

Bonnie Lowenthal, 1st District  
Dan Baker, 2nd District  
Frank Colonna, 3rd District  
Patrick O'Donnell, 4th District



Jackie Kell, Vice Mayor, 5th District  
Laura Richardson, 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

Beverly O'Neill, Mayor

Robert E. Shannon, City Attorney

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**PROCLAMATION PRESENTED FOR  
CESAR E. CHAVEZ  
FOURTH ANNUAL HOLIDAY CELEBRATION  
MARCH 28, 2005**

**PRESENTATIONS BY COUNCILMEMBER PATRICK O'DONNELL, FOURTH DISTRICT  
IN RECOGNITION OF COMMUNITY MEMBERS FOR THEIR SIGNIFICANT  
CONTRIBUTIONS TO THE FOURTH DISTRICT**

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. [05-2536](#) Recommendation to receive supporting documentation into the record, conclude the hearing, overrule the appeal, and sustain the decision of the City Planning Commission to approve the Conditional Use Permit, Certify the Negative Declaration, and modify mitigation measure number 1 to read "stockpiles should not be located within 400 feet of the western (Walnut Avenue) property line," to allow an asphalt and concrete recycling operation located at 1630-1660 E. 32nd Street (Case No. 0405-26). (District 7)

**Office or Department:** PLANNING COMMISSION

**Suggested Action:** Approve recommendation.

2. [05-2537](#) Recommendation to receive supporting documentation, including the petitions, into the record, conclude the public hearing, and request City Attorney to prepare an amendment to the Long Beach Municipal Code, to establish Preferential Parking District "L" (1600-1700 blocks of Petaluma Avenue) as recommended by the City Traffic Engineer.  
(District 3)

**Office or Department:** PUBLIC WORKS

**Suggested Action:** Approve recommendation.

**PUBLIC COMMENT:**

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 members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

**CONSENT CALENDAR: (3-15)**

3. [05-2388](#) Recommendation to receive and file the Fiscal Impact Analysis regarding method to fund or develop park land.

**Office or Department:** COUNCILWOMAN RAE GABELICH,  
EIGHTH DISTRICT, CHAIR; ECONOMIC  
DEVELOPMENT AND FINANCE  
COMMITTEE

**Suggested Action:** Approve recommendation.

4. [05-2391](#) Recommendation to receive and file Workers' Compensation Implementation Plan.

**Office or Department:** COUNCILWOMAN RAE GABELICH,  
EIGHTH DISTRICT, CHAIR; ECONOMIC  
DEVELOPMENT AND FINANCE  
COMMITTEE

**Suggested Action:** Approve recommendation.

5. [05-2546](#) Recommendation to adopt resolution of the City Council of the City of Long Beach supporting the Green Port Policy of the Harbor Department of the City of Long Beach.

**Office or Department:** CITY ATTORNEY

**Suggested Action:** Approve recommendation.

6. [05-2547](#) Recommendation to receive and file review of ground lease between the City of Long Beach and Gateway Enterprises, LLC and Aba Enterprises, LLC.

**Office or Department:** CITY AUDITOR

**Suggested Action:** Approve recommendation.

7. [05-2549](#) Recommendation to approve the destruction of records for the City Auditor Department, and adopt resolution.

**Office or Department:** CITY CLERK

**Suggested Action:** Approve recommendation.

8. [05-2532](#) Recommendation to authorize City Clerk to refer the protest filed by Natalie Kotsch from the determination of the Board of Examiners, Appeals, and Condemnation for property located at 1826-1828 East 1st Street to a hearing officer, and direct City Clerk to notify applicant and affected City departments of the date, time and place of the hearing.  
(District 2)

**Office or Department:** CITY CLERK

**Suggested Action:** Approve recommendation.

9. [05-2550](#) Recommendation to refer to City Attorney the damage claims received between March 10, 2005 and March 17, 2005.

**Office or Department:** CITY CLERK

**Suggested Action:** Approve recommendation.

10. [05-2538](#) Recommendation to authorize City Manager to execute a Consent to Sublease and Sublease to Lease No. 26751 between the City of Long Beach and the Historical Society of Long Beach, California, a non-profit corporation, for office space at 110 Pine Avenue, Suite 1200. (District 2)

**Office or Department:** COMMUNITY DEVELOPMENT

**Suggested Action:** Approve recommendation.

11. [05-2513](#) Recommendation to authorize City Manager to execute a contract with the Long Beach Community College District to provide construction training for the Construction Apprenticeship Pathways Program not to exceed \$110,000 for the period of March 1, 2005 through February 28, 2006. (Citywide)

**Office or Department:** COMMUNITY DEVELOPMENT

**Suggested Action:** Approve recommendation.

12. [05-2539](#) Recommendation to authorize City Manager to purchase property and boiler and machinery insurance for the Southeast Resource Recovery Facility for the period April 1, 2005 through April 1, 2006, for a premium not to exceed \$650,000, payable to Onyx North America Group or its Montenay Pacific Power Corporation subsidiary.

