



CITY OF LONG BEACH

DEPARTMENT OF CITY CLERK

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802 • (562) 570-6101 • FAX (562) 570-6789

January 8, 2013

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the minutes for the City Council Meetings of Tuesday, December 11 and December 18, 2012.

DISCUSSION

The Legistar minutes for the City Council Meetings of Tuesday, December 11 and December 18, 2012 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,

Handwritten signature of Larry G. Herrera in cursive.

LARRY G. HERRERA
CITY CLERK

Prepared by: Daisy Gomez

LGH:dg
Attachment

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

The Agenda Items were considered in the order presented, except for Agenda Item No. 8 was considered prior to Agenda Item No. 5; and Agenda Item No. 15 was considered immediately after Agenda Item No. 13.

ROLL CALL (5:01 PM)

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

Councilmembers Austin
Absent:

Also present: Suzanne Frick, Assistant City Manager; Reginald Harrison, Deputy City Manager; Robert Shannon, City Attorney; Larry Herrera, City Clerk; Daisy Gomez, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

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

Mayor Foster announced that Councilman Austin would be absent; and that Agenda Item No. 15 would be considered immediately after Agenda Item No. 13.

Pet Adoption: Julie Pruitt, spcaLA, presented a canine.

Proclamation presented to Junior Lifeguard of the Year - Hannah Levy.

Mike DuRee, Fire Chief, spoke.

Randy Foster, Marine Safety Division, spoke.

Hannah Levy spoke.

Jeff Gillot spoke; and awarded recognition.

Mayor Foster spoke.

Councilmember Johnson spoke.

PUBLIC COMMENT (5:13 PM)

Ryan Smith spoke regarding bus transportation for "The Spirit of Christmas" at the Reef Restaurant.

John Malveaux spoke regarding the 150th Anniversary Emancipation Proclamation.

Ben Rockwell spoke regarding intersections.

CONSENT CALENDAR (5:21 PM)

Passed The Consent Calendar

A motion was made by Councilmember DeLong, seconded by Vice Mayor Garcia, to approve Consent Calendar Items 1 - 4. The motion carried by the following vote:

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

Absent: 1 - Austin

1. 12-1022 Recommendation to refer to City Attorney damage claims received between November 26, 2012 and December 3, 2012.

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

2. 12-1047 Recommendation to receive and file annual reports on Community Facilities District No. 2007-1 - Douglas Park Commercial Area (CFD No. 2007-1); Community Facilities District No. 2007-2 - Belmont Shore (CFD No. 2007-2); Community Facilities District No. 5 - Long Beach Towne Center (CFD No. 5); and Community Facilities District No.

6 - Pike Public Improvements (CFD No. 6), to comply with the Local Agency Special Tax Bond and Accountability Act. (Districts 2,3,5)

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

3. 12-1044 Recommendation to adopt resolution authorizing City Manager to execute a contract with RCA Investments, dba Long Beach BMW Motorcycles, a Long Beach-based business (not an MBE, WBE or SBE), for the purchase of parts and service for BMW motorcycles, on the same terms and conditions afforded to the City of Santa Monica, in an annual amount not to exceed \$125,000, for a period of one year, with the option of renewing for one additional one-year period, at the discretion of the City Manager. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-12-0116 on the Consent Calendar.

Enactment No: RES-12-0116

4. 12-1052 Recommendation to authorize City Manager to execute an agreement, and any amendments thereto, with the City of Hawaiian Gardens to provide maintenance, repair, and emergency repair services for traffic signals for a term to continue until terminated by either party, but in no event shall the term exceed 15 years. (Citywide)

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

REGULAR AGENDA (5:22 PM)

5. 12-1055 Recommendation to direct City Manager to report to the City Council on the results of the Municipal Equality Index.

Vice Mayor Garcia spoke.

Councilmember Lowenthal spoke.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Tonia Reyes Uranga spoke.

Councilwoman Schipske spoke.

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

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

Absent: 1 - Austin

6. 12-1060

Recommendation to, by motion of the City Council, request City Manager to direct the Chief of Police to report on the impact of the current budget (FY 2013) on response times of the department and to identify what additional funding is needed so that residents are assured that the police have appropriate resources.

