

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



Gerrie Schipske, 5th District
Dee Andrews, 6th District
James Johnson, 7th District
Rae Gabelich, 8th District
Steven Neal, 9th District

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

Bob Foster, Mayor

Robert E. Shannon, City Attorney

REVISED

**PRESENTATION OF NATIONAL HUNGER AND HOMELESS
AWARENESS WEEK**

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. [10-1218](#) Recommendation to receive supporting documentation into the record, conclude the hearing, adopt resolution for a street name change for the 4400 block of Cerritos Drive between San Antonio Drive and Orange Avenue to Le Park Drive; and authorize City Manager to direct the Public Works Director to change maps and street signs as necessary. (District 8)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

2. [10-1219](#)

Recommendation to receive supporting documentation into the record, conclude the hearing, deny the appeal of Kerrie Aley, Peggy McCabe, Monte Cofell, Allen Songer, Gregory Warren, Barrie Laffoon Huff, Carla Johnson, Craig Wallace, Ginny Kortz, Matt Kirk and Eric Peterson; and uphold the Planning Commission decision to approve an Addendum to a previously certified Final Environmental Impact Report (EIR 30-07) for the Colorado Lagoon Restoration Project;

Adopt resolution together with Findings and approve the revised Phase 1 project; and

Approve the Phase 2 project and select Alternative 4a as the preferred alternative. (District 3)

Office or Department: DEVELOPMENT SERVICES; PUBLIC WORKS; PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

3. [10-1236](#)

Recommendation to receive supporting documentation into the record, conclude the hearing, and adopt resolution to create an amnesty program for existing automobile sales businesses and to waive fees for a period of 60 days for Conditional Use Permit and Site Plan Review applications in subareas 1, 3 and 4 between Willow Street and Anaheim Street within the Long Beach Boulevard Planned Development District (PD-29). (Districts 1,6,7)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

4. [10-1235](#) Recommendation to receive supporting documentation into the record, conclude the hearing and adopt the recommendation to revoke Entertainment Permit No. BU20656240 for CNR Holdings, LLC, dba Evo Lounge, located at 5300 East 2nd Street. (District 3)

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: (5 - 15)

5. [10-1238](#) Recommendation to adopt minute order to grant an application from Elenor Dolores Marshall for a widow's pension.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

6. [10-1245](#) Recommendation to receive and file the quarterly report of Cash and Investments for the quarter ending March 31, 2010.

Office or Department: CITY AUDITOR

Suggested Action: Approve recommendation.

7. [10-1246](#) Recommendation to authorize City Manager to execute a contract with Edward White and Company, LLP to perform an Article 9 review for three one-year terms from December 1, 2010 through November 30, 2013 in amounts not to exceed \$185,000 in Fiscal Year (FY) 2011, \$190,000 in FY 2012 and \$195,000 in FY 2013; with two one-year options for renewal not to exceed \$200,000 for each of those years.

Office or Department: CITY AUDITOR

Suggested Action: Approve recommendation.

8. [10-1230](#) Recommendation to approve the minutes for the City Council meeting held Tuesday, November 2, 2010.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

9. [10-1231](#) Recommendation to refer to City Attorney damage claims received between November 1, 2010 and November 8, 2010.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

10. [10-1224](#) Recommendation to adopt resolution authorizing City Manager to execute a contract with Consolidated Fabricators Corporation of Vernon, CA (not an MBE, WBE, SBE or Local), for the purchase of commercial trash containers on the same terms and conditions afforded to the Los Angeles Community College District, in the estimated annual amount of \$95,000 for the period of one year, with the option of renewing for two additional one-year periods, at the discretion of the City Manager, if necessary and if funds are available. (Citywide)

Office or Department: FINANCIAL MANAGEMENT; PUBLIC WORKS

Suggested Action: Approve recommendation.

11. [10-1220](#) Recommendation to receive and file the application of Harish Pravin Brahmbhatt, dba The Pepper Corner, for a person-to-person transfer of an Alcoholic Beverage Control License, at 601 East Broadway, with existing conditions. (District 2)

Office or Department: POLICE

Suggested Action: Approve recommendation.

12. [10-1221](#) Recommendation to receive and file the application of Brandon Tan, dba PCH Liquor & Mart, for a person-to-person transfer of an Alcoholic Beverage Control License, at 729 West Pacific Coast Highway, with existing conditions. (District 6)

Office or Department: POLICE

Suggested Action: Approve recommendation.

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13. [10-1222](#) Recommendation to receive and file the application of 7 11 21 Incorporated, dba Joes Liquor, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1710 East Artesia Boulevard, with existing conditions. (District 9)

Office or Department: POLICE

Suggested Action: Approve recommendation.