**Office or Department:** HUMAN RESOURCES

**Suggested Action:** Approve recommendation.

- 13 [05-2534](#)  
A. Recommendation to receive and file application of Diamond Concessions LLC, dba Diamond Concessions LLC, for a person-to-person transfer of an On-Sale Beer and Wine for bonafide eating place alcoholic beverage control license, at 4700 Deukmejian Drive, with existing conditions. (District 3)

**Office or Department:** POLICE

**Suggested Action:** Approve recommendation.

- 13 [05-2533](#)  
B. Recommendation to receive and file application of Crepes 1 Incorporated, dba La Creperie Cafe, for person-to-person transfer of an On-Sale Beer and Wine for bonafide eating place alcoholic beverage control license, at 4911 East 2nd Street, with existing conditions. (District 3)

**Office or Department:** POLICE

**Suggested Action:** Approve recommendation.

- 13 [05-2535](#)  
C. Recommendation to receive and file application of Sila Trading Incorporated, dba Jack's Liquor, for a person-to-person transfer of an Off-Sale General Alcoholic Beverage Control License at 1701-1711 East Pacific Coast Highway with existing conditions. (District 6)

**Office or Department:** POLICE

**Suggested Action:** Approve recommendation.

14. [05-2545](#)  
Recommendation to receive and file minutes of:  
Harbor Commission, March 7, 2005.

**Office or Department:** VARIOUS

**Suggested Action:** Approve recommendation.

15. [05-2551](#) Recommendation to approve Proclamation presented for Cesar E. Chavez Fourth Annual Holiday Celebration on March 28, 2005.

**Office or Department:** LEGISLATIVE

**Suggested Action:** Approve recommendation.

**REGULAR AGENDA**

**REGULAR AGENDA: (9:14 PM)**

16. [05-2548](#) Recommendation to direct staff to prepare a report on the economic and service benefits of expanding wireless connectivity throughout the City.

**Office or Department:** COUNCILMEMBER FRANK COLONNA,  
THIRD DISTRICT

**Suggested Action:** Approve recommendation.

17. [05-2553](#) Recommendation to receive and file report on impact of Project IMPACT on Almond Avenue.

**Office or Department:** COUNCILMEMBER DAN BAKER, SECOND  
DISTRICT

**Suggested Action:** Approve recommendation.

18. [05-2554](#) Recommendation to request City Attorney to prepare a resolution to be transmitted to the Los Angeles County Sheriff and the Los Angeles County Board of Supervisors expressing the City Council's strong opposition to the Early Release Program, emphasizing the negative impacts on the City's efforts to enforce gang injunctions and fight crime.

**Office or Department:** COUNCILMEMBER TONIA REYES  
URANGA, SEVENTH DISTRICT;  
COUNCILWOMAN RAE GABELICH,  
EIGHTH DISTRICT

**Suggested Action:** Approve recommendation.

19. [05-2367](#) Recommendation to receive communication and deny the proposed amendment to the Long Beach Municipal Code, to permit the waiver of fees for the public applicable to the appeal of decisions regarding Coastal Development permits.

**Office or Department:** COUNCILWOMAN RAE GABELICH,  
EIGHTH DISTRICT, CHAIR; ECONOMIC  
DEVELOPMENT AND FINANCE  
COMMITTEE

**Suggested Action:** Approve recommendation.

20. [05-2541](#) Recommendation to authorize City Manager to execute a contract with Weidner Consulting, Inc., for the development and implementation of a comprehensive performance management system, including the acquisition and implementation of the Performance Information Management Software, for a period of three years in the amount of \$945,050, to be absorbed within existing budget resources. (Citywide)

**Office or Department:** CITY MANAGER

**Suggested Action:** Approve recommendation.



21. [05-2509](#) Recommendation to receive and file a report on the status of the 311 feasibility study.

**Office or Department:** TECHNOLOGY SERVICES

**Suggested Action:** Approve recommendation.

22. [05-2552](#) Recommendation to receive and file a report on the selection of an emergency telephone notification system.

