CITY OF LONG BEACH CITY COUNCIL MINUTES

TUESDAY, OCTOBER 20, 2009 333 W. OCEAN BOULEVARD COUNCIL CHAMBER, 5:00 PM

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, with the exception of Agenda Item No. 33, which was considered immediately following the presentation and Agenda Item No. 23, which was considered prior to Agenda Item No. 21.

ROLL CALL (5:03 PM)

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

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

Vice Mayor Lerch presiding.

Invocation: Moment of Silence.

Flag Salute: Gary DeLong, Councilmember, Third District.

Vice Mayor Lerch announced that Agenda Item No. 33 would be considered following the presentation.

Julie Pruitt, spcaLA, presented a canine.

Downtown Long Beach Associates presentation for International Downtown Association Bike Master Plan Award.

Kraig Kojian, Downtown Long Beach Associates Executive Director, spoke.

Councilmember Lowenthal spoke.

Councilmember Garcia spoke.

HEARINGS (5:24 PM)

see media

1. <u>09-1084</u>

Recommendation to receive supporting documentation into the record, adopt resolution confirming the Fourth Street Parking and Business Improvement Area annual report and continuing the assessment for the period of October 1, 2009 through September 30, 2010, conclude the hearing, and authorize City Manager to extend the agreement with the Fourth Street Business Improvement Association for a one-year term. (District 2)

Councilmember Lowenthal spoke.

A motion was made by Councilmember Lowenthal, seconded by Councilmember O'Donnell, to approve recommendation and adopt Resolution No. RES-09-0116. The motion carried by the following vote:

- **Yes:** 8 Garcia, Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch
- Absent: 1 DeLong

Enactment No: RES-09-0116

<u>see media</u>

2. 09-1085

Recommendation to receive supporting documentation into the record, adopt resolution confirming the Bixby Knolls Business Improvement Area annual report, continuing the levy of assessment for the period of October 1, 2009 through September 30, 2010, conclude the hearing, and authorize City Manager to extend the agreement with the Bixby Knolls Business Improvement Association for one-year. (Districts 7,8)

Councilwoman Gabelich spoke.

Blair Cohn spoke.

Councilwoman Gabelich spoke.

Councilmember Reyes Uranga spoke.

A motion was made by Councilwoman Gabelich, seconded by Councilmember Reyes Uranga, to approve recommendation and adopt Resolution No. RES-09-0117. The motion carried by the following vote:

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Enactment No: RES-09-0117

see media

3. <u>09-1086</u> Recommendation to conduct a public hearing on the Resolution of Necessity to determine the public interest and necessity for acquiring and authorizing the condemnation of a portion of real property at 6265 East Second Street, a portion of Assessor Parcel Numbers 7242-021-002 and 7242-021-003, including easements and improvements for the Pacific Coast Highway/Second Street Improvement Project;

Receive testimony from staff and property owner(s) with interest in the property (if required written requests to be heard have been received); and

Adopt Resolution of Necessity making the findings required by law, including determining the public interest and necessity for acquiring, and authorizing the condemnation of a portion of certain real property within the City of Long Beach for the Pacific Coast Highway/Second Street Improvement Project. (District 3)

Councilmember DeLong spoke.

Larry Goodhue spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-09-0118. The motion carried by the following vote:

- **Yes:** 8 Garcia, Lowenthal, DeLong, O'Donnell, Andrews, Reyes Uranga, Gabelich and Lerch
- No: 1 Schipske

Enactment No: RES-09-0118

see media

4. <u>09-1087</u> Recommendation to direct City Attorney to draft amendments to Long Beach Municipal Code Chapter 8.60 regarding operating rules and regulations and the implementation of the Refuse Hauler Business Fee for private refuse haulers;

Receive supporting documentation into the record, conclude the public hearing, declare the ordinance read the first time and laid over to the next meeting of the City Council for second reading;

Michael Conway, Director of Public Works, spoke.

Harvey Cochran spoke.

Susan Molton spoke.

Councilwoman Schipske spoke.

