

**CITY OF LONG BEACH
CITY COUNCIL AGENDA**

**TUESDAY, AUGUST 11, 2009
333 W. OCEAN BOULEVARD
COUNCIL CHAMBER, 5:00 PM**

Robert Garcia, 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

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.

HEARING:

1. [09-0799](#) 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, adopt resolution ordering the vacation of a portion of the alley north of Artesia Boulevard and west of Orange Avenue, and authorize a quitclaim of the reserved utility easement. (District 9)

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: (2 - 9)

2. [09-0800](#) Recommendation to approve the City Council Special Meeting and Breakwater Study Session minutes for the meetings held Monday, July 27, 2009.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.
3. [09-0801](#) Recommendation to refer to City Attorney damage claims received between July 27, 2009 and August 3, 2009.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.
4. [09-0802](#) Recommendation to authorize City Manager to execute the First Amendment to Lease No. 28350 with The Bolder Group, Inc., to extend the term through September 30, 2014, and adjust the annual minimum rent. (District 3)
Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.
5. [09-0803](#) Recommendation to request City Manager, or designee, to accept an easement deed for alley widening and a corner cut at 601 West Willow Street. (District 7)
Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.
6. [09-0804](#) Recommendation to request City Manager, or designee, to accept an easement deed for street widening at 3850 Cherry Avenue. (District 7)
Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

7. [09-0805](#) Recommendation to authorize City Manager to execute an Assignment Consent Agreement for Facility/Pipeline Permit No. P-132-81, from Raytheon Technical Services Company, LLC, to Linwood Avenue Limited Partnership, in accordance with Long Beach Municipal Code Section 15.44.220, Permit-Transfer. (District 8)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

8. [09-0806](#) Recommendation to refer the Proposed Capital Improvement Program for Fiscal Year 2010 to the Planning Commission for review of its consistency with the General Plan. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

9. [09-0807](#) Recommendation to receive and file minutes of:
Planning Commission - June 18, 2009.
Water Commission - July 9, 2009.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

10. [09-0831](#) Recommendation to receive and file the appointment of Councilmembers to serve on Standing Committees of the City Council.

Office or Department: MAYOR BOB FOSTER

Suggested Action: Approve recommendation.

11. [09-0808](#) Recommendation to authorize City Manager to execute an amendment to the Los Cerritos Wetlands Authority Joint Exercise of Powers Agreement to delete the prohibition of appointment of an elected official, appointed official or employee from either the City of Long Beach or the City of Seal Beach by the Rivers and Mountains Conservancy (RMC) or the State Coastal Conservancy (SCC).
- Office or Department:** COUNCILMEMBER GARY DELONG, THIRD DISTRICT
- Suggested Action:** Approve recommendation.
12. [09-0809](#) Recommendation to respectfully request Long Beach Gas and Oil Department to investigate the feasibility of offering a rebate program.
- Office or Department:** COUNCILMEMBER GARY DELONG, THIRD DISTRICT; COUNCILMEMBER ROBERT GARCIA, FIRST DISTRICT; COUNCILMAN DEE ANDREWS, SIXTH DISTRICT
- Suggested Action:** Approve recommendation.
13. [09-0832](#) Recommendation to request City Manager to provide a detailed report that outlines what has been specifically done by City staff within the past twelve (12) months to attract employers, especially Tesla Motors.
- Office or Department:** COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT
- Suggested Action:** Approve recommendation.
14. [09-0833](#) Recommendation to respectfully request City Attorney work with Development Services to revise the Long Beach Municipal Code to include single-family and duplex projects as possible impact fee exemptions.
- Office or Department:** COUNCILMEMBER GARY DELONG, THIRD DISTRICT
- Suggested Action:** Approve recommendation.

