

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



Gerrie Schipske, 5th District
Dee Andrews, 6th District
James Johnson, 7th District
Rae Gabelich, 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 & MINUTES

ROLL CALL (5:03 PM)

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

Councilmembers Gabelich and Neal
Absent:

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, with the exception of Agenda Item No. 4, which was considered following the Consent Calendar vote; Agenda Item Nos. 21 and 26, which were considered following Agenda Item No. 15.

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Heather Mahood, Chief Assistant City Attorney; Laura L. Doud, City Auditor; Larry Herrera, City Clerk; Allison Bunma, City Clerk Analyst.

Vice Mayor Lowenthal presiding.

Invocation: Moment of Silence.

Flag Salute: Robert Garcia, Councilmember, First District.

Vice Mayor Lowenthal announced that Councilwoman Gabelich and Councilmember Neal would not be in attendance.

Julie Pruitt, spcaLA, presented a canine.

Proclamation for Denim Day.

Sharon Wee spoke.

Vice Mayor Lowenthal spoke.

Councilmember Johnson spoke.

Presentation for Autism Awareness Month.

Councilmember O'Donnell spoke.

Mike Murray spoke.

Councilman Andrews spoke.

Councilmember Garcia spoke.

[11-0391](#) Presentation from the Long Beach-Qingdao Association.

Mary Barton spoke and submitted a brochure.

This Handout was received and filed.

PUBLIC COMMENT (5:26 PM)

[11-0392](#) Bernice Banares spoke regarding proposed railyard expansion and submitted correspondence.

This Handout was received and filed.

Councilmember Johnson spoke.

Vice Mayor Lowenthal spoke.

Councilmember Garcia spoke.

Kathy Ryan spoke regarding reopening the March 1 pension discussion.

Patrick West, City Manager, spoke.

Heather Mahood, Chief Assistant City Attorney, spoke.

Larry Goodhue spoke regarding various items.

[11-0393](#) Debra Ashby spoke regarding Clean Air Awards, Lawnmower Exchange Program and Zero Emission Technology Forum; and submitted

brochures.

This Handout was received and filed.

Constance Smith spoke regarding Neighborhood Stabilization Program 2.

Patrick West, City Manager, spoke.

Dawn Del Bello spoke regarding Children's Day USA.

Morgan Wyenn spoke regarding Intermodal Container Transfer Facility (ICTF) expansion.

Luis Cabrales spoke regarding Southern California International Gateway (SCIG) and Intermodal Container Transfer Facility (ICTF).

Summer Hansen spoke regarding Children's Day USA.

CONSENT CALENDAR (5:56 PM)

Passed The Consent Calendar

A motion was made by Councilmember O'Donnell, seconded by Councilman Andrews, to approve Consent Calendar Items 1 - 11, except for Item 4. The motion carried by the following vote:

Yes: 6 - Garcia, Lowenthal, DeLong, O'Donnell, Andrews and Johnson

Absent: 3 - Schipske, Gabelich and Neal

1. [11-0345](#) Recommendation to approve the minutes for the City Council Study Session held Tuesday, March 29, 2011.
A motion was made to approve recommendation on the Consent Calendar.
2. [11-0346](#) Recommendation to refer to City Attorney damage claims received between March 28, 2011 and April 4, 2011.
A motion was made to approve recommendation on the Consent Calendar.
3. [11-0326](#) Recommendation to adopt Specifications No. PA-00611 and award a contract to American Reprographics Company, of Los Angeles, CA (not an MBE, WBE, or SBE), for furnishing and delivering blueprinting and reprographic services in an amount not to exceed \$174,000, 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 to approve recommendation on the Consent Calendar.

[see media](#)

4. [11-0305](#) Recommendation to receive and file Separately Issued Financial Statements for the Harbor Department, Redevelopment Agency, and Long Beach Transit for the Fiscal Year ended September 30, 2010. (Citywide)

Councilmember Johnson spoke.