Councilmember Lowenthal spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, 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: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

<u>09-0817</u> Adopt resolution establishing the Refuse Hauler Business Fee;

Authorize City Manager to develop and execute agreements of up to ten years with all private refuse haulers currently operating in compliance with their Refuse Transportation Permit; and

Authorize Director of Public Works to:

- a. Develop and implement rules and regulations as required for the successful execution, implementation and administration of the agreements and to ensure compliance with federal, state and local regulations;
- b. Limit the number of permits to be issued to the 16 existing permitted haulers only;
- c. Collect any and all fees as authorized by the City Council, including the currently authorized AB 939 fee and the proposed Refuse Hauler Business Fee;
- d. Require private refuse haulers to utilize alternative fuel vehicles when operating in the City after September 30, 2015; and
- e. Continue to require private refuse haulers to provide recycling services to all multi-family and commercial accounts as

determined by the Director of Public Works. (Citywide)

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation and adopt Resolution No. RES-09-0119. The motion carried by the following vote:

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

Enactment No: RES-09-0119

PUBLIC COMMENT (6:05 PM)

Jesse Marques spoke regarding action taken by the Board of Harbor Commissioners.

Rabbi Jonathan Klein spoke regarding action taken by the Board of Harbor Commissioners.

Ryan Wiggins spoke regarding ATA settlement by the Board of Harbor Commissioners.

Councilmember Reyes Uranga spoke.

Evan Braude and Roxanne spoke regarding the Historical Society Cemetery Tour.

Councilwoman Gabelich spoke.

Councilmember O'Donnell spoke.

Councilman Andrews spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Larry Goodhue spoke regarding ethics and City contracts.

Harvey Cochran spoke regarding the Council agenda.

CONSENT CALENDAR (6:29 PM)

Passed The Consent Calendar

A motion was made by Councilwoman Gabelich, seconded by Councilmember Reyes Uranga, to approve Consent Calendar Items 5 - 20. The motion carried by the following vote:

- **Yes:** 9 Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch
- 5. <u>09-1089</u> Recommendation to receive and file report on the Southern California Association of Governments (SCAG) Regional Council Meeting in Los Angeles, October 1, 2009.

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

6. <u>09-1106</u> Recommendation to authorize City Attorney to submit Stipulations with Requests for Awards for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$64,056.25 for the claim of Mike Moran; 1) \$67,118 for Stipulations with Request for Award with a life pension thereafter of \$21 per week, 2) separate authority to pay \$4,800, and separate authority to pay \$10,000 to resolve vocational rehabilitation benefits for the claim of Ajay Sarin; and \$55,128.89 for the claim of Johnny Silva; in compliance with the Appeals Board Orders.

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

7. <u>09-1109</u> Recommendation to adopt minute order to grant an application for Edna M. Bansemer for a widow's pension.

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

8. <u>09-1090</u> Recommendation to authorize City Attorney to pay sum of \$9,500 in full settlement of lawsuit entitled Felix Alvarado Flores & Yessica Garcia v. City of Long Beach et al.

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

9. <u>09-1091</u> Recommendation to approve City Council and Study Session minutes for the meetings of Tuesday, October 6, 2009.

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

10. <u>09-1092</u> Recommendation to refer to City Attorney damage claims received between October 5, 2009 and October 12, 2009.

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

11. <u>09-1088</u> Recommendation to authorize City Manager to execute all documents and amendments necessary for a lease between the Redevelopment Agency of the City of Long Beach and the City of Long Beach for the use of 5643 Atlantic Avenue to house the Pacific Gateway Workforce Investment Network Youth Academy Project at an annual rental rate of \$1.00 for a term of one year with two optional one-year extensions. (District 8)

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

12. <u>09-1093</u> Recommendation to adopt Specifications No. PA-02409; and authorize City Manager to award a contract to Cummins Cal Pacific, LLC for the purchase and installation of eight Emission Control Devices (Diesel Particulate Traps) for the City's heavy-duty on-road diesel trucks in the contract amount of \$122,857 including tax. (Citywide)

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

13. <u>09-1108</u> Recommendation to authorize City Manager, or designee, to execute a Memorandum of Understanding, and all other necessary documents, between the City of Long Beach and the Long Beach Unified School District for participation in the State Supplied Vaccine Program and Oversight of Vaccination Activities. (Citywide)

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

14. <u>09-1094</u> Recommendation to receive and file the application of Santino Development Investment Incorporated, dba The Ravens Nest, for a person-to-person transfer of an Alcoholic Beverage Control License, at 2941 East Broadway, with existing conditions. (District 2)

