

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 & 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 for this meeting were considered in the order presented, except for Agenda Item No. 13, which was pulled from the Consent Calendar and considered after the Consent Calendar vote.

ROLL CALL (5:19 PM)

Councilmembers Garcia, S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews,
Present: Gabelich and Lerch

Councilmembers Reyes Uranga
Absent:

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Heather Mahood, Chief Assistant City Attorney; Mike Mais, Assistant City Attorney; Laura L. Doud, City Auditor; Larry Herrera, City Clerk; Nancy Muth, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Patrick O'Donnell, Councilmember, Fourth District.

Kathy Schofield, spcaLA, presented a feline.

Recognition of Latino Managers and Professional Organization and Black Managers Association Scholarship Recipients.

HEARINGS (5:29 PM)

[see media](#)

1. [09-0600](#) Recommendation to receive supporting documentation in the record, conclude the public hearing, and adopt resolution making certain findings; and authorize Executive Director to execute a Disposition and Development Agreement with Kathleen Irvine and the Long Beach Redevelopment Agency for development of residential property at 539 Daisy Avenue. (District 1)

Councilwoman Gabelich spoke.

Councilmember Garcia spoke.

Jim Dano spoke.

A motion was made by Councilmember Garcia, seconded by Councilmember S. Lowenthal, to approve recommendation and adopt Resolution No. RES-09-0060. The motion carried by the following vote:

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

Absent: 1 - Reyes Uranga

Enactment No: RES-09-0060

[see media](#)

2. [09-0601](#) Recommendation to receive supporting documentation in the record, conclude the public hearing, and adopt resolution making certain findings; and authorize Executive Director to execute a Disposition and Development Agreement with Maeva Aline and the Long Beach Redevelopment Agency for development of residential property at 543 Daisy Avenue. (District 1)

Councilmember Garcia spoke.

A motion was made by Councilmember Garcia, seconded by Councilmember S. Lowenthal, to approve recommendation and adopt Resolution No. RES-09-0061. The motion carried by the following vote:

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

Absent: 1 - Reyes Uranga

Enactment No: RES-09-0061

[see media](#)

3. [09-0132](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, and declare ordinance amending the Zoning

Regulations related to noticing of hearings read for the first time and laid over to the next regular meeting of the City Council for final reading.
(Citywide)

Councilwoman Schipske spoke.

Mike Mais, Assistant City Attorney, spoke.

Motion: Approve recommendation for a 750 foot noticing radius increase as stated in the ordinance, with an increase of the noticing requirement for institutional projects to a 1,000 foot radius.
Moved by Schipske, seconded by Gabelich.

Craig Beck, Director of Development Services, spoke.

Mike Mais, Assistant City Attorney, spoke.

Councilmember DeLong spoke.

Vice Mayor Lerch spoke.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Councilmember S. Lowenthal spoke.

Councilwoman Gabelich spoke.

Ben Rockwell spoke.

Joe Sopo spoke.

Councilmember S. Lowenthal requested that the vote be re-cast, as she had misunderstood the motion.

Mayor Foster restated the motion.

Councilwoman Gabelich restated her motion.

A substitute motion was made by Councilwoman Gabelich, seconded by Councilman Andrews, to approve recommendation for a 750 foot noticing radius increase as stated in the ordinance, with an increase of the noticing requirement for institutional and City projects to a 1,000 foot radius. The motion carried by the following vote:

Yes: 5 - Garcia, Schipske, Andrews, Gabelich and Lerch

No: 3 - S. Lowenthal, DeLong and O'Donnell

Absent: 1 - Reyes Uranga

PUBLIC COMMENT (6:09 PM)

John Deats spoke regarding proper conduct during City Council meetings.

Ben Rockwell spoke regarding pedestrian safety.

CONSENT CALENDAR (6:18 PM)

Passed The Consent Calendar

A motion was made by Councilman Andrews, seconded by Councilwoman Gabelich, to approve Consent Calendar Items, except for item 13. The motion carried by the following vote:

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

Absent: 1 - Reyes Uranga

4. [09-0593](#) Recommendation to receive and file travel report on League of California Cities 2009 Mayors and Council Members Executive Forum.
A motion was made to approve recommendation on the Consent Calendar.
5. [09-0602](#) 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 \$76,063.86 for the claim of Donald Hulse, in compliance with the Appeals Board Order.
A motion was made to approve recommendation on the Consent Calendar.
6. [09-0603](#) Recommendation to approve the City Council minutes for the meeting held Tuesday, June 2, 2009.
A motion was made to approve recommendation on the Consent Calendar.
7. [09-0604](#) Recommendation to refer to City Attorney damage claims received between June 1, 2009 and June 8, 2009.
A motion was made to approve recommendation on the Consent Calendar.

