to authorize City Attorney to accept the sum of \$500,000 in full settlement of lawsuit entitled City of Long Beach v. Robert Bein, William Frost & Associates; RBF Consulting, Inc.; URS, San Bernardino Case No. CIVDS904148; and to pay the sum of \$39,500 in full settlement of lawsuit entitled Thep Ngerwichit v. City of Long Beach, and \$12,100 in full settlement of lawsuit entitled Julio C. Pedraza, Marisol Morado, v. Cedric Foster, City of Long Beach, Case No. NC053021.
A motion was made to approve recommendation on the Consent Calendar.
5. 10-0401 Recommendation to approve the minutes of the City Council meeting and the Study Session held Tuesday, April 6, 2010.
A motion was made to approve recommendation on the Consent Calendar.
6. 10-0402 Recommendation to refer to City Attorney damage claims received between March 29, 2010 and April 12, 2010.
A motion was made to approve recommendation on the Consent Calendar.
7. 10-0403 Recommendation to approve the destruction of records for Financial Management Department Commercial Services Bureau, and Purchasing Division as shown in Exhibit A; and adopt resolution.

A motion was made to approve recommendation and adopt Resolution No. RES-10-0036 on the Consent Calendar.

Enactment No: RES-10-0036

8. 10-0404 Recommendation to approve Community Development Advisory Commission's funding recommendations for the Neighborhood Partners Program, which supports eleven neighborhood beautification and improvement projects, in the amount of \$50,819.17 for Fiscal Year 2010 (FY 10). (Districts 1,2,6,7)

Councilmember Garcia spoke.

Kraig Kojian spoke.

Councilmember Garcia spoke.

Councilmember Reyes Uranga spoke.

Councilmember Lowenthal spoke.

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

9. 10-0405 Recommendation to authorize City Manager, or designee, to execute any and all documents necessary for the second amendment to St. Mary Physicians Center Medical Office Lease (City Contract No. 24687) with HTA - St. Mary Physicians Center, LLC, for the expansion of medical office space located at 1043 Elm Avenue, Suite 401, for the continued operation of the Department of Health and Human Services' Women, Infants, and Children Nutrition Program through October 31, 2016, at the initial monthly base rent of \$12,002. (District 6)

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

10. 10-0406 Recommendation to authorize City Manager, or designee, to execute all necessary documents and subsequent amendments between the City of Long Beach and the Long Beach Community Foundation, to provide Weed and Seed Youth Leadership Program Services in Central Long Beach in the amount of \$14,000 for the period of March 1, 2010 through August 31, 2010. (Districts 1,6,7)

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

11. 10-0408 Recommendation to authorize City Manager to execute a permit with Mr. Bart K. Miller, an individual doing business as Southern California Kiteboarding, to operate a kitesurfing concession for a two-year term. (District 3)
A motion was made to approve recommendation on the Consent Calendar.
12. 10-0409 Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the Carl Moyer Memorial Air Quality Standards Attainment Program; and increase appropriations in the General Grants Fund (SR) and in the Police Department (PD) by \$72,424. (Citywide)
A motion was made to approve recommendation on the Consent Calendar.
13. 10-0410 Recommendation to authorize City Manager to execute an agreement with the City of Seal Beach to provide maintenance, repair and collection services for parking meters by the City of Long Beach. (Citywide)
A motion was made to approve recommendation on the Consent Calendar.
14. 10-0411 Recommendation to receive and file minutes for:
Civil Service Commission - March 31, 2010.
Cultural Heritage Commission - February 8, 2010.
Planning Commission - February 18, 2010.
Water Commission - March 4 and 18, 2010.
A motion was made to approve recommendation on the Consent Calendar.

REGULAR AGENDA (7:57 PM)

15. 10-0412 Recommendation to designate April 2010 as the Month of the Young Child in the City of Long Beach to encourage the improvement of early learning opportunities that address all learning domains that can provide a foundation of learning for children in Long Beach.
- Councilman Andrews spoke.
- Councilwoman Schipske spoke.
- Luann Morrow Atkinson spoke and submitted a brochure with information concerning early childhood education.

