

Bonnie Lowenthal, Vice Mayor, 1st District
Suja Lowenthal, 2nd District
Gary DeLong, 3rd District
Patrick O'Donnell, 4th District



Gerrie Schipske, 5th District
Vacant, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, 9th District

Gerald R. Miller, City Manager
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Robert E. Shannon, City Attorney

FINISHED AGENDA & MINUTES

ROLL CALL (5:19 PM)

Councilmembers B. Lowenthal, DeLong, O'Donnell, Schipske, Reyes Uranga and
Present: Lerch

Councilmembers S. Lowenthal and Gabelich
Absent:

Also present: Gerald Miller, City Manager; Reginald Harrison, Deputy City Manager;
Robert Shannon, City Attorney; Mike Mais, Assistant City Attorney; Larry Herrera, City
Clerk; Nancy Muth, City Clerk Analyst.

Mayor Foster presiding.

Invocation: Moment of Silence.

Flag Salute: Patrick O'Donnell, Councilmember, Fourth District.

SECOND ROLL CALL (5:21 PM)

Councilmembers B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Reyes
Present: Uranga and Lerch

Councilmembers Gabelich
Absent:

S. Lowenthal joined the meeting.

There being no objection, Mayor Foster declared that the minutes of the City Council
meeting of Tuesday, December 12, 2006 be approved.

Proclamation in recognition for Kevin Boylan, Director of Human Resources, on the
occasion of his retirement. (5:21 PM)

THIRD ROLL CALL (5:23 PM)

Councilmembers B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Reyes
Present: Uranga, Gabelich and Lerch

Gabelich joined the meeting.

Kevin Boylan, Director of Human Resources, spoke.

Councilmember O'Donnell spoke.

Presentation in recognition of the new magazine, "Long Beach CityWorks." (5:26 PM)

Mayor Foster announced that Agenda Item No. 40 was withdrawn.

HEARING (5:28 PM)

[see media](#)

1. [06-1348](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, adopt resolution initiating proceedings and requesting the Local Agency Formation Commission approve an annexation of the Will Johnson Reservoir;

Distributed at the meeting: Correspondence from Brad Dechter.

Greg Carpenter, Planning Bureau Manager, spoke.

Councilmember Lerch spoke.

Vice Mayor B. Lowenthal spoke.

Councilmember Gabelich spoke.

A motion was made by Vice Mayor B. Lowenthal, seconded by Councilmember Lerch, to approve recommendation and adopt Resolution No. RES-06-0143. The motion carried by the following vote:

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

Enactment No: RES-06-0143

[see media](#)

[06-1322](#)

Adopt resolution initiating proceedings and requesting that the Local Agency Formation Commission approve an annexation of the Rancho Dominguez/Alameda Industrial Area;

A motion was made by Vice Mayor B. Lowenthal, seconded by Councilwoman Gabelich, to approve recommendation and adopt Resolution No. RES-06-0144. The motion carried by the following vote:

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

Enactment No: RES-06-0144

[see media](#)

[06-1323](#)

Adopt resolution amending the Land Use Element of the General Plan to include policies for the area and designate Land Use Districts therein; and

A motion was made by Vice Mayor B. Lowenthal, seconded by Councilmember Lerch, to approve recommendation and adopt Resolution No. RES-06-0145. The motion carried by the following vote:

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

Enactment No: RES-06-0145

[see media](#)

[06-1324](#)

Declare ordinance pre-zoning the area for General Industrial and Public Right-of-Way uses 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 Vice Mayor B. Lowenthal, seconded by Councilwoman Gabelich, 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: 8 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch

PUBLIC COMMENT (5:48 PM)

Dave San Jose spoke regarding youth.

Claudette Powers spoke regarding the gathering in the courtyard today.

Councilwoman Gabelich spoke.

Thomas Murphy spoke regarding "Don't Trash California".

Harvey Cochran spoke regarding Colorado Lagoon.

John Morris spoke regarding Pine Avenue and submitted a December 16, 2006 Long Beach Police Department memorandum.