Councilwoman Schipske spoke.

Motion: Approve recommendation.
Moved by Schipske, seconded by Andrews.

Councilmember O'Donnell spoke.

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Councilmember O'Donnell spoke.

Vice Mayor Garcia spoke.

Councilmember Lowenthal spoke.

Annie Greenfeld spoke.

A substitute motion was made by Councilmember Johnson, seconded by Councilmember DeLong, to request the City Manager, as part of the regular budget process, to present the needs of the Police Department as well as all other departments in the City. The motion carried by the following vote:

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

Absent: 1 - Austin

7. 12-1067

Recommendation to receive and file report on the actions taken at the

Metropolitan Water District Board meeting held on November 5, 2012.

Councilmember Lowenthal 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, Johnson and Neal

Absent: 1 - Austin

8. 12-1066 Recommendation to adopt resolution declaring results of the Special Municipal Election held November 6, 2012, relative to City Measure N and Measure O.

Unidentified woman spoke.

Romeo Trinidad spoke.

Jose Landino spoke.

Eric Tandoc spoke.

Ben Rockwell spoke.

Reverend Nestor Gerente, Pastor of Grace United Methodist Church, spoke.

Sonia Clarke spoke.

Unidentified man spoke.

Councilwoman Schipske spoke.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Councilmember O'Donnell spoke.

Councilmember Lowenthal spoke.

A motion was made by Councilmember DeLong, seconded by Vice Mayor Garcia, to approve recommendation and adopt Resolution No. RES-12-0117. The motion carried by the following vote:

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

Absent: 1 - Austin

Enactment No: RES-12-0117

9. 12-1048

Recommendation to adopt resolution authorizing City Manager to execute a contract and any amendments thereto with Graffiti Protective Coatings, Inc., (GPC) of Los Angeles, CA (not an MBE, WBE, SBE or Local), for providing graffiti removal services on the same terms and conditions afforded to the County of Orange (OC Parks), in an annual amount not to exceed \$1,077,600 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)

PG Herman spoke.

Annie Greenfeld spoke.

Councilmember O'Donnell spoke.

A motion was made by Vice Mayor Garcia, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-12-0118. The motion carried by the following vote:

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

Absent: 1 - Austin

Enactment No: RES-12-0118

10. 12-1045

Recommendation to adopt Specifications No. PA-04412 and award a contract to Volvo Construction Equipment and Services, of Corona, CA (not an MBE, WBE, SBE or Local), for the purchase of one Volvo L45G articulated wheel loader, in an amount not to exceed \$111,091, including tax. (Citywide)

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

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

Absent: 1 - Austin

11. 12-1059

Recommendation to adopt Specifications No. PA-04312 and award a

contract to Volvo Construction Equipment and Services, of Corona, CA (not an MBE, WBE, SBE or Local), for the purchase of one Volvo L120G articulated wheel loader, in an amount not to exceed \$223,467, including tax. (Citywide)

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

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

Absent: 1 - Austin

- 12. 12-1049** Recommendation to receive and file an update on implementation of an alternative Emergency Medical Services Staffing model. (Citywide)

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Vice Mayor Garcia spoke.

Councilmember Johnson spoke.

Councilmember Lowenthal spoke.

Councilmember DeLong spoke.

Councilmember Neal spoke.

Councilwoman Schipske 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, Johnson and Neal

Absent: 1 - Austin

- 13. 12-1058** Recommendation to adopt resolution approving an amended and restated Harbor Department Fiscal Year 2013 budget thereby increasing it by \$18,310,227 and approving the corresponding appropriations adjustment.

Mayor Foster spoke.

Vice Mayor Garcia spoke.

Councilmember O'Donnell spoke.

Councilman Andrews spoke.

Councilmember Lowenthal spoke.

Councilwoman Schipske spoke.

Councilmember Johnson spoke.

Councilmember Neal spoke.

Mayor Foster spoke.

Susan Wise, President of Harbor Commission, spoke.

