



CITY OF LONG BEACH

DEPARTMENT OF CITY CLERK

C-8

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April 17, 2012

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the Minutes for the City Council Meeting Held Tuesday, April 3, 2012

DISCUSSION

The Legistar minutes for the City Council meeting held Tuesday, April 20, 2010, 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 City Clerk Department 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 cursive script, appearing to read "Larry Herrera".

LARRY G. HERRERA
CITY CLERK

Prepared by: Nancy Muth

LGH:nem
Attachment

Dr. Robert Garcia, 1st District
Dr. Suja Lowenthal, Vice Mayor, 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
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 & 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.

Agenda Items were considered in the order presented, except for Agenda Item No. 30, which was considered following Agenda Item No. 17, and Agenda Item Nos. 27 and 28, which were considered following Agenda Item No. 18.

ROLL CALL (5:12 PM)

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

Also present: Patrick 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.

Mayor Foster presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Councilmember Patrick O'Donnell, Fourth District.

Lacy, spcaLA, presented a canine.

Mayor Foster announced that Agenda Item No. 15 was withdrawn.

Proclamation declaring Denim Day and April as Sexual Assault Awareness Month.

Sharon Wee, Interval House, spoke.

Councilman Andrews spoke.

Councilwoman Schipske spoke.

Vice Mayor Lowenthal spoke.

Proclamation declaring April as National Donate Life Month 2012.

Vice Mayor Lowenthal spoke.

Glen Matsuki spoke; and provided a short video.

Mayor Foster spoke.

12-0283 Proclamation declaring April as National Library Month in Long Beach.

Glenda Williams, Director of Library Services, spoke; and distributed information.

Mayor Foster spoke.

Councilwoman Schipske spoke.

This Agenda Item was received and filed.

HEARING (5:44 PM)

1. 12-0217 Recommendation to receive supporting documentation into the record, conclude the hearing and grant an One-Year Short-Term Permit on the application of Keller Enterprises LLC, dba Kavikas, 95 Aquarium Way, for Entertainment With Dancing by Patrons. (District 2)

Vice Mayor Lowenthal spoke.

Mayor Foster spoke.

A motion was made by Vice Mayor Lowenthal, seconded by Councilmember Garcia, to approve recommendation for a One-Year Short-Term Permit. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, DeLong, Andrews, Johnson, Gabelich and Neal

Absent: 2 - O'Donnell and Schipske

PUBLIC COMMENT (5:47 PM)

Roger Holman spoke regarding website concerns.

Councilmember Neal spoke.

Larry Boland spoke regarding budget deficit and contracts.

Mayor Foster spoke.

CONSENT CALENDAR (5:55 PM)

Passed The Consent Calendar

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve Consent Calendar Items 2 - 12. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - O'Donnell

2. 12-0244 Recommendation to receive and file report on Councilmember Garcia's trip to Houston, Texas, December 2011.
A motion was made to approve recommendation on the Consent Calendar.
3. 12-0245 Recommendation to receive and file report on Councilmember Garcia's trip to San Francisco, California, February 2012.
A motion was made to approve recommendation on the Consent Calendar.
4. 12-0266 Recommendation to adopt resolution requesting the California Department of Transportation (Caltrans) to place community signs for Cambodia Town on the 710 Freeway pursuant to the California Streets and Highways Code.
A motion was made to approve recommendation and adopt Resolution No. RES-12-0030 on the Consent Calendar.
Enactment No: RES-12-0030
5. 12-0246 Recommendation to approve the minutes for the City Council meetings

of Tuesday, March 13, 2012 and March 20, 2012.