14. [10-1223](#) Recommendation to authorize City Manager to execute any and all documents necessary for a license agreement between the City of Long Beach and Long Beach Yacht Club, a non-profit public benefit corporation, to construct and maintain a trash bin enclosure in the City-owned parking lot across from the clubhouse, located at 6201 Appian Way. (District 3)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

15. [10-1232](#) Recommendation to receive and file minutes for:
Civil Service Commission - October 27, 2010.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

UNFINISHED BUSINESS:

30. [10-1209](#) Recommendation to respectfully request City Attorney to prepare an amendment to Section 5.87.040 of the Long Beach Municipal Code regarding medical marijuana collective permit approval and operating conditions.

Office or Department: COUNCILMEMBER GARY DELONG, THIRD DISTRICT; COUNCILMEMBER PATRICK O'DONNELL, FOURTH DISTRICT; COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

16. [10-1247](#) Recommendation to suspend Council rule contained in Long Beach Municipal Code Section 2.03.020 (B) relating to the meeting schedule of the City Council in order to cancel the meeting of November 23, 2010.

Office or Department: MAYOR BOB FOSTER

Suggested Action: Approve recommendation.

17. [10-1250](#) Recommendation to receive and file the Small Business Enterprise pilot and Local Preference report; and direct City Manager to return to the City Council within 30 days with a citywide Small Business Enterprise program that would include local outreach and parameters for all City Departments.

Office or Department: MAYOR BOB FOSTER

Suggested Action: Approve recommendation.

18. [10-1234](#)

~~Recommendation to respectfully request City Council to adopt a policy for officially designating neighborhoods, Business Improvement Districts (BIDs) and Neighborhood Improvement Districts, including the establishing of a procedure for setting boundaries, a formal application process and appropriate fees for processing applications and installing signage.~~

Office or Department: COUNCILMAN DEE ANDREWS, SIXTH DISTRICT; COUNCILMEMBER ROBERT GARCIA, FIRST DISTRICT; COUNCILMEMBER JAMES JOHNSON, SEVENTH DISTRICT; COUNCILMEMBER STEVEN NEAL, NINTH DISTRICT

Suggested Action: Approve recommendation.

22. [10-1226](#) Recommendation to adopt Specifications No. PA-03110 and award a contract to American Rotary Broom Company, Inc., of Escondido, CA (SBE), in the amount of \$220,000, to furnish and deliver street sweeper brooms for the period of one year, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

Office or Department: FINANCIAL MANAGEMENT; PUBLIC WORKS

Suggested Action: Approve recommendation.

23. [10-1227](#) Recommendation to adopt resolution declaring a shelter crisis; suspending applicable provisions of local law, including those contained in the City's zoning ordinances and regulations; and authorizing the operation of a winter shelter between the dates of December 1, 2010 and March 31, 2011; and

Authorize City Manager to execute any and all documents necessary for a lease between Long Beach Rescue Mission Foundation (Lessor) and the City (Lessee) and a sublease between the City (Sublessor) and the Long Beach Rescue Mission (Sublessee) and any amendments at the discretion of the City Manager for approximately 12,000 rentable square feet of industrial space at 6845 Atlantic Avenue at the monthly base rent of \$6,000 for use as a winter shelter. (District 9)

Office or Department: HEALTH AND HUMAN SERVICES; PUBLIC WORKS

Suggested Action: Approve recommendation.

24. [10-1228](#) Recommendation to authorize City Manager to execute the Thirteenth Amendment to Historical Site Lease No. 24291 with Rancho Los Alamitos Foundation to provide for the annual management fee for lease year 2010-2011. (District 3)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

25. [10-1229](#) Recommendation to adopt Plans and Specifications No. R-6779 for the improvements of Stearns Street between Studebaker Road and Stevely Avenue, and authorize City Manager to award and execute the contract with All American Asphalt, in an estimated amount of \$199,199, plus a 10 percent contingency amount of \$19,919, if necessary, for a total of \$219,118, and any amendments thereto except for an increase in the contract price. (District 5)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

26. [10-1128](#) Recommendation to authorize City Manager to amend Contract No. 31470 with Mark Sauer Construction for the construction of a visitor's education center, to add construction of a new entryway for Rancho Los Cerritos in an estimated amount of \$254,666, plus a 10 percent contingency amount of \$25,467, for a total of \$280,133, and execute any documents necessary for the implementation and administration of the project; and

Authorize City Manager to submit an application to the Rancho Los Cerritos Foundation (Foundation) and receive a gift of grant funds totaling \$336,160 from the Foundation; and increase appropriations in the Capital Projects Fund (CP 201) in the Department of Public Works (PW) in the amount of \$336,160. (District 8)

Office or Department: PUBLIC WORKS; PARKS, RECREATION
AND MARINE

Suggested Action: Approve recommendation.