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

15. <u>09-1095</u> Recommendation to receive and file the application of Crab Addison Incorporated, dba Joes Crab Shack, for a fiduciary transfer of an Alcoholic Beverage Control License, at 6550 East Marina Drive, with existing conditions. (District 3)

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

16. <u>09-1096</u> Recommendation to receive and file the application of Bottoms Up Bar & Entertainment Incorporated, dba Bottoms Up Tavern, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1739 East Artesia Boulevard, with existing conditions. (District 9)

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

17. <u>09-1097</u> Recommendation to authorize City Manager to execute all necessary documents to receive and expend funding from the Next Generation

Click It or Ticket Grant from the University of California, Berkeley Traffic Safety Center with funding from the State of California Office of Traffic Safety; and increase appropriations in the General Grants Fund (SR 120) and in the Police Department (PD) by \$26,399. (Citywide)

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

18. <u>09-1098</u> Recommendation to authorize City Manager to execute all necessary documents to receive and expend funding from the LBPD Solving Cold Cases with DNA 09 grant cooperative agreement; and increase appropriations in the General Grants Fund (SR) and in the Police Department (PD) by \$286,402. (Citywide)

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

19. <u>09-1099</u> Recommendation to authorize City Manager to execute a Contribution Agreement with the State of California Department of Transportation (Caltrans) for the Temple Avenue Bridge Repair between 29th Street and Spring Street in the amount of \$147,000, including any related documents and amendments; increase appropriations by \$147,000 in the Gas Tax Street Improvement Fund (SR 181) in the Department of Public Works (PW);

Accept City of Signal Hill's contribution of \$30,000 for the Temple Avenue Bridge Repair between 29th Street and Spring Street; and increase appropriations by \$30,000 in the Gas Tax Street Improvement Fund (SR 181) in the Department of Public Works (PW). (District 5)

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

20. <u>09-1107</u> Recommendation to receive and file the minutes for: Planning Commission - September 17, 2009.

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

UNFINISHED BUSINESS (6:30 PM)

see media

35. <u>09-1076</u> Recommendation to adopt resolution authorizing implementation of a work furlough for employees represented by the International Association of Machinists and Aerospace Workers in order to generate an amount equivalent to 5.7 percent in pay (120 hours for regular, full-time employees and 60 hours for part-time employees) for all permanent employees in Fiscal Year 2010. (Citywide)

Councilmember O'Donnell spoke.

Councilwoman Gabelich spoke.

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

Councilmember DeLong spoke.

Councilmember Garcia spoke.

Councilmember Reyes Uranga spoke.

Harvey Cochran spoke.

Kristin Durella, International Association of Machinists and Aerospace Workers representative, spoke.

Larry Goodhue spoke.

Councilman Andrews spoke.

Councilwoman Gabelich spoke.

A second substitute motion was made by Councilwoman Gabelich, seconded by Councilmember Lowenthal, to adjourn to closed session. The motion carried by the following vote:

- Yes: 7 Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Gabelich and Lerch
- No: 2 Andrews and Reyes Uranga

City Council adjourned to closed session. (6:56 PM)

SECOND ROLL CALL (7:13 PM)

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

09-1076 Recommendation to adopt resolution authorizing implementation of a work furlough for employees represented by the International Association of Machinists and Aerospace Workers in order to generate an amount equivalent to 5.7 percent in pay (120 hours for regular, full-time employees and 60 hours for part-time employees) for all permanent employees in Fiscal Year 2010. (Citywide)

Councilmember Reyes uranga spoke.

Robert Shannon, City Attorney, spoke.

Councilwoman Gabelich spoke.

A second substitute motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation, adopt resolution, and direct City Manager to not implement furloughs prior to November 3, 2009. The motion failed by the following vote:

- **Yes:** 3 Lowenthal, DeLong and Lerch
- No: 6 Garcia, O'Donnell, Schipske, Andrews, Reyes Uranga and Gabelich

A substitute motion was made by Councilmember Reyes Uranga, seconded by Councilmember Garcia, that the item be laid over to the meeting of Tuesday, November 3, 2009. The motion carried by the following vote:

- **Yes:** 8 Garcia, Lowenthal, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch
- No: 1 DeLong

REGULAR AGENDA (6:30 PM)

see media

21. <u>09-1114</u>

Recommendation to approve referral to the Charter Amendment Committee for placement on the April 13, 2010 ballot, a Charter Amendment ("Public Pay Bargaining Sunshine Requirements") that will require the City Council to adopt procedures similar to Government Code Section 3547 and Government Code Section 3547.5 which open the collective bargaining process to public review and which require the disclosure of the full costs of the contracts and certification that all costs of the contracts can be met during the terms of such contracts.