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

Yes: 8 - Garcia, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Lowenthal

16. 10-0447

Recommendation to request City Attorney to draft a resolution designating April 2010 as the Month of "No Texting While Driving" as a way to bring about important awareness of many dangerous consequences. More and more people are losing their lives or badly injured due to a significant increase in distracted driving.

Councilman Andrews spoke.

Harvey Cochran spoke.

A motion was made by Councilman Andrews, seconded by Councilwoman Gabelich, to approve recommendation, with the change of the designated month to the month of May. The motion carried by the following vote:

Yes: 6 - Garcia, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 3 - Lowenthal, DeLong and O'Donnell

17. 10-0446

Recommendation to adopt a minute order declaring a 120 day moratorium on the approval of applications to construct, modify or place wireless communication facilities in the City of Long Beach; and request City Attorney, in cooperation with the Development Services Department, to prepare an interim zoning ordinance for notice and placement on the City Council agenda in accordance with Long Beach Municipal Code Chapter 21.50. (Citywide)

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Michael Mais, Assistant City Attorney, spoke.

John Thomas spoke.

Dr. Kevin Johnson spoke.

Lori Candelaria spoke and submitted a petition.

Jamie Hall spoke.

Jim Esbell spoke.

Donna Atwood spoke.

Robert Candelaria spoke.

Amand Shulmut spoke.

Harvey Cochran spoke.

Mike Norton spoke.

Julian Quottlebaum spoke.

Gail Rutledge spoke.

Councilwoman Schipske spoke.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Gabelich

No: 1 - Lerch

18. 10-0413

Recommendation to authorize City Manager to execute all necessary agreements, and any subsequent amendments thereto, with the South Coast Air Quality Management District (AQMD) to receive \$108,025 in grant funds to implement the Tree Planting Partnership Program; and increase appropriations in the Development Services Fund (SR 137) in the Department of Development Services (DV) by \$108,205. (Citywide)

Councilmember Reyes Uranga spoke.

Councilwoman Schipske spoke.

Harvey Cochran 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, Reyes Uranga, Gabelich and Lerch

19. 10-0414 Recommendation to authorize City Manager to execute all documents with the State of California Governor's Office of Emergency Services, Program for Cities' Gang Reduction, Intervention and Prevention (Cal GRIP) grant, necessary to accept the grant award in the amount of \$382,639 for a period of two years; and any documents necessary for the implementation and administration of the program, including a required in-kind match of \$382,639; and to increase appropriations in the Community Development Grants Fund (SR 150) in the Department of Community Development (CD) by \$382,639. (Districts 1,6,7,9)

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

20. 10-0415 Recommendation to authorize City Manager to execute contracts and amendments totaling \$456,000 with various training and other service providers, including two Long Beach-based entities, in support of the Workforce Investment Network's One-Stop Career Centers that provide employment services to adult and dislocated worker residents. (Citywide)

A motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Gabelich, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Absent: 1 - Garcia

21. 10-0180 Recommendation to authorize City Manager to execute any and all documents necessary for the Third Amendment to Lease No. 23509 with BANCAP Marina Center, Inc., a California corporation, for City-owned property at 241-255 Marina Drive, to decrease the monthly base rent from \$37,803 to \$34,803, for a two-year period, commensurate with an equivalent two-year reduction in the monthly rent paid to BANCAP by the Seal Beach Yacht Club. (District 3)

Councilmember Reyes Uranga spoke.

Councilmember O'Donnell spoke.

Councilmember Reyes Uranga spoke.

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

Yes: 7 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Gabelich and Lerch

No: 1 - Reyes Uranga

Absent: 1 - Garcia

- 22. 10-0439** Recommendation to authorize City Manager to execute all related documents to implement a business and job retention loan using CDBG funds amortized over five years in the amount of \$250,000 with interest at five percent per year to Worthington Ford, Inc. (Citywide)

This Agenda Item was withdrawn.

