



CITY OF LONG BEACH

C-6

DEPARTMENT OF CITY CLERK

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

August 7, 2012

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the Minutes for the City Council Meetings of Tuesday, July 17 and 24, 2012 and City Council Budget Meeting Held Tuesday, July 24, 2012

DISCUSSION

The Legistar minutes for the City Council meetings of Tuesday, July 17 and 24, 2012 and City Council Budget 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,

LARRY G. HERRERA
CITY CLERK

Prepared by: Nancy Muth

LGH:nem
Attachment

Dr. Robert Garcia, 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

ROLL CALL (5:01 PM)

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

Mayor Foster presiding.

INAUGURAL CEREMONY FOR CITY OF LONG BEACH ELECTED OFFICIALS (5:02 PM)

- I. WELCOME (5:02 PM)
- II. MOMENT OF SILENCE (5:02 PM)
- III. PLEDGE OF ALLEGIANCE (5:03 PM)

Steven Neal, Councilmember, Ninth District

- IV. SWEARING-IN CEREMONIES (5:05 PM)
Councilmember Suja Lowenthal
Councilmember Patrick O'Donnell
Councilman Dee Andrews
Councilman Al Austin

Councilmember Suja Lowenthal was sworn in by her cousin, Nishad Varghese; and addressed the assembly.

Councilmember Patrick O'Donnell was sworn in by his long-time friend, Retired Sargent Thomas Keleher; and addressed the assembly.

Mayor Foster recognized additional officials.

Councilman Dee Andrews was sworn in by his long-time friend, Hank Salsido; provided a PowerPoint presentation; and addressed the assembly.

Councilman Al Austin was sworn in by the Hon. Doris Topsy-Elvord; and addressed the assembly.

V. INTRODUCTION OF OTHER ELECTED OFFICIALS IN AUDIENCE (5:03 PM)

Mayor Foster introduced visiting officials.

VI. CLOSING OF SWEARING-IN CEREMONIES (6:07 PM)

Mayor Foster spoke and declared a 10-minute recess.

CITY COUNCIL REGULAR MEETING

see media

VII. CALL TO ORDER AND ROLL CALL (6:10 PM)

VIII. ELECTION OF VICE MAYOR (6:10 PM)

Mayor Foster opened the floor to nominations for Vice Mayor.

Motion: To nominate Councilmember Neal for Vice Mayor.

Moved by Lowenthal, no second required.

Vote: To nominate Councilmember Neal for Vice Mayor.(Failed 3-6)

Yes: Lowenthal, Austin, and Neal.

No: Garcia, DeLong, O'Donnell, Schipske, Andrews, Johnson.

Motion: To nominate Councilmember Lowenthal for Vice Mayor.

Moved by DeLong, no second required.

Vote: To nominate Councilmember Lowenthal for Vice Mayor.(Failed 4-5)

Yes: Lowenthal, DeLong, Johnson, and Neal.

No: Garcia, O'Donnell, Schipske, Andrews, Austin.

Motion: To nominate Councilmember Garcia for Vice Mayor.
Moved by Schipske, no second required.

Vote: To nominate Councilmember Garcia for Vice Mayor.(Carried 9-0)
Yes: Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin, and Neal.

Mayor Foster congratulated Vice Mayor Garcia.

Vice Mayor Garcia spoke.

IX. OPPORTUNITY FOR PUBLIC COMMENT (6:15 PM)

12-0629 Larry Goodhue spoke; and submitted correspondence regarding the marinas.

This Agenda Item was received and filed.

Councilmember O'Donnell spoke.

Ben Fisher spoke regarding removal of the cut out at Lincoln Park.

Amanda Tushnit spoke regarding removal of the cut out at Lincoln Park.

Ryan Serrano spoke regarding homeless issues.

Shirley Brussard spoke regarding homeless issues.

Val Lerch offered a word of congratulations.

Laurie Angel spoke regarding changes and offered a word of congratulations.

P. Joseph Rosenwald offered a word of congratulations; spoke about the removal of the cut out on Pacific Avenue near Lincoln Park; and requested that City Council schedule a session to discuss homeless issues.

