



CITY OF LONG BEACH

OFFICE OF THE CITY CLERK

C-3

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December 6, 2016

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the minutes for the City Council meeting of Tuesday, November 15, 2016.

DISCUSSION

The Legistar minutes for the City Council meeting of Tuesday, November 15, 2016 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 Office of the City Clerk 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, appearing to read "Lydia Lee".

LYDIA LEE
ASSISTANT CITY CLERK

Prepared by: Pablo Rubio

LL:pr
Attachment

Lena Gonzalez, 1st District
Jeannine Pearce, 2nd District
Suzie A. Price, 3rd District
Daryl Supernaw, 4th District



Stacy Mungo, 5th District
Dee Andrews, 6th District
Roberto Uranga, 7th District
Al Austin, 8th District
Rex Richardson, Vice Mayor, 9th District

Patrick H. West, City Manager
Maria de la Luz Garcia, City Clerk

Dr. Robert Garcia, Mayor

Charles Parkin, City Attorney

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, except for Agenda Item Nos. 11 and 10 which were considered before Agenda Item No. 9.

ROLL CALL (5:11 PM)

Councilmembers Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and

Present: Richardson

Councilmembers Gonzalez

Absent:

Also present: Patrick West, City Manager; Tom Modica, Assistant City Manager; Michael Mais, Assistant City Attorney; Maria de la Luz Garcia, City Clerk; Pablo Rubio, City Clerk Specialist.

Mayor Garcia presiding.

Invocation: Moment of Silence.

spcaLA, presented a feline.

Pledge of Allegiance: Daryl Supernaw, Councilmember, Fourth District.

Mayor Garcia announced that Councilwoman Gonzalez would be absent; and congratulated Daniel Brezenoff, Mayor's Deputy Chief of Staff, for his service to the City of Long Beach.

Daniel Brezenoff, Mayor's Deputy Chief of Staff, spoke.

HEARINGS (5:13 PM)

1. 16-1001 Recommendation to receive supporting documentation into the record, conclude the public hearing, and declare ordinance amending Sections 21.41.216 (Table 41-1C) and 21.45.114 of Title 21 (Zoning) of the Long Beach Municipal Code, relating to Alcoholic Beverage Manufacturing and accessory tasting rooms read for the first time and laid over to the next regular meeting of the City Council for final reading;

Tom Modica, Assistant City Manager, spoke.

Kellyn Carlson spoke.

Belinda Delgadillo spoke.

Dan Regan spoke.

Councilwoman Price spoke.

Vice Mayor Richardson spoke.

Councilmember Pearce spoke.

Mayor Garcia spoke.

A motion was made by Councilwoman Price, seconded by Vice Mayor Richardson, 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 - Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

Enactment No: ORD-16-0025

16-1002 Adopt resolution directing the Director of Development Services to submit a request to the California Coastal Commission to certify an amendment to the implementing ordinances portion of the Certified Local Coastal Program; and

Accept Categorical Exemption CE-16-236. (Citywide)

A motion was made by Councilwoman Price, seconded by Vice Mayor Richardson, to approve recommendation and adopt Resolution No. RES-16-0110. The motion carried by the following vote:

Yes: 8 - Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

Enactment No: RES-16-0110

2. 16-1003 Recommendation to receive supporting documentation into the record, conclude the public hearing, and declare ordinance adopting and amending the 2016 Edition of the California Building Standards Code and the 1997 Edition of the Uniform Housing Code by amending and restating Title 18 of the Long Beach Municipal Code in its entirety read for the first time and laid over to the next regular meeting of the City Council for final reading;

Tom Modica, Assistant City Manager, spoke.

Councilmember Pearce spoke.