CONSENT CALENDAR (6:01 PM)

Passed The Consent Calendar

A motion was made by Councilmember Reyes Uranga, seconded by Councilmember DeLong, to approve Consent Calendar Items 2 - 27, except for Items 5, 11, 14, 21, and 25. The motion carried by the following vote:

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

2. [06-1341](#) Recommendation to authorize City Manager to execute a Mills Act Historic Property contract with Kevin Poi and Thomas Hoehn, owners of 4242 Pine Avenue, a designated landmark generally referred to as the Henry Clock House. (District 8)
A motion was made to approve recommendation on the Consent Calendar.
3. [06-1349](#) Recommendation to authorize City Attorney to submit Compromise and Release for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$30,000 for permanent disability rating, and separate authority to pay \$5,000 to resolve vocational rehabilitation benefits for claim of Theodore Davenport, in compliance with the Appeals Board Order.
A motion was made to approve recommendation on the Consent Calendar.
4. [06-1350](#) Recommendation to authorize City Attorney to submit Stipulation with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$8,680 for the claim of Victoria Love, in compliance with the Appeals Board Order.
A motion was made to approve recommendation on the Consent Calendar.
- [see media](#)
5. [06-1357](#) Recommendation to authorize City Manager to execute a contract with Edward White & Co., LLP to perform an Article 9 review in an amount not to exceed \$205,000 for the term of the contract from December 1, 2006 to November 30, 2007.

Thomas Murphy spoke.

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

Yes: 6 - DeLong, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch

Absent: 2 - B. Lowenthal and S. Lowenthal

6. [06-1356](#) Recommendation to refer to City Attorney damage claims received between December 7, 2006 and December 14, 2006.
A motion was made to approve recommendation on the Consent Calendar.
7. [06-1358](#) Recommendation to grant an extension of time until January 22, 2007 for filing report of the Hearing Officer on the suspension/revocation of entertainment Permit No. BU99041410 issued to Mariposa Restaurant Group LLC, dba Mariposa, 100 W. Broadway, Long Beach, 90802. (District 2)
A motion was made to approve recommendation on the Consent Calendar.
8. [06-1292](#) Recommendation to authorize City Manager to execute an Amendment to the Second Amended and Restated Ground Lease and Memorandum of Lease for the Pike at Rainbow Harbor Project. (District 2)
A motion was made to approve recommendation on the Consent Calendar.
9. [06-1325](#) Recommendation to authorize City Manager to submit an application for an allocation of federal New Markets Tax Credits and approve a contract with Kelli Bernard to prepare the application and to provide project administration for the program, if approved. (Citywide)
A motion was made to approve recommendation on the Consent Calendar.
10. [06-1364](#) Recommendation to adopt resolution maintaining standardized Entertainment District conditions of operation and tiered conditions;
A motion was made to approve recommendation and adopt Resolution No. RES-06-0146 on the Consent Calendar.
Enactment No: RES-06-0146
- [06-1305](#) Declare Ordinance extending the Downtown Dining and Entertainment District Pilot Program through March 31, 2007, read the first time and laid over to the next regular meeting of the City Council. (Districts 1,2)
A motion was made to declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

[see media](#)

11. [06-1326](#)

Recommendation to receive and file the Annual Inspection of Local Detention Facilities Report by the Department of Health and Human Services. (Citywide)

Thomas Murphy spoke.

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

Yes: 6 - DeLong, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch

Absent: 2 - B. Lowenthal and S. Lowenthal

12. [06-1327](#)

Recommendation to authorize City Manager to execute (i) an Assignment Consent Agreement to Assignment from Edgington Oil Company to Edgington Oil Company, LLC, certain rights and obligations under the Customer Natural Gas Transportation/Service Agreement with the City of Long Beach, and (ii) the Assignment Consent Agreement attached in Exhibit A to the Resolution. (District 9)

A motion was made to approve recommendation and adopt Resolution No. RES-06-0147 on the Consent Calendar.

Enactment No: RES-06-0147

13. [06-1328](#)

Recommendation to adopt resolution to change the overnight parking fee at beach area parking lots from \$30 per month, or any portion thereof, to include a discounted fee of \$25 per month, or any portion thereof, for paying for the term of the pass in advance. (Districts 2,3)

A motion was made to approve recommendation and adopt Resolution No. RES-06-0148 on the Consent Calendar.