Heather Mahood, Chief Assistant City Attorney, spoke.

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

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

Absent: 2 - Gabelich and Neal

5. [11-0327](#) Recommendation to authorize City Manager to renew the agreements (MOU's) with the California Department of Justice and U.S. Customs and Border Protection for a period of one year, with an option to renew for two additional years with City Manager approval, to continue their contracts for law enforcement incineration of controlled substances at the Southeast Resource Recovery Facility (SERRF). (District 2)

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

6. [11-0328](#) Recommendation to adopt resolution ordering the summary vacation of portions of Second Street and Naples Plaza adjacent to 5855 Naples Plaza. (District 3)

A motion was made to approve recommendation and adopt Resolution No. RES-11-0046 on the Consent Calendar.

Enactment No: RES-11-0046

7. [11-0329](#) Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Dale's Diner located at 4339 East Carson Street. (District 5)

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

8. [11-0330](#) Recommendation to request City Manager, or designee, to accept an easement for sidewalk purposes and authorize payment in the amount of \$2,645 to the State of California for the easement. (District 5)

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

9. [11-0332](#) Recommendation to authorize City Manager to execute a contract extension with Leonardo Technologies, Inc. (LTI), for an additional program year and accept funds from LTI in the amount of \$22,500, to be used for promoting the U.S. Department of Energy's Clean Cities Program (Program) during the extended Program year ending October 31, 2011, execute all related documents; and increase appropriations in the Fleet Fund (IS 386) in the Department of Public Works (PW) by \$22,500. (Citywide)

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

10. [11-0334](#) Recommendation to authorize City Manager to execute all necessary documents and any subsequent amendments with the South Coast Air Quality Management District (SCAQMD), to accept grant funds in an aggregate of \$37,500 to fund staff assistance with the Heavy-Duty Natural Gas Drayage Truck Replacement Outreach and Education Program; and increase appropriations in the Fleet Fund (IS 386) in the Department of Public Works (PW) by \$37,500. (Citywide)

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

11. [11-0344](#) Recommendation to receive and file minutes for:
Civil Service Commission - March 23, 2011.
Water Commission - March 10, 2011.

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

UNFINISHED BUSINESS (6:00 PM)

[see media](#)

23. [11-0312](#) Recommendation to adopt resolution approving the proposed Fiscal Year 2010-2011 Harbor Department salary resolution. (Citywide)

Councilmember Johnson spoke.

Christine Checél, Deputy City Attorney, spoke.

Kathy Ryan spoke.

Crystal Ingram spoke.

Councilmember Garcia spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember Johnson, to approve recommendation and adopt Resolution No. RES-11-0047. The motion carried by the following vote:

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

Absent: 2 - Gabelich and Neal

Enactment No: RES-11-0047

[see media](#)

24. [11-0313](#)

Recommendation to adopt amended salary resolution for Fiscal Year 2011. (Citywide)

A motion was made by Councilmember O'Donnell, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-11-0048. The motion carried by the following vote:

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

Absent: 2 - Gabelich and Neal

Enactment No: RES-11-0048

[see media](#)

25. [11-0316](#)

Recommendation to adopt resolution which amends the resolution approving the compensation fixed by the Board of Water Commissioners of the City for officers and employees in the Water Department. (Citywide)

A motion was made by Councilman Andrews, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-11-0049. The motion carried by the following vote:

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

Absent: 2 - Gabelich and Neal

Enactment No: RES-11-0049

REGULAR AGENDA (6:10 PM)

[see media](#)

12. [11-0348](#)

Recommendation to refer the matter to the Planning Commission and Planning staff for a study and recommendation related to amending

Chapter 21.41 of the Long Beach Municipal Code in order to facilitate the use of automated parking in the City.

Councilwoman Schipske spoke.

Vice Mayor Lowenthal spoke.

