

**CITY OF LONG BEACH
CITY COUNCIL AGENDA**

Bonnie Lowenthal, 1st District
Dan Baker, 2nd District
Frank Colonna, Vice Mayor, 3rd District
Dennis Carroll, 4th District

Gerald R. Miller, City Manager
Larry G. Herrera, City Clerk



Beverly O'Neill, Mayor

**TUESDAY, JUNE 1, 2004
COUNCIL CHAMBER, 5:00 P.M.**

Jackie Kell, 5th District
Laura Richardson, 6th District
Tonia Reyes Uranga, 7th District
Rob Webb, 8th District
Val Lerch, 9th District

Robert E. Shannon, City Attorney

**PROCLAMATION PRESENTED FOR
NATIONAL HUNGER AWARENESS DAY
JUNE 3, 2004**

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:

1. DEPARTMENT: PUBLIC WORKS

SUBJECT: Vacation of the east-west alley east of Atlantic Avenue and north of Third Street. (District 1)

SUGGESTED ACTION:

Receive supporting documentation into the record, conclude the hearing and find that sufficient facts do not exist at this time to support a vacation.

HEARING:

2. DEPARTMENT: COMMUNITY DEVELOPMENT

SUBJECT: Disposition and Development Agreement with the Stahl Family Trust for the sale of property at the southwest corner of west 14th Street and Hayes Avenue (2000-2030 West 14th Street) West Long Beach Industrial Redevelopment Project Area. (Resolution approving the proposed disposition and development agreement between the Redevelopment Agency of the City of Long Beach, California, and the Stahl Family Trust; finding that the consideration for the sale of certain real property in the West Long Beach Industrial Redevelopment Project is not less than fair market value in accordance with covenants and conditions governing such sale; and approving the sale of the property and the disposition and development agreement.) (District 1)

SUGGESTED ACTION:

Receive supporting documentation into the record and conclude the hearing;
Approve Disposition and Development Agreement with Stahl Family Trust; and
Adopt resolution; and
Approve and authorize the Executive Director to execute any and all documents necessary to implement the DDA.

PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM CITY CLERK

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

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- 18)

3. DEPARTMENT: CITY CLERK

SUBJECT: Claims for Damages.

SUGGESTED ACTION:

Refer to City Attorney the damage claims received between May 13, 2004 and May 27, 2004.

4. DEPARTMENT: LAW

SUBJECT: Stipulations with Requests for Awards.

SUGGESTED ACTION:

Authorize City Attorney to submit for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$16,277.50 in compliance with Appeals Board order for claim of Anne Pellette; and \$40,460 for claim of Roy Wade.

5. DEPARTMENT: LAW

SUBJECT: Retention of Brown, Winfield & Canzoneri, Inc. to provide legal services.

SUGGESTED ACTION:

Authorize agreement for special counsel regarding land use entitlement process and utilization, negotiation, drafting, and implementation of a statutory development agreement concerning the Boeing Realty Corporation for Douglas Park (formerly PacifiCenter) project in amount not to exceed \$200,000.

6. DEPARTMENT: LONG BEACH ENERGY

SUBJECT: Donation and installation by BP America Inc. of photovoltaic solar panels on a City facility. (District 3)

SUGGESTED ACTION:

Authorize City Manager to accept donation of approximately \$30,000 of photovoltaic panels, including installation, on the Belmont Shore Community Resources Center.

7. DEPARTMENT: PARKS, RECREATION AND MARINE

SUBJECT: Electric Distribution Line Contract with Southern California Edison Company for new facilities at Admiral Kidd Park. (District 7)

SUGGESTED ACTION:

Authorize City Manager to execute contract.

8. DEPARTMENT: POLICE

SUBJECT: Alcoholic Beverage License Applications. (Person-to-Person Transfers)

A. Application of Charo Elena Peacock and Edward Seaver Peacock, dba Charo's Peruvian Cuisine, for an on-sale beer and wine for bonafide eating place license at 7563 Carson Boulevard. (District 5)

B. Application of Andrea Castro Menjivar and Jose Adonay Menjivar Monje, dba Paraiso Tropical, for an on-sale beer and wine for bonafide eating place license at 2380-82 Santa Fe Avenue. (District 7)

C. Application of Adnan Greer and Mashhour Ibrahim Mashhour, dba Rocky Liquor and Market, for an off-sale general license at 6620 Atlantic Avenue. (District 9)

SUGGESTED ACTION:

Receive and file with existing conditions.