Enactment No: RES-06-0148

[see media](#)

14. [06-1329](#) Recommendation to award contracts to Katherine Spitz Associates, Inc.; Nuvis; David Volz Design; Hirsch & Associates, Inc.; RBF Consulting; Melendrez; Moore Iacofano Goltsman, Inc.; and RJM Design Group, Inc., for as-needed landscape architecture services for a three-year, as-needed service contract, with a maximum authorized amount of \$600,000 over the three-year period. (Citywide)
- Thomas Murphy spoke.
- A motion was made by Councilwoman Schipske, seconded by Councilmember DeLong, to approve recommendation. The motion carried by the following vote:**
- Yes:** 7 - S. Lowenthal, DeLong, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch
- Absent:** 1 - B. Lowenthal
15. [06-1330](#) Recommendation to receive and file the application of Michael David Ellis, dba Riley's Pub & Grill, to drop a partner from an Alcoholic Beverage Control License at 4133 E. Anaheim Street. (District 4)
- A motion was made to approve recommendation on the Consent Calendar.**
16. [06-1331](#) Recommendation to receive and file the application of SG Fuels Inc., dba Arco AM/PM, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1001 Redondo Avenue, with existing conditions. (District 4)
- A motion was made to approve recommendation on the Consent Calendar.**
17. [06-1332](#) Recommendation to receive and file the application of Habiba Begum Hoque, dba Wing Stop, for a person-to-person transfer of an Alcoholic Beverage Control License, at 2000 Long Beach Boulevard, with existing conditions. (District 6)
- A motion was made to approve recommendation on the Consent Calendar.**
18. [06-1333](#) Recommendation to receive and file the application of Kyeong Ju Ham, dba John's Liquor & Jr. Market, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1428 Atlantic Avenue, with existing conditions. (District 6)
- A motion was made to approve recommendation on the Consent Calendar.**
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19. [06-1334](#) Recommendation to receive and file the application of Sazzadur Rahman, dba Shop N Go Food & Liquor, for a person-to-person transfer of an Alcoholic Beverage Control License, at 2990 E. Artesia Boulevard, with existing conditions. (District 9)
- A motion was made to approve recommendation on the Consent Calendar.**
20. [06-1165](#) Recommendation to authorize City Manager to execute subdivision agreements and find that all requirements of the final subdivision map have been satisfied and approve the map for Tract No. 62142 located at the southwest corner of Broadway and Linden Avenue. (District 2)
- A motion was made to approve recommendation on the Consent Calendar.**
- [see media](#)
21. [06-1335](#) Recommendation to authorize City Attorney to accept an easement deed for alley widening adjacent to 1593 - 1643 Pacific Avenue. (District 1)
- Thomas Murphy spoke.
- A motion was made by Vice Mayor B. Lowenthal, seconded by Councilwoman Schipske, to approve recommendation. The motion carried by the following vote:**
- Yes:** 7 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch
- Absent:** 1 - DeLong
22. [06-1336](#) Recommendation to adopt Resolution of Intention to vacate a portion of the east-west alley in the block west of Long Beach Boulevard and south of Third Street, adjacent to 210 E. Third Street, and set a date for a public hearing on the vacation for January 23, 2007, at 5:00 P.M. (District 2)
- A motion was made to approve recommendation and adopt Resolution No. RES-06-0149 on the Consent Calendar.**
- Enactment No:** RES-06-0149
23. [06-1337](#) Recommendation to find that all requirements of the final subdivision map have been satisfied and approve the map for Tract No. 64294 located north of 10th Street and west of Stanley Avenue. (District 4)
- A motion was made to approve recommendation on the Consent Calendar.**

24. [06-1338](#) Recommendation to request City Attorney to accept three easement deeds for the dedication of new street right-of-way related to the development of Douglas Park. (District 5)

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

[see media](#)

25. [06-1339](#) Recommendation to authorize City Manager to execute an Assignment Consent Agreement for a portion of Facility/Pipeline Permit No. P-140-83 from Kinder Morgan Liquids Terminals, LLC (formerly GATX Terminals Corporation) to Paramount Petroleum Corporation, in accordance with Section 15.44.220, Permit-Transfer, of the City of Long Beach Municipal Code. (District 9)

Thomas Murphy spoke.