Councilwoman Schipske spoke.

Tom Stout spoke.

Harvey Cochran spoke.

A motion was made by Councilwoman Schipske, seconded by Councilmember DeLong, to approve recommendation to request the City Manager to schedule a study session concerning a proposed Charter Amendment for the April 13, 2010 ballot to open the collective bargaining process to public view. The motion carried by the following vote:

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

see media

22. <u>09-1117</u> Recommendation to request City Manager to direct the Public Works and Library Services Departments to work with the City Auditor and the Long Beach Historical Society to immediately inventory and photograph all the contents of the storage buildings at the Public Service Yard and to determine the value of each item and the location where the items will be moved. Additionally, to prepare a report outlining what will be done to preserve these items as well as the *Southern Pacific Passenger Depot* prior to the property exchange being executed.

Councilwoman Schipske spoke.

John Thomas spoke.

Larry Goodhue spoke.

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

<u>see media</u> 23. 09-1115

Recommendation to respectfully request the City Council to receive and file a report concerning the Fifth Council District Library Round-Up.

Councilwoman Schipske spoke.

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

<u>see media</u>

- **24.** <u>09-1116</u>
- Recommendation to respectfully request the City Council to receive and file a report concerning the Third Annual Good Neighbor Festival.

Councilwoman Schipske spoke.

Diana Lejins spoke.

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

<u>see media</u>

25. <u>09-1118</u>

Recommendation to respectfully request City Manager to work with the City Attorney to review the Long Beach Municipal Code for necessary changes related to spay/neutering, cat licensing, mobile unit education, enabling Long Beach Animal Care Services to better manage animal populations throughout the City; and

Request City Manager to develop recommendations for City Council review within the next 60 days that achieves the following goals:

- 1. Reduce the number of unwanted animals through the promotion of low cost spay and neuter procedures at local veterinary hospitals and clinics.
- 2. Reduce the number of animals impounded at the local shelter through the promotion of a citywide licensing program that includes all animals (e.g. cats, dogs and other).
- 3. Increase the number of animals returned to their owners (and reduce euthanasia of unclaimed animals) by increasing access to education, licensing and microchipping services in hard-to-reach communities (particularly those where animal populations have been difficult to manage).
- 4. Expand education and volunteer training programs to support the mission of Animal Care Services and enforcement of the Long Beach Municipal Code, particularly in those areas of the City where animal populations have become difficult to manage.

Councilmember Lowenthal spoke.

Councilmember Reyes Uranga spoke.

Councilmember O'Donnell spoke.

Councilwoman Schipske spoke.

Vice Mayor Lerch spoke.

Judy Crumpton spoke.

Kate Karp spoke.

Diana Lejins spoke.

Harvey Cochran spoke.

Loraine Fishman spoke.

Wendy Aragonne spoke.

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

<u>see media</u> 26. 09-1113

Recommendation to receive and file the Towing Operations Cash Handling Procedures Audit; and request City Council to request City Management to review recommendations, develop strategies for implementation and update the City Council and City Auditor in six months and in one year from the date of receipt and filing of this report.

Laura L. Doud, City Auditor, spoke.

Michael Conway, Director of Public Works, spoke.

Councilmember O'Donnell spoke.

Councilmember Reyes Uranga spoke.

Councilman Andrews spoke.

Councilmember Lowenthal spoke.

Councilwoman Gabelich spoke.

Councilmember Garcia spoke.

Councilwoman Schipske spoke.