Christopher Allen spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember Garcia, to approve recommendation to refer the matter to Planning staff for a study and recommendation related to amending Chapter 21.41 of the Long Beach Municipal Code in order to facilitate the use of automated parking in the City. The motion carried by the following vote:

Yes: 6 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske and Andrews

Absent: 3 - Johnson, Gabelich and Neal

[see media](#)

13. [11-0349](#)

Recommendation to respectfully request City Manager to work with appropriate staff to present an oral report on the City's coordinated traffic and law enforcement preparations in anticipation of the West County Connector project's 7th Street Connector closure.

Patrick West, City Manager, spoke.

Councilmember O'Donnell spoke.

Kenneth Oh, Orange County Transportation Authority (OCTA) representative, spoke and presented a PowerPoint presentation.

David Roseman, City Traffic Engineer, continued with the PowerPoint presentation.

Robert Luna, Deputy Chief, continued with the PowerPoint presentation.

Councilmember O'Donnell spoke.

Councilwoman Schipske spoke.

Vice Mayor Lowenthal spoke.

Alex Crawford spoke.

Dennis Dunn spoke.

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

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

Absent: 2 - Gabelich and Neal

[see media](#)

14. [11-0350](#)

Recommendation to respectfully request City Manager to develop a recommendation to the City Attorney for a draft of an ordinance for permitting businesses to operate mobile food vending vehicles in the City of Long Beach; and

Respectfully request Planning Commission to undertake a study on the land use and zoning issues regarding amending Long Beach Municipal Code Section 21.53.106 to allow mobile food trucks to operate beyond construction sites, and within six (6) months recommend to the City Council regulations and conditions that should be required for any such business license, permit or other entitlement.

Councilmember O'Donnell spoke.

Councilwoman Schipske spoke.

Councilmember Garcia spoke.

Councilman Andrews spoke.

Jacqueline Larson spoke.

Matthew Gellers spoke.

Larry Goodhue spoke.

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

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

Absent: 2 - Gabelich and Neal

[see media](#)

15. [11-0347](#)

Recommendation to receive and file report titled "Review of the Viability of Alamitos Bay Marina Rehabilitation Project" (Rebuild Project); and

request City Management to review the recommendations, develop strategies for implementation, and update the City Council and City Auditor as to the status of the Rebuild Project within six months from the date of receipt and filing of this report.

Laura Doud, City Auditor, spoke.

Councilmember O'Donnell spoke.

George Chapjian, Director of Parks, Recreation and Marine, spoke.

Mark Sandoval, Marine Bureau Manager, spoke.

Councilmember Johnson spoke.

David Nakamoto, Acting Financial Management, spoke.

Laura Doud, City Auditor, spoke.

Mike Lesner spoke.

Larry Goodhue spoke.

Bud Lorbeer spoke.

John Calves spoke.

Jon Nahhas spoke and submitted correspondence.

Councilmember DeLong spoke.

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

Yes: 6 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske and Johnson

Absent: 3 - Andrews, Gabelich and Neal

[see media](#)

16. [11-0336](#)

Recommendation to adopt Specifications No. PA-00511 and award a contract to West Coast Sand & Gravel, Inc., of Buena Park, CA (not an MBE, WBE, SBE, or Local) for furnishing and delivering sand and gravel, in the annual amount not to exceed \$550,000, for a one-year term with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

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

Yes: 6 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske and Johnson

Absent: 3 - Andrews, Gabelich and Neal

[see media](#)

17. [11-0337](#)

Recommendation to adopt Specifications No. PA-00811-B and award a contract to Tri-Pacific Supply, Inc., of Rocklin, CA (not an MBE, WBE, SBE, or Local) for furnishing and delivering domestic gas meters, in an annual amount not to exceed \$500,000, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

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

Yes: 6 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske and Johnson

Absent: 3 - Andrews, Gabelich and Neal

[see media](#)

18. [11-0339](#)

