

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 were considered in the order presented.

ROLL CALL (5:08 PM)

Councilmembers Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews,
Present: Reyes Uranga and Lerch

Councilmembers Gabelich
Absent:

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

Vice Mayor Lerch presiding.

Invocation: Moment of Silence.

Flag Salute: Tonia Reyes Uranga, Councilmember, Seventh District.

Vice Mayor Lerch announced that Agenda Item No. 17 had been withdrawn.

Presentation of Certificate from Institute of Transportation Engineers.

Celebration of the 20th Anniversary of the Americans With Disabilities Act and recognition of Flora Eastman.

The Long Beach Housing Development Company Affordable Housing Week.

Patrick West, City Manager, spoke.

Councilman Andrews spoke.

Councilmember Garcia spoke.

Recognition ceremony for Tonia Reyes Uranga, Councilmember, Seventh District.

Vice Mayor Lerch spoke.

Warren Furutani, Assemblymember, 55th District, spoke.

Julia Ruis-Raver, representing City of Carson, spoke.

Steve James, President of Long Beach Police Officers' Association, and Commander Bill Blair, Long Beach Police Department, spoke.

Connie Sziebl, Los Angeles County Board of Supervisors Don Knabe's office, spoke.

Steven Neal, Councilmember-Elect, spoke.

Patrick West, City Manager, spoke.

Theresa Hughes, representative for Congresswoman Linda Sanchez, spoke.

Angel Macias, representative for Congresswoman Laura Richardson, spoke.

Terry McKinnon, representative for City of Los Angeles Councilmember Janice Hahn, spoke.

Roberto Uranga spoke.

Darleen Castillo, representing West Long Beach Board, spoke.

Rich Brandt, President of Long Beach Firefighter's Association, and Chief Patalano, Long Beach Fire Department, spoke.

John Royce, President of California Heights Neighborhood Association, spoke.

Paul Blanco, Federation of Filipino American Association, spoke.

Colleen McDonald, Wrigley Neighborhood Association, spoke.

Orland Chica, Lambda Democratic Club, spoke.

Gerry Mineghino, Airport Commission, spoke.

Vice Mayor Lerch spoke.

Councilmember O'Donnell spoke.

Robert Shannon, City Attorney, spoke.

Councilmember Garcia spoke.

Councilman Andrews spoke.

Councilmember Lowenthal spoke.

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

Larry Herrera, City Clerk, spoke.

Councilmember Reyes Uranga spoke.

HEARINGS (6:33 PM)

[see media](#)

1. [10-0687](#) 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 Wokcano Long Beach, Inc., dba Wokcano, 199 The Promenade North, for Entertainment With Dancing by Patrons at an existing Restaurant. (District 2)

Karen Hamilton spoke.

Wil Nieves, representing Wokcano, spoke.

Ted Slaut, property manager, spoke.

Councilmember Lowenthal spoke.

Councilmember Garcia spoke.

Councilman Andrews spoke.

Councilmember Reyes Uranga spoke.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

[see media](#)

2. [10-0726](#)

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 Beachside Blue Café, Inc., dba Mariposa on Pine, 217 Pine Avenue, for Entertainment With Dancing by Patrons at an existing restaurant. (District 2)

Harvey Cochran spoke.

Councilmember Lowenthal spoke.

Councilmember Reyes Uranga spoke.

Councilman Andrews spoke.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

PUBLIC COMMENT (6:48 PM)

Dave San Jose spoke a word of thanks to Vice Mayor Lerch for his years of service.

Larry Goodhue spoke a word of thanks to Vice Mayor Lerch, and suggested his involvement with marine issues.

Harvey Cochran spoke regarding new Councilmembers.

Kareem Muhammad spoke regarding discrimination.

Councilmember Garcia spoke.

Mike LaRizza spoke regarding the financial situation concerning his restaurant.

Robert Weaver spoke regarding being homeless.

CONSENT CALENDAR (7:03 PM)

Larry Goodhue spoke regarding Agenda Item No. 4.

