

Vacant, 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

REVISED

**CERTIFICATE OF RECOGNITION FOR
80TH ANNIVERSARY OF LONG BEACH PLAYHOUSE**

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.

CONTINUED HEARING:

22. [09-0130](#) Recommendation to receive supporting documentation, conclude the public hearing, and declare ordinance amending Chapter 2.63 of the Long Beach Municipal Code as it relates to the Cultural Heritage Commission read the first time and laid over to the next regular meeting of the City Council for final reading; and

[09-0131](#) Adopt resolution authorizing Director of Development Services to submit amendments to the Cultural Heritage Commission ordinance to the State Office of Historic Preservation for its review and approval as an implementing ordinance of the Certified Local Government (CLG) program. (Citywide)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

HEARINGS:

1. [09-0161](#) Recommendation to receive supporting documentation into the record, conclude the hearing and approve one of the following actions: 1) grant the Permit, with or without conditions; or 2) grant a One-Year Short-Term Permit, with or without conditions; or 3) deny the Permit on the application of Springbok Bar & Grill Long Beach, Inc., dba Springbok Bar & Grill, 423 Shoreline Village Drive #A, for Entertainment Without Dancing by Patrons at an existing restaurant. (District 2)
Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

2. [09-0162](#) Recommendation to receive supporting documentation into the record, conclude the hearing and approve one of the following actions: 1) grant the Permit, with or without conditions; or 2) grant a One-Year Short-Term Permit, with or without conditions; or 3) deny the Permit on the application of Hak Heang Restaurant, Inc., dba Hak Heang Restaurant, 2041 E. Anaheim Street, for Entertainment With Dancing by Patrons at an existing restaurant. (District 4)
Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

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: (3 - 13)

3. [09-0173](#) 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 \$93,667.50 for the claim of Mark Saxlund; and \$61,996.25 for the claim of Joseph Vancoutren, in compliance with the Appeals Board Orders.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.
4. [09-0174](#) Recommendation to approve the City Council and Budget Meeting minutes for the meetings held Tuesday, February 3, 2009.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.
5. [09-0175](#) Recommendation to refer to City Attorney damage claims received between February 2, 2009 and February 9, 2009.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.
6. [09-0177](#) Recommendation to approve the destruction of records for the City Council Second District as shown in Exhibit A; and adopt resolution.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.
7. [09-0163](#) Recommendation to approve the Neighborhood Partners Program funding recommendations to support nine neighborhood beautification and improvement projects in the amount of \$34,738. (Districts 1,4,6,7,9)
Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

8. [09-0164](#) Recommendation to authorize City Manager to execute the First Amendment to Lease No. 28285 with Heritage Yacht Sales, Inc., to amend the term and provisions of the Lease allowing for the construction of a new reconfigured dock, gangway, and utilities in Basin No. 1, located in Alamitos Bay Marina; and add Yacht Haven Marina, Inc., a California corporation, as a lease holder along with Heritage Yacht Sales, Inc. (District 3)
- Office or Department:** PARKS, RECREATION AND MARINE
- Suggested Action:** Approve recommendation.
9. [09-0165](#) Recommendation to receive and file the application of Hyun Jin Kim and Myung Hee Kim, dba Amigos Market, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1100 East 10th Street, with existing conditions. (District 1)
- Office or Department:** POLICE
- Suggested Action:** Approve recommendation.
10. [09-0166](#) Recommendation to receive and file the application of LJB Bishop Enterprises Incorporated, dba Sachi Bar, for a person-to-person transfer of an Alcoholic Beverage Control License, at 6400 East Pacific Coast Highway, with existing conditions. (District 3)
- Office or Department:** POLICE
- Suggested Action:** Approve recommendation.
11. [09-0167](#) Recommendation to authorize City Manager to execute an agreement with County of Orange (County) to use a license area at the County's Santiago Peak Communications Facility (Santiago Peak) for public safety dispatching at an estimated annual cost of \$2,360 for year one with an annual increase thereafter of 3.3 percent. The term of the proposed lease is one year and shall automatically be renewed for up to ten consecutive periods of one year, each subject to approval of the City Manager. (Citywide)
- Office or Department:** TECHNOLOGY SERVICES
- Suggested Action:** Approve recommendation.

12. [09-0168](#) Recommendation to authorize City Manager to execute lease agreements with Long Beach City College, Long Beach Transit, Long Beach Unified School District, St. Mary Medical Center, Southern California Gas Company, City of Cerritos, and City of Signal Hill, to use space at the City's radio transmitter facilities. The term of the proposed leases is five years, and shall be renewed for an additional five years, subject to the approval of the City Manager. (Citywide)

Office or Department: TECHNOLOGY SERVICES

Suggested Action: Approve recommendation.

13. [09-0176](#) Recommendation to receive and file minutes of:
Civil Service Commission - January 28, 2009.
Planning Commission - September 18 and December 4, 2008.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

14. [08-1203](#) Recommendation to City Council to concur in recommendation of the Personnel and Civil Service Committee to receive and review the communication regarding California Public Employees' Retirement System (CalPERS) financial status and the impact on the City of Long Beach.