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

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

26. [06-1355](#) Recommendation to receive and file minutes of:
Harbor Commission - November 20 and December 4, 2006 (3).
Planning Commission - October 5 and 19, 2006.
Water Commission - November 16, 2006.

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

27. [06-1368](#) Recommendation to approve Proclamation in recognition for Kevin Boylan, Director of Human Resources, on the occasion of his retirement.

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

REGULAR AGENDA (6:14 PM)

[see media](#)

28. [06-1353](#)

Recommendation to approve the 2007 Federal Legislative Agenda as recommended by the Federal Legislation Committee.

Vice Mayor B. Lowenthal requested the addition of "mental health" on page two in the Community Safety - Public Health section.

Councilwoman Gabelich spoke.

A motion was made by Councilmember DeLong, seconded by Councilmember O'Donnell, to approve recommendation with the inclusion of "mental health" in the Community Safety - Public Health section. The motion carried by the following vote:

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

[see media](#)

29. [06-1351](#)

Recommendation to request City Manager provide the City Council a report within thirty days concerning the status and projected schedule of reinstating library hours at all library branches.

Suzanne Mason, Deputy City Manager, provided a report regarding library schedules and hiring.

A motion was made by Councilwoman Schipske, seconded by Vice Mayor B. Lowenthal, to receive and file the report. The motion carried by the following vote:

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

[see media](#)

30. [06-1352](#)

Recommendation to request Public Safety Committee review a proposal and report back to the full City Council within 60 days, to establish by ordinance a Public Safety Commission comprised of the Mayor, City Council, City Manager, Chief of Police, Fire Chief and City Prosecutor that shall establish appropriate levels of public safety staffing consistent with the City's population, public safety priorities, police and fire policies and practices, number of calls for service, response times, uniform crime reporting data, population size and density, demographics of population, citizen demands for services, municipal resources, surrounding jurisdiction crime statistics and data from the National Fire Protection Association, Federal Emergency Management Agency, Insurance Services Office, International Cities Management Association and the Commission on Fire Accreditation International.

The Commission shall report its findings and the City Council shall adjust budgeting for public safety staffing accordingly.

Nothing would preclude the Mayor and City Council from convening this Commission more than once every five years.

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Councilwoman Gabelich spoke.

Councilwoman Schipske spoke.

Councilmember Lerch spoke.

Gerald Miller, City Manager, spoke.

Councilmember O'Donnell spoke.

Councilmember S. Lowenthal.

Councilwoman Gabelich spoke.

Councilmember Reyes Uranga spoke.

Vice Mayor B. Lowenthal spoke.

Councilmember S. Lowenthal.

Councilwoman Schipske spoke.

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

Yes: 4 - Schipske, Reyes Uranga, Gabelich and Lerch

Noes: 4 - B. Lowenthal, S. Lowenthal, DeLong and O'Donnell

A motion was made by Councilmember Reyes Uranga, seconded by Councilmember DeLong, to receive and file. The motion carried by the following vote:

Yes: 5 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell and Reyes Uranga

Noes: 3 - Schipske, Gabelich and Lerch

[see media](#)

31. [06-1354](#)

Recommendation to request City Manager to report within 45 days the following: 1) Does the City employ a limnologist who is responsible for on-going assessment and maintenance of the City's lakes and ponds? 2) Does the City have a comprehensive plan to manage and maintain these lakes and ponds? 3) Has the water quality and condition of these lakes and ponds been assessed and what are the results? 4) Are the configuration and management of these lakes and ponds a part of the City's storm water management program? 5) Does the City employ an avian specialist who can work with the City to develop an avian protection plan that includes a public education effort to discourage (and/or perhaps fine) visitors who feed birds at the lakes and ponds?

Councilwoman Schipske spoke.

Councilmember DeLong spoke.

Councilwoman Gabelich spoke.

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

Vice Mayor B. Lowenthal spoke.

