

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 for this meeting were considered in the order presented.

ROLL CALL (5:04 PM)

Councilmembers Garcia, S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and
Present: Lerch

Councilmembers Schipske and Reyes Uranga
Absent:

Also present: Patrick H. West, City Manager; Suzanne Frick, Assistant City Manager; Robert Shannon, City Attorney; Heather Mahood, Chief Assistant City Attorney; Mike Mais, Assistant City Attorney; Laura L. Doud, City Auditor; Larry Herrera, City Clerk; Nancy Muth, City Clerk Analyst; Allison Bunma, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Dee Andrews, Councilman, Sixth District.

Julie Pruitt, spcaLA, presented a canine.

Vice Mayor Lerch spoke.

09-0660 Presentation on the TransPac Challenge.

 Presentation on Sea Festival.

 Drew Santariano spoke and submitted an invitation.

 Bob Seagren spoke.

This Handout was received and filed.

Mayor Foster spoke.

Councilmember O'Donnell spoke.

Councilman Andrews spoke.

PUBLIC COMMENT (5:18 PM)

John C. Goya spoke regarding Lois Lane.

Joseph E. Eichenger spoke regarding Lois Lane.

Tom Stout spoke regarding CalPers.

Dennis Dunn spoke regarding budget cuts and new projects.

Claudette Powers spoke regarding Long Beach Freedom School invitation.

CONSENT CALENDAR (5:31 PM)

Passed The Consent Calendar

A motion was made by Councilmember DeLong, seconded by Councilman Andrews, to approve Consent Calendar Items 1 - 12. The motion carried by the following vote:

Yes: 7 - Garcia, S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

1. [09-0642](#) Recommendation to authorize City Manager to execute a 13th amendment to the agreement with The Law Offices of M. Brian McMahon, in the matter entitled Long Beach Oil Development Company vs. City of Long Beach, Case No. CV 03-6655; and Long Beach Oil Development Company vs. City of Long Beach, Case No. BC 375503.
A motion was made to approve recommendation on the Consent Calendar.
2. [09-0653](#) Recommendation to adopt resolution to reaffirm the City's support of the Mayors for Peace vision of eliminating nuclear weapons by the year 2020. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-09-0062 on the Consent Calendar.

Enactment No: RES-09-0062

3. [09-0638](#) Recommendation to approve the City Council and the Budget Meeting minutes for the meetings held Tuesday, June 9, 2009.

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

4. [09-0639](#) Recommendation to refer to City Attorney damage claims received between June 8, 2009 and June 15, 2009.

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

5. [09-0623](#) Recommendation to adopt resolution approving the existing Identity Theft Prevention Program in compliance with the Fair and Accurate Credit Transaction (FACT) Act. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-09-0063 on the Consent Calendar.

Enactment No: RES-09-0063

6. [09-0632](#) Recommendation to authorize City Manager to purchase "all risk" property insurance for City buildings, contents, and vehicles through the Alliant Insurance Service's Public Entity Property Insurance Program, for a total premium not to exceed \$640,000 for the period from July 1, 2009 through July 1, 2010. (Citywide)

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

7. [09-0633](#) Recommendation to authorize City Manager to purchase excess workers' compensation insurance for the period of July 1, 2009 through July 1, 2010, through Marsh USA, Inc., for a total premium not to exceed \$375,000. (Citywide)

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

8. [09-0634](#) Recommendation to authorize City Manager to purchase excess municipal liability insurance for the period of July 1, 2009 through July 1, 2010, through Marsh USA, Inc., for a total premium not to exceed \$580,000;

Authorize City Manager to purchase airport liability insurance for the period of June 30, 2009 through June 30, 2010, through Marsh USA, Inc., for a total premium not to exceed \$150,000; and

Authorize City Manager to purchase aircraft liability and hull insurance for police helicopters for the period of June 30, 2009 through June 30, 2010, through Marsh USA, Inc., for a total premium not to exceed \$70,000. (Citywide)

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

9. [09-0624](#) Recommendation to authorize City Manager to execute any and all documents necessary for a Memorandum of Agreement with the Federal Aviation Administration (FAA) for operational evaluation and testing of a final approach runway occupancy signal at the Long Beach Airport. (District 5)

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

10. [09-0625](#) Recommendation to receive and file the application of Love LB Incorporated, dba (No active dba), for a person-to-person transfer of an Alcoholic Beverage Control License, at 3935-3939 East Broadway, with existing conditions. (District 3)

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

11. [09-0626](#) Recommendation to receive and file the application of Edward Clarence Snow, dba Mama Mias Pizza, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1642 East Artesia Boulevard, with existing conditions. (District 9)

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

12. [09-0641](#) Recommendation to receive and file minutes for:
Civil Service Commission - May 27 and June 3, 2009.

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

REGULAR AGENDA (5:31 PM)

[see media](#)

13. [09-0651](#) Recommendation to receive and file the Queen Mary Capital Improvements Audit, and revisit Save the Queen's performance of capital improvements subsequent to its next benchmark deadline of December 31, 2009.

Laura L. Doud, City Auditor, spoke.