Office or Department: COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT, CHAIR; PERSONNEL AND CIVIL SERVICE COMMITTEE

Suggested Action: Approve recommendation.

15. [09-0103](#) Recommendation to City Council to concur in recommendation of the Transportation and Infrastructure Committee to support option two of the proposals made by the Department of Public Works and forward the presentation to the City Council for its consideration to review Long Beach Municipal Code Chapter 10.40 regarding the definition and prohibition of commercial vehicles on residential streets.
- Office or Department:** COUNCILMEMBER PATRICK O'DONNELL,
FOURTH DISTRICT, CHAIR;
TRANSPORTATION AND INFRASTRUCTURE
COMMITTEE
- Suggested Action:** Approve recommendation.
16. [09-0178](#) Recommendation to receive and file report on the actions taken at the Metropolitan Water District Board meetings held on January 13 and February 10, 2009.
- Office or Department:** COUNCILMEMBER SUJA LOWENTHAL,
SECOND DISTRICT
- Suggested Action:** Approve recommendation.
17. [09-0169](#) Recommendation to authorize City Manager to execute any and all documents necessary for the First Amendment to Supplemental Agreement No. 21667 with SMG, formerly known as Spectacor Management Group, and to the Convention and Visitors Bureau for the completion of certain capital improvement projects at the Long Beach Convention and Entertainment Center (Center) located at 300 East Ocean Boulevard. (District 2)
- Office or Department:** COMMUNITY DEVELOPMENT
- Suggested Action:** Approve recommendation.
18. [09-0170](#) Recommendation to adopt Plans and Specifications No. G-260 for gas main and service line replacement; and authorize City Manager to execute a contract with ARB, Inc., in an estimated amount of \$2,913,385 plus a 10 percent contingency if necessary. (Citywide)
- Office or Department:** LONG BEACH GAS AND OIL
- Suggested Action:** Approve recommendation.

REVISED

19. [09-0171](#) Recommendation to authorize City Manager to amend the Agreement with Community Hospital of Long Beach for emergency room services for jail inmates to include hospitalization of jail inmates for an amount not to exceed \$110,000 annually, with an option to renew the Agreement at the discretion of the City Manager for two additional one-year periods at a cost not to exceed \$110,000 annually. (Citywide)
Office or Department: POLICE

Suggested Action: Approve recommendation.

20. [09-0172](#) Recommendation to find that excavations are immediately required for the general health, safety, and welfare of the City and cannot be delayed; that alternatives to excavating, such as alternative routing, or construction methods, such as boring or excavation of the parkway, are not possible; and approve a discretionary permit to excavate areas in certain City streets, which have been reconstructed within the previous 60 months, in accordance with Section 14.08.060 of the Long Beach Municipal Code. (Districts 7,9)
Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

ORDINANCE:

21. [09-0130](#) WITHDRAWN
~~Recommendation to declare ordinance amending the Long Beach Municipal Code Chapter 2.63 relating to the Cultural Heritage Commission, read and adopted as read. (Citywide)~~
Office or Department: DEVELOPMENT SERVICES

NEW BUSINESS:

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

22. Agenda Item No. 22 is listed under Continued Hearing (page 1).

REVISED

23. [09-0187](#) Recommendation to direct City Manager to initiate action steps to address the continued flooding of the West Long Beach Arlington area neighborhood and to report back to City Council within 30 days.
- Office or Department:** COUNCILMEMBER TONIA REYES URANGA, SEVENTH DISTRICT; COUNCILMEMBER GARY DELONG, THIRD DISTRICT; COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT
- Suggested Action:** Approve recommendation.
24. [09-0077](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsection 8.68.020.R, Section 8.68.060, and Subsection 8.68.110.A; and by adding Subsection 8.68.020.S, and Section 8.68.210, all relating to smoking in public places, read and adopted as read. (Citywide)
- Office or Department:** CITY ATTORNEY
- Suggested Action:** Approve recommendation.
25. [09-0192](#) Recommendation to authorize City Manager to enter into an International Swap and Derivatives Association (ISDA) Master Agreement that provides natural gas price protection with terms that meet or exceed the following conditions: 1) a term of no more than three years; 2) pricing terms indexed at the Southern California border; and 3) a market price ceiling of not greater than \$10.50 per MMBtu and/or a fixed price of no greater than \$8.20 per MMBtu. (Citywide)
- Office or Department:** LONG BEACH GAS AND OIL
- 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 17, 2009 – Public Safety Committee at 3:00 P.M., Council Chamber.

Tuesday, March 3, 2009 – Economic Development and Finance Committee
(Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

Tuesday, March 10, 2009 – Housing Authority at 4:30 P.M., Council Chamber.

HEARING REMINDERS:

Tuesday, March 3, 2009 – Hearing for consideration of amendment to the zoning ordinance regarding interior alterations to create additional bedrooms in single-family and multi-family units with nonconforming parking. (Case No. 0811-13) (Citywide)

Tuesday, March 10, 2009 – Hearing for Irene Q. Castillo, dba Ballroom Craze, for a Permit for Entertainment With Dancing by Patrons, 3092 Long Beach Boulevard. (District 7)

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 Dept., City Hall Plaza Level, 333 W. Ocean Blvd., 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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