Patrick Kelly spoke regarding goods movement in Southern California, the Port of Long Beach, and job creation.

Ron Muller spoke regarding the removal of the cut out on Pacific Avenue near Lincoln Park.

Wayne Marshison spoke regarding removal of the cut out on Pacific Avenue near Lincoln Park.

12-0630 Francis Emily Dawson Harris spoke; and submitted correspondence

entitled, Celebrate the 22nd Anniversary for the Signing of the ADA of 1990.

This Agenda Item was received and filed.

Jose Solace spoke.

ANNOUNCEMENTS (6:46 PM)

Councilwoman Schipske made community announcements.

Councilmember Johnson made community announcements.

Councilmember Neal made community announcements.

Councilman Austin made community announcements.

Vice Mayor Garcia made community announcements.

12-0631 eComments received for the City Council meeting of Tuesday, July 17, 2012.

This Agenda Item was received and filed.

X. ADJOURNMENT (6:54 pm)

At 7:12 PM, Mayor Foster adjourned the meeting. (7:12 PM is actual adjournment - time discrepancy is caused by pausing the meeting)

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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

Robert E. Shannon, City Attorney

Bob Foster, Mayor

FINISHED AGENDA & DRAFT MINUTES

ROLL CALL (3:31 PM)

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

Councilmembers O'Donnell
Absent:

Mayor Foster presiding.

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.

SPECIAL MEETING (3:32 PM)

1. 12-0628 Recommendation to hold a Budget Meeting to receive a presentation on Potential Pension Reform Options and the Associated Cost Savings.

This Agenda Item was received and filed.

John Gross, Director of Financial Management, spoke; and provided a PowerPoint presentation.

Mayor Foster spoke.

Councilmember Johnson spoke.

Mayor Foster spoke.

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

Robert Shannon, City Attorney, spoke.

Councilwoman Schipske spoke.

Councilmember DeLong joined the meeting.

Councilmember Neal spoke.

Vice Mayor Garcia spoke.

Tom Modica, Director of Government Affairs, spoke.

Mayor Foster spoke.

Councilmember Lowenthal spoke.

Mayor Foster spoke.

Councilmember Lowenthal spoke.

Councilmember Johnson spoke.

Mayor Foster spoke.

Councilman Austin spoke.

Councilmember Neal spoke.

PUBLIC (4:16 PM)

Dave Sterling, IAM representative, spoke.

ADJOURNMENT (4:17 PM)

At 4:17 PM, Mayor Foster adjourned the meeting.

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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.

Agenda Items were considered in the order presented, except for Agenda Item No. 36, which was considered following Agenda Item No. 17.

ROLL CALL (5:00 PM)

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

Councilmembers O'Donnell
Absent:

Mayor Foster presiding.

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

Invocation: Moment of Silence.

Pledge of Allegiance: Vice Mayor Robert Garcia, Councilmember, First District.

Mayor Foster announced that Agenda Item Nos. 17 and 36 would be considered together.

HEARINGS (5:00 PM)

1. 12-0230 Recommendation to receive the supporting documentation into the record, conclude the hearing, consider the appeal by applicant, Joyce Frazier, and either:

(1) Uphold the decision of the Planning Commission to deny a

Conditional Use Permit request for the sale of beer and wine for off-site consumption (Type 20 license) at an existing convenience store located at 1030 East Pacific Coast Highway within the Commercial Highway zone; or

- (2) Approve the Conditional Use Permit request for the sale of beer and wine for off-site consumption (Type 20 license) at an existing convenience store located at 1030 East Pacific Coast Highway within the Commercial Highway zone.
(District 6)

Amy Bodek, Director of Development Services, spoke; and submitted Conditions of Approval.

Joyce Frazier spoke.

Lydia Hollie spoke; and submitted a packet of correspondence.

Robin Sword spoke.

Leon Hollie spoke.

Walter Danahue spoke.

Frank Flores spoke.

Sarah Watkins spoke.

Michael Baker spoke.

Che Parker spoke.

Shirley Broussard spoke.

Councilman Andrews spoke.

John Edmonds provided a PowerPoint presentation.

Councilmember Neal spoke.

Councilmember Johnson spoke.

