

Robert Garcia, 1st District
Suja Lowenthal, 2nd District
Gary DeLong, 3rd District
Patrick O'Donnell, 4th District



Gerrie Schipske, 5th District
Dee Andrews, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, Vice Mayor, 9th District

Patrick H. West, City Manager
Larry G. Herrera, City Clerk

Bob Foster, Mayor

Robert E. Shannon, City Attorney

PRESENTATION OF PROCLAMATIONS RECOGNIZING PARKS, RECREATION AND MARINE EMPLOYEES

Ordinance No. C-7594 provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council.

PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM THE CITY CLERK

Opportunity to address the City Council (on non-agenda items) is given to the first 10 persons who submit Speaker Cards to the City Clerk beginning at 15 minutes prior to 5:00 p.m. Each speaker is allowed three minutes to make their comments.

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless the Mayor, City Councilmembers or the City Manager request specific items be discussed and/or removed from the Consent Calendar for separate action.

CONSENT CALENDAR: (1 - 4)

1. [10-0136](#) Recommendation to refer to City Attorney damage claims received between January 25, 2010 and February 1, 2010.
Office or Department: CITY CLERK
Suggested Action: Approve recommendation.
2. [10-0160](#) Recommendation to adopt resolution designating the ballot listing of the candidates which have been nominated for the City's Primary Nominating Election, April 13, 2010.
Office or Department: CITY CLERK
Suggested Action: Approve recommendation.

REVISED

3. [10-0135](#) Recommendation to receive and file the application of Joflynn Tarona Figueroa, dba Mindas Restaurant & Karaoke Lounge, for a person-to-person transfer of an Alcoholic Beverage Control License, at 2227 Pacific Avenue, with existing conditions. (District 6)

Office or Department: POLICE

Suggested Action: Approve recommendation.

4. [10-0147](#) Recommendation to receive and file minutes for:
Civil Service Commission - January 20, 2010.
Parks and Recreation Commission - December 17, 2009.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

UNFINISHED BUSINESS:

24. [10-0115](#) Recommendation to receive and file the application of 212 Bistro LLC, dba 212 Bistro, for an original Alcoholic Beverage Control License, at 2708 East 4th Street, with conditions. (District 2)

Office or Department: POLICE

Suggested Action: Approve recommendation.

REVISED

25. [10-0117](#)

Recommendation to adopt Specifications No. R-6832 for both anticipated and unanticipated (emergency) construction of various City infrastructure repairs and improvements to be done under the method of Job Order Contracting (JOC);

Authorize City Manager to execute agreements for one year terms in amounts not to exceed \$1,000,000 for the following JOC Contracts: JOC Contract No. 10 for Angeles Contractor with an adjustment factor of .5940, JOC Contract No. 11 for New Creation Builders with an adjustment factor of .6000, JOC Contract No. 12 for MacKone Development, Inc. with an adjustment factor of .5980, JOC Contract No. 13 for Worldwide Construction with an adjustment factor of .6900, and JOC Contract No. 14 for MTM Thomasville with an adjustment factor of .8000;

Adopt resolution authorizing City Manager to execute a contract with the Gordian Group for access rights to their proprietary Pro-Gen software and for administrative services to manage the JOC program in an amount not to exceed \$225,000 for a term of three years, with the option of renewing for two additional one-year periods; and

Authorize City Manager to execute amendments for each JOC contract to extend the term for two separate periods of one year each and up to \$1,000,000 per extended term, and to execute amendments to the Gordian Group agreement relative to the extension of the term, to authorize additional services, if required, within the provisions of the agreement, and to adjust the Gordian fee for inflation. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

5. [10-0161](#) Recommendation to request City Attorney, in collaboration with the City Manager, to draft a policy to adopt a Tax Amnesty Program and report back to City Council in 30 days. (Citywide)
- Office or Department:** COUNCILMAN DEE ANDREWS, SIXTH DISTRICT; COUNCILMEMBER SUJA LOWENTHAL, SECOND DISTRICT; COUNCILMEMBER GARY DELONG, THIRD DISTRICT; VICE MAYOR VAL LERCH, COUNCILMEMBER, NINTH DISTRICT
- Suggested Action:** Approve recommendation.
6. [10-0162](#) Recommendation to respectfully request City Council to recognize February as American Heart Month and support efforts to educate the public about heart disease, detection and prevention; and
- Request City Manager to notify City employees and residents about participating in American Heart Month and provide information from the American Heart Association about how to take positive actions to reduce the risk of heart disease and stroke.
- Office or Department:** COUNCILMEMBER SUJA LOWENTHAL, SECOND DISTRICT
- Suggested Action:** Approve recommendation.
7. [10-0159](#) Recommendation that City Council review and consider draft proposed Lobbyist Ordinance and, after public input, request City Attorney to prepare a Lobbyist Ordinance for first reading. (Citywide)
- Office or Department:** CITY ATTORNEY
- Suggested Action:** Approve recommendation.