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

Yes: 7 - Garcia, S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

[see media](#)

14. [09-0627](#)

Recommendation to authorize City Manager to execute all documents with the City of Los Angeles to receive funds totaling \$1,154,789 to continue operations of the Harbor WorkSource Center for the term of July 1, 2009 through June 30, 2010, and to execute any needed subsequent amendments. (Citywide)

Bryan Rogers, Workforce Development Bureau Manager, spoke.

Councilwoman Gabelich spoke.

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

Yes: 7 - Garcia, S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

[see media](#)

15. [09-0628](#)

Recommendation to authorize City Manager to execute contracts with various One-Stop Career Center service providers outlined in Exhibit A in support of the Workforce Investment Network's strategies that provide employment services to adult and dislocated worker residents in the amount totaling \$1,465,000, and to execute any needed subsequent amendments. (Citywide)

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

Yes: 7 - Garcia, S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

[see media](#)

16. [09-0629](#)

Recommendation to authorize City Manager to execute all documents with the State of California to accept Workforce Investment Act grants totaling \$6,224,466, and to execute any needed subsequent

amendments. (Citywide)

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

Yes: 7 - Garcia, S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

[see media](#)

17. [09-0630](#)

Recommendation to adopt Specifications No. PA-01209 and award a contract to Allstar Fire Equipment to furnish and deliver breathing apparatus and related equipment, in the total estimated annual amount of \$1,200,000, of Urban Area Security Initiative 2006 (UASI 06) grant funding, for a period of one year, with the option to renew for two additional one-year periods, in the amount of \$225,000 annually, supported by the General Fund, at the discretion of the City Manager. (Citywide)

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

Yes: 7 - Garcia, S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

[see media](#)

18. [09-0631](#)

Recommendation to adopt Specifications No. PA-01809 and award contract to AirSpace, LLC, for furnishing and delivering Jet "A" Fuel in the annual contract amount of \$190,000 for a period of one year, with the option of renewing for two additional one-year periods, at the discretion of the City Manager, with the option of adding expenditures up to 10 percent (or \$19,000) above the annual contract amount, if necessary and if funds are available. (Citywide)

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

Yes: 7 - Garcia, S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

[see media](#)

19. [09-0635](#)

Recommendation to authorize City Manager to execute an agreement with the Long Beach Unified School District for the operation of the 21st

Century Long Beach Winners Reaching Amazing Potential after school enrichment program at Los Cerritos Elementary School; authorize the required 15 percent General Fund in-kind match; and authorize City Manager to execute any future documents, including amendments, necessary to accept, implement, and administer the agreement. (District 8)

Councilman Andrews spoke.

Councilwoman Gabelich spoke.

Phil Hester, Director of Parks, Recreation and Marine, spoke.

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

Yes: 7 - Garcia, S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

[see media](#)

20. [09-0636](#)

Recommendation to authorize City Manager to execute agreements with the Long Beach Unified School District for the operation of the After School Education and Safety Program at Burbank, Edison, Garfield, Grant, King, Lafayette, and Lee Elementary and Hudson K-8 school sites; authorize the required 15 percent in-kind match in the form of Community Development Block Grant and General Fund monies; and authorize City Manager to execute any future documents, including amendments, necessary to accept, implement, and administer the agreements. (Districts 1,2,4,6,7,9)

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

Yes: 7 - Garcia, S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

[see media](#)

21. [09-0637](#)

Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from: 1) the Recovery Act: Edward Byrne Memorial Justice Assistance Grant Formula Program, and 2) the Edward Byrne Memorial Justice Assistance Grant Program FY 2009; and increase appropriations in the General Grants Fund (SR) and in the Police Department (PD) by \$1,832,167. (Citywide)

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

Yes: 7 - Garcia, S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

ORDINANCES (5:44 PM)

[see media](#)

22. [09-0652](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 2.84.030 relating to local preference read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

A motion was made by Councilwoman Gabelich, seconded by Councilman Andrews, 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: 7 - Garcia, S. Lowenthal, DeLong, O'Donnell, Andrews, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

[see media](#)

23. [09-0132](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 21.21.302 relating to noticing requirements for hearings, read and adopted as a read. (Citywide)

Robert Shannon, City Attorney, spoke.

Gary Frahm spoke.

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

Councilmember DeLong spoke.

Robert Shannon, City Attorney, spoke.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Councilmember DeLong spoke.

Vice Mayor Lerch spoke.

Councilwoman Gabelich spoke.

A substitute motion was made by Councilmember DeLong, seconded by Councilmember S. Lowenthal, to return a revised ordinance at the Tuesday, July 7, 2009 meeting for first reading, with the consideration for possible exceptions concerning gated communities. The motion carried by the following vote:

Yes: 4 - Garcia, S. Lowenthal, DeLong and Andrews

No: 3 - O'Donnell, Gabelich and Lerch

Absent: 2 - Schipske and Reyes Uranga

NEW BUSINESS (6:00 PM)

24. Affidavit of Service for the special meeting held Tuesday, June 23, 2009.

ANNOUNCEMENTS (6:00 PM)

Mayor Foster request that the meeting be adjourned in memory of Dennis Williams.

Councilwoman Gabelich made community announcements.

Councilmember S. Lowenthal made community announcements.

Councilman Andrews made community announcements.

PUBLIC (6:08 PM)

Claudette Powers spoke.

ADJOURNMENT (6:09 PM)

At 6:09 PM, Mayor Foster adjourned the meeting in memory of Dennis Williams.

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