- 23. 10-0416** Recommendation to receive supporting documentation into the record regarding the Tax Equity and Fiscal Responsibility Act (TEFRA) public hearing, and adopt resolution approving the issuance of revenue bonds by the California Statewide Community Development Authority (CSCDA) to benefit SunEdison, LLC, in an amount not to exceed \$1,000,000. (District 2)

A motion was made by Councilmember Lowenthal, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-10-0037. The motion carried by the following vote:

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Enactment No: RES-10-0037

- 24. 10-0440** Recommendation to request the Board of Harbor Commissioners to approve the transfer in full for the remaining \$4,020,993 of the \$16,083,972 transfer from the Harbor Revenue Fund (HR) to the Tidelands Operating Fund (TF) upon approval by the Board, and that all future approved transfers shall be made in whole at the beginning of each fiscal year in accordance with the City Charter. (Citywide)

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

- 25. 10-0418** Recommendation to receive supporting documentation into the record

regarding the Tax Equity and Fiscal Responsibility Act (TEFRA) public hearing, and adopt resolution approving the issuance of revenue bonds by the California Statewide Community Development Authority (CSCDA) to benefit New Hope Home, L.P., in an amount not to exceed \$10,000,000. (District 6)

A motion was made by Councilmember O'Donnell, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-10-0038. The motion carried by the following vote:

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Enactment No: RES-10-0038

26. 10-0419 Recommendation to adopt resolution transferring the City's allocation of Recovery Zone Economic Development Bonds to the Redevelopment Agency of the City of Long Beach (Agency), and approving the issuance of tax allocation bonds by the Agency in an amount not to exceed \$35,000,000 for its North Long Beach Project Area; and

Daryl Supernaw spoke.

Councilmember O'Donnell spoke.

Laurie Angel, North Long Beach Project Area Committee, spoke.

Vice Mayor Lerch spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

A motion was made by Councilwoman Schipske, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-10-0039. The motion carried by the following vote:

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Enactment No: RES-10-0039

- 10-0420 Adopt resolution making certain findings regarding the construction of the East Police Station with funds from the North Long Beach Redevelopment Project Area. (Districts 5,8,9)

A motion was made by Councilwoman Schipske, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-10-0040. The motion carried by the following vote:

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Enactment No: RES-10-0040

27. 10-0421

Recommendation to adopt resolution providing for a temporary amnesty program for waiving (\$30) late penalties for dog licenses for the period from May 1, 2010 through May 31, 2010. (Citywide)

A motion was made by Councilmember Garcia, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-10-0041. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Gabelich and Lerch

Absent: 1 - Reyes Uranga

Enactment No: RES-10-0041

28. 10-0422

Recommendation to authorize City Manager to execute agreements with the cities of Cerritos, Los Alamitos, Seal Beach and Signal Hill, for the provision of animal care and control services by the City of Long Beach for the period of July 1, 2010 through June 30, 2011 in the amount of \$274,083 for the City of Cerritos; \$75,512 for the City of Los Alamitos; \$131,333 for the City of Seal Beach; \$63,441 for the City of Signal Hill; with an automatic increase tied to the Consumer Price Index for the second period of July 1, 2011 through June 30, 2012; and the option to extend the agreements for up to two consecutive two-year terms with fees established to achieve full cost recovery. (Citywide)

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Gabelich and Lerch

Absent: 1 - Reyes Uranga

29. 10-0424

Recommendation to adopt resolution authorizing City Manager to submit an application for funding to the Los Angeles County Regional Park and Open Space District, in the amount of \$100,000, for the Drake/Chavez Greenbelt Project; and execute any documents necessary for implementation and administration of the project, for a total project cost

of \$375,000. (District 1)

A motion was made by Councilmember Garcia, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-10-0042. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Gabelich and Lerch

Absent: 1 - Reyes Uranga

Enactment No: RES-10-0042

30. 10-0425

Recommendation to adopt resolution authorizing City Manager to submit a grant application to the State of California Strategic Growth Council through the Urban Greening for Sustainable Communities Program, in the amount of \$1 million, for the development of open space in the Los Angeles County Flood Control District Market Street Detention Basin south of DeForest Park, for a total estimated project development cost of \$6 million. (Districts 8,9)