A motion was made by Councilman Andrews, seconded by Councilmember Johnson, to approve recommendation to grant the appeal and approve the Conditional Use Permit, together with Conditions and Findings, for the sale of beer and wine for off-site consumption (Type 20 license) at an existing convenience store located at 1030 East Pacific Coast Highway within the Commercial Highway zone. The motion carried by the following vote:

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

Absent: 1 - O'Donnell

2. 12-0599 Recommendation to receive supporting documentation into the record, conclude the hearing and deny the Permit on the application of Panama Joe's, Inc., dba Panama Joe's Café, 5100 E. 2nd Street, for Entertainment With Dancing by Patrons. (District 3)

Eric Sund, Business Relations Manager, spoke.

Chris O'Brien spoke.

Ron Newman, partner at Panama Joe's Cafe, spoke.

Juan Soto spoke.

Jacqueline Johnson spoke.

Eric Johnson spoke.

Councilmember DeLong spoke.

Eric Brennan spoke.

Dia Caseman spoke.

Erin Huerta spoke.

Kurt Forstein spoke.

Jeff Miller spoke.

Marvin Jones spoke.

Robert Strotkey spoke.

Marissa Goldens spoke.

Councilmember DeLong spoke.

Melinda Cotton spoke.

Larry Goodhue spoke.

Shirley Broussard spoke.

Max Alave spoke.

Nancy Buchanan spoke.

Greg Newman, co-owner of Panama Joe's Cafe, spoke.

Fave, General Manager, spoke.

Katie Johnston spoke.

Diane Sundstrum spoke.

Councilmember DeLong spoke.

Vice Mayor Garcia spoke.

Robert Shannon, City Attorney, spoke.

Councilman Austin spoke.

A motion was made by Councilmember DeLong, seconded by Vice Mayor Garcia, to approve recommendation for a One-Year Short-Term Permit with the current conditions, and with the addition of a new condition to codify the project SHUSH. The motion carried by the following vote:

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

Absent: 1 - O'Donnell

PUBLIC COMMENT (6:40 PM)

Donna Sievers spoke regarding the Mills Act Tax Abatement Program for historic homes.

Larry Goodhue spoke regarding a variety issues.

12-0635

Richard Seebach spoke regarding Belmont Shore; and submitted written

comments.

This Handout was received and filed.

12-0636 Shirley Broussard spoke regarding homeless issues; and submitted written comments.

This Handout was received and filed.

CONSENT CALENDAR (6:55 PM)

Passed The Consent Calendar

A motion was made by Councilmember DeLong, seconded by Vice Mayor Garcia, to approve Consent Calendar Items 3 - 16, except for Item 4. The motion carried by the following vote:

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

Absent: 1 - O'Donnell

3. 12-0595 Recommendation to authorize City Attorney to submit Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay (1) \$203,728.98 for Stipulations with Request for Award, and also (2) to pay \$185.54 per week thereafter for a Life Pension, which is subject to cost of living adjustments to be determined by the Workers' Compensation Appeals Board, in compliance with the Appeals Board Order for Mark Boone.

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

4. 12-0596 Recommendation to authorize City Attorney to pay the sum of \$8,000 in full and final resolution of lawsuit entitled *Castaneda, et al. v. COLB, et al.*; the sum of \$7,380 in full settlement of lawsuit entitled *Jesus Gonzalez v. City of Long Beach et al.*, Case No. 12S00785; the sum of \$9,000 in full settlement of lawsuit entitled *Kabbaj v. City of Long Beach, et al.* Case No. NC056728; the sum of \$650,000 in full settlement of the lawsuit entitled *Macey Taylor Kibbee v City of Long Beach et al.*, Case No. NC055238 and the sum of \$10,500 in full settlement of lawsuit entitled Miguel Angel Solis v. City of Long Beach, et al.

Councilmember Johnson spoke.

Robert Shannon, City Attorney, spoke.

Larry Goodhue spoke.