A motion was made by Vice Mayor Richardson, seconded by Councilwoman Price, 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 - Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

Enactment No: ORD-16-0026

16-1004 Declare ordinance amending and restating Title 12, related to Long Beach Oil Code, of the Long Beach Municipal Code in its entirety read for the first time and laid over to the next regular meeting of the City Council for final reading;

A motion was made by Vice Mayor Richardson, seconded by Councilmember Uranga, 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 - Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

Enactment No: ORD-16-0027

16-1005 Declare ordinance amending Sections 3.90.020.A, 8.76.010.N, 8.76.210.E, 10.46.100, 21.15.330, 21.15.740, 21.15.750, 21.15.2250, 21.21.406.A, 21.31.220.B.4, and amending and restating Chapter 21.42; and adding Sections 21.15.025 and 21.41.232 of the Long Beach Municipal Code read for the first time and laid over to the next regular meeting of the City Council for final reading;

A motion was made by Vice Mayor Richardson, seconded by Councilmember Uranga, 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 - Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

Enactment No: ORD-16-0028

16-1006 Adopt resolution making express findings and determinations relating to the adoption of more restrictive code provisions where appropriate;

A motion was made by Vice Mayor Richardson, seconded by Councilmember Uranga, to approve recommendation and adopt Resolution No. RES-16-0111. The motion carried by the following vote:

Yes: 8 - Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

Enactment No: RES-16-0111

16-1007

Adopt resolution authorizing the Director of Development Services to submit a Zoning Code Amendment and Local Coastal Program Amendment (Application 1608-24) to the California Coastal Commission for approval; and

Accept Categorical Exemptions CE-16-211 and CE-16-224. (Citywide)

A motion was made by Councilmember Uranga, seconded by Vice Mayor Richardson, to approve recommendation and adopt Resolution No. RES-16-0112. The motion carried by the following vote:

Yes: 8 - Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 1 - Gonzalez

Enactment No: RES-16-0112

PUBLIC COMMENT (5:38 PM)

Larry Goodhue spoke regarding various issues.

Alex Bellenger spoke regarding a CSU tuition increase.

Danielle Carancho spoke regarding a CSU tuition increase.

Hilda Jurado spoke regarding a CSU tuition increase.

Councilwoman Price spoke.

Steve Updike spoke regarding justice.

Linda Serrafin spoke regarding recycling.

Patricia Chen spoke regarding recycling.

Karen Reside spoke regarding recycling.

Mayor Garcia spoke.

16-1052 Shirley Broussard spoke regarding Thanksgiving; and provided a handout.

This Handout was received and filed.

Ann Cantrell spoke regarding the use of Roundup in parks and schools.

CONSENT CALENDAR (5:28 PM)

Passed the Consent Calendar.

Ann Cantrell spoke regarding Item No. 7.

Kurt Schneider spoke regarding Item No. 7.

Larry Goodhue spoke regarding Item No. 7.

Shirley Broussard spoke regarding Item No. 7.

A motion was made by Councilmember Uranga, seconded by Vice Mayor Richardson, to approve Consent Calendar Items 3 - 8. The motion carried by the following vote:

Yes: 7 - Pearce, Price, Supernaw, Andrews, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Mungo

3. 16-1016 Recommendation to use City Auditor Department budget savings from FY16, increase appropriations in the General Fund (GP) in the City Auditor Department by \$98,000.

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

4. 16-1008 Recommendation to approve the minutes for the City Council meeting of Tuesday, November 1, 2016.

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

5. 16-1009 Recommendation to refer to City Attorney damage claims received between October 24, 2016 and November 7, 2016.

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

6. 16-1010 Recommendation to authorize City Manager, or designee, to execute a Facility Use Permit (Permit) at the Central Facility Center with The Jenni Rivera Love Foundation, for a period of five years, with the option of extending the Permit annually upon a determination by the City that the permittee has fully complied with the terms and conditions of the Permit and is otherwise in good standing with the City; and

Increase appropriations in the General Fund (GP 100) in the Health and Human Services Department (HE) in the amount of \$1,200.
(District 6)

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

7. 16-1013 Recommendation to adopt Resolution of Intention to vacate the Belmont Drive alley located adjacent to 4100 East Ocean Boulevard, between Ocean Boulevard and Olympic Plaza Drive; set the date of Tuesday, December 13, 2016 at 5:00 p.m. for the public hearing on the vacation;

and

Accept Categorical Exemption 16-022. (District 3)

A motion was made to approve recommendation and adopt Resolution No. RES-16-0113 on the Consent Calendar.

Enactment No: RES-16-0113

8. 16-1014 Recommendation to receive and file minutes for:
Civil Service Commission - October 19, 2016.