8. [10-0163](#) Recommendation to receive and file the Technology Services Inventory Controls Audit Report.
Office or Department: CITY AUDITOR

Suggested Action: Approve recommendation.
9. [10-0137](#) Recommendation to authorize City Manager to execute a Second Amendment to Lease No. 30946 with Wilmington-Lomita Blvd., LLC, a Long Beach-based California limited liability company, for lease of approximately 5.61 acres of excess Terminal Island Freeway right-of-way, at a monthly rental rate of \$13,931. (District 7)
Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.
10. [10-0138](#) Recommendation to authorize City Manager to execute all documents necessary for the acquisition of 189 Park Avenue as part of the Belmont Shore Parking and Business Improvement Area; and increase appropriation in the Parking and Business Improvement Revenue Fund (SR 132) in the Department of Community Development (CD) by \$1,400,000. (District 3)
Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.
11. [09-0972](#) Recommendation to authorize City Manager to execute any and all documents necessary for a lease between the City of Long Beach and the Historical Society of Long Beach, California, a California nonprofit corporation, for the use and occupancy of City-owned property located at 4258-4260 Atlantic Avenue for a twenty-year term, at an annual rent of \$1.00. (District 8)
Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

12. [10-0139](#) Recommendation to authorize City Manager to accept fee title and execute all necessary documents to transfer title to 602 West Anaheim Street, 851 Orange Avenue, 1440 Temple Avenue, 2821, 2837 and 2929 East 14th Street from the Redevelopment Agency of the City of Long Beach for permanent parkland. (Districts 1,4,6)
- Office or Department:** COMMUNITY DEVELOPMENT; PARKS, RECREATION AND MARINE
- Suggested Action:** Approve recommendation.
13. [10-0140](#) Recommendation to authorize City Manager to execute all documents necessary for a lease between the City of Long Beach and Lucky Auto Detailing for the use of City-owned parking structures and/or lots for the implementation of a Waterless Car Wash Pilot Program at an annual rental rate of \$1.00 for a term of six-months. (Citywide)
- Office or Department:** DEVELOPMENT SERVICES
- Suggested Action:** Approve recommendation.
14. [10-0141](#) Recommendation to approve the Fiscal Year 2010 first quarter departmental and fund budget appropriation adjustments in accordance with existing City Council policy. (Citywide)
- Office or Department:** FINANCIAL MANAGEMENT
- Suggested Action:** Approve recommendation.
15. [10-0142](#) Recommendation to adopt Specifications No. PA-02309 to award a contract to Emergency Vehicle Group, Inc., of Anaheim, California, for the purchase of five Advanced Life Support paramedic ambulances in the contract amount of \$988,000 including tax, with the option of purchasing up to five additional units by February 2011, if necessary, and if funds are available, and at the discretion of the City Manager; and
- Authorize City Manager to execute a master lease-purchase agreement and related financing documents with Chase Equipment Finance, Inc., of Phoenix, Arizona, for the financing in an amount not to exceed \$988,000, payable over a six-year period. (Citywide)
- Office or Department:** FINANCIAL MANAGEMENT; FIRE
- Suggested Action:** Approve recommendation.
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16. [10-0143](#) Recommendation to receive and file the application of Wings Over Long Beach LLC, dba Hooters, for a premise-to-premise transfer and a LLC membership change of an Alcoholic Beverage Control License, at 71 Aquarium Way, The Pike at Rainbow Harbor, with conditions. (District 2)
- Office or Department:** POLICE
- Suggested Action:** Approve recommendation.
17. [10-0116](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the Port of Long Beach California Port and Maritime Security Grant Program; and increase appropriations in the General Grants Fund (SR 120) in the Police Department (PD) by \$350,000. (Citywide)
- Office or Department:** POLICE
- Suggested Action:** Approve recommendation.
18. [10-0144](#) Recommendation to adopt Plans and Specifications No. R-6812 for the construction of the Main Library roof waterproofing at 101 Pacific Avenue; and authorize City Manager to award and execute a contract with Best Contracting Services, Inc. in an estimated amount of \$1,333,870 plus a ten percent contingency amount of \$133,387, if necessary, for a total of \$1,467,257, and any amendments thereto. (District 2)
- Office or Department:** PUBLIC WORKS
- Suggested Action:** Approve recommendation.