9. DEPARTMENT: POLICE

SUBJECT: Agreement with County of Los Angeles Probation Department to provide a full-time Deputy Probation Officer for gang crime suppression services. (Citywide)

SUGGESTED ACTION:

Authorize City Manager to execute the agreement and any subsequent amendments, with an option for two one-year renewals subject to fund availability, in an amount not to exceed \$110,000 for a 12-month term.

10. DEPARTMENT: POLICE

SUBJECT: Continued Partnership with Los Angeles County for assignment of a Deputy District Attorney to prosecute crimes involving juveniles and gang members in Long Beach. (Citywide)

SUGGESTED ACTION:

Authorize City Manager to execute waiver of direct receipt of the City of Long Beach's sixth year allocation of \$136,129 in Juvenile Accountability Block Grant program funds to Los Angeles County, in return for continued assignment of a Los Angeles County Deputy District Attorney devoted to prosecuting crimes involving juveniles and gang members in Long Beach.

11. DEPARTMENT: PUBLIC WORKS

SUBJECT: Final Subdivision Map for Tract No. 53628 located north of Cypress Way between Pine Avenue and Solana Court. (District 1)

SUGGESTED ACTION:

Find that all requirements of the map have been satisfied; and approve the final subdivision map for Tract No. 53628.

12. DEPARTMENT: PUBLIC WORKS

SUBJECT: Amendment to Section 10.04.050 of the Long Beach Municipal Code relating to parking control checker authority. (Citywide)

SUGGESTED ACTION:

Request City Attorney to prepare an amendment to include a provision to allow the appointing authority to approve other classifications.

13. DEPARTMENT: PUBLIC WORKS

SUBJECT: Amendment to and reorganization of Section 14.20 of the Long Beach Municipal Code pertaining to newsracks. (Citywide)

SUGGESTED ACTION:

Request City Attorney to prepare amendment.

14. DEPARTMENT: PUBLIC WORKS

SUBJECT: Agreement with S. Groner Associates, Incorporated, for used oil opportunity program management. (Citywide)

SUGGESTED ACTION:

Authorize City Manager to execute agreement in an amount not to exceed \$281,588 and execute all necessary documents.

15. DEPARTMENT: TECHNOLOGY SERVICES

SUBJECT: Third Amendment to Agreement No. 26276 with Verizon California Inc., to provide local telephone services. (Citywide)

SUGGESTED ACTION:

Authorize City Manager to execute amendment for a term of one year in amount not to exceed \$2,220,000.

16. ADVISORY BODY: MARINE ADVISORY COMMISSION

SUBJECT: 2003 Marine Advisory Commission Annual Report. (Citywide)

SUGGESTED ACTION:

Receive and file Report.

17. DEPARTMENT: VARIOUS

SUBJECT: Minutes for filing:

Harbor Commission, May 10 and 17, 2004
Water Commission, May 6 2004

SUGGESTED ACTION:

Receive and file.

18. DEPARTMENT: LEGISLATIVE

SUBJECT: Proclamation for National Hunger Awareness Day, June 3, 2004.

SUGGESTED ACTION:

Approve.

SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

19. COUNCIL COMMITTEE: MAYOR BEVERLY O'NEILL, CHAIR,
CHARTER AMENDMENT COMMITTEE
- SUBJECT: Recommendations from the 2004 City of Long Beach Government Reform Task Force.
- SUGGESTED ACTION:
- Concur in recommendation of Committee to receive and file communications.
20. COUNCIL OFFICE: VICE MAYOR FRANK COLONNA, THIRD DISTRICT
- SUBJECT: "Buy Long Beach" Program.
- SUGGESTED ACTION:
- Request City Manager to prepare report to City Council within 60 days of past successful "Buy Long Beach" activities and additional action items to further energize this promotion.
21. COUNCIL OFFICES: COUNCILMEMBER BONNIE LOWENTHAL, FIRST DISTRICT
COUNCILMEMBER TONIA REYES URANGA, SEVENTH DISTRICT
- SUBJECT: Longer Combination Vehicles – LCV's.
- SUGGESTED ACTION:
- Request City Attorney to prepare resolution opposing Longer Combination Vehicles (LCV's) within the City of Long Beach as a condition of approval for the I-710 project in preparation for consideration by the I-710 Oversight Committee; forward resolution to Council of Governments and SCAG (Southern California Association of Governments); and add resolution to the City's State and Federal Legislative agendas.
22. COUNCIL OFFICES: COUNCILMEMBER DAN BAKER, SECOND DISTRICT
COUNCILMEMBER BONNIE LOWENTHAL, FIRST DISTRICT
COUNCILMEMBER TONIA REYES URANGA, SEVENTH DISTRICT
- SUBJECT: Resolution opposing Federal Marriage Amendment (H.J. Res. 56 and S.J. Res. 26).
- SUGGESTED ACTION:
- Request City Attorney to prepare resolution.