Rich Dines, Harbor Commissioner, spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-12-0119. The motion carried by the following vote:

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

Absent: 1 - Austin

Enactment No: RES-12-0119

14. 12-1051

Recommendation to authorize City Manager to execute an agreement with Ecco Wireless USA, Inc., a California corporation, to develop and furnish wireless internet network services for customers of and visitors to the Long Beach marinas, on a subscription basis, for a term of five-years, at no cost to the City of Long Beach. (Districts 2,3)

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, Johnson and Neal

Absent: 1 - Austin

15. 12-1053

Recommendation to authorize City Manager to execute all documents necessary for a Consent to Assignment by the City of Long Beach, a municipal corporation (Lessor), for Lease No. 15383 (Parcel 2 of Parcel

Map No. 17454) for the benefit of OC Investors, Inc., a California corporation (Lessee), and the City of Long Beach, a municipal corporation, acting by and through its Board of Harbor Commissioners (Port) for City-owned property at 4801 Airport Plaza Drive in the Long Beach Airport Business Park. (District 5)

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

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

Absent: 1 - Austin

16. 12-1054

Recommendation to authorize City Manager to execute amendments to increase contract amounts with CelPlan Technologies, Inc., Siemens Industry, Inc., and Pacific Services, Inc., for furnishing and delivering video surveillance cameras and related system components, increase the contract amounts by \$360,000, for a total amount not to exceed \$535,000 in year one, with the option to renew for two additional one-year periods in an annual amount not to exceed \$175,000, at the discretion of the City Manager. (Citywide)

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

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

Absent: 2 - Johnson and Austin

ORDINANCES (7:04 PM)

17. 12-1041

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Sections 5.72.120, 5.72.121, 5.72.125, 5.72.130 and Subsection 21.15.110(I); by adding Subsections 5.72.120.5 and 5.72.120.6; and by repealing Section 5.72.126, all relating to Entertainment and Similar Activities; declaring the urgency thereof; and declaring that this ordinance shall take effect immediately, read and adopted as read. (Ordinance No. ORD-12-0018) (Citywide)

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Councilmember O'Donnell spoke.

Mayor Foster spoke.

Councilmember O'Donnell spoke.

Councilmember DeLong spoke.

A motion was made by Councilmember Neal, seconded by Councilman Andrews, to approve recommendation and adopt Emergency Ordinance No. ORD-12-0018. The motion carried by the following vote:

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

Absent: 1 - Austin

Enactment No: ORD-12-0018

18. 12-1034

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 2.84.010 relating to Authority of City Purchasing Agent and others to contract, read and adopted as read. (Citywide)

Councilwoman Schipske spoke.

Annie Greenfeld spoke.

Joe Winestine spoke.

Councilwoman Schipske spoke.

A motion was made by Councilmember Lowenthal, seconded by Councilmember DeLong, to approve recommendation and adopt Ordinance No. ORD-12-0020. The motion carried by the following vote:

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

No: 2 - Schipske and Neal

Absent: 1 - Austin

Enactment No: ORD-12-0020

NEW BUSINESS (7:21 PM)

19. 12-1069

Recommendation to authorize City Attorney to pay the sum of \$12,000 in full and final resolution of the lawsuit entitled *Laura Martinez v. COLB, et al.*; and the sum of \$211,000 in full settlement of lawsuit entitled *Debra*

Stefano, et al., v. City of Long Beach, et al.

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

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

Absent: 1 - Austin

20. Affidavit of Service for the special meeting held, Tuesday, December 11, 2012.

21. 12-1072 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, December 7, 2012.

This Agenda Item was received and filed.

22. 12-1097 eComments received for the City Council meeting of Tuesday, December 11, 2012.

This Agenda Item was received and filed.

ANNOUNCEMENTS (7:22 PM)

Mayor Foster requested that the meeting be adjourned in memory of Jenni Rivera.

Councilwoman Schipske made community announcements.

Councilman Andrews extended condolences to Jenni Rivera's family; and made community announcements.

Councilmember Neal made community announcements.

Councilmember O'Donnell made community announcements.

Councilmember Lowenthal extended condolences for Wesley Gass's family.

Councilmember Johnson made community announcements.

Mayor Foster made community announcements.

PUBLIC (7:32 PM)

Lilly Gonzales spoke regarding Christmas tree donation to City Hall.