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

REGULAR AGENDA (6:06 PM)

9. 16-1017 Recommendation to increase appropriations in the General Fund (GF) in the Legislative Department (LD) by \$11,364, offset by the Sixth Council District FY 15 office budget surplus to be used for printing, mailing and outreach efforts; and

Approve the transfer of the Sixth Council District's one-time infrastructure funds from the Capital Projects Fund (CP) in the Public Works Department (PW) in the amount of \$140,000 to support staff and related costs dedicated to community improvement and community engagement in the Sixth Council District for a two-year period (FY 17 and FY 18); and increase appropriations in the Community Development Grants Fund (SR 150) in the Economic and Property Development Department (EP) by \$140,000. (District 6)

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

Yes: 7 - Pearce, Price, Supernaw, Mungo, Andrews, Austin and Richardson

Absent: 2 - Gonzalez and Uranga

10. 16-0985 Recommendation to request City Attorney to draft resolution in support of Humanitarian Parole for Jose Luis Alvarez Sandoval, Department of Homeland Security Case No. A 92 812 968.

Councilmember Uranga spoke.

Councilmember Pearce spoke.

Vice Mayor Richardson spoke.

Irantzu Pujadas, Field Representative, Office of Congressman Alan Lowenthal, spoke.

Susanna Alvarez spoke.

Victor Alvarez spoke.

Andrea Donado spoke.

Maria Reyes spoke.

Elena Mencia spoke.

Maribel Cruz spoke.

Tanuoma'aleu Ah You spoke.

Juan Ovalle spoke.

Unidentified woman spoke.

Alexis Nava Teodoro spoke.

Luis Flores spoke.

Ester Devalle spoke.

Alex Bellenger spoke.

Hilda Jurado spoke.

Unidentified man spoke.

Sylvia McGill spoke.

Andrew Guy spoke.

Alicia Morales spoke.

Larry Goodhue spoke.

Councilwoman Price spoke.

Councilmember Uranga spoke.

Councilmember Pearce spoke.

Michael Mais, Assistant City Attorney, spoke.

Tom Modica, Assistant City Manager, spoke.

Mayor Garcia spoke.

Councilmember Supernaw spoke.

Mayor Garcia spoke.

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

Yes: 5 - Pearce, Andrews, Uranga, Austin and Richardson

No: 3 - Price, Supernaw and Mungo

Absent: 1 - Gonzalez

11. 16-1019

Recommendation to refer to the Parks and Recreation Commission and the Housing and Neighborhoods Committee the request for a recommendation to name the park at Del Amo Boulevard and Oregon Avenue, and to request them to consider naming it after C. David Molina.

Councilman Austin spoke.

Councilmember Uranga spoke.

Councilwoman Mungo spoke.

Councilman Andrews spoke.

Councilmember Pearce spoke.

Councilwoman Price spoke.

Councilman Andrews spoke.

Vice Mayor Richardson spoke.

Janet Molina Watt spoke.

Rita Cox spoke.

Carol Shaw spoke.

Ann Cantrell spoke.

Councilman Austin spoke.

A motion was made by Councilman Austin, seconded by Councilmember Uranga, to approve recommendation and refer to the Parks and Recreation Commission. The motion carried by the following vote:

Yes: 7 - Pearce, Price, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Supernaw

A motion was made by Councilman Austin, seconded by Councilmember Uranga, to approve recommendation and refer to the Housing and Neighborhoods Committee. The motion carried by the following vote:

Yes: 7 - Pearce, Price, Mungo, Andrews, Uranga, Austin and Richardson

Absent: 2 - Gonzalez and Supernaw

12. 16-1011 Recommendation to authorize City Manager, or designee, to execute an agreement and any subsequent amendments, with the State of California Department of Health Care Services, to continue the Child Health and Disability Prevention Program, in an amount not to exceed \$594,677, for the period of July 1, 2016 through June 30, 2017. (Citywide)

A motion was made by Vice Mayor Richardson, seconded by Councilman Andrews, to approve recommendation. The motion carried by the following vote:

Yes: 7 - Pearce, Price, Supernaw, Mungo, Andrews, Austin and Richardson

Absent: 2 - Gonzalez and Uranga

13. 16-1012 Recommendation to adopt Specification No. ITB HE16-111 and award contracts to Performance Abatement Services, Inc., of Fullerton, CA; Vizion's West, Inc., of Menifee, CA; and Watson Painting Corporation, of Riverside, CA, for providing lead-based paint removal and mitigation services, in an annual aggregate amount not to exceed \$600,000, for a period of two years, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