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

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

Absent: 1 - O'Donnell

5. 12-0571 Recommendation to adopt resolution ordering, calling and providing for and giving notice of a Special Municipal Election to be held on Tuesday, November 6, 2012, for the purpose of submitting a ballot proposition to a vote of the qualified electors of the City;
- A motion was made to approve recommendation and adopt Resolution No. RES-12-0063 on the Consent Calendar.**
- Enactment No:** RES-12-0063
- 12-0622 Adopt resolution requesting the Board of Supervisors of the County of Los Angeles to authorize and order the consolidation of a Citywide Special Municipal Election with the Statewide General Election to be held on Tuesday, November 6, 2012, and determining and declaring the City will pay to the County reasonable and actual expenses incurred by the County on account of the consolidation of this Election; and
- A motion was made to approve recommendation and adopt Resolution No. RES-12-0064 on the Consent Calendar.**
- Enactment No:** RES-12-0064
- 12-0623 Adopt resolution requesting the Board of Supervisors of the County of Los Angeles to render specified services to the City relating to the conduct of a Special Municipal Election to be held on Tuesday, November 6, 2012.
- A motion was made to approve recommendation and adopt Resolution No. RES-12-0065 on the Consent Calendar.**
- Enactment No:** RES-12-0065
6. 12-0597 Recommendation to approve the minutes for the City Council meetings of Tuesday, July 3 and 10, 2012, and City Council Budget meeting of Tuesday, July 3, 2012.
- A motion was made to approve recommendation on the Consent Calendar.**
7. 12-0598 Recommendation to refer to City Attorney damage claims received

between July 2, 2012 and July 16, 2012.

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

8. 12-0601 Recommendation to authorize Department of Development Services to process a refund in the amount of \$10,537 to Lyon Communities for the property located at 6701 East Pacific Coast Highway. (District 3)

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

9. 12-0602 Recommendation to authorize City Manager to execute all documents with Kaiser Permanente to accept a grant award in the amount of \$15,000 for a period of one year to disseminate the Violence Prevention Plan Community Survey; authorize City Manager to execute any and all necessary documents for the implementation and administration of the grant; and increase appropriations in the Community Development Grants Fund (SR 150) in the Department of Development Services (DV) by \$15,000. (Citywide)

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

10. 12-0603 Recommendation to adopt resolution directing the Los Angeles County Auditor-Controller to include on the 2012-13 Secured Tax Roll certain levies made pursuant to the provisions of the Long Beach Municipal Code for weed and debris removal, administrative citations, securing of buildings, and vacant buildings in the amount of \$220,759. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-12-0066 on the Consent Calendar.

Enactment No: RES-12-0066

11. 12-0604 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 2013 and authorizing the Los Angeles County Auditor-Controller to include on the 2012-13 Secured Tax Roll. (District 3)

A motion was made to approve recommendation and adopt Resolution No. RES-12-0067 on the Consent Calendar.

Enactment No: RES-12-0067

12. 12-0605 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 Education in the amount of \$2,285 for the provision of health and sanitation inspections for the

Summer Food Service Program for a period of three months. (Citywide)

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

13. 12-0606 Recommendation to authorize City Manager, or designee, to execute the Sixth Amendment to Contract Agreement No. H-300266 and any subsequent amendments or necessary documents, between Los Angeles County and the City of Long Beach to accept funding in the amount of \$160,467 for the term of July 1, 2012 through June 30, 2013, to provide Community Outreach, Enrollment, Utilization and Retention (COEUR) services for the benefit of low to moderate income families to gain affordable medical insurance. (Citywide)

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

14. 12-0607 Recommendation to authorize City Manager to execute all documents with the County of Los Angeles to receive funds totaling \$133,000 to operate a Summer Youth Employment Program that will assist approximately 96 youth ages 14-21; increase appropriations in the Community Development Grants Fund (SR 150) in the Department of Human Resources by \$93,100; and execute any needed subsequent amendments. (Citywide)

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

15. 12-0609 Recommendation to authorize City Manager to execute all necessary documents with the Long Beach Public Transportation Company for a six (6) month extension of a trial Belmont Shore Employee Rider Pass Program to provide valid transit access to all eligible persons employed by Belmont Shore businesses on all established Long Beach Transit bus service routes. (District 3)

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

16. 12-0610 Recommendation to adopt resolution authorizing City Manager, or designee, to execute Local Programs Assistance Right-of-Way Certifications to Caltrans for selected, federally funded roadway construction projects. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-12-0068 on the Consent Calendar.