15. [09-0811](#) Recommendation to authorize City Manager to execute a contract and all necessary amendments, including term extensions, with the County of Los Angeles Chief Executive Office to receive and expend Department of Homeland Security grant funding for the 2008 State Homeland Security Grant Program; and increase appropriations by \$401,917 in the General Grants Fund (SR 120) and the Fire Department (FD). (Citywide)
Office or Department: FIRE

Suggested Action: Approve recommendation.
16. [09-0810](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents and amendments between the City of Long Beach and the State Department of Health Care Services to claim reimbursement for allowable Medi-Cal administrative activities (MAA) in an amount up to \$3,300,000 for a three-year period. (Citywide)
Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.
17. [09-0812](#) Recommendation to receive and file the application of John William McLaughlin and Maria Elizabeth McLaughlin, dba J M Chef Catering at Last Cafe, for an original Alcoholic Beverage Control License, at 204 Orange Avenue, with conditions. (District 2)
Office or Department: POLICE

Suggested Action: Approve recommendation.
18. [09-0813](#) Recommendation to receive and file the application of Oscar Olaf Cuellar, dba El Picosito Restaurant, for an original Alcoholic Beverage Control License, at 5140 Long Beach Boulevard, with conditions. (District 8)
Office or Department: POLICE

Suggested Action: Approve recommendation.

19. [09-0814](#) Recommendation to approve the conversion of Cerritos Avenue between 3rd Street and 4th Street, and Bonito Avenue between 3rd Street and 4th Street to one-way streets, and request City Attorney to prepare the required amendment to Section 10.14.020 of the Long Beach Municipal Code adding the following new subsection:

“(Southbound) Cerritos Avenue between 3rd Street and 4th Street”
“(Northbound) Bonito Avenue between 3rd Street and 4th Street,” and

Adopt resolution authorizing installation of angled parking on the east side of Cerritos Avenue between 3rd Street and 4th Street and the west side of Bonito Avenue between 3rd Street and 4th Street. (District 2)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

20. [09-0815](#) Recommendation to approve the conversion of Argonne Avenue between Livingston Drive and Broadway to a one-way street, and request City Attorney to prepare the required amendment to Section 10.14.020 of the Long Beach Municipal Code adding the following new subsection:

“(Southbound) Argonne Avenue between Livingston Drive and Broadway.” (District 3)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

21. [09-0816](#) Recommendation to request City Attorney to revise Section 21.42.060 of the Long Beach Municipal Code regarding public parkways. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

22. [09-0817](#)

Recommendation to:

1. Direct City Attorney to draft amendments to the Long Beach Municipal Code Chapter 8.60 regarding operating rules and regulations for private refuse haulers;
2. Authorize City Manager to develop and execute seven-year agreements, with three one-year renewal options, with all private refuse haulers currently operating in compliance with their Refuse Transportation Permit; and
3. Authorize Director of Public Works to:
 - a. Develop and implement rules and regulations as required for the successful execution, implementation and administration of the agreements and to ensure compliance with federal, state and local regulations;
 - b. Limit the number of permits to be issued to the 16 existing permitted haulers only;
 - c. Collect any and all fees as authorized by the City Council including the currently authorized AB 939 fee and the proposed Refuse Hauler Business Fee;
 - d. Require private haulers to utilize alternative fuel vehicles when operating in the City after September 30, 2012; and
 - e. Continue to require private haulers to provide recycling services to all multi-family and commercial accounts as determined by the Director of Public Works.

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

23. [09-0818](#) Recommendation to authorize City Manager to execute a lease-purchase agreement and related financing documents with Banc of America Public Capital Corp for the financing of personal computers, computer related equipment, and servers in an amount not to exceed \$1,446,000 including interest, payable over a four-year period; and authorize City Manager to execute a Master Purchase Agreement with GTSI, Inc. (Citywide)

Office or Department: TECHNOLOGY SERVICES; HEALTH AND
HUMAN SERVICES; FINANCIAL
MANAGEMENT

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: 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, August 4, 2009 – Economic Development and Finance Committee
(Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

Tuesday, August 11, 2009 – Housing Authority at 4:30 P.M., Council Chamber.

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.

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