

Lena Gonzalez, 1st District
Dr. Suja Lowenthal, Vice Mayor, 2nd District
Suzie A. Price, 3rd District
Vacant, 4th District



Stacy Mungo, 5th District
Dee Andrews, 6th District
Roberto Uranga, 7th District
Al Austin, 8th District
Rex Richardson, 9th District

Patrick H. West, City Manager
Larry Herrera-Cabrera, City Clerk

Dr. Robert Garcia, Mayor

Charles Parkin, City Attorney

REVISED

PLEDGE OF ALLEGIANCE

PROCLAMATION FOR RELIGIOUS FREEDOM DAY

PRESENTATION FOR MARTIN LUTHER KING, JR. PEACE MAKER AWARDS

[15-0037](#)

Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, January 2, 2015.

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.

HEARINGS:

1. [15-0004](#) Recommendation to receive documentation into the record, conclude the public hearing and take the following actions relating to the amendment of various provisions of the Long Beach Municipal Code (LBMC):
 1. Declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading:
 - A. Amending LBMC Section 5.72.200 relating to the regulation of the Downtown Entertainment and Dining District;
 - B. Adding LBMC Section 21.15.1855, relating to the definition of "Nightclub";
 2. Rescind City Council Resolution Nos. RES-06-0003 and RES-14-0030 relating to the former ordinance; and

- [15-0005](#) 3. Adopt resolution directing the Director of Development Services to submit the amendment to Title 21 to the California Coastal Commission for a finding of conformance with the Local Coastal Plan. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

2. [15-0006](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, find that the area to be vacated is not needed for present or prospective public use, and adopt resolution ordering the vacation of Solana Court and a portion of the east/west alley north of Anaheim Street. (District 1)

Office or Department: PUBLIC WORKS

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 - 19)

3. [15-0009](#) Recommendation to authorize City Attorney to pay sum of \$15,000 in full settlement of lawsuit entitled *Chase Herrera v. City of Long Beach, et al.*; \$40,000 in full settlement of the lawsuit entitled *Pineda-Stites v. City of Long Beach and Hurley Owens*, Case No. BC477873; and \$13,500 in full and final resolution of the lawsuit entitled *Robert Taylor v. City of Long Beach*.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

4. [15-0010](#) Recommendation to authorize City Attorney to submit a Compromise and Release for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$115,000 in compliance with the Appeals Board Order for Tyrone Bailey.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

5. [15-0011](#) Recommendation to authorize City Attorney to pay a sum of (1) \$225,239.46 (less medical and dental insurance deductions, tax, and CalPERS contributions) in back pay for the period October 13, 2013 through August 28, 2014; and (2) interest on back pay in the amount of \$4,750 in full final resolution of the involuntary disability retirement of David Shetland.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

6. [15-0034](#) Recommendation to authorize Department of Development Services to process a refund in the amount of \$361,170 on deposit related to a 2006 development proposal adjacent to the World Trade Center Project. (District 2)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

7. [15-0007](#) Recommendation to approve the minutes for the City Council meetings of Tuesday, December 2, December 9 and December 16, 2014.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

8. [15-0008](#) Recommendation to refer to City Attorney damage claims received between December 8, 2014 and December 29, 2014.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

9. [15-0012](#) Recommendation to authorize City Manager, or designee, to execute all necessary agreements and any subsequent amendments between the City of Long Beach and the March of Dimes California Chapter to accept funding in the amount of \$42,239, for the period of March 1, 2015 through February 29, 2016, for a program specifically developed for African-American women who are at high-risk of depression, chronic disease, and low birth weight, and premature deliveries. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

10. [15-0013](#) Recommendation to authorize City Manager, or designee, to execute all necessary agreements, and any subsequent amendments, between the City of Long Beach and the State of California Department of Public Health, in an amount not to exceed \$431,128 for the period of July 1, 2014 through June 30, 2015, to continue the Maternal, Child, Adolescent (MCAH) and Black Infant Health (BIH) Programs to implement program activities that promote healthy pregnancy and birth outcomes among low-income individuals and families. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

11. [15-0014](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents between the City of Long Beach and the South Bay Center for Counseling, in the amount of \$60,000 for Prevention and Aftercare Activities and Services for the period from January 1, 2015 through December 31, 2015, and any subsequent amendments thereto that extend the contract or increase future funding levels. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

12. [15-0015](#) Recommendation to authorize City Manager, or designee, to execute an agreement between the City of Long Beach and Public Health Foundation Enterprise, in the amount of \$177,461, for the First 5 LA Little by Little Literacy Project for the period of October 1, 2014 through September 30, 2015, and any subsequent amendments thereto that extend the contract or increase future funding levels. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