ADJOURNMENT (7:34 PM)

At 7:34 PM, Mayor Foster adjourned the meeting in memory of Jenni Rivera.

dg

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

The Agenda Items were considered in the order presented.

ROLL CALL (5:30 PM)

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

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Charles Parkin, Assistant City Attorney; Larry Herrera, City Clerk; Daisy Gomez, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Gerrie Schipske, Councilwoman, Fifth District.

Prime Time for Business Presentation - Shortnin Bread.

Vice Mayor Garcia spoke.

Justina Fenton, owner of Shortnin Bread, spoke.

Vice Mayor Garcia spoke.

Mayor Foster spoke.

Mayor Foster congratulated Nancy Muth, City Clerk Analyst, on her retirement.

Nancy Muth, City Clerk Analyst, spoke.

Councilmember Johnson spoke.

Councilman Andrews spoke.

Councilmember Lowenthal spoke.

Councilwoman Schipske spoke.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Councilmember DeLong spoke.

PUBLIC COMMENT (5:46 PM)

Seamus Innes spoke regarding pedestrian path.

Gary Shelton spoke regarding National Homeless Memorial Day event.

Councilmember Lowenthal spoke.

Councilmember O'Donnell spoke.

12-1104 Cory Allen spoke; and submitted information regarding State Senator Ricardo Lara's Young Senator Program.

This Handout was received and filed.

Councilmember O'Donnell spoke.

Carolyn Smith spoke regarding Council District 9 home rehabilitation program.

Councilmember Neal spoke.

Mayor Foster spoke.

Ron Petke spoke regarding American Red Cross Hero Nominations.

Mayor Foster spoke.

CONSENT CALENDAR (6:01 PM)

Passed The Consent Calendar

A motion was made by Vice Mayor Garcia, seconded by Councilmember O'Donnell, to approve Consent Calendar Items 1 - 5. The motion carried by the following vote:

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

1. 12-1073 Recommendation to approve the minutes for the City Council meeting of Tuesday, December 4, 2012.

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

2. 12-1074 Recommendation to refer to City Attorney damage claims received between December 3, 2012 and December 10, 2012.

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

3. 12-1077 Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Sushi on Fire restaurant located at 5325 East Second Street. (District 3)

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

4. 12-1081 Recommendation to authorize City Manager to execute all necessary documents with the Long Beach Public Transportation Company for a twelve (12) month period for the Belmont Shore Employee Rider Pass Program in the amount not to exceed \$180,000, and authorize City Manager to execute any necessary amendments, including term extensions at the sole discretion of the City Manager. (District 3)

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

5. 12-1083 Recommendation to receive and file minutes for:
Civil Service Commission - November 7 and 14, 2012.

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

REGULAR AGENDA (6:01 PM)

6. 12-1082 Recommendation to receive and approve the following Commission/Board/Committee appointments and reappointments to Non-Charter Commissions.

Councilmember DeLong spoke.

Mayor Foster spoke.

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

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

7. 12-1089

Recommendation to, by motion of the City Council, establish an "Off Leash Dog Area (Dog Parks) Advisory Committee" to advise the Parks and Recreation Commission on the needed policies related to the establishment and operation of off leash dog (dog parks) areas in the City.

Councilwoman Schipske spoke.

Motion: Approve recommendation.
Moved by Schipske, motion failed due to lack of second.

Councilmember DeLong spoke.

Councilmember Lowenthal spoke.

Vice Mayor Garcia spoke.

Councilmember O'Donnell spoke.

A motion was made by Councilmember O'Donnell, seconded by Councilwoman Schipske, that the item be received and filed. The motion carried by the following vote:

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

8. 12-1091

Recommendation to, by motion of the City Council, request a report from the Fire Department, Gas and Oil Properties and the AQMD regarding the source of this odor and confirmation that the odor is not harmful. Additionally, request that the reverse 9-1-1 system be used to alert residents on the eastside of the City whenever the odor occurs.

Councilwoman Schipske spoke.

Mayor Foster spoke.

Councilmember O'Donnell spoke.

Mayor Foster spoke.