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

6. 12-0247 Recommendation to refer to City Attorney damage claims received between March 12, 2012 and March 26, 2012.
- A motion was made to approve recommendation on the Consent Calendar.**
7. 12-0253 Recommendation to authorize City Manager to execute an agreement with the Long Beach Unified School District for food preparation for the 2012 Summer Food Service Program; execute sponsor/site agreements with the agencies listed on Attachment A; and execute any future documents, including amendments, necessary to accept funds, implement, and administer the 2012 Summer Food Service Program. (Districts 1,2,4,6,7,8,9, and portions of Signal Hill)
- A motion was made to approve recommendation on the Consent Calendar.**
8. 12-0254 Recommendation to authorize City Manager to execute the First Amendment to the Cooperative Agreement between and among the Gateway Cities Council of Governments (COG), the City of Long Beach (City), and the Port of Long Beach (Port) for the Truck-Impacted Intersection Project located at the intersection of Santa Fe Avenue and Anaheim Street. The Amendment provides an additional \$100,000 in grant funds for the project. (District 1)
- A motion was made to approve recommendation on the Consent Calendar.**
9. 12-0255 Recommendation to appoint Storm Water/Environmental Compliance Officer Anthony Arevalo as the authorized Member to the Los Angeles Gateway Region Integrated Regional Water Management Joint Powers Authority, Assistant City Engineer Derek Wieske as the authorized Alternate Member, and authorize City Manager to designate, in writing, a representative if neither the Member nor the Alternate Member is available. (Citywide)
- A motion was made to approve recommendation on the Consent Calendar.**
10. 12-0256 Recommendation to authorize City Manager to execute the Third Amendment to Lease No. 19380 with The Boeing Company, a Delaware corporation, as successor-in-interest to McDonnell Douglas Corporation, a Maryland corporation, for City-owned property at the northwest corner of E. Wardlow Road and Globemaster Way at the Long Beach Airport.
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(District 5)

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

11. 12-0258 Recommendation to authorize City Manager to execute the Third Amendment to Lease No. 24851 (Lease) between Bojaro, LLC, a California limited liability company, and Gregory R. Gill and Tomilee Tilley Gill, trustees of the Gill Family Trust (collectively, Landlord) and the City of Long Beach (Tenant) for office space at 236 E. Third Street, Suites 205 and 230, for the Video Communications Division of the Department of Technology Services. (District 2)

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

12. 12-0248 Recommendation to receive and file minutes for:
Civil Service Commission - March 7, 2012.
Cultural Heritage Commission - February 13, 2012.
Planning Commission - March 1, 2012.

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

REGULAR AGENDA (5:55 PM)

13. 12-0263 Recommendation to suspend Council rule contained in Long Beach Municipal Code Section 2.03.020(B) relating to the meeting schedule of the City Council in order to cancel the meeting of April 10, 2012 due to the Primary Nominating Election.

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

Yes: 8 - Garcia, Lowenthal, DeLong, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - O'Donnell

14. 12-0264 Recommendation to, by motion of the City Council, refer to City of Long Beach and Long Beach Unified School District Joint Committee a request that the Committee explore what, if any, cost reductions could be realized by both organizations through a joint purchasing agreement for items commonly used and purchased by both organizations, including, but not limited to, health care benefits.

Councilwoman Schipske spoke.

Councilmember Johnson spoke.

Vice Mayor Lowenthal spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

A motion was made by Councilwoman Schipske, seconded by Councilman Andrews, to approve recommendation to refer the item to the City of Long Beach and Long Beach Unified School District Joint Use Committee. The motion carried by the following vote:

Yes: 8 - Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 1 - Garcia

15. 12-0272 ~~Recommendation to, by motion of the City Council, direct City Manager to purchase the NEXT 10 license for the City of Long Beach FY13 budget.~~

This Agenda Item was withdrawn.

16. 12-0273 Recommendation to, by motion of the City Council, proclaim Tuesday, April 10, 2012, as "National Library Workers Day" and encourage all in this community to take advantage of the variety of library resources available and to thank library workers for their exceptional contributions to American life.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

Councilmember Johnson spoke.

Sara Pillet, Long Beach Library Foundation, spoke.

Larry Goodhue spoke.

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

Yes: 7 - DeLong, O'Donnell, Schipske, Andrews, Johnson, Gabelich and Neal

Absent: 2 - Garcia and Lowenthal

17. 12-0274 Recommendation to request City Management to present a short report on the estimated costs to the City, overall and specifically to the General Fund, of both the recent change by the CalPERS board in its expected rate of return to 7.5% and the approximate costs to the City if CalPERS were to adopt its actuary's recommendation of a 7.25% rate.

John Gross, Director of Financial Management, spoke.

Councilmember Johnson spoke.

Councilwoman Gabelich spoke.

Mayor Foster spoke.