13. [15-0016](#) Recommendation to authorize City Manager to execute the First Amendment to Student Field Placement Agreement No. 32646, and any related documents, with the Trustees of the California State University, on behalf of California State University Long Beach, to allow for the continued facilitation of internship opportunities at the Long Beach Senior Center, located at 1150 East 4th Street, through December 31, 2016. (District 2)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

14. [15-0017](#) Recommendation to authorize City Manager to execute a new Learning Activity Placement Agreement, and any related documents, with the Trustees of the California State University, on behalf of California State University Fullerton, to facilitate internship opportunities at the Long Beach Senior Center, located at 1150 East 4th Street, for California State University Fullerton students, commencing upon full execution of the Agreement, for a period of five years from the aforementioned commencement date. (District 2)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

15. [14-1052](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents to enter into a Memorandum of Understanding (MOU), and subsequent amendments, with the County of Los Angeles Department of the Registrar-Recorder/County Clerk for Online Access to Real Property Index/Images and Vital Records Index for an initial term of two years, with an option for five additional one-year terms through written amendment. (Citywide)

Office or Department: POLICE

Suggested Action: Approve recommendation.

16. [15-0018](#) Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Pho Nomenon restaurant, located at 5295 East Second Street. (District 3)
- Office or Department:** PUBLIC WORKS
- Suggested Action:** Approve recommendation.
17. [15-0019](#) Recommendation to request City Manager or designee to accept an easement deed for alley widening at 2114 Long Beach Boulevard, and adopt and accept the Categorical Exemption CE 11-080. (District 6)
- Office or Department:** PUBLIC WORKS
- Suggested Action:** Approve recommendation.
18. [15-0029](#) Recommendation to authorize City Manager to execute contracts with CelPlan Technologies, Inc.; Siemens Industry, Inc.; and Pacific Services, Inc., for furnishing and delivering video surveillance cameras and related system components, in a total aggregate amount not to exceed \$141,882 for a period of one year. (Citywide)
- Office or Department:** TECHNOLOGY AND INNOVATION
- Suggested Action:** Approve recommendation.
19. [15-0020](#) Recommendation to receive and file minutes for: Civil Service Commission - December 3, 2014.
- Office or Department:** VARIOUS
- Suggested Action:** Approve recommendation.

REVISED

UNFINISHED BUSINESS:

20. [14-1075](#) Recommendation to receive a report from the Department of Health and Human Services and the Department of Public Works on the status of the North Long Beach HEAL Zone Initiative, with an emphasis on activities related to mobility and active living; and

Request both departments to explore a partnership with the Uptown Property and Community Association on the creation of a mobile application focused on mobility, health and local businesses as part of the North Long Beach HEAL Zone.

Office or Department: COUNCILMEMBER REX RICHARDSON,
NINTH DISTRICT; COUNCILMAN AL
AUSTIN, EIGHTH DISTRICT

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

21. 15-0035 WITHDRAWN
~~Recommendation to, subject to review and consideration by the Personnel and Civil Service Committee in accordance with Long Beach Municipal Code Section 2.03.065, confirm Charter Commission appointments pursuant to Section 509 of the City Charter and Section 2.03.065 of the Long Beach Municipal Code; or in the alternative, if for some reason the Personnel and Civil Service Committee does not meet prior to or on January 6, 2015, waive the requirement for consideration and recommendation by the Personnel and Civil Service Committee in accordance with Section 2.03.065, and confirm Charter Commission appointments pursuant to Section 509 of the City Charter and Section 2.03.065 of the Long Beach Municipal Code.~~
- Office or Department:** MAYOR ROBERT GARCIA
- Suggested Action:** Approve recommendation.
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22. [15-0036](#) Recommendation to receive and approve non-charter commission and board appointments.
- Office or Department:** MAYOR ROBERT GARCIA
- Suggested Action:** Approve recommendation.
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23. [14-0717](#) Recommendation to request City Attorney to prepare amendments to Long Beach Municipal Code Sections 2.01.380 and 2.01.1020, relating to Officeholder accounts. (Citywide)
- Office or Department:** COUNCILWOMAN LENA GONZALEZ, FIRST DISTRICT, CHAIR; ELECTIONS OVERSIGHT COMMITTEE
- Suggested Action:** Approve recommendation.

24. [14-1081](#) Recommendation to approve amendment to the Long Beach Municipal Code Section 3.48.010, related to increasing the City Attorney's current settlement authority for Government Claims and litigation from \$5,000 to \$50,000.

Office or Department: COUNCILWOMAN STACY MUNGO, FIFTH DISTRICT, CHAIR; ECONOMIC DEVELOPMENT AND FINANCE COMMITTEE

Suggested Action: Approve recommendation.