Recommendation to adopt resolution authorizing City Manager to execute all necessary documents with Allen Instruments and Supplies for the sole source purchase of five portable Trimble R8 GNSS Receivers, hardware and related software for subsidence monitoring activity at a cost of \$161,048, plus \$25,000 for any equipment repair, if necessary and if funds are available, over the next five years. (Citywide)

A motion was made by Councilmember Garcia, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-11-0050. The motion carried by the following vote:

Yes: 6 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske and Johnson

Absent: 3 - Andrews, Gabelich and Neal

Enactment No: RES-11-0050

[see media](#)

19. [11-0340](#)

Recommendation to authorize City Manager to accept a total of \$2,922,465 in grant funds, awarded by California State Parks through the Statewide Park Development and Community Revitalization Program of 2008, for the construction of a new community center and community

garden at Orizaba Park, and for the development of a new mini park at 851 Orange Avenue; increase appropriations by \$2,922,465 in the Capital Projects Fund (CP) in the Department of Parks, Recreation and Marine (PR); and execute any documents necessary for the administration of the projects. (Districts 1,4)

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

Yes: 6 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske and Johnson

Absent: 3 - Andrews, Gabelich and Neal

[see media](#)

20. [11-0341](#)

Recommendation to authorize City Manager to accept the following grant funds for the DeForest Wetlands project: \$1 million from the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy, and \$2.5 million from the California Resources Agency River Parkways Grant Program; increase appropriations in the Capital Projects Fund (CP) in the Department of Public Works (PW) by \$3.5 million; and execute any documents necessary for the administration of the projects. (Districts 8,9)

Councilmember O'Donnell spoke.

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

Yes: 6 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske and Johnson

Absent: 3 - Andrews, Gabelich and Neal

[see media](#)

21. [11-0342](#)

Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Sophia Lorraine Sandoval, dba 4th Street Vine, for a premise-to-premise transfer of an Alcoholic Beverage Control License, at 2142 East 4th Street, with conditions. (District 2)

Vice Mayor Lowenthal spoke.

Suzanne Frick, Assistant City Attorney, spoke.

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

Yes: 6 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske and Johnson

Absent: 3 - Andrews, Gabelich and Neal

[see media](#)

22. [11-0343](#)

Recommendation to adopt Plans and Specifications No. R-6222 for Appian Way between Park Avenue and Nieto Avenue, and Nieto Avenue between Appian Way and Colorado Street project, award the project to and authorize City Manager to execute the contract with Palp, Inc., dba Excel Paving Company, in the amount of \$596,252, plus a 15 percent contingency amount of \$89,438, if necessary, for a total amount of \$685,690, and any necessary amendments thereto except for an increase in the total authorization. (District 3)

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

Yes: 6 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske and Johnson

Absent: 3 - Andrews, Gabelich and Neal

ORDINANCE (7:39 PM)

[see media](#)

26. [11-0387](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code relating to limitations on the number and location of smoking lounges permitted to operate in the City of Long Beach read the first time and laid over to the next regular meeting of the City Council for final reading.

Councilmember O'Donnell spoke.

Councilmember DeLong spoke.

Councilmember Garcia spoke.

Councilmember Johnson spoke.

A motion was made by Councilmember DeLong, seconded by Vice Mayor 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: 6 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske and Johnson

Absent: 3 - Andrews, Gabelich and Neal

Enactment No: ORD-11-0008

NEW BUSINESS (7:51 PM)

27. [11-0385](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, April 8, 2011.

This Agenda Item was received and filed.

ANNOUNCEMENTS (7:53 PM)

Councilmember O'Donnell made community announcements.

Councilmember Johnson made community announcements.

Vice Mayor Lowenthal made community announcements.

Councilmember Garcia made community announcements.

ADJOURNMENT (7:58 PM)

At 7:58 PM, Vice Mayor Lowenthal adjourned the meeting.

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