23. COUNCIL OFFICES: COUNCILWOMAN LAURA RICHARDSON, SIXTH DISTRICT
COUNCILMEMBER BONNIE LOWENTHAL, FIRST DISTRICT
COUNCILMEMBER TONIA REYES URANGA, SEVENTH DISTRICT

SUBJECT: Research the possibility of establishing "Business Improvement Districts-BIDS" in Central Long Beach.

SUGGESTED ACTION:

Request City Manager, appropriate departments, city partners and any other interested organizations meet, advise and assist the respective communities to evaluate the feasibility, successes and failures of other locations, logistical requirements and potential financial impacts of establishing a business improvement districts.

24. COUNCIL OFFICES: COUNCILWOMAN LAURA RICHARDSON, SIXTH DISTRICT
COUNCILMEMBER BONNIE LOWENTHAL, FIRST DISTRICT
COUNCILMEMBER TONIA REYES URANGA, SEVENTH DISTRICT

SUBJECT: Research creation of tourist areas that highlight the diversity, art and culture of Long Beach.

SUGGESTED ACTION:

Request City Manager, appropriate departments, city partners (such as Long Beach Convention and Visitors Bureau and Long Beach Strategic Marketing Inc.) and any other interested organizations meet, advise and assist the respective communities to evaluate the feasibility, successes and failures of other locations, logistical requirements and potential financial impacts of such tourist orientated cultural corridors in Long Beach.

25. COUNCIL OFFICE: COUNCILMEMBER ROB WEBB, EIGHTH DISTRICT

SUBJECT: Naming of new park at Market Street and Dairy Avenue Burton W. Chace Park.

SUGGESTED ACTION:

Refer to Housing and Neighborhoods Committee and to Parks and Recreation Commission for recommendation.

26. DEPARTMENT: CITY MANAGER

SUBJECT: Fiscal Year 2005 CalPERS Payment Deferment.

SUGGESTED ACTION:

Approve request to apply to CalPERS for deferment of the City's Fiscal Year 2005 retirement plan payments.

27. DEPARTMENT: COMMUNITY DEVELOPMENT

SUBJECT: Adoption of the Housing Action Plan for Fiscal Years 2005-2009. (Resolution adopting a Housing Action Plan for Fiscal Years 2005-2009 to address the housing needs of residents of the City of Long Beach, approving the designation of the Washington School, Central and North Long Beach King School Focus Areas, and authorizing administration of the Housing Action Plan by The Long Beach Housing Development Company) (Citywide)

SUGGESTED ACTION:

Adopt resolution approving the Housing Action Plan;

Approve the designation of three focus areas; and

Authorize The Long Beach Housing Development Company to administer the Housing Action Plan and to direct the expenditures of housing set-aside and HOME funds in accordance with the Housing Action Plan and authorize all actions necessary to implement this particular recommendation.

28. DEPARTMENT: COMMUNITY DEVELOPMENT

SUBJECT: Property Rehabilitation Loan Agreements with various nonprofit organizations recommended for funding under the 2003-2004 Nonprofit Assistance Program. (Districts 1,2,4,6,7,8,9)

SUGGESTED ACTION:

Approve Community Development Advisory Commission funding recommendations for the FY 04 Nonprofit Assistance Program (NAP); and

Authorize City Manager to execute and amend, as necessary, loan documents with various nonprofit organizations approved for FY 04 NAP assistance in an estimated total amount of \$500,000.

29. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Agreement with Public Resource Management Group (PRM) for consulting services to undertake a fee study. (Citywide)

SUGGESTED ACTION:

Authorize City Manager to execute agreement with Public Resource Management Group (PRM) for a 12-month period with a one-year renewal option, for an amount not to exceed \$198,000.

30. DEPARTMENT: HARBOR

SUBJECT: Presentation on air quality improvement projects in the Port of Long Beach.