19. [10-0145](#) Recommendation to adopt Plans and Specifications No. R-6764 for the annual contract for Public Works repairs and minor improvements, award the project, and authorize City Manager to sign all documents necessary to execute a contract with Sully Miller Contracting, the lowest responsible bidder, and any necessary amendments thereto relative to the scope of work, in an estimated amount of \$8,000,000; and

Authorize City Manager to execute subsequent amendments to the agreement to extend the term for up to two additional one-year terms and to increase the unit prices, if necessary, for inflation. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

20. [10-0146](#) Recommendation to authorize City Manager to execute agreements and all related documents with recommended firms, including six Long Beach businesses, to provide as-needed professional and technical services related to system analysis, system development, system implementation, project management, and technical support in an aggregate amount not to exceed \$675,000 in total expenditure per year for three years; and authorize City Manager to execute amendments to renew and extend the term. (Citywide)

Office or Department: TECHNOLOGY SERVICES

Suggested Action: Approve recommendation.

ORDINANCES:

21. [10-0126](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 5.20.120 relating to maximum amount of prizes, read and adopted as read. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

REVISED

22. [09-1203](#) WITHDRAWN
~~Chapter 5.87 to implement the State Compassionate Use Act and State Medical Marijuana Program Act, read and adopted as read. (Citywide)~~
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

23. [10-0118](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Sections 10.30.010, 10.30.040, and 10.30.050, all relating to beach area parking lots, read and adopted as read. (Districts 2,3)
Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

NEW BUSINESS:

New Business items are additions to the City Council Agenda subsequent to the posting of the agenda on Monday afternoon.

24. Agenda Item No. 24 is listed under Unfinished Business (page 2)
25. Agenda Item No. 25 is listed under Unfinished Business (page 3)

REVISED

26. [10-0192](#) Recommendation to request City Manager to identify ways to assist victims of flooding caused by our most recent set of storms including, but not limited to, waiving building and utility fees, expediting building plan review and low-interest loans funded by State of Emergency assistance funds; and

Request City Manager to utilize the web-based property damage survey already established by the City shortly after the flooding to determine potential cost impacts and communicate with residents about the permit and loan opportunities.

Office or Department: COUNCILMEMBER SUJA LOWENTHAL, SECOND DISTRICT; COUNCILMEMBER GARY DELONG, THIRD DISTRICT; COUNCILWOMAN GERIE SCHIPSKE, FIFTH DISTRICT; COUNCILMAN DEE ANDREWS, SIXTH DISTRICT

Suggested Action: Approve recommendation.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity is given to those members of the public who have not addressed the City Council on non-agenda items. Each speaker is limited to three minutes unless extended by the City Council.

STANDING COMMITTEE REMINDERS:

Tuesday, February 2, 2010 – Economic Development and Finance Committee (Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

Tuesday, February 9, 2010 – Public Safety Committee at 3:00 P.M., Council Chamber.

Tuesday, February 9, 2010 – Personnel and Civil Service Committee at 4:00 P.M., Council Chamber.

Tuesday, February 9, 2010 – Housing Authority at 4:30 P.M., Council Chamber.

Tuesday, March 2, 2010 – Economic Development and Finance Committee (Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

HEARING REMINDERS:

Tuesday, February 16, 2010 – Hearing for consideration of a General Plan Amendment and rezoning to allow the construction of a 3-story, 61-unit affordable senior apartment building, 3290 E. Artesia Boulevard (Application No. 0812-13). (District 9)

Tuesday, February 16, 2010 – Hearing for a Resolution of Necessity to determine the public interest and necessity for acquiring and authorizing the condemnation of real property at 6265 E. 2nd Street, Assessor Parcel Numbers 7242-021-002 and 003, for street improvements. (District 3)

Tuesday, March 2, 2010 – Hearing for Pike Restaurant, Inc., dba Pike, for a Permit for Entertainment Without Dancing by Patrons, 1836 E. 4th Street. (District 2)

NOTE:

An agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Department, City Hall Plaza Level, 333 W. Ocean Boulevard, Long Beach, CA 90802.

The City Council agenda and supporting documents are available on the Internet at www.longbeach.gov. Persons interested in obtaining an agenda via e-mail should subscribe to the City of Long Beach E-Notify System at <http://www.longbeach.gov/enotify/default.asp>.

Agenda items may also be reviewed in the City Clerk Department or online at the Main Library and at the Branch Libraries.

If language interpretation for non-English speaking persons is desired or if a special accommodation is desired pursuant to the Americans with Disabilities Act, please make your request by phone to the City Clerk Department at (562) 570-6101, by 12 noon Monday, the day prior to the Council meeting.

E-Mail correspondence regarding agenda items can be directed to cityclerk@longbeach.gov.

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