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

Yes: 9 - Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Reyes Uranga, Gabelich and Lerch

<u>see media</u> **27.** 09-1110

Recommendation to adopt resolution authorizing City Manager to execute a contract and any amendments thereto with Bragg Investment Company, Inc., dba Coastline Equipment Company of Long Beach, for the purchase of two John Deere 850J LGP Crawler Dozers on the same terms and conditions afforded the State of California, in the total amount not to exceed \$574,273 including tax. (Citywide)

A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-09-0120. The motion carried by the following vote:

- Yes: 8 Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch
- Absent: 1 Andrews

Enactment No: RES-09-0120

<u>see media</u>

28. <u>09-1100</u>

Recommendation to authorize City Manager to make payment for property and boiler and machinery insurance for the Southeast Resource Recovery Facility for the period of October 20, 2009 through October 20, 2010, for a premium not to exceed \$650,000, payable to Covanta Holding Corporation. (District 2)

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, Reyes Uranga, Gabelich and Lerch
- Absent: 1 Andrews

<u>see media</u>

29. <u>09-0358</u>

Recommendation to adopt resolution and findings approving the Park Impact Fee Report for Fiscal Year 2008. (Citywide)

Councilwoman Schipske spoke.

A motion was made by Councilmember O'Donnell, seconded by Councilmember DeLong, to approve recommendation and adopt Resolution No. RES-09-0121. The motion carried by the following vote:

- **Yes:** 8 Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch
- Absent: 1 Andrews

Enactment No: RES-09-0121

<u>see media</u>

30. <u>09-1101</u> Recommendation to receive and file the application of Habiba Begum Hoque, dba Wing Stop, for an original Alcoholic Beverage Control License, at 80 East 4th Street, with conditions. (District 1)

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

- **Yes:** 8 Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch
- Absent: 1 Andrews

<u>see media</u>

31. <u>09-1103</u>

Recommendation to receive and file the application of Bahram Kasravi, dba Bobs Chevron, for an original Alcoholic Beverage Control License, at 700 Redondo Avenue, with conditions. (District 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, Reyes Uranga, Gabelich and Lerch
- Absent: 1 Andrews

<u>see media</u>

32. <u>09-1104</u>

Recommendation to receive and file the application of Indalecio Valencia, dba Nechos Restaurant, for a premise-to-premise transfer of an Alcoholic Beverage Control License, at 2380 Santa Fe Avenue, with conditions. (District 7)

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

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

Absent: 1 - Andrews

<u>see media</u>

33. <u>09-1105</u> Recommendation to authorize City Manager to execute all necessary agreements with California Department of Transportation (Caltrans), and any required subsequent amendments, to receive and expend \$500,000 in Safe Routes to School (SR2S) funding to provide bicycle and pedestrian safety education programs to sixty (60) elementary and middle schools in Long Beach; to execute all necessary documents with co-applicant Safe Moves; and increase appropriations by \$500,000 in the General Grant Fund (SR 120) in the Department of Public Works (PW). (Citywide)

Councilwoman Gabelich spoke.

Harvey Cochran spoke.

Councilwoman Schipske spoke.

Councilmember O'Donnell spoke.

Councilmember Lowenthal 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, Reyes Uranga, Gabelich and Lerch

ORDINANCE (8:25 PM)

<u>see media</u>

34. 09-1081

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 10.32.110 relating to Preferential Parking District "Z", read and adopted as read. (Citywide)

A motion was made by Councilmember DeLong, seconded by Councilmember Lowenthal, to approve recommendation and adopt Ordinance No. ORD-09-0032. The motion carried by the following vote:

- **Yes:** 7 Garcia, Lowenthal, DeLong, Schipske, Reyes Uranga, Gabelich and Lerch
- Abstentions: 1 O'Donnell
 - Absent: 1 Andrews

Enactment No: ORD-09-0032

NEW BUSINESS (8:26 PM)

35. Agenda Item No. 35 is listed under Unfinished Business.

ANNOUNCEMENTS (8:26 PM)

Councilmember Reyes Uranga made community announcements.

Councilwoman Schipske made community announcements.

Councilwoman Gabelich made community announcements.

Councilmember Garcia made community announcements.

Vice Mayor Lerch made community announcements.

PUBLIC (8:33 PM)

<u>09-1143</u> Distributed at the meeting: Correspondence from James Henry Washington concerning LAC MTA South Bay transportation improvement study.

This Handout was received and filed.

ADJOURNMENT (8:50 PM)

At 8:50 PM, Vice Mayor Lerch adjourned the meeting.

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