

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 & 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. 12 was considered following the Consent Calendar vote; and Agenda Item No. 15 was considered prior to Agenda Item No. 14.

### ROLL CALL (5:15 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; Charles Parkin, Assistant City Attorney; Laura L. Doud, City Auditor; Larry Herrera, City Clerk; Daisy Gomez, City Clerk Analyst; Nancy Muth, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Vice Mayor Robert Garcia, Councilmember, First District.

Pet Adoption: Julie Pruitt, spcaLA, presented a canine.

Proclamation recognizing 2012 Miss Long Beach Pageant winners.

Councilmember DeLong spoke.

Vice Mayor Garcia spoke.

Presentation by the Mexican Consulate.

Councilman Andrews spoke.

Juan Carlos Mendoza, Deputy Consul General from Los Angeles, spoke.

Councilmember Johnson spoke.

Presentation by the Historical Society for the 17th Annual Historical Cemetery Tour

Councilman Austin spoke.

Mayor Foster spoke.

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

### HEARINGS (5:38 PM)

[see media](#)

1. [12-0932](#) Recommendation to receive supporting documentation into the record, conclude the hearing, declare ordinance relating to the temporary limitation (moratorium) on payday lending, vehicle title loan, or check cashing businesses 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)

Charles Parkin, Assistant City Attorney, spoke.

Councilmember Johnson spoke.

Councilmember O'Donnell spoke.

Councilmember Neal spoke.

Councilwoman Schipske spoke.

**A motion was made by Councilwoman Schipske, seconded by Councilman Austin, to declare emergency to exist. The motion carried by the following vote:**

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

Roger Diamond spoke.

Donald Sims spoke.

Vanessa Lugo, representative for Community Financial Services Association, spoke; and submitted information regarding Payday Loans.

Mauna Eichner spoke.

Lee Fukui spoke.

Daryl Supernaw spoke.

Mark Warnick, representative for Community Financial Services Association, spoke.

David Carlad spoke.

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

**To declare Emergency Ordinance No. ORD-12-0016, with an amendment to provide that the moratorium shall also apply to signature loan businesses, read, and adopted as read and laid over to the next regular meeting of the City Council for final reading.**

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

**Enactment No:** ORD-12-0016

[see media](#)

2. [12-0907](#)

Recommendation to receive supporting documentation into the record, conclude the hearing, consider the Belmont Heights Community Association's appeal, and uphold the decision of the Planning Commission to approve a Standards Variance and Local Coastal Development Permit to allow the reconstruction of a second home, demolished without a permit, located at 213 Roswell Avenue within the Single Family Residential zone. (District 3)

Diane Sunstin, appellant representing Belmont Heights Community Association, spoke.

Marlin and Mariano Luchetti, applicant, spoke; and submitted a petition.

Pamela Herrema spoke.

Ron Herrema spoke.

Dale Pullin spoke.

Pat Doyle spoke.

Ray Sumner spoke.

Sandy Hampton spoke.

Alex Hampton spoke.

Allie Olivera spoke.

Jessica Carlson spoke.

Donald Sims spoke.

Bruce Peterson spoke.

Shirley Broussard spoke.

Mary Lou Cook spoke.

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

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

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

[see media](#)

3. [12-0555](#) Recommendation to receive supporting documentation into the record, conclude the hearing and adopt the hearing officer's recommendation to revoke business license number BU93014571 issued to Bentech, LLC, located at 3721 E. Anaheim Street. (District 4)

James Devine, appellant, spoke.

Madeline Johnson spoke.

Art Daistille spoke.

Donald Sims spoke.

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

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

**PUBLIC COMMENT (7:06 PM)**

Donald Sims spoke regarding stolen cell phone.

Mike Murchison spoke regarding the property located at 245 W. Broadway.

Shirley Broussard spoke regarding homeless issues.

Shannon Bell spoke regarding postal services.

Martha Flores Gibson spoke regarding the program Rebuilding Together Long Beach.

Madeline Johnson spoke regarding voting registration.