25. [14-1082](#) Recommendation to direct City Manager to report back to the City Council in 30 days to fully develop the suggested four options that the Committee has recommended as incentives to encourage small business recruitment, retention and growth. The incentive options to be developed include: [1] Incentive to relocate or expand in Long Beach; [2] Manufacturing incentive; [3] Incentive for new employees; and [4] Incentive for renovation and construction. The report should include estimated costs and details of implementation and subsequent program evaluation so that the program is ready to be implemented should that be the direction of the City Council. The program should be designed to be simple, easy to administer, and with minimum costs.

Office or Department: COUNCILWOMAN STACY MUNGO, FIFTH DISTRICT, CHAIR; ECONOMIC DEVELOPMENT AND FINANCE COMMITTEE

Suggested Action: Approve recommendation.

26. [15-0021](#) Recommendation to authorize City Manager to execute all documents necessary for the Eighth Amendment to Fixed Base Operation Lease No. 21569 between the City of Long Beach and Gulfstream Aerospace Corporation, a California corporation, for City-owned property at 4150 Donald Douglas Drive at the Long Beach Airport. (District 5)

Office or Department: CITY MANAGER; LONG BEACH AIRPORT

Suggested Action: Approve recommendation.

27. [15-0022](#) Recommendation to adopt recommended revisions to the City's Mills Act Property Tax Incentive Program for historic properties. (Citywide)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

28. [15-0023](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the California Board of State and Community Corrections for the Gang Reduction, Intervention, and Prevention Program for an amount up to \$1,500,000 over a three-year period beginning January 1, 2015 through December 31, 2017;

Authorize a required in-kind match of \$330,000 per year; and

Increase appropriations in the Community Development Grants Fund (SR 150) in the Department of Development Services (DV) by \$500,000. (Citywide)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

29. [15-0024](#) Recommendation to authorize City Manager to execute agreements with Willdan Engineering, of Industry, CA; CSG Consultants, Inc., of San Mateo, CA; Interwest Consulting Group, of Huntington Beach, CA; HR Green California, Inc., of Orange, CA; and Jason Addison Smith Consulting Services, Inc., dba JAS Pacific, of Upland, CA, for as-needed plan review and inspection services in an aggregate total not to exceed \$450,000 per year for a two-year period, with two consecutive one-year renewal options at the discretion of the City Manager, and any necessary amendments thereto. (Citywide)

Office or Department: DEVELOPMENT SERVICES; FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

30. [15-0025](#) Recommendation to adopt Specifications No. ITB LB15-010 and award a contract to Ferguson Enterprises, Inc., of Long Beach, CA, for providing as-needed plumbing supplies, in an annual amount not to exceed \$910,000, for a period of two years, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

31. [15-0026](#) Recommendation to authorize City Manager to create a separate line item on gas utility bills for recovery of regulatory costs associated with Assembly Bill 32, the California Global Warming Solutions Act of 2006; and increase appropriations in the Gas Fund (EF 301) in the Long Beach Gas and Oil Department (GO) by \$1,500,000. (Citywide)

Office or Department: LONG BEACH GAS AND OIL

Suggested Action: Approve recommendation.

32. [15-0028](#) Recommendation to adopt Plans and Specifications No. R-6965 for the Improvements on Santa Fe Avenue, between Spring Street and Wardlow Road; award the contract to All American Asphalt, of Corona, CA, in the amount of \$1,526,407, and authorize a 10 percent contingency in the amount of \$152,641, for a total contract amount not to exceed \$1,679,048; and authorize City Manager or designee to execute all documents necessary to enter into the contract, including any necessary amendments thereto. (District 7)

Office or Department: PUBLIC WORKS; FINANCIAL
MANAGEMENT

Suggested Action: Approve recommendation.

33. [15-0031](#) Recommendation to adopt Specifications No. R-7004 and award contracts to New Creation Builders, of Bellflower, CA, KLD Construction, of Los Angeles, CA, BiTech Construction, of Buena Park, CA, Exbon Development, of Garden Grove, CA, and Thomasville Construction, of Fullerton, CA for both anticipated and unanticipated (emergency) construction of various City infrastructure repairs and improvements to be performed under the method of Job Order Contracting (JOC), each in an amount not to exceed \$3,500,000 for a period of three years, with the option to renew for two additional one-year periods in an amount not to exceed \$1,000,000 per renewal, at the discretion of the City Manager;

Adopt resolution authorizing City Manager to execute a contract with the Gordian Group, of Greenville, South Carolina, for access rights to their proprietary Pro-Gen software and to provide professional services to manage the JOC program in an amount not to exceed \$341,250 for a period of three years, with the option of renewing for two additional one-year terms; and

Authorize City Manager 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; FINANCIAL
MANAGEMENT

Suggested Action: Approve recommendation.