Passed The Consent Calendar

A motion was made by Councilman Andrews, seconded by Councilmember DeLong, to approve Consent Calendar Items 3 - 14, except for Item 12. The motion carried by the following vote:

Yes: 7 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 2 - Garcia and Gabelich

3. [10-0727](#) Recommendation to approve a department name change on all applicable Records Retention Schedules from Planning and Building to Development Services; and approve the revisions to the Development Services Department Administration Section Records Retention Schedule (as shown in Exhibit A), and rescind all previously applicable Records Retention Titles for Development Services Department Administration Section.

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

4. [10-0728](#) Recommendation to refer to City Attorney damage claims received between June 28, 2010 and July 2, 2010.

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

5. [10-0741](#) Recommendation to receive and file the Comprehensive Annual

Financial Report (CAFR), Separately Issued Financial Statements and the Federal Single Audit for the Fiscal Year Ended September 30, 2009. (Citywide)

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

6. [10-0729](#) Recommendation to adopt resolution establishing an annual special tax of \$0.12 per square foot for Community Facilities District No. 2007-2 for commercial properties in Belmont Shore for Fiscal Year 2011 and authorizing the Los Angeles County Auditor-Controller to include on the 2010-11 Secured Tax Roll. (District 3)

A motion was made to approve recommendation and adopt Resolution No. RES-10-0073 on the Consent Calendar.

Enactment No: RES-10-0073

7. [10-0730](#) Recommendation to adopt resolution directing the Los Angeles County Auditor-Controller to include, on the 2010-11 Secured Tax Roll, certain levies made pursuant to the provisions of the Long Beach Municipal Code for weed abatement, debris removal, and/or lot cleaning charges in the amount of \$57,411. (Districts 1,2,4,6,7,8,9)

A motion was made to approve recommendation and adopt Resolution No. RES-10-0074 on the Consent Calendar.

Enactment No: RES-10-0074

8. [10-0731](#) Recommendation to authorize City Manager, or designee, to execute an agreement and any subsequent amendments between the City of Long Beach and the California Department of Food and Agriculture to accept 2009 Municipal Spay-Neuter Grant Fund Program funding in the amount of \$10,028, to supplement existing spay-neuter services and programs for the 2010 calendar year. (Citywide)

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

9. [10-0745](#) Recommendation to authorize the issuance of a refund check in the amount of \$142,656.71 to gas utility customer Long Beach Unified School District – Hughes Middle School, pursuant to Long Beach Municipal Code Section 15.40.075 Refund of Gas Utility Charges. (District 8)

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

10. [10-0732](#) Recommendation to receive and file the application of SR Restaurant Holdings Group Incorporated, dba Famous Daves Legendary Pit BBQ, for a fiduciary transfer of an Alcoholic Beverage Control License, at 300

South Pine Avenue, with existing conditions. (District 2)

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

11. [10-0733](#) Recommendation to receive and file the application of Nezar Askar and Samer Askar, dba Liquorland and Deli, for a person-to-person transfer of an Alcoholic Beverage Control License, at 3580 Long Beach Boulevard, with existing conditions. (District 7)

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

[see media](#)

12. [10-0734](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the County of Los Angeles Real Estate Fraud Prosecution Program grant; and increase appropriations in the General Grants Fund (SR) and in the Police Department (PD) by \$50,000. (Citywide)

Councilwoman Schipske spoke.

Commander Bill Blair, Long Beach Police Department, spoke.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

13. [10-0735](#) Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Acapulco Inn, located at 5283 East Second Street. (District 3)

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

14. [10-0748](#) Recommendation to receive and file minutes for:
Civil Service Commission - June 9, 16 and 23, 2010.

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

REGULAR AGENDA (7:09 PM)

[see media](#)

15. [10-0675](#) Recommendation to request a report from the City Auditor regarding the

review of the inventory of the historical contents and photographs in storage at the Public Service Yard and efforts made to preserve the items.