**CONSENT CALENDAR (7:27 PM)**

Passed The Consent Calendar

**A motion was made by Councilmember Neal, seconded by Councilmember Johnson, to approve Consent Calendar Items 4 - 13, except for Item 12. The motion carried by the following vote:**

**Yes:** 7 - Garcia, Lowenthal, Schipske, Andrews, Johnson, Austin and Neal

**Absent:** 2 - DeLong and O'Donnell

4. [12-0922](#) Recommendation to approve the minutes for the City Council meeting of Tuesday, October 9, 2012.  
**A motion was made to approve recommendation on the Consent Calendar.**
5. [12-0924](#) Recommendation to refer to City Attorney damage claims received between October 8, 2012 and October 15, 2012.  
**A motion was made to approve recommendation on the Consent Calendar.**
6. [12-0908](#) Recommendation to refer to Hearing Officer the business license

revocation appeal by John W. Mitchell, located at 1742 E. Broadway, Long Beach, CA 90802. (District 2)

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

7. [12-0909](#) Recommendation to adopt Specifications No. RFP FM12-041 and award a contract to Ken Porter Auctions, of Carson, CA (not an MBE, WBE, SBE or Local), for auctioneer services, for the 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.**

8. [12-0910](#) Recommendation to adopt resolution authorizing City Manager to execute a contract with Rotorcraft Support, Inc., of Van Nuys, CA (not an MBE, WBE, SBE or Local), for helicopter repair and maintenance services, in an amount not to exceed \$160,000. (Citywide)

**A motion was made to approve recommendation and adopt Resolution No. RES-12-0098 on the Consent Calendar.**

**Enactment No:** RES-12-0098

9. [12-0918](#) Recommendation to authorize City Manager to execute all necessary agreements with the State of California to receive \$150,000 in Assembly Bill 118 funds to implement the Alternative and Renewable Fuel and Vehicle Technology Program under the Regional Industry Clusters of Opportunity (RICO); execute an agreement with initiative partners in an amount totaling \$96,000; increase appropriations in the Community Development Grants Fund (SR 150) in the Department of Human Resources (HR) by \$150,000; and execute any needed subsequent amendments. (Citywide)

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

10. [12-0911](#) Recommendation to authorize City Manager to execute a permit with Star Party Cruises, Inc., dba Star Party Cruises, for the use of Berth 2 in Alamitos Bay to store vessels during the off-season from January 1 through November 30, and for the use of Berth 3 in Alamitos Bay to conduct holiday cruises from December 1 through December 31, for a term of five years. (District 3)

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

11. [12-0912](#) Recommendation to determine that the granting of Facility/Pipeline Permit No. P-243-12 to Crimson Pipeline, LP, will not be contrary to the public interest; and authorize City Manager to issue said permit in

accordance with Section 15.44.060 of the Long Beach Municipal Code.  
(District 7)

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

[see media](#)

12. [12-0921](#)

Recommendation to authorize City Manager to execute all documents necessary for the Fourth Amendment to Lease No. 23509 with BANCAP Marina Center, Inc., a California corporation, for City-leased property at 241-255 Marina Drive, known as the Alamitos Bay Marina Center.  
(District 3)

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

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

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

**Absent:** 2 - DeLong and Neal

13. [12-0925](#)

Recommendation to receive and file minutes for:  
Civil Service Commission - October 3, 2012.  
Planning Commission - September 20, 2012.

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

**REGULAR AGENDA (7:30 PM)**

[see media](#)

14. [12-0923](#)

Recommendation to, by motion of the City Council, request City Manager to provide a report to City Council during a City Council meeting within 30 days, on: (1) a status report about the ongoing efforts from the City of Long Beach to locate an alternate site for day treatment homeless facility, operated by Mental Health Association (MHA); (2) summary of the U.S. Army and U.S. Housing and Urban Development (HUD) action if the City of Long Beach chooses not to accommodate MHA on the one acre Health Department property; (3) a timeline of events scheduled for the next 12 months concerning the transfer of the property.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

Joe Sopo spoke.

Jack Scharple spoke.

Linda Sopo spoke.

Barbara Schuler spoke.

Alexis Morero spoke.

Councilwoman Schipske spoke.

Richard O'Leary spoke.

Councilman Austin spoke.

Councilmember O'Donnell spoke.

Councilwoman Schipske spoke.