ORDINANCES:

34. [15-0033](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsection 10.12.010.A.63 relating to speed limits read the first time and laid over to the next regular meeting of the City Council for final reading. (District 3)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

35. [15-0030](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsection 14.08.010.H, Sections 14.08.020, 14.08.030, 14.08.050, and 14.08.170; and by adding Article IV to Chapter 14.08, all relating to Excavations, Street Improvements and Temporary Occupation of Rights-of-Way read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Office or Department: CITY ATTORNEY

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.

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PUBLIC COMMENT: 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, January 6, 2015 - Federal Legislation Committee at 4:00 P.M., Council Chamber.

Tuesday, January 13, 2015 - Housing Authority of the City of Long Beach, California at 4:30 P.M., Council Chamber.

Tuesday, January 20, 2015 - City of Long Beach, as the Successor Agency to the Redevelopment Agency of the City of Long Beach, California at 4:30 P.M., Council Chamber.

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NOTE:

The City Council agenda and supporting documents are available on the Internet at www.longbeach.gov. Agenda items may also be reviewed in the City Clerk Department or online at the Main Library and at the Branch Libraries. Persons interested in obtaining an agenda via e-mail should subscribe to the City of Long Beach E-Notify System at www.longbeach.gov/enotify.

Persons interested in making an audio visual presentation during a City Council meeting are responsible for submitting their audio/visual presentations to the City Clerk Department at least five (5) calendar days prior to the meeting (by 12:00 p.m. noon on Thursday). The audio/visual presentation and related comments are limited to three (3) minutes. For further information contact the City Clerk Department at (562) 570-6101. E-Mail correspondence regarding agenda items can be directed to cityclerk@longbeach.gov.

If oral 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.

Kung ang pasalitang pagsasalin-wika ng adyenda at mga katitikan ng Konseho ng Lunsod ay hinahangad o ang isang natatanging kaluwagan ay hinahangad alinsunod sa Batas sa mga Amerikanong May Kapansanan, mangyaring gawin ang iyong kahilingan sa pamamagitan ng telepono sa Kagawaran ng Klerk ng Lunsod sa (562) 570-6101, bago lumampas ang ika-12 ng tanghali sa Lunes, ang araw bago ang pulong ng Konseho ng Lunsod.

Si se desea interpretación verbal en otro idioma para personas que no hablan inglés o se necesita una adaptación especial en conformidad con la Ley de Estadounidenses con Discapacidades, haga su pedido por teléfono al Departamento del Secretario Municipal al (562) 570-6101, antes del lunes al mediodía, el día previo a la reunión del Concejo.

បើលោកអ្នកមិនចេះនិយាយភាសាអង់គ្លេស ហើយត្រូវការអ្នកបកប្រែផ្ទាល់មាត់ ឬបើលោកអ្នកត្រូវការនូវការជួយសម្រួលពិសេសណាមួយ ទៅតាមច្បាប់ស្តីពីជនជាតិអាមេរិកាំងមានពិការភាព (Americans with Disabilities Act) នោះសូមស្នើសុំមកនាយកដ្ឋានស្មៀនសាលាក្រុង តាមទូរស័ព្ទលេខ (562) 570-6101 អោយបានទាន់ម៉ោង 12 ថ្ងៃត្រង់នៅថ្ងៃច័ន្ទ មុនកិច្ចប្រជុំក្រុមប្រឹក្សាត្រូវបានធ្វើឡើង។

If written language translation of the City Council agenda and minutes for non-English speaking persons is desired, please make your request by phone to the City Clerk Department at (562) 570-6101, 72 hours prior to the City Council meeting.

Kung ang nakasulat na pagsasalín-wika ng adyenda at mga katitikan ng Konseho ng Lunsod ay hinahangad para sa mga taong hindi nagsasalita ng Ingles, mangyaring gawin ang iyong kahilingan sa pamamagitan ng telepono sa Kagawaran ng Klerk ng Lunsod sa (562) 570-6101, 72 oras bago ang pulong ng Konseho ng Lunsod.”

Si desea obtener la traducción lingüística escrita de la agenda y las actas del Concejo Municipal para las personas que no hablan inglés, realice su pedido por teléfono al Departamento de la Secretaría Municipal al (562) 570-6101, 72 horas antes de la reunión del Concejo Municipal.

បើលោកអ្នកមិនចេះនិយាយភាសាអង់គ្លេស ហើយត្រូវការរបៀបវារៈកិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង និងរបាយការណ៍កិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង ជាសំណៅប្រែសម្រួលលាយលក្ខណ៍អក្សរទៅជាភាសារបស់លោកអ្នក នោះសូមស្នើសុំមកនាយកដ្ឋានសៀវភៅសាលាក្រុង តាមទូរស័ព្ទលេខ (562) 570-6101 អោយបាន 72 ម៉ោងមុនកិច្ចប្រជុំក្រុមប្រឹក្សាសាលាក្រុងត្រូវបានធ្វើឡើង។