Enactment No: RES-12-0068

REGULAR AGENDA (7:03 PM)

17. 12-0625 Recommendation to receive and approve Commission/Board/Committee appointments and reappointments to Non-Charter Commissions.

Mayor Foster spoke.

Councilmember Lowenthal spoke.

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

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

Absent: 1 - O'Donnell

18. 12-0608 Recommendation to request the Planning Commission to review the City's current Zoning Regulations as they relate to existing liquor stores that have Type 21 (Off Sales General) licenses Citywide; to consider the feasibility of implementing performance standards and/or a Conditional Use Permit (CUP) requirement for those stores that currently are not regulated by a CUP or are otherwise not regulated by any current meaningful performance standards; and to recommend possible incentives that could be offered to existing businesses that are willing to immediately accept the imposition appropriate regulations, with a specific request that North Long Beach be established as a pilot study area for the proposed action.

The purpose of this request is to protect and promote the public health, safety, comfort, convenience and general welfare of the community by imposing anti-nuisance related operating conditions on existing Type 21 establishments that currently have legal nonconforming use status in the City.

Councilmember Neal spoke; and provided a video presentation.

Councilman Austin spoke.

Councilman Andrews spoke.

Michael Mais, Assistant City Attorney, spoke.

Councilmember Lowenthal spoke.

Councilwoman Schipske spoke.

Councilmember Johnson spoke.

Councilmember Neal spoke.

Councilwoman Schipske spoke.

Vice Mayor Garcia spoke.

Manuel Walker spoke.

Darlene Bloom spoke.

Alisa Baker spoke.

Bishop Irvin spoke.

Jonathan Sorizano spoke.

Raul Anorve spoke.

Lydie Hollie spoke.

Linda Kirkwood spoke.

Luwan Harris spoke.

Linda Wilson spoke.

Deborah Kern spoke.

Leo Gomez spoke.

Councilmember Neal spoke.

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

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

Absent: 1 - O'Donnell

19. 12-0624

Recommendation to request City Manager to work with the City Attorney to draft a comment letter to the recently released I-710 project Draft Environmental Impact Report expressing support for the alternative with the least immediate impact to the I-710 study area in Long Beach, and to

explore various mitigation options that serve and improve the immediate community, such as local hiring preferences, increased green space and aesthetics, as well as traffic and environmental mitigations. The comment letter shall take into consideration comments and concerns expressed by the community during the public review period.

Councilmember Neal spoke.

Dick Powers, Executive Director, Gateway Cities Council of Governments, spoke; and provided a PowerPoint presentation.

Doug Failing, Executive Director of Highways at MTA, spoke; and continued the PowerPoint presentation.

Councilmember Neal spoke.

Michael P. Conway, Director of Public Works, spoke.

Councilmember Johnson spoke.

Councilman Austin spoke.

Councilwoman Schipske spoke.

Joan Greenwood spoke.

Linda Wilson spoke.

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

Councilmember Neal spoke.

A motion was made by Councilmember Johnson, seconded by Councilmember Neal, to approve recommendation, and instruct staff to submit comments that promote the City's best interest and formally request that Caltrans extend the Draft EIR comment period for an additional of 90 to 120 days. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

of Parks, Recreation and Marine and the Human Relations Commission to craft an anti-bullying policy for all City youth programs and facilities.

Vice Mayor Garcia spoke.

Councilmember Neal spoke.

Councilmember Johnson spoke.

Councilwoman Schipske spoke.

Vice Mayor Garcia spoke.

Patrick West, City Manager, spoke.

Larry Goodhue spoke.

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

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

21. 12-0627 Recommendation to request City Attorney to draft an ordinance amending Long Beach Municipal Code Section 15.36.120(A), clarifying that residents of sub-metered households be deemed as "service customers."

Councilmember Johnson spoke.

Councilman Austin spoke.

Councilwoman Schipske spoke.

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

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

22. 12-0611 Recommendation to authorize City Manager to amend the term of the extended 10-Year Key Tenant Loan with Marina Pacifica, LLC, to allow for the elimination of the interest rate. (District 3)

Reginald Harrison, Deputy City Manager, spoke.