A motion was made by Vice Mayor Richardson, seconded by Councilman Andrews, to approve recommendation. The motion carried by the following vote:

Yes: 7 - Pearce, Price, Supernaw, Mungo, Andrews, Austin and Richardson

Absent: 2 - Gonzalez and Uranga

14. 16-1015 Recommendation to find that excavations are immediately required for the general health, safety, and welfare of the City and cannot be delayed; that alternatives to excavating, such as alternative routing, boring or excavation of the parkway, are not possible; and approve a discretionary permit to excavate on 61st Street, between Linden Avenue and Atlantic Avenue, a street that has been resurfaced within

the previous 60 months, in accordance with Section 14.08.060 of the Long Beach Municipal Code. (District 9)

A motion was made by Vice Mayor Richardson, seconded by Councilman Andrews, to approve recommendation. The motion carried by the following vote:

Yes: 7 - Pearce, Price, Supernaw, Mungo, Andrews, Austin and Richardson

Absent: 2 - Gonzalez and Uranga

ORDINANCE (7:39 PM)

- 15. 16-0996** Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsection 1.24.150.B relating to time limits on challenges to ballot materials for primary and special elections read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

A motion was made by Councilman Andrews, seconded by Vice Mayor Richardson, to approve recommendation and adopt Ordinance No. ORD-16-0024. The motion carried by the following vote:

Yes: 7 - Pearce, Price, Supernaw, Mungo, Andrews, Austin and Richardson

Absent: 2 - Gonzalez and Uranga

Enactment No: ORD-16-0024

NEW BUSINESS (7:40 PM)

- 16. 16-1018** Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, November 11, 2016.

This Agenda Item was received and filed.

17. 16-1046 eComments received for the City Council meeting of Tuesday, November 15, 2016.

This Agenda Item was received and filed.

PUBLIC COMMENT (7:40 PM)

James Davidson spoke regarding financial fraud.

Juan Ovalle spoke regarding Immigration and Customs Enforcement.

Robert Mirshafiee spoke regarding the Long Beach Police.

- 16-1047 Jessica Alvarenga spoke regarding the Pacific Merchant Shipping Association; and provided a handout.

This Handout was received and filed.

Unidentified man spoke regarding human rights.

ANNOUNCEMENTS (7:50 PM)

Councilman Andrews made community announcements.

Vice Mayor Richardson made community announcements.

Councilman Austin made community announcements.

Councilmember Pearce made community announcements.

Councilwoman Price made community announcements.

Councilmember Supernaw made community announcements.

ADJOURNMENT (7:55 PM)

At 7:55 PM, Mayor Garcia adjourned the meeting.

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NOTE:

If written language translation of the City Council agenda and minutes for non-English speaking persons is desired, please make your request by phone to the Office of the City Clerk at (562) 570-6101, 72 business hours prior to the City Council meeting.

Kung humihiling ng nakasulat na pagsasalin ng wika ng agenda at minutes ng Konseho ng Lungsod para sa mga taong hindi nagsasalita ng Ingles, mangyaring humiling sa pamamagitan ng telepono sa Opisina ng Clerk ng Lungsod sa (562) 570-6101, 72 oras bago isagawa ang pulong ng Konseho ng Lungsod.

Si desea obtener la traducción escrita en otro idioma de la agenda y las actas del ayuntamiento de la ciudad para las personas que no hablan inglés, haga su solicitud por teléfono a la oficina del secretario municipal al (562) 570-6101, 72 horas hábiles antes de la reunión del ayuntamiento de la ciudad.

បើមានការចង់បាននូវការបកប្រែភាសាដទៃ សារកម្មវិធី និងកំណត់ហេតុប្រជុំក្រុមប្រឹក្សាសម្រាប់អ្នកមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើការស្នើសុំទៅកាន់ស្នើសុំនៃសាលាក្រុងតាមទូរសព្ទដែលមានលេខ (562) 570-6101 រយៈពេល 72 ម៉ោងធ្វើការនៅមុនពេលប្រជុំនៃក្រុមប្រឹក្សាក្រុង។