Councilwoman Schipske spoke.

John Edwards spoke.

Councilmember O'Donnell spoke.

Michael Conway, Director of Public Works, spoke.

Councilwoman Schipske spoke.

John Edwards spoke.

Councilwoman Schipske spoke.

John Edwards spoke.

Larry Goodhue spoke.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

[see media](#)

- 16. [10-0750](#)** Recommendation to request City Attorney to modify the Long Beach Municipal Code Section 15.48.020.A, with the addition of Subsection (4) as set forth.

Councilwoman Schipske spoke.

This Ordinance was approve recommendation.

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

- 17. 10-0753** Recommendation to request City Attorney to prepare an Amendment to Long Beach Municipal Code Section 2.03.020 [b] to provide the Council meeting schedule of the 1st and 3rd Tuesdays of the month.

This Agenda Item was withdrawn.

[see media](#)

18. [10-0736](#) Recommendation to authorize the U.S. Department of Housing and Urban Development's approved extension of the 2005-2010 Consolidated Plan; and approve the Fiscal Year 2011 (FY 11) Action Plan for the use of Community Development Block Grant (CDBG), Home Investment Partnership Grant (HOME), and Emergency Shelter Grant (ESG) Funds. (Citywide)

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

[see media](#)

19. [10-0737](#) Recommendation to authorize City Manager to execute all documents with the Orange County Workforce Investment Board to receive Workforce Investment Act funds up to \$449,987 for a Veterans Employment Assistance Program; to execute all documents with Long Beach Community College District in the amount of \$109,500; and to execute any needed subsequent amendments. (Citywide)

Councilmember Reyes Uranga spoke.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

[see media](#)

20. [10-0738](#) Recommendation to authorize City Manager to execute all documents with the South Bay Center for Counseling to receive Workforce Investment Act funds up to \$64,139 for the portion of a Veterans Employment Assistance Program; and to execute any needed subsequent amendments. (Citywide)

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

[see media](#)

21. [10-0739](#) Recommendation to authorize City Manager to amend Blanket Purchase Order Agreement BPLB10000028 with Contact Security, Inc., of Brea, CA, to extend security guard services through September 30, 2010; and increase the amount by \$150,000, pending completion of a formal competitive bid process. (Citywide)

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

[see media](#)

22. [10-0740](#) Recommendation to adopt resolution authorizing City Manager to execute a master agreement with US Bank National Association ND, of Fargo, ND, for a Commercial Credit Card Program, on the same terms and conditions afforded to the City of Los Angeles, pursuant to City Manager approval. (Citywide)

Councilwoman Schipske spoke.

A motion was made by Councilmember O'Donnell, seconded by Councilmember Reyes Uranga, to approve recommendation and adopt Resolution No. RES-10-0075. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

Enactment No: RES-10-0075

[see media](#)

23. [10-0742](#) Recommendation to adopt Specifications No. RFP G-275 authorizing City Manager to execute a contract and any amendments thereto with FernaldWest, a Long Beach joint venture (WBE, Local), for an amount not to exceed \$5,742,000 for design and construction services related to the rehabilitation of existing facilities and the installation of a new modular structure at the Long Beach Gas and Oil Department to accommodate realignment and consolidation of various City operations; and increase appropriations in the Gas Prepay Fund (EF 303) in the Department of Citywide Activities (XC) by \$5,000,000. (District 5)

Harvey Cochran spoke.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

[see media](#)

24. [10-0743](#)

Recommendation to adopt Specifications No. PA-01510 to award a contract to Professional Police Supply Inc., dba Adamson Industries of Los Alamitos, CA (not an MBE, WBE, SBE or Local), in an annual amount not to exceed \$280,000 for furnishing and delivering emergency vehicle auxiliary equipment and related supplies, 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 Councilmember O'Donnell, seconded by Councilman Andrews, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

[see media](#)

25. [10-0744](#)