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Councilmember Neal spoke.

Councilman Austin spoke.

Ave Leno, Marina Pacifica representative, spoke.

Edward Corday spoke.

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

Yes: 6 - Garcia, Lowenthal, DeLong, Johnson, Austin and Neal

No: 1 - Schipske

Absent: 2 - O'Donnell and Andrews

23. 12-0562

Recommendation to authorize City Manager to enter into a Memorandum of Understanding with the City of Signal Hill and the Spring Street Corridor Joint Powers Authority; a 15-year Sales Tax Sharing Agreement with the City of Signal Hill; and a 15-year Economic Development Agreement with Office Depot, City of Signal Hill, and LBSH Parcel I, LLC. (Citywide)

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

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

24. 12-0612

Recommendation to authorize City Manager to amend Contract No. 30774 with Xerox/ACS State & Local Solutions, Inc., and extend the term date to June 30, 2013, for collection services of delinquent parking violations for a period of one year. (Citywide)

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

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

25. 12-0613

Recommendation to adopt Specifications No. PA-00212 Rebid and award a contract to Clean Energy, of Seal Beach, CA (not an MBE, WBE, SBE or Local), for furnishing and delivering liquefied natural gas fuel, in an annual amount not to exceed \$800,000, 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 Lowenthal, seconded by Councilmember Neal, to approve recommendation. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

26. 12-0614

Recommendation to adopt resolution to issue Second Lien Water Revenue Bonds Series 2012A, in an amount not to exceed \$15,000,000, acting through its Board of Water Commissioners to refund the City of Long Beach Subordinate Water Revenue Commercial Paper Notes, Series A. (Citywide)

A motion was made by Councilmember Lowenthal, seconded by Councilmember Johnson, to approve recommendation and adopt Resolution No. RES-12-0069. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

Enactment No: RES-12-0069

27. 12-0615

Recommendation to authorize City Manager to execute a contract and all necessary amendments, including term extensions, with the County of Los Angeles to receive and expend Department of Homeland Security grant funding for the 2011 Homeland Security Grant Program; and increase appropriations by \$287,610 in the General Grants Fund (SR 120) in the Fire Department (FD). (Citywide)

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

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

- 28. 12-0565** Recommendation to authorize City Manager to execute a contract and all necessary amendments, including term extensions, with the City of Los Angeles to receive and expend Department of Homeland Security grant funding for the 2011 Urban Area Security Initiative (UASI) Grant, in an amount not to exceed \$3,406,101 for a period ending April 30, 2014; and increase appropriations in the General Grants Fund (SR 120) in the Fire Department (FD) by \$845,964, in the General Grants Fund (SR 120) in the Health and Human Services Department (HE) by \$235,369, and in the General Grants Fund (SR 120) in the Police Department (PD) by \$1,871,494. (Citywide)

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

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

- 29. 12-0616** Recommendation to authorize City Manager, or designee, to execute a first amendment to the current agreement between the City of Long Beach and the State Department of Health Services, in an amount not to exceed \$4,528,768, for the provision of HIV/AIDS preventive health services for a period of three years, and any subsequent amendments that increase future funding levels; and increase appropriations in the Health Fund (SR 130) in the Health and Human Services Department (HE) by \$250,472. (Citywide)

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

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

- 30. 12-0302** Recommendation to authorize City Manager to implement the policy giving restaurant operators discretion in allowing pet dogs on restaurant patios where food is served. (Citywide)

Larry Goodhue spoke.

Vice Mayor Garcia spoke.

Councilwoman Schipske spoke.

Councilmember Lowenthal spoke.