27. [10-1251](#)

Recommendation to adopt Plans and Specifications No. R-6871 for the Ocean Boulevard Bluff Erosion and Enhancement Project, and award the contract to and authorize City Manager to execute the contract with Y&M Construction, Inc., in an estimated amount of \$1,482,095, plus a 15 percent contingency amount of \$222,314, if necessary, for a total of \$1,704,409, and any amendments thereto. (District 3)

Office or Department: PUBLIC WORKS; PARKS, RECREATION
AND MARINE

Suggested Action: Approve recommendation.

REVISED

ORDINANCES:

28. [10-1194](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending and restating Title 18 in its entirety; and by repealing Chapter 21.62, all relating to the adoption and amendments to the 2010 Edition of the California Building Standards Codes and the 1997 Edition of the Uniform Housing Code to be known as the Long Beach Building Standards Code, read and adopted as read. (Citywide)

Office or Department: DEVELOPMENT SERVICES; FIRE

Suggested Action: Approve recommendation.

29. [10-0549](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Subsection 16.08.460.K relating to fishing restrictions, read and adopted as read. (District 2)

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.

30. Agenda Item No. 30 is listed under Unfinished Business (page 5).

31. [10-1253](#) Recommendation to request that the Housing and Neighborhoods Committee, and the Parks and Recreation Commission approve renaming 1640 W. 20th Street "Mary Molina Community Garden."

Office or Department: COUNCILMEMBER ROBERT GARCIA,
FIRST DISTRICT

Suggested Action: Approve recommendation.

32. [10-1254](#)

Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, November 12, 2010.

REVISED

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:

Monday, November 29, 2010 – Transportation and Infrastructure Committee at 4:00 P.M., Council Chamber.

Tuesday, November 30, 2010 – Public Safety Committee at 3:30 P.M., Council Chamber.

Tuesday, November 30, 2010 – Election Oversight Committee at 5:00 P.M., Council Chamber.

HEARING REMINDERS:

Tuesday, December 7, 2010 – Hearing to ensure installation of utility conduit on private property for the Toledo Utility Undergrounding Project. (District 3)

Tuesday, December 7, 2010 – Hearing for changes to the Zoning Regulations regarding wireless telecommunications facilities. (Citywide)

Tuesday, December 7, 2010 – Hearing for fee adjustment to parking citations in the Master Fee and Charges Schedule. (Citywide)

Tuesday, December 14, 2010 – Hearing to authorize the approval and execution of an Owner Participation Agreement (OPA) for the sale of Agency-owned property to Lester Box & Manufacturing (Owner), 1463 Cota Avenue (West Long Beach Industrial Project Area). (District 1)

Tuesday, December 14, 2010 – Hearing for Club Investments, LP., dba Ice Bar, for a Permit for Entertainment With Dancing by Patrons, 49 S. Pine Avenue. (District 2)

Tuesday, December 14, 2010 – Hearing for Ashley's Bar & Grill, LLC., dba Ashley's Bar & Grill, for a Permit for Entertainment Without Dancing by Patrons, 1731 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.

Persons interested in making an audio visual presentation during a City Council meeting should refer to the Audio/Visual Guidelines in the Options list on the City Clerk web page at (<http://www.longbeach.gov/cityclerk/default.asp>) or contact the City Clerk Department at (562) 570-6101.

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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 Office of the City Clerk at (562) 570-6101, 24 business hours prior to the City Council meeting.

Kung humihiling ng pasalitang interpretasyon ng wika ng agenda at minutes ng Konseho ng Lungsod o kung humihiling ng isang natatanging pagtulong ayon sa Americans with Disabilities Act, mangyaring humiling sa pamamagitan ng telepono sa Opisina ng Clerk ng Lungsod sa (562) 570-6101, 24 oras ng negosyo bago isagawa ang pulong ng Konseho ng Lungsod.

Si desea interpretación oral en otro idioma para las personas que no hablan inglés o si desea una adaptación especial en conformidad con la Ley de Estadounidenses con Discapacidades, haga su solicitud por teléfono a la oficina del secretario municipal al (562) 570-6101, 24 horas hábiles antes de la reunión del ayuntamiento de la ciudad.

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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 Office of the City Clerk at (562) 570-6101, 72 business hours prior to the City Council meeting.

Kung humihiling ng nakasulat na pagsasalin ng wika ng agenda at minutes ng Konseho ng Lungsod para sa mga taong hindi nagsasalita ng Ingles, mangyaring humiling sa pamamagitan ng telepono sa Opisina ng Clerk ng Lungsod sa (562) 570-6101, 72 oras bago isagawa ang pulong ng Konseho ng Lungsod.

Si desea obtener la traducción escrita en otro idioma de la agenda y las actas del ayuntamiento de la ciudad para las personas que no hablan inglés, haga su solicitud por teléfono a la oficina del secretario municipal al (562) 570-6101, 72 horas hábiles antes de la reunión del ayuntamiento de la ciudad.

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