SUGGESTED ACTION:

Receive and file.

31. DEPARTMENTS: PARKS, RECREATION AND MARINE AND PUBLIC WORKS

SUBJECT: Grant Funds for acquisition of property for the Drake/Chavez Greenbelt Project. (District 1)

SUGGESTED ACTION:

Authorize City Manager to accept the grant funds from the California Resources Agency for the Drake/Chavez Greenbelt Project, and to execute all documents necessary to implement and administer the grant award; and,

Increase appropriations in the Capital Projects Fund (CP) and in the Department of Public Works (PW) by \$6,048,900.

32. DEPARTMENT: PARKS, RECREATION AND MARINE

SUBJECT: Contract award to Chung Chang, dba C C Construction Co, for renovation of the clubhouse at the Skylinks Golf Course at the corner of Lakewood Boulevard and Wardlow Road. (District 5)

SUGGESTED ACTION:

Authorize City Manager to execute contract in an amount not to exceed \$1,130,976, plus change orders per the standard specifications for public works construction.

33. DEPARTMENT: POLICE

SUBJECT: Application of A Side Incorporated, dba Cohiba Night Club, for a person-to-person and premise-to-premise transfer of on-sale general for public premises alcoholic beverage license at 110 East Broadway. (District 2)

SUGGESTED ACTION:

Determine if application would serve public convenience and necessity; and

Receive and file application; or

Request City Clerk to file protest with California State Department of Alcoholic Beverage Control.

Request City Clerk to transmit conditions to California State Department of Alcoholic Beverage Control as requested by Councilmember.

RESOLUTIONS:

34. DEPARTMENT: CITY CLERK

SUBJECT: Resolution approving and authorizing the destruction of certain records, papers, and writings by the Departments of Civil Service, Police, and Public Works/Engineering.

SUGGESTED ACTION:

Adopt resolution.

35. DEPARTMENT: LIBRARY SERVICES AND PUBLIC WORKS

SUBJECT: Resolution amending Resolution No. C-28152 which certified project budget, local funding commitment, and supplemental funds for the grant application under the Library Bond Act of 2000. (District 6)

SUGGESTED ACTION:

Adopt resolution.

ORDINANCES:

36. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Ordinance making findings and determinations regarding contracting for work usually performed by City employees and authorizing the City Manager to enter contracts with Azteca Landscape, Midori Gardens and WM. Vandergeest Landscape Care, Inc. for landscape maintenance services. (Citywide)

SUGGESTED ACTION:

Declare ordinance read and adopted as read.

37. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Ordinance amending the Long Beach Municipal Code by amending Section 2.84.010 regarding the authority of the City Purchasing Agent; declaring the urgency thereof; and declaring that this ordinance shall take effect immediately.

SUGGESTED ACTION:

Declare ordinance read and adopted as read.

38. DEPARTMENT: LAW

SUBJECT: Ordinance amending Long Beach Municipal Code by amending Section 10.58.060 relating to cross walks. (District 2)

SUGGESTED ACTION:

Declare ordinance read and adopted as read.

NEW BUSINESS:

39.

40.

41.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

REMINDERS:

Special Housing Authority at 4:30 P.M.

Economic Development and Finance Committee (Attorney/Client) at 4:50 P.M.

June 15, 2004, Hearing on intention to vacate the easterly fourteen feet of Pine Avenue adjacent to 100 E. Ocean Boulevard. (District 2)

June 15, 2004, Hearing on Disposition and Development Agreement for sale of agency owned property at 1651-1657 Seabright Avenue and 1921 W. 16th Street to Parker Diving Service, Inc.

June 15, 2004, Hearing on Disposition and Development Agreement for sale of agency-owned property at the northwest corner of Anaheim Street and Hayes Avenue in West Long Beach Industrial Redevelopment Project. (District 1)

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. You may view the agenda or documents on the Internet at www.longbeach.gov/cityclerk. E-Mail correspondence can be directed to cityclerk@longbeach.gov. Agenda items may be reviewed in the City Clerk Department or the Plaza Level Information Desk of the Main Library and at Branch Libraries. Communicate through the Telephone Device for the Deaf (TDD) at (562) 570-6626. If a special accommodation is desired pursuant to the Americans with Disabilities Act, or if you need the agenda provided in an alternate format, please contact the City Clerk Department at (562) 570-6101 by 12:00 P.M., Monday. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device.