A motion was made by Councilwoman Schipske, seconded by Councilmember Reyes Uranga, to approve recommendation that the City Manager report back to City Council via an off-agenda memorandum. The motion carried by the following vote:

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

Agenda Item Nos. 34 and 35 were considered at this time.

[see media](#)

32. [06-1359](#)

Recommendation to receive and file the attached notes and supporting materials from the Second District "Let's Talk About Noise" town hall held at the Aquarium of the Pacific on Thursday, September 28, 2006;

Refer the following recommendations to Environmental Committee and request City Manager and City Attorney to work with the committee to evaluate the recommendations and where appropriate, implement administrative changes or draft language for City Council consideration:

1. Modify hours when construction may start during weekdays from 7:00 a.m. to 8:00 a.m. in the City's Noise Ordinance (Health and Safety, Chapter 8.80.202).
2. Modify Entertainment Permit requirements so that a permit would not be based on the number of band members or amplifiers, but rather on the noise limits set by the City's Noise Ordinance.
3. Modify hours when power tools such as saws, sanders, lawn mowers or other garden tools may begin operating on weekends from 7:00 a.m. to 9:00 a.m. on Saturdays and 11:00 a.m. on Sundays, similar to current language regarding leaf blowers (Health and Safety, Chapter 8.80.200).
4. Review efficacy of enforcement efforts in the marinas and harbor to control excessively loud noise impacting "live-aboard" residents and waterfront businesses. Specifically, noise from stationary sources such as Events Park or the Queen Mary and mobile sources such as "cigarette" boats (engine and stereo noise). If necessary, legislative recommendations should be made to modify current State Code regarding enforcement of noise on our waterways.
5. Request assistance from Long Beach Transit in identifying locations where idling buses may be impacting residents and consider alternatives.

Distributed at the meeting: Let's Talk About Noise Town Hall meeting notes, hosted by Councilmember S. Lowenthal.

Councilmember S. Lowenthal.

Tami Holden spoke.

Councilmember Reyes Uranga spoke.

Councilmember Lerch spoke.

Councilmember S. Lowenthal spoke.

Councilwoman Gabelich spoke.

A motion was made by Councilmember S. Lowenthal, seconded by Vice Mayor B. Lowenthal, to approve recommendation and refer to the Environmental Committee. The motion carried by the following vote:

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

[see media](#)

33. [06-1360](#)

Recommendation to request Chief of Police, City Prosecutor and City Manager to implement an action plan to reduce excessively loud noise from illegally modified exhaust systems based on, but not limited to, the following measures:

- a. Continued active enforcement of the California Vehicle Code (Section 27150 & 27151) relating to illegally modified exhaust systems.
- b. A public education campaign informing the press, residents and businesses of the Police Department's proactive efforts to enforce excessive noise violations. In particular, businesses associated with motorcycle sales, repair and modification or those frequented by motorcycle enthusiasts.
- c. Communication with neighboring cities and enforcement agencies of our proactive stance.
- d. Communication with residents in the City who have motorcycles registered with the Department of Motor Vehicles (DMV), informing them of the Police Department's intent, rationale for the proactive stance and notification that *unmodified* motorcycles will not be in violation.
- e. Checkpoints or task force strategies focused on particular locations or corridors known to be frequented by vehicles with modified exhaust systems.
- f. Expand the current use of programmable message boards to remind the public about the City's proactive stance on excessively loud exhaust systems.
- g. Provide recommendations for modifying current California Vehicle Code through state legislation to enhance the Police Department and City Prosecutor's enforcement efforts.
- h. Provide the City Council with an evaluation of the action plan after one year, based on community feedback, number of citations, citations involving repeat offenses and the outcome of cases involving illegally modified exhaust systems sent to the City Prosecutor.

Councilmember S. Lowenthal spoke.

Jim Thompson spoke.

Councilmember Reyes Uranga spoke.

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

Yes: 7 - B. Lowenthal, S. Lowenthal, DeLong, Schipske, Reyes Uranga, Gabelich and Lerch

Absent: 1 - O'Donnell

Agenda Item No. 34 was considered following Agenda Item No. 31 and prior to Agenda Item No. 35.