Councilmember Lowenthal spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

A motion was made by Councilwoman Schipske, seconded by Councilmember Lowenthal, that the item be received and filed. The motion carried by the following vote:

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

9. 12-1075

Recommendation to approve allocation from City Prosecutor's Budget from Fiscal Year 2011 to Fiscal Year 2013, in the amount of \$65,000.

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

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

10. 12-1084

Recommendation to adopt resolution authorizing City Manager to execute a contract and all necessary amendments with Zoll Medical Corporation, of Chelmsford, MA (not an MBE, WBE, SBE or Local), for the purchase of 12-Lead electrocardiogram units, batteries and accessories, in an amount not to exceed \$373,573, including tax. (Citywide)

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation and adopt Resolution No. RES-12-0120. The motion carried by the following vote:

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

Enactment No: RES-12-0120

11. 12-1085

Recommendation to authorize City Manager to execute all documents necessary for a lease with the Friends of Colorado Lagoon for City-owned property at 5119 E. Colorado Street, commonly known as the Colorado Lagoon Wetland and Marine Science Education Center, for a term of two years, with two, two-year renewal options at the discretion of the City Manager or his designee; and

Authorize City Manager to execute all documents necessary for a Right-of-Entry Permit with the Friends of Colorado Lagoon, coterminous to the recommended action above, to allow for third-party revegetation of a portion of the Colorado Lagoon, and amend the permit to expand the permitted area, as additional funding is secured. (District 3)

Dave Pirazzi, President of Friends of Colorado Lagoon, spoke.

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

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

12. 12-1087

Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Sreyrat Supermarkets, Incorporated, dba Sreyrat Supermarket, for an original Alcoholic Beverage Control License, at 1734 East Anaheim Street, with conditions. (District 6)

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, Austin and Neal

ORDINANCE (6:28 PM)

13. 12-1090

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsections 5.72.120.H.3, 5.72.120.5 and 5.72.120.6, and by adding Subsections 5.72.120.S and 5.72.125.F, all relating to Entertainment and Similar Activities, read, adopted as read and laid over to the next regular meeting of the City Council for final reading; declaring the urgency thereof and declaring that this ordinance shall take effect immediately. (Version "A" would impose a two-year term on all regular permits, subject to modification of conditions. Version "B" would allow an indefinite term for regular permits in good standing, subject to modification, revocation or suspension upon administrative review.) (Citywide)

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

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

Councilmember Johnson spoke.

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve recommendation to declare Emergency Ordinance No. ORD-12-0021 (Version "B"), read, adopted as read and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:

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

Enactment No: ORD-12-0021

NEW BUSINESS (6:32 PM)

- 14. 12-1100** Recommendation to request City Attorney to draft a resolution in support of the "2013 Free Income Tax Preparation and Family Services" initiative as part of the Volunteer Income Tax Assistance (VITA) Program and return for adoption at the next City Council meeting in early January 2013.

Councilmember Neal spoke.

Councilmember O'Donnell spoke.

Rafael Zuniga, staff with California State Board of Equalization, spoke; and submitted information.

Councilman Austin spoke.

Mayor Foster spoke.

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

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

Absent: 1 - Andrews

- 15. 12-1101** Recommendation to respectfully request City Attorney to draft a resolution reiterating the Council's opposition to Proposition 8.

Councilmember O'Donnell spoke.

Mayor Foster spoke.

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

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

Absent: 1 - Andrews

16. Affidavit of Service for the special meeting held Tuesday, December 18, 2012.

17. 12-1102 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, December 14, 2012.

This Agenda Item was received and filed.

18. 12-1103 eComments received for the City Council meeting of Tuesday, December 18, 2012.

This Agenda Item was received and filed.

ANNOUNCEMENTS (6:39 PM)

Mayor Foster requested that the meeting be adjourned in memory of Pat Andrews and Mary Beth Soth.

Councilmember Neal made community announcements.

Councilmember Lowenthal made community announcements.

Councilman Austin made community announcements.

Councilmember Johnson made community announcements.

Councilmember O'Donnell extended condolences for Paul Alan Trafas; and made community announcements.

ADJOURNMENT (6:45 PM)

At 6:45 PM, Mayor Foster adjourned the meeting in memory of Pat Andrews, Mary Beth Soth, and Paul Alan Trafas.

dg