A motion was made by Councilmember O'Donnell, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-10-0043. The motion carried by the following vote:

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

Absent: 2 - Reyes Uranga and Lerch

Enactment No: RES-10-0043

31. 10-0426

Recommendation to receive and file the application of Ayres Grill Incorporated, dba Gaucho Grill, for an original Alcoholic Beverage Control License, at 200 Pine Avenue Suite 200 B, with conditions. (District 2)

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

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

Absent: 2 - Reyes Uranga and Lerch

32. 10-0427

Recommendation to receive and file the application of La Creperie Pine Incorporated, dba La Creperie Cafe, for a fiduciary and premise-to-premise transfer of an Alcoholic Beverage Control License, at 130 Pine

Avenue, with conditions. (District 2)

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Gabelich

Absent: 1 - Lerch

- 33. 10-0428** Recommendation to receive and file the application of Spring Restaurant Group LLC, dba Super Mex Restaurant and Cantina, for an original Alcoholic Beverage Control License, at 6429 East Spring Street, with conditions. (District 5)

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Gabelich

Absent: 1 - Lerch

- 34. 10-0429** Recommendation to adopt Plans and Specifications No. R-6781 for the rehabilitation of Wardlow Road between Clark Avenue and Palo Verde Avenue, and authorize City Manager to award and execute the contract with Sully Miller Contracting Company, in an estimated amount of \$1,380,291, plus a 10 percent contingency amount of \$138,029, if necessary, for a total of \$1,518,320, and any amendments thereto, except for an increase in the contract price; and increase appropriations by \$1,746,068, in the Gas Tax Street Improvement Fund (SR 181) in the Department of Public Works (PW) for construction and construction inspection costs related to this project. Funding for this project is from the American Recovery and Reinvestment Act of 2009 (ARRA). (District 5)

A motion was made by Councilmember Garcia, seconded by Councilwoman Schipske, that the item be laid over to the City Council meeting of Tuesday, May 4, 2010. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Gabelich

Absent: 1 - Lerch

- 35. 10-0430** Recommendation to adopt Plans and Specifications No. R-6829 for the Broadway and Third Street Protected Bikeway; award the project to and

authorize City Manager to execute a contract with C.T. & F., Inc., in an estimated amount of \$639,594, plus a 10 percent contingency in the amount of \$63,960, if necessary and if funds are available, and to execute any necessary amendments thereto. (Districts 1,2)

Distributed at the meeting: A PowerPoint presentation for Agenda Items No. 35 and 36.

Christopher Quint spoke.

John Post spoke.

Councilmember Lowenthal spoke.

Allan Crawford spoke.

Kraig Kojian spoke.

Councilmember Garcia spoke.

Councilmember Reyes Uranga spoke.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Gabelich

Absent: 1 - Lerch

36. 10-0431

Recommendation to adopt Plans and Specifications No. R-6830 for the Vista Street Bike Boulevard; award the project to and authorize City Manager to execute a contract with MG Construction & Development, Inc., in an estimated amount of \$659,747, plus a 10 percent contingency in the amount of \$65,975, if necessary and if funds are available, and to execute any necessary amendments thereto. (Districts 2,3)

Distributed at the meeting: A PowerPoint presentation for Agenda Items No. 35 and 36.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Gabelich

Absent: 1 - Lerch

ORDINANCES (9:16 PM)

37. 10-0433 Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Subsection II to Section 10.22.080 relating to parking vehicles for sale read the first time and laid over to the next regular meeting of the City Council for final reading. (District 9)
- A motion was made by Councilmember DeLong, seconded by Councilmember Garcia, to declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:**
- Yes:** 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Gabelich
- Absent:** 1 - Lerch
38. 10-0434 Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 10.32.110 relating to Preferential Parking Districts "I" and "L" read the first time and laid over to the next regular meeting of the City Council for final reading. (District 3)
- Daryl Supernaw spoke.
- A motion was made by Councilmember DeLong, 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. The motion carried by the following vote:**
- Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch
39. 10-0378 Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Subsection HH to Section 10.22.080 relating to parking vehicles for sale, read and adopted as read. (District 7)
- A motion was made by Councilmember Reyes Uranga, seconded by Councilman Andrews, to approve recommendation and adopt Ordinance No. ORD-10-0009. The motion carried by the following vote:**
- Yes:** 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch
- Enactment No:** ORD-10-0009