**A motion was made by Councilwoman Schipske, seconded by Councilmember Johnson, that the report be received and filed. The motion carried by the following vote:**

**Yes:** 6 - Garcia, Schipske, Andrews, Johnson, Austin and Neal

**No:** 1 - O'Donnell

**Absent:** 2 - Lowenthal and DeLong

[see media](#)

15. [12-0933](#)

Recommendation to receive and file report on the actions taken at the Metropolitan Water District Board meeting held on October 9, 2012.

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

**Absent:** 1 - DeLong

[see media](#)

16. [12-0913](#)

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 Hunt Capital Partners, LLC, or its affiliates, Belwood Arms Apartments, in an amount not to exceed \$7,500,000. (District 9)

Councilmember Neal spoke.

**A motion was made by Councilmember Neal, seconded by Councilman Austin, to approve recommendation and adopt Resolution No. RES-12-0099. The motion carried by the following vote:**

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

**Absent:** 2 - Lowenthal and DeLong

**Enactment No:** RES-12-0099

[see media](#)

17. [12-0914](#)

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 Palm Desert Development Company, Ramona Park Senior Apartments, in an amount not to exceed \$13,500,000. (District 9)

**A motion was made by Councilmember Neal, seconded by Councilmember Johnson, to approve recommendation and adopt Resolution No. RES-12-0100. The motion carried by the following vote:**

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

**Absent:** 2 - Lowenthal and DeLong

**Enactment No:** RES-12-0100

[see media](#)

18. [12-0916](#)

Recommendation to adopt Specifications No. RFP AP12-024 and award a contract to ProDIGIQ, Inc., of Calabasas, CA (MBE, WBE and SBE), for a multi-user flight information display system, in an annual amount not to exceed \$198,000, for a period of four years, with the option to renew for two additional two-year periods. (District 5)

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

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

**Absent:** 2 - Lowenthal and DeLong

[see media](#)

19. [12-0915](#)

Recommendation to adopt Specifications No. PA-01812 and award contracts to Maneri Sign Co., Inc., of Gardena, CA (not an MBE, WBE, SBE or Local), Safeway Sign Company, of Adelanto, CA (not an MBE, WBE, SBE or Local), and Pacific Products and Services, Inc., of Highland, CA (not an MBE, WBE, SBE or Local), to furnish and deliver traffic and custom signs, poles and related supplies, in an annual amount not to exceed \$350,000, 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 by Councilwoman Schipske, seconded by Councilman Andrews, to approve recommendation. The motion carried by the following vote:**

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

**Absent:** 2 - Lowenthal and DeLong

[see media](#)

20. [12-0917](#)

Recommendation to adopt Specifications No. PA-02212 and award a contract to AW Associates, Inc., of Corona, CA (WBE; not an MBE, SBE or Local), for furnishing and delivering fuel site repair, maintenance and designated operator services, in an annual amount not to exceed \$180,000, for the 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 by Councilman Andrews, seconded by Councilwoman Schipske, to approve recommendation. The motion carried by the following vote:**

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

**Absent:** 2 - Lowenthal and DeLong

[see media](#)

21. [12-0920](#)

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

**A motion was made by Councilmember Neal, seconded by Councilman Austin, that the item be laid over to the City Council meeting of Tuesday, November 13, 2012. The motion carried by the following vote:**

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

**Absent:** 2 - Lowenthal and DeLong

### **NEW BUSINESS (8:21 PM)**

22. Affidavit of Service for the Special Meeting held Tuesday, October 23, 2012.

23. [12-0938](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, October 19, 2012.

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

24. [12-0939](#) eComments received for the City Council meeting of Tuesday, October 23, 2012.

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

### **ANNOUNCEMENTS (8:21 PM)**

Vice Mayor Garcia requested that the meeting be adjourned in memory of Charlie Ford.

Councilmember Neal made community announcements.

Councilman Andrews made community announcements.

Councilwoman Schipske made community announcements.

Councilmember O'Donnell made community announcements.

Councilmember Johnson made community announcements.

Councilman Austin made community announcements.

### **ADJOURNMENT (8:33 PM)**

At 8:33 P.M., Vice Mayor Garcia adjourned the meeting in memory of Charlie Ford and Sergeant Thomas R. MacPherson.

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