8. [09-0605](#) Recommendation to authorize City Manager, or designee, to execute an agreement and all relevant amendments, between the City of Long Beach and the State of California Department of Public Health to provide Sexually Transmitted Disease Prevention and Control Program services in the amount of \$42,298 for the period of July 1, 2009 through June 30, 2011. (Citywide)

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

9. [09-0606](#) Recommendation to authorize City Manager, or designee, to execute all necessary agreements and any subsequent amendments that change the terms or increase grant amounts with the Los Angeles Homeless Services Authority for the Single Allocation Program in the amount of \$129,668 for a period of one year. (Citywide)

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

10. [09-0607](#) Recommendation to authorize City Manager to execute an agreement with Marsh USA, Inc. in an amount not to exceed \$50,000 to provide casualty brokerage services for excess liability, excess workers' compensation, and other miscellaneous liability policies for three years; and authorize City Manager to extend the agreement for two additional, one-year periods as appropriate. (Citywide)

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

11. [09-0608](#) Recommendation to receive and file the application of JCM Holdings Incorporated, dba Bixby Knoll Liquor, for a person-to-person transfer of an Alcoholic Beverage Control License, at 4507-09 Orange Avenue, with existing conditions. (District 8)

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

12. [09-0609](#) Recommendation to receive and file the application of Tower Liquor #1 Incorporated, dba Tower Liquor, for a person-to-person transfer of an Alcoholic Beverage Control License, at 4100 Atlantic Avenue, with existing conditions. (District 8)

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

[see media](#)

13. [09-0610](#) Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Sushi Saurus restaurant located at 5260 East Second Street. (District 3)

A motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to approve recommendation, with the hours of operation being limited to 10:00 a.m. to 10:00 p.m. The motion carried by the following vote:

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

Absent: 1 - Reyes Uranga

14. [09-0615](#) Recommendation to receive and file minutes for:
Water Commission - April 23 and May 7, 2009.

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

REGULAR AGENDA (6:19 PM)

[see media](#)

15. [09-0616](#) Recommendation to request Mayor and City Council to receive and file a report on the 2009 Community Baby Shower.

Councilwoman Schipske spoke.

Michael Johnson, Acting Director of Long Beach Cares, spoke.

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

Yes: 6 - Garcia, S. Lowenthal, DeLong, Schipske, Gabelich and Lerch

Absent: 3 - O'Donnell, Andrews and Reyes Uranga

[see media](#)

16. [09-0611](#) Recommendation to adopt Specifications No. PA-01009 and award contract to Applied LNG Technologies USA, LLC, for the purchase of liquefied natural gas fuel in the annual estimated contract amount up to \$1,000,000, for a period of one year, with the option of renewing for two additional one-year periods, at the discretion of the City Manager.
(Citywide)

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

Yes: 5 - S. Lowenthal, DeLong, Schipske, Gabelich and Lerch

Absent: 4 - Garcia, O'Donnell, Andrews and Reyes Uranga

[see media](#)

17. [09-0612](#) Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Ukas Big Saver Foods Incorporated, dba Big Saver Foods, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control License, at 1313 East Artesia Boulevard, with conditions. (District 9)

A motion was made by Vice Mayor Lerch, seconded by Councilwoman Gabelich, to approve recommendation, with conditions. The motion carried by the following vote:

Yes: 6 - S. Lowenthal, DeLong, Schipske, Andrews, Gabelich and Lerch

Absent: 3 - Garcia, O'Donnell and Reyes Uranga

NEW BUSINESS (6:26 PM)

18. 09-0643 Recommendation to receive and file a report on travel to Providence, Rhode Island to participate for the United States Conference of Mayors, June 10 - 15, 2009.

Mayor Foster 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 - S. Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Gabelich and Lerch

Absent: 2 - Garcia and Reyes Uranga

19. Affidavit of Service for the special meeting held Tuesday, June 16, 2009.

ANNOUNCEMENTS (6:27 PM)

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

Councilman Andrews made community announcements.

Councilwoman Gabelich made community announcements.

Vice Mayor Lerch made community announcements.

PUBLIC (6:32 PM)

Matt DeOtto spoke.

ADJOURNMENT (6:34 PM)

At 6:34 PM, Mayor Foster adjourned the meeting in memory of Charles Wynn.

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