**Office or Department:** TECHNOLOGY SERVICES

**Suggested Action:** Approve recommendation.

23. [05-2540](#) Recommendation to adopt specifications No. PA-01305 and award contracts to Southern Counties Oil Company, LP; Merrimac Energy Group; Petro-Diamond, Incorporated; GP Resources, Incorporated; Mansfield Oil Company; and ITL, Incorporated, to purchase gasoline, diesel and Jet "A" fuel in an estimated annual amount of \$3,750,000 for the period commencing with the expiration of the previous contract (February 1, 2005) for one year, with the option of renewing for three additional one-year periods. (Citywide)

**Office or Department:** FINANCIAL MANAGEMENT; PUBLIC WORKS

**Suggested Action:** Approve recommendation.

24. [04-2248](#) Recommendation to receive and file report regarding the implementation of phase one of the Citywide Litter Abatement Program.

**Office or Department:** PUBLIC WORKS

**Suggested Action:** Approve recommendation.

25. [05-2542](#)

Recommendation to adopt plans and specifications No. R-6676 for the landfill closure and construction of 55th Way Neighborhood Park; authorize City Manager to award the contract to Environmental Construction, Inc., in an estimated amount of \$4,278,903, plus a 25 percent contingency in the amount of \$1,069,726, for a total estimated award of \$5,348,629; and execute all necessary documents related to the contract. Increase appropriations in the Capital Projects Fund (CP) in the Department of Public Works (PW) by \$1,800,000. (District 9)

**Office or Department:** PUBLIC WORKS; COMMUNITY  
DEVELOPMENT

**Suggested Action:** Approve recommendation.

**ORDINANCES: (11:01 PM)**

26. [05-2543](#) Recommendation to declare Ordinance amending Long Beach Municipal Code Sections 15.40.070 and 15.40.090, relating to gas utility service, meter reading, and billing to customers and other responsible adults for City-owned utility accounts read and adopted as read.  
(Citywide)

**Office or Department:** FINANCIAL MANAGEMENT; LONG BEACH ENERGY  
(SEE LONG BEACH GAS AND OIL)

**Suggested Action:** Approve recommendation.

27. [05-2544](#) Recommendation to declare Ordinance adding Chapter 8.46 to the Long Beach Municipal Code, relating to Best Management Practices of food preparation establishments in the disposal of fats, oil and grease read and adopted as read. (Citywide)

**Office or Department:** WATER COMMISSION

**Suggested Action:** Approve recommendation.

**NEW BUSINESS:**

28.

29.

30.

**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:**

Personnel and Civil Service Committee at 3:00 P.M.

**HEARING REMINDERS:**

April 5, 2005 -- Hearing on resolution of intention to vacate the east half of the five-foot wide alley west of Sixty-Eighth Place and south of Ocean Boulevard. (District 3)

April 5, 2005 -- Hearing on appeal of Planning Commission's decision to deny Tentative Parcel Map No. 62368 to divide one lot into two lots for residential development at 3829 Maine Avenue (Case No. 0412-03). (District 7)

April 12, 2005 -- Hearing for Baypointe Enterprises LLC, dba Tantalum, for permits for entertainment without dancing by patrons at an existing restaurant with alcohol at 6272 E. Pacific Coast Highway. (District 3)

April 12, 2005 -- Hearing on appeal of Planning Commission approval of Conditional Use Permit to allow the conversion of an eight-unit apartment building to condominium at 1467 Obispo Avenue (Case No. 0412-01). (District 4)

April 12, 2005 -- Hearing on amendment to Zoning Ordinance regarding code enforcement and tenant relocation benefits (Case No. 0502-15). (Citywide)

**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](http://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 the Plaza Level Information Desk of the Main Library and at 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](mailto:cityclerk@longbeach.gov).

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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.

បើមានការចង់បាននូវការបកប្រែភាសាផ្ទាល់មាត់សម្រាប់អ្នកមិនចេះនិយាយអង់គ្លេស

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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.

បើមានការចង់បាននូវការបកប្រែភាសាឯកសារកម្មវិធី និងកំណត់ហេតុប្រជុំក្រុមប្រឹក្សាសម្រាប់អ្នកមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើការស្នើសុំទៅកាន់ស្នើសុំនៃសាលាក្រុងតាមទូរស័ព្ទដែលមានលេខ (562) 570-6101 រយៈពេល 72 ម៉ោងធ្វើការនៅមុនកិច្ចប្រជុំនៃក្រុមប្រឹក្សាក្រុង ។