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

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

31. 12-0617

Recommendation to authorize City Manager to execute all documents and any subsequent amendments with the City of Los Angeles, to receive funds totaling \$837,674 to continue operations of the Harbor WorkSource Center, for the term of July 1, 2012 through June 30, 2013; and authorize City Manager, or designee, to execute agreements and amendments with necessary Workforce Investment Act training provider vendors. (Citywide)

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

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

32. 12-0619

Recommendation to authorize City Manager to execute a contract and all necessary amendments, including term extensions, with the Marine Exchange of Los Angeles-Long Beach Harbors to receive and expend Department of Homeland Security grant funding for the 2011 Port Security Grant Program, in an amount not to exceed \$4,420,262 for a period ending August 31, 2014; and increase appropriations in the General Grants Fund (SR 120) and in the Police Department (PD) by \$4,420,262. (Citywide)

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

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

33. 12-0620 Recommendation to authorize City Manager to execute all documents necessary for the First Amendment to Lease No. 29995 between CityPlace Long Beach, LLC; CityPlace Long Beach TIC 1, LLC; CityPlace Long Beach TIC 2, LLC, all Delaware limited liability companies, as tenants in common (Landlord), and the City of Long Beach (Tenant) for the relocation of City-leased office space to 295 East Third Street, Suite No. A-100, for the offices of certain veterans' organizations; and

Authorize City Manager to execute all documents necessary to amend Sublease No. 30276 with the Arthur L. Peterson Post No. 27, Inc., The American Legion, Department of California; Sublease No. 30277 with Long Beach Chapter No. 17, Disabled American Veterans, Inc.; and Sublease No. 30278 with the Fleet Reserve Association, Branch 43, (collectively, Subtenants), for the sublease of City-leased office space at 295 East Third Street, Suite No. A-100. (District 1)

A motion was made by Vice Mayor Garcia, seconded by Councilmember Johnson, that the item be laid over to the City Council meeting of Tuesday, August 7, 2012. The motion carried by the following vote:

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

34. 12-0569 Recommendation to adopt Plans and Specifications No. R-6906 for the Improvement of Livingston Drive between Termino Avenue and 2nd Street, award the project to and authorize City Manager to execute all documents necessary to enter into a contract with EBS General Engineering, Inc., in an estimated amount of \$1,254,000, plus a 15 percent contingency of \$188,100, for a total of \$1,442,100, and any necessary amendments thereto. (District 3)

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Councilman Austin spoke.

Vice Mayor Garcia spoke.

Larry Goodhue spoke.

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

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

35. 12-0621

Recommendation to authorize City Manager to execute on-call agreements with Lidgard and Associates, Inc., R. P. Laurain and Associates, Inc., Hawran and Malm, LLC, Valentine Appraisal and Associates, Inc., and BTI Appraisal, for as-needed real estate appraisal services in an aggregate total amount not to exceed \$300,000 of contract authority for a three year term, and to execute any necessary amendments to the agreements, relative to extending the terms for up to one additional one-year term, reallocating the contract dollar amounts, authorizing additional services, if required, within the provisions of the agreements, and adjusting the fee schedules for inflation, all provided that the aggregate total amount of contract authority is not exceeded. (Citywide)

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

Yes: 7 - Garcia, Lowenthal, DeLong, Schipske, Johnson, Austin and Neal

Absent: 2 - O'Donnell and Andrews

NEW BUSINESS (7:05 PM)

36. 12-0592

Recommendation to City Council to concur in the recommendation of the Personnel and Civil Service Committee to receive and confirm appointments to the Citizen Police Complaint Commission (2 appointments); the Parks and Recreation Commission (1 appointment); and the Planning Commission (1 appointment).

Councilwoman Schipske 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, Schipske, Andrews, Johnson, Austin and Neal

Absent: 1 - O'Donnell

37. Affidavits of Service for the special meetings held Tuesday, July 24, 2012.

38. 12-0632 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, July 20, 2012.

This Agenda Item was received and filed.

39. 12-0634 eComments received for the City Council meeting of Tuesday, July 24, 2012.

This Agenda Item was received and filed.

ANNOUNCEMENTS (9:39 PM)

Vice Mayor Garcia requested that the meeting be adjourned in memory of Carole Steele.

Councilwoman Schipske made community announcements.

Councilmember Neal made community announcements.

Councilmember Lowenthal made community announcements.

Councilmember Johnson offered condolences to the Steele family; and made community announcements.

Councilman Austin made community announcements.

Vice Mayor Garcia made community announcements.

ADJOURNMENT (9:50 PM)

At 9:50 PM, Vice Mayor Garcia adjourned the meeting in memory of Carole Steele.

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