



# CITY OF LONG BEACH

DEPARTMENT OF CITY CLERK

C-4

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October 23, 2012

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

**RECOMMENDATION:**

Approve the minutes for the City Council meeting of Tuesday, October 9, 2012

**DISCUSSION**

The Legistar minutes for the City Council meeting of Tuesday, October 9, 2012 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 that reads "Larry Herrera".

LARRY G. HERRERA  
CITY CLERK

Prepared by: Nancy Muth

LGH:nem  
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

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## 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.

### ROLL CALL (5:03 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; Larry Herrera, City Clerk; Nancy Muth, City Clerk Analyst;  
Daisy Gomez, City Clerk Analyst.

Vice Mayor Garcia presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Al Austin, Councilman, Eighth District.

Vice Mayor Garcia announced that Agenda Item Nos. 1, 2, and 13 were withdrawn; and that Mayor Foster would not be in attendance.

Proclamation declaring October as Domestic Violence Prevention Month.

Vice Mayor Garcia spoke.

12-0906 Sharon Wie, Interval House, submitted flyers regarding Domestic Violence Awareness month.

**This Handout was received and filed.**

Councilmember Lowenthal spoke.

Councilwoman Schipske spoke.

Proclamation declaring October as Disability Awareness Month.

Richard Hernandez spoke.

Vice Mayor Garcia spoke.

Presentation in celebration of Long Beach Search and Rescue's 50th Anniversary.

Councilmember O'Donnell spoke.

### **HEARINGS (5:24 PM)**

1. 12-0554 Recommendation to receive supporting documentation into the record, conclude the hearing and adopt the hearing officer's recommendation to revoke Business License Nos. BU00083820 and BU20208110 issued to Dorothy Shubin, dba 24 Hour Cafe, located at 1715 West Anaheim Street. (District 1)

**This Public Hearing was withdrawn.**

2. 12-0864 Recommendation to receive supporting documentation into the record, conclude the hearing and grant a One-Year Short-Term Permit with conditions on the application of Michoacan Entertainment, a California corporation, dba Copa Cabana Night Club, 2688 East South Street, for Entertainment With Dancing by Patrons. (District 8)

**This Public Hearing was withdrawn.**

### **PUBLIC COMMENT (5:24 PM)**

Larry Goodhue spoke regarding a variety of issues.

Dave Pilon, Mental Health Association, spoke regarding Schroeder Hall re-use.

Councilmember O'Donnell spoke.

Shirley Broussard spoke regarding homeless issues.

### **CONSENT CALENDAR (5:36 PM)**

Passed The Consent Calendar

**A motion was made by Councilmember DeLong, seconded by Councilmember Johnson, to approve Consent Calendar Items 3 - 5. The motion carried by the following vote:**

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

3. 12-0865 Recommendation to refer to City Attorney damage claims received between September 24, 2012 and October 1, 2012.

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

4. 12-0878 Recommendation to approve the destruction of records for the Long Beach Police Department as shown in Exhibit A; and adopt resolution.

**A motion was made to approve recommendation and adopt Resolution No. RES-12-0095 on the Consent Calendar.**

**Enactment No:** RES-12-0095

5. 12-0868 Recommendation to receive and file minutes for: Planning Commission - September 6, 2012.

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

#### **REGULAR AGENDA (5:37 PM)**

6. 12-0867 Recommendation to direct City Manager to explore the creation of a Business and Economic Development Officer position and report back to the City Council within 90 days regarding the feasibility and costs of the new position. In addition, it would be the preference of the City Council, to use existing general fund dollars to create the position.

Vice Mayor Garcia spoke.

Councilmember Johnson spoke.

Councilman Andrews spoke.

Councilmember Neal spoke.

Councilman Austin spoke.

Patrick West, City Manager, spoke.

Councilmember Lowenthal spoke.

Councilmember O'Donnell spoke.

Patrick West, City Manager, spoke.

Councilmember O'Donnell spoke.

Councilwoman Schipske spoke.

Larry Goodhue spoke.

John Grady spoke.

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

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

7. 12-0873 Recommendation to receive and file a report from staff on the Long Beach Breakwater.

Councilmember O'Donnell spoke.

Tom Modica, Director of Government Affairs, spoke; provided a PowerPoint presentation; and responded to questions.