Councilmember O'Donnell spoke.

Councilwoman Schipske spoke.

Mayor Foster spoke.

Councilmember DeLong spoke.

Councilwoman Gabelich spoke.

Larry Goodhue spoke.

Janet Schabow, International Association of Machinists Union representative, spoke.

Larry Boland spoke.

Mayor Foster spoke.

Tom Stout spoke and submitted correspondence entitled "A Pension Analysis Tool for Everyone."

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

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

18. 12-0267 Recommendation to receive and file the Parking Citations Collection Process Audit Report; and request management to review the

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

Laura L. Doud, City Auditor, presented the audit report.

Mayor Foster spoke.

Councilmember Johnson spoke.

Councilmember Garcia spoke.

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Councilmember Neal spoke.

Councilmember O'Donnell spoke.

Councilwoman Gabelich spoke.

Mayor Foster spoke.

Councilwoman Schipske spoke.

Michael Heller, +2 Technologies, spoke.

Larry Boland spoke; and submitted correspondence.

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

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

19. 12-0257

Recommendation to adopt resolution authorizing City Manager to execute a contract with Fastenal Company, a Long Beach-based business (not an MBE, WBE, or SBE), for the purchase of custodial paper products and janitorial cleaning supplies, under the Western States Contracting Alliance (WSCA) Master Service Agreement Contract No. 7-11-51-01, acting by and through the State of Nevada Contract No. 1862, in a total annual amount not to exceed \$720,000, inclusive of tax and fees, for a period of one year, with an option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

A motion was made by Councilwoman Gabelich, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-12-0031. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Johnson, Gabelich and Neal

Absent: 1 - Andrews

Enactment No: RES-12-0031

- 20. 12-0259** Recommendation to adopt Plans and Specifications No. R-6897 for the construction of Phase III improvements to the Air Carrier Ramp and rehabilitation of the access to Taxiways E and F; award the project to and authorize City Manager to execute a contract with Sully-Miller Contracting Company, the lowest responsible bidder, in an estimated amount of \$7,587,071 plus a 25 percent contingency amount of \$1,896,767, if necessary, and any necessary amendments thereto regarding term or scope of work; and increase appropriations in the Airport Enterprise Fund (EF 320) in the Airport Department (AP) by \$7,125,000. (District 5)

Larry Boland spoke.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Johnson, Gabelich and Neal

Absent: 1 - Andrews

- 21. 12-0260** Recommendation to adopt Plans and Specifications No. G-290 for gas main and service line replacement; and authorize City Manager to execute a contract with SE Pipeline Construction, in an amount not to exceed \$5,136,833. (Citywide)

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Johnson, Gabelich and Neal

Absent: 1 - Andrews

- 22. 12-0147** Recommendation to authorize City Manager to amend Contract No. 31687 with Bellingham Marine Industries, Inc., for an additional

\$541,847 for change order expenditures associated with Phase 1 of the Alamitos Bay Marina rebuild project; execute all documents necessary to complete the final construction of Basin 4 in the Alamitos Bay Marina, for a revised contract amount not to exceed \$18,771,847; and increase appropriations by \$541,847 in the Marina Fund (TF 403) in the Department of Parks, Recreation and Marine (PR). (District 3)

Larry Goodhue spoke.

Councilwoman Gabelich spoke.

Vice Mayor Lowenthal spoke.

Councilmember O'Donnell spoke.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Johnson, Gabelich and Neal

Absent: 1 - Andrews

23. 12-0261 Recommendation to adopt resolution authorizing City Manager to submit a grant application to the California Department of Housing and Community Development, through the Housing Related Parks Program, for the rehabilitation of 14th Street Park and Seaside Park, at an estimated total cost of \$321,500. (District 1)

A motion was made by Councilmember Garcia, seconded by Councilmember Johnson, to approve recommendation and adopt Resolution No. RES-12-0032. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Johnson, Gabelich and Neal

Absent: 1 - Andrews

Enactment No: RES-12-0032

24. 12-0262 Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Kress Market, LLC, dba F & C Liquor, for a fiduciary transfer and premise-to-premise transfer of an Alcoholic Beverage Control License, at 443 Pine Avenue, with conditions. (District 1)