Recommendation to authorize City Manager, or designee, to execute all necessary documents between the City of Long Beach and the County of Los Angeles to accept additional funding in the amount of \$1,034,939, effective August 10, 2010 through August 9, 2011, to provide bioterrorism preparedness and public health infrastructure development. (Citywide)

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

[see media](#)

26. [10-0746](#)

Recommendation to receive and file the application of D&S Gold Partners Incorporated, dba Ssang Rice Wine USA, for an original Alcoholic Beverage Control License, at 2380 East Artesia Boulevard,

with conditions. (District 9)

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

ORDINANCE (7:31 PM)

[see media](#)

27. [10-0747](#)

Recommendation to declare ordinance amending Sections 16.08.471 and 16.08.650 of the Long Beach Municipal Code, related to Marine Stadium, read the first time and laid over to the next regular meeting of the City Council for final reading. (District 3)

Councilmember O'Donnell spoke.

Robert Shannon, City Attorney, spoke.

Councilmember O'Donnell spoke.

Larry Goodhue spoke and submitted correspondence.

Keith Johnson spoke.

Neal Irish spoke.

Scott Parsons spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, 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 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

NEW BUSINESS (7:42 PM)

[see media](#)

28. [10-0758](#)

Recommendation to request City Council to affirm a policy following the pattern established from previous years, selecting a Vice Mayor with the most years of service on the City Council.

Councilwoman Schipske spoke.

Motion: Approve recommendation.

Moved by Schipske, seconded by Reyes Uranga.

Councilmember Reyes Uranga spoke.

Robert Shannon, City Attorney, spoke.

Councilmember DeLong spoke.

Vice Mayor Lerch spoke.

Councilwoman Schipske spoke.

Harvey Cochran spoke.

A substitute motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to receive and file. The motion failed by the following vote:

Yes: 4 - Garcia, Lowenthal, DeLong and Lerch

No: 4 - O'Donnell, Schipske, Andrews and Reyes Uranga

Absent: 1 - Gabelich

An amended motion was made by Councilmember Reyes Uranga, seconded by Councilwoman Schipske, that the item be laid over to the meeting of Tuesday, July 20, 2010. The motion failed by the following vote:

Yes: 4 - O'Donnell, Schipske, Reyes Uranga and Lerch

No: 4 - Garcia, Lowenthal, DeLong and Andrews

Absent: 1 - Gabelich

Councilmember Lowenthal spoke.

A motion was made by Councilmember Lowenthal, seconded by Councilmember Garcia, to reconsider the last vote. The motion failed by the following vote:

Yes: 4 - Garcia, Lowenthal, DeLong and Andrews

No: 4 - O'Donnell, Schipske, Reyes Uranga and Lerch

Absent: 1 - Gabelich

[see media](#)

29. [10-0679](#) Recommendation to declare interim ordinance adopted as an urgency measure establishing a temporary moratorium on the approval of permits for the installation of wireless telecommunications facilities in the Institutional zones of the City and adopting findings of urgency; and declaring that this ordinance shall take effect immediately, read and adopted as read. (Ordinance No. ORD-10-0020) (Citywide)

A motion was made by Councilwoman Schipske, seconded by Councilmember Reyes Uranga, to declare Ordinance No. ORD-10-0020 read and adopted as read. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga and Lerch

Absent: 1 - Gabelich

Enactment No: ORD-10-0020

30. [10-0760](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, July 13, 2010.

This Agenda Item was received and filed.

ANNOUNCEMENTS (7:57 PM)

Councilmember Reyes Uranga made parting comments.

Councilman Andrews made community announcements.

Councilwoman Schipske made community announcements.

Councilmember Lowenthal made community announcements; and requested that the meeting be adjourned in memory of Michael Harrison.

Vice Mayor Lerch requested that the meeting be adjourned in memory of Wesley Moore; and made parting comments.

ADJOURNMENT (8:02 PM)

At 8:02 PM, Vice Mayor Lerch adjourned the meeting in memory of Michael Harrison and Wesley Moore.

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