Councilmember DeLong spoke.

Councilmember Johnson spoke.

Councilmember Lowenthal spoke.

Councilmember Neal spoke.

Vice Mayor Garcia spoke.

Councilmember O'Donnell spoke.

Bill Napier spoke.

Shamus Innes spoke; and submitted comment cards.

Larry Goodhue spoke.

Landa Lee spoke.

**A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to direct the City Manager to begin renegotiation of the East San Pedro Bay Ecosystem Restoration Study, as well as an overview of funding alternatives (from tidelands set aside) for re-scoping topics of interest to the City. The motion carried by the following vote:**

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

8. 12-0877 Recommendation to authorize City Manager to execute a contract for federal legislative representation services provided by Van Scoyoc Associates, Inc., for a term of one year in an amount not to exceed \$166,200, and authorize City Manager to grant two one-year extensions to the contract and execute all necessary amendments. (Citywide)

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

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

**Absent:** 1 - Neal

9. 12-0866 Recommendation to authorize City Manager, or designee, to execute a Memorandum of Understanding (MOU), and any subsequent amendments, between the City of Long Beach and People Assisting the Homeless (PATH) for up to \$200,000 annually, for the period of October 1, 2012 through September 30, 2015; and increase appropriations in the Health Fund (SR 130) in the Department of Health and Human Services (HE) in the amount of \$185,000. (Citywide)

Councilwoman Schipske spoke.

Dr. Bernard Sango spoke.

**A motion was made by Councilman Andrews, 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

10. 12-0869 Recommendation to adopt Plans and Specifications No. R-6900 for the Construction of improvements to Taxiway D North of Runway 7L-25R and Taxiway A West of Runway 12-30; award the project to and authorize City Manager to execute a contract with All American Asphalt the lowest responsible bidder, in an estimated amount of \$2,997,000

plus a 25 percent contingency amount of \$749,250, if necessary, and any necessary amendments thereto regarding term or scope of work; and increase appropriations in the Airport Enterprise Fund (EF 320) in the Airport Department (AP) by \$2,759,142. (District 5)

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

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

11. 12-0871 Recommendation to receive and file the application of Taco Beach, Incorporated, dba Taco Beach Cantina, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control License, at 2099 North Bellflower Boulevard, submit a Public Notice of Protest to ABC, and direct City Manager to withdraw the protest if a Conditional Use Permit is granted by the Planning Commission and passes without an appeal. (District 4)

Councilmember O'Donnell spoke.

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

12. 12-0855 Recommendation to receive and file the Annual Report of the Downtown Long Beach Parking and Business Improvement Area; approve the proposed budget for Fiscal Year 2013 (FY 13); and authorize City Manager to execute a contract with the Downtown Long Beach Associates for the period of October 1, 2012 through September 30, 2013. (Districts 1,2)

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

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

### **ORDINANCE (6:48 PM)**

13. 12-0870 Recommendation to declare ordinance amending the Long Beach Municipal Code Section 15.36.120(A) regarding expansion of the low-income gas discount to include sub-metered residential gas service customers of master-metered mobile-home parks read the first time and

laid over to the next regular meeting of the City Council for final reading.  
(Citywide)

**This Ordinance was withdrawn.**

**NEW BUSINESS (6:48 PM)**

14. Affidavit of Service for special meeting held Tuesday, October 9, 2012.

15. 12-0902 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, October 5, 2012.

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

16. 12-0904 eComments received for the City Council meeting of Tuesday, October 9, 2012.

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

**ANNOUNCEMENTS (6:48 PM)**

Councilmember Johnson made community announcements.

Councilwoman Schipske made community announcements.

Councilmember Neal requested that the meeting be adjourned in memory of Mervyn Dymally; and made community announcements.

Councilman Austin offered his condolences to the Dymally family; and made community announcements.

Councilmember O'Donnell requested that the meeting be adjourned in memory of John Day.

Councilman Andrews offered his condolences to the Dymally family; made community announcements; and congratulated Tonya Martin on her recent award.

Councilmember Lowenthal made community announcements.

**PUBLIC (7:00 PM)**

Dr. Bernard Sango spoke regarding a variety of issues.

**ADJOURNMENT (7:04 PM)**



At 7:04 PM, Vice Mayor Garcia adjourned the meeting in memory of Mervyn Dymally.

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