[see media](#)

34. [06-1361](#)

Recommendation to request City Manager, in cooperation with the National Conference for Community and Justice (NCCJ) and other community resources, to provide the staff and assistance to initiate a series of Long Beach Community Family Fairs, with the first event to take place in early January in Bixby Knolls. This event could include a youth forum, roundtable discussions and a resource fair to highlight the many positive opportunities available for youth in our City.

Councilwoman Gabelich spoke.

Claudette Powers spoke.

Councilwoman Gabelich added that the Youth Commission report back to show the results of the meetings and fairs.

Vice Mayor B. Lowenthal spoke.

Councilmember O'Donnell spoke.

A motion was made by Councilwoman Gabelich, seconded by Councilmember DeLong, to approve recommendation and include a report back to City Council from the Youth Commission to show the results of the meetings and fairs. The motion carried by the following vote:

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

Agenda Item No. 35 was considered following Agenda Item No. 34 and prior to Agenda Item No. 32.

[see media](#)

35. [06-1362](#)

Recommendation to request Fire Department and Department of Planning and Building provide a report on fire suppression and fire alert requirements for pre-1974 buildings.

Vice Mayor B. Lowenthal spoke.

Chief Dave Ellis, Long Beach Fire Department, spoke.

Hank Tran, Deputy Fire Marshal, spoke.

Vice Mayor B. Lowenthal spoke.

Councilmember Lerch spoke.

Councilmember S. Lowenthal spoke.

A motion was made by Vice Mayor B. Lowenthal, seconded by Councilmember Lerch, to approve recommendation and refer to the Public Safety Committee, with Fire Marshals and building officials to report back to City Council in 45-60 days regarding existing codes throughout the city and recommendations for changes. The motion carried by the following vote:

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

[see media](#)

36. [06-1363](#)

Recommendation to request City Attorney draft an ordinance that establishes an Ethics Commission for the City of Long Beach whose duties would include advice and education: oversight of disclosure reports, lobbying and lobbyist registration; recommendation to the Council regarding new ethics regulations and policies; campaign issues (contribution limits, expenditures, permitted uses of funds, disclosure reports, campaign accounts, loans and time periods), and other issues that may be added at a later date.

Vice Mayor B. Lowenthal spoke.

Mayor Foster spoke.

Councilmember Reyes Uranga spoke.

Councilmember Lerch spoke.

Councilmember DeLong spoke.

A motion was made by Vice Mayor B. Lowenthal, seconded by Councilmember Lerch, to approve recommendation and refer to the Elections Oversight Committee. The motion carried by the following vote:

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

[see media](#)

37. [06-1303](#)

Recommendation to authorize City Manager to execute a contract for federal legislative representation services provided by Van Scoyoc Associates, Inc., for a term of nine months at an amount not to exceed \$135,000; and increase appropriations in the General Fund (GP) and in the City Manager's Office (CM) by \$46,260. (Citywide)

Councilmember Reyes Uranga spoke.

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

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

[see media](#)

38. [06-1340](#)

Recommendation to receive and file Annual Report on Community Facilities District No. 6 to comply with the Local Agency Special Tax Bond and Accountability Act. (District 2)

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

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

[see media](#)

39. [06-1343](#)

Recommendation to adopt Plans and Specifications No. G-240 for gas main and service line replacement and authorize the City Manager to execute a contract with ARB, Inc., in an estimated amount of \$6,379,298. (Citywide)

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

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

40. 06-1344

Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of SRKH Investments LLC, dba PCH Poultry & Market, for an original Alcoholic Beverage Control License, at 1701 Magnolia Avenue, with conditions. (District 1)

Withdrawn.

[see media](#)

41. [06-1345](#)

Recommendation to receive and file the Airport activities report. (District 5)

Councilwoman Gabelich spoke.

Chris Kunze, Airport Manager, spoke.

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

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

ORDINANCES (7:45 PM)

[see media](#)

42. [06-1342](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Chapter 10.28 and Section 10.30.020; and by adding Section 10.38.140, exempting holders of veteran's license plates from certain parking fees read the first time and laid over to the next regular meeting of the City Council for final reading.