A motion was made by Councilmember Garcia, seconded by Councilmember DeLong, to approve recommendation, with an additional condition that no liquor be sold in bottles smaller than 10 ounces. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Johnson, Gabelich and Neal

Absent: 1 - Andrews

ORDINANCES (8:03 PM)

25. 12-0215 Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 1.21.060 of Chapter 1.21 relating to a pilot ballot rotation system for the June 2012 election only, read and adopted as read. (Citywide)

A motion was made by Councilmember Johnson, seconded by Councilmember Neal, to approve recommendation and adopt Ordinance No. ORD-12-0007. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Johnson, Gabelich and Neal

Absent: 1 - Andrews

Enactment No: ORD-12-0007

26. 12-0182 Recommendation to declare ordinance authorizing an amendment to the contract between the City of Long Beach and the Board of Administration of the California Public Employees' Retirement System and authorizing the City Manager of said City to execute said amendment for and on behalf of the City of Long Beach, read and adopted as read. (Citywide)

A motion was made by Councilwoman Gabelich, seconded by Councilmember Garcia, to approve recommendation and adopt Ordinance No. ORD-12-0008. The motion carried by the following vote:

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Johnson, Gabelich and Neal

Absent: 1 - Andrews

Enactment No: ORD-12-0008

NEW BUSINESS (7:48 PM)

27. 12-0279 Recommendation to receive and file a report on travel to Washington, DC for legislative business, March 19 - 21, 2012.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Johnson, Gabelich and Neal

Absent: 1 - Andrews

28. 12-0280 Recommendation to receive and file a report on travel to San Jose for the Big Ten Mayors meeting, March 27, 2012.

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

Yes: 8 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Johnson, Gabelich and Neal

Absent: 1 - Andrews

29. 12-0278 Recommendation to receive and file a verbal report from the City Clerk on the upcoming elections of April 10, 2012.

Councilmember Garcia spoke.

Larry Herrera, City Clerk, spoke.

Councilwoman Gabelich spoke.

Councilmember Garcia spoke.

Vice Mayor Lowenthal spoke.

Councilmember Garcia spoke.

Councilmember Johnson spoke.

Vice Mayor Lowenthal spoke.

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

Yes: 7 - Garcia, Lowenthal, O'Donnell, Schipske, Johnson, Gabelich and Neal

Absent: 2 - DeLong and Andrews

30. 12-0275

Recommendation to request City Management to retain an outside actuary to present within 45 days potential cost saving from the following three hypothetical scenarios for non-public safety employees: (1) a new CalPERS 1.5% at 65 tier with an additional defined contribution employer match of up to 2%, (2) a cost sharing arrangement in which city employees share 50% of the annual "normal" pension costs, (3) a cost sharing arrangement in which employees share 50% of the annual total pension costs, including costs incurred from the City's unfunded liability.

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

Councilmember Johnson spoke.

Mayor Foster spoke.

Councilwoman Gabelich spoke.

John Gross, Director of Financial Management, spoke.

Councilwoman Schipske spoke.

Robert Shannon, City Attorney, spoke.

Ray Rivera, representative for International Association of Machinist Union, spoke.

Councilwoman Gabelich spoke.

Councilmember Neal spoke.

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

Councilwoman Gabelich spoke.

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

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

31. Affidavit of Service for the special meeting held Tuesday, April 3, 2012.

32. 12-0276 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, March 30, 2012.

This Agenda Item was received and filed.

33. 12-0281 eComments received for the City Council meeting of Tuesday, April 3, 2012.

This Agenda Item was received and filed.

ANNOUNCEMENTS (8:20 PM)

Vice Mayor Lowenthal requested that the meeting be adjourned in memory of Tony Gonzales.

Councilwoman Gabelich made community announcements.

Councilmember Neal made community announcements.

Councilwoman Schipske made community announcements.

Councilmember O'Donnell made community announcements.

Councilmember Johnson requested that the meeting be adjourned in memory of Henry Brunner; and made community announcements.

Vice Mayor Lowenthal requested that the meeting be adjourned in memory of Peter Douglas.

ADJOURNMENT (8:32 PM)

At 8:32 PM, Vice Mayor Lowenthal adjourned the meeting in memory of Tony Gonzales, Henry Brunner and Peter Douglas.

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