NEW BUSINESS (9:19 PM)

40. 10-0456 Recommendation to request City Manager to create a Kroc Center Red Team utilizing all departments necessary for the purpose of:

- Creating a public awareness campaign on the value of having the Kroc Center in our City;
- Expedite the resolution of all remaining issues regarding the land transfer and lease property. Successful completion of the land transfer and developer agreement needs to be in place no later than September of 2010; and
- Help find solutions and support to reach the fundraising threshold of the \$18 million needed to trigger the funding of the Center.

Councilman Andrews spoke and distributed a letter from the Development Services Department to the Salvation Army, dated May 18, 2009.

Councilwoman Gabelich spoke.

Councilman Andrews spoke.

Dennis Dunn spoke.

Harvey Cochran spoke.

Dave Neiry spoke.

Steve Hopkins spoke.

Councilwoman Gabelich spoke.

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

41. Affidavits of Service for the special meetings held Tuesday, April 20, 2010.

ANNOUNCEMENTS (9:44 PM)

Mayor Foster requested that the meeting be adjourned in memory of Charles Greenberg.

Councilmember Reyes Uranga requested that the meeting be adjourned in memory of Clarence Long and Dorothy Height; and made community announcements.

Councilman Andrews made community announcements.

Councilmember Lowenthal made community announcements.

Councilwoman Schipske made community announcements.

Councilwoman Gabelich made community announcements.

Councilmember Garcia made community announcements.

PUBLIC (9:55 PM)

John Grone spoke.

Mayor Foster spoke.

ADJOURNMENT (9:57 PM)

At 9:57 PM, Mayor Foster adjourned the meeting in memory of Charles Greenberg, Clarence Long and Dorothy Height.

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Robert Garcia, 1st District
Suja Lowenthal, 2nd District
Gary DeLong, 3rd District
Patrick O'Donnell, 4th District



Patrick H. West, City Manager
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Gerrie Schipske, 5th District
Dee Andrews, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, Vice Mayor, 9th District

Robert E. Shannon, City Attorney

FINISHED AGENDA & DRAFT MINUTES

ROLL CALL

Councilmembers Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Reyes Uranga,
Present: Gabelich and Lerch

Councilmembers Andrews
Absent:

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager;
Robert Shannon, City Attorney; Laura L. Doud, City Auditor; Larry Herrera, City Clerk;
Carolyn Harris, City Clerk Specialist.

Mayor Foster presiding.

SPECIAL MEETING (4:08 PM)

1. 10-0438 Recommendation to hold a study session regarding:
 - Employee Pensions – Part II

This Agenda Item was received and filed.

Mayor Foster spoke.

Patrick West, City Manager, spoke.

Lori Ann Farrell, Director of Financial Management, spoke and provided a PowerPoint presentation.

Debbie Mills, Acting Director of Human Resources, continued with the presentation.

Councilmember O'Donnell spoke.

Councilwoman Gabelich spoke.

SECOND ROLL CALL

Councilmembers Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews,
Present: Reyes Uranga, Gabelich and Lerch

Councilman Andrews joined the meeting.

Councilwoman Schipske spoke.

Robert Shannon, City Attorney, spoke.

PUBLIC (4:52 PM)

Tom Stout spoke.

Harvey Cochran spoke.

Rich Brandt, President of Long Beach Firefighters Association, spoke.

Kathy Ryan spoke.

Steve James, President of Long Beach Police Officers Association, spoke.

Mayor Foster spoke.

Janet Schabow, International Association of Machinists and Aerospace Workers District 947, spoke.

Jim Spaulding spoke.

Councilmember Reyes Uranga spoke.

Mayor Foster spoke.

ADJOURNMENT (5:09 PM)

At 5:09 PM, Mayor Foster adjourned the meeting.

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