

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

BLACK MANAGERS ASSOCIATION SCHOLARSHIP PRESENTATION

**RECOGNITION OF THE 75TH ANNIVERSARY OF
THE LONG BEACH SYMPHONY ORCHESTRA**

**CERTIFICATE OF CONGRATULATIONS PRESENTED TO
LONG BEACH POLY HIGH SOLAR CUP TEAM
2ND PLACE WINNERS**

[11-0581](#)

Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, June 3, 2011.

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. [11-0536](#) Recommendation to receive supporting documentation into the record, conclude the public hearing and adopt resolution making certain findings; approve and authorize the execution of the Disposition and Development Agreement between The Long Beach Housing Development Company and JHC Acquisitions, LLC; find that the consideration for the sale of certain real property in the Central Long Beach Redevelopment Project Area is not less than fair market value in accordance with covenants and conditions governing such sale; and approve the sale of the property and the Disposition and Development Agreement. (District 6)

Office or Department: DEVELOPMENT SERVICES

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 - 8)

2. [11-0537](#) Recommendation to approve the minutes for the City Council meetings held Tuesday, May 17 and 24, 2011, and the City Council Study Session held Tuesday, May 24, 2011.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

3. [11-0538](#) Recommendation to refer to City Attorney damage claims received between May 16, 2011 and May 27, 2011.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

4. [11-0539](#) Recommendation to approve the destruction of records for Financial Management Department Business License Section and Financial Management Department Purchasing Bureau as shown in Exhibit A; and adopt the resolution.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

5. [11-0540](#) Recommendation to authorize City Manager to execute a repair agreement with the City of Long Beach and Olson 737-Long Beach 2, LLC, for a sinkhole on the mid-block of the Promenade. (District 2)

Office or Department: DEVELOPMENT SERVICES; PUBLIC WORKS

Suggested Action: Approve recommendation.

6. [11-0541](#) Recommendation to receive and file the 2010 Parks and Recreation Commission Annual Report. (Citywide)

Office or Department: PARKS, RECREATION AND MARINE; PARKS AND RECREATION COMMISSION

Suggested Action: Approve recommendation.

7. [11-0542](#) Recommendation to adopt resolution setting apart and dedicating for public street purposes portions of City-owned property located east of California Avenue between Willow and Spring Streets, and authorize City Manager, or designee, to accept an easement deed for public street purposes at 2600 California Avenue. (District 7)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

8. [11-0530](#) Recommendation to receive and file the minutes for:
Civil Service Commission - May 11, 2011.
Parks and Recreation Commission - April 21, 2011.
Water Commission - April 21, 2011.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REVISED

UNFINISHED BUSINESS:

9. [11-0509](#) Recommendation to receive and discuss four redistricting options and provide direction to staff on the preferred redistricting options to be released for public comment. (Citywide)

Office or Department: CITY MANAGER

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

10. [11-0558](#) Recommendation to receive and file a report on travel to Sacramento for legislative business, May 10, 2011.

Office or Department: MAYOR BOB FOSTER

Suggested Action: Approve recommendation.

11. [11-0544](#) Recommendation to request City Manager and Chief of Police to report on the local impact of the U. S. Supreme Court decision ordering the State to release prisoners, and an assessment of what additional public safety budgeting will be necessary to respond.

Office or Department: COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT

Suggested Action: Approve recommendation.

12. [11-0557](#) Recommendation to request City Council to refer the item to the Planning Commission, City Attorney, and Planning Staff to undertake a study for the purpose of formulating a recommendation to the City Council regarding potential amendments to the City's current Conditional Use Permit (CUP) and CUP Exemption (CUPex) regulations related to bars located in Belmont Shore open after 12 midnight.

Office or Department: COUNCILMEMBER GARY DELONG, THIRD DISTRICT

Suggested Action: Approve recommendation.

13. [11-0559](#) Recommendation to request City Attorney to prepare an amendment to Chapter 5.87 of the Long Beach Municipal Code ("Medical Marijuana") clarifying that collectives are prohibited within 1,000 feet of all City owned, operated, or leased parks.

Office or Department: COUNCILMEMBER JAMES JOHNSON, SEVENTH DISTRICT; VICE MAYOR SUJA LOWENTHAL, COUNCILMEMBER, SECOND DISTRICT

Suggested Action: Approve recommendation.

14. [11-0545](#) Recommendation to authorize the transfer of the City's portion of the Tidelands Oil Revenue Fund net profits into the Tidelands Operating Fund for specified capital improvement projects and transfer \$3,397,000 into the Harbor Revenue Fund;

Increase appropriations in the Tidelands Oil Revenue Fund (NX 420) in the Long Beach Gas and Oil Department (GO) by \$18,000,000; and

Increase appropriations in the Tidelands Operating Fund (TF 401) and the Department of Parks, Recreation and Marine (PR) by \$3,550,000, increase appropriations in the Tidelands Operating Fund (TF 401) and the Department of Public Works (PW) by \$8,850,000, increase appropriations in the Tidelands Operating Fund (TF 401) and the Department of Citywide Activities (XC) by \$2,000,000. (Districts 2,3)

Office or Department: CITY MANAGER

Suggested Action: Approve recommendation.

15. [11-0381](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from The California Endowment; and increase appropriations in the General Grants Fund (SR 120) in the Department of Development Services (DV) by \$100,000 to prepare guiding principles related to health and wellness concepts for inclusion in the Long Beach General Plan Update. (Citywide)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

16. [11-0546](#) Recommendation to receive and file the Fiscal Year 2011 Second Quarter Budget Performance Report. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

17. [11-0433](#) Recommendation to approve the Fiscal Year 2011 second quarter departmental and fund budget appropriation adjustments in accordance with existing City Council policy. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

18. [11-0547](#) Recommendation to adopt resolution authorizing City Manager to execute a contract with Seagrave Fire Apparatus, LLC, dba California Seagrave, Inc., of City of Industry, CA (MBE, SBE), for the purchase of one 2011 Seagrave Fire Pumper Truck on the same terms and conditions afforded to the City of Portland, Maine, under RFP No. 5809, in a total amount not to exceed \$592,010 including tax. (District 5)

Office or Department: FINANCIAL MANAGEMENT; FIRE; PUBLIC WORKS

Suggested Action: Approve recommendation.

19. [11-0548](#) Recommendation to authorize City Manager to execute all documents and any needed subsequent amendments with the State of California to accept Workforce Investment Act (WIA) grants totaling