A motion was made by Vice Mayor B. Lowenthal, seconded by Councilmember DeLong, 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: 8 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch

[see media](#)

43. [06-1290](#)

Recommendation to declare ordinance amending Section 10.22.080 of the Long Beach Municipal Code by amending Subsection W relating to parking vehicles for sale, read and adopted as read. (District 9)

A motion was made by Councilmember DeLong, seconded by Vice Mayor B. Lowenthal, to approve recommendation and adopt Ordinance No. ORD-06-0060. The motion carried by the following vote:

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

Enactment No: ORD-06-0060

[see media](#)

44. [06-1309](#)

Recommendation to declare ordinance amending Section 2.07.010 of the Long Beach Municipal Code regarding the Code of Ethics, read and adopted as read. (Citywide)

Motion: Approve recommendation.
Moved by S. Lowenthal, seconded by Gabelich.

Councilmember Reyes Uranga spoke.

Mayor Foster spoke.

Robert Shannon, City Attorney, spoke.

Councilmember DeLong spoke.

Councilmember O'Donnell spoke.

Vice Mayor B. Lowenthal spoke.

Councilwoman Gabelich spoke.

Motion: Substitute motion to receive and file.
Moved by Gabelich, seconded by Reyes Uranga.

Councilmember Lerch spoke.

Mayor Foster spoke.

Councilmember O'Donnell spoke.

Vice Mayor B. Lowenthal spoke.

Councilwoman Gabelich spoke.

Robert Shannon, City Attorney, spoke.

Councilmember O'Donnell spoke.

A second substitute motion was made by Councilmember O'Donnell, seconded by Councilmember Lerch, to refer to the Elections Oversight Committee. The motion carried by the following vote:

Yes: 7 - B. Lowenthal, S. Lowenthal, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch

Noes: 1 - DeLong

[see media](#)

45. [06-1313](#)

Recommendation to declare ordinance amending certain time limits for the Poly High Redevelopment Project Area; and

A motion was made by Councilmember Reyes Uranga, seconded by Councilmember O'Donnell, to approve recommendation and adopt Ordinance No. ORD-06-0061. The motion carried by the following vote:

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

Enactment No: ORD-06-0061

[06-1314](#)

Declare ordinance amending certain time limits for the West Beach Redevelopment Project Area, read and adopted as read.
(Districts 1,2,6)

A motion was made by Councilmember Reyes Uranga, seconded by Councilmember DeLong, to approve recommendation and adopt Ordinance No. ORD-06-0062. The motion carried by the following vote:

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

Enactment No: ORD-06-0062

NEW BUSINESS (8:03 PM)

[see media](#)

46. [06-1369](#)

Recommendation to appoint Belmont Shore resident and Improvement Association member Jeanette Gavin to the vacancy position on the Belmont Shore Parking & Business Improvement Area Advisory Commission; effective as of January 1, 2007.

Councilmember DeLong spoke.

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

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

[see media](#)

47. [06-1370](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the Department of Homeland Security Transportation Security Administration, 2003 Port Security Grant; and increase appropriations in the General Grants Fund (SR) and in the Police Department (PD) by \$200,163. (Citywide)
- A motion was made by Councilmember Reyes Uranga, seconded by Councilmember DeLong, to approve recommendation. The motion carried by the following vote:**
- Yes:** 8 - B. Lowenthal, S. Lowenthal, DeLong, O'Donnell, Schipske, Reyes Uranga, Gabelich and Lerch
48. Affidavit of Service for the special meeting of Tuesday, December 19, 2006.

ANNOUNCEMENTS (8:06 PM)

Councilmember Reyes Uranga requested that the meeting be adjourned in honor of Robert Wallace Mann; and made community announcements.

Councilmember S. Lowenthal made community announcements.

Vice Mayor B. Lowenthal made community announcements.

Councilmember Lerch requested that the meeting be adjourned in memory of Jane Marie Mais.

Councilwoman Gabelich made community announcements.

ADJOURNMENT (8:12 PM)

At 8:12 P.M., Mayor Foster adjourned the meeting in honor of Robert Wallace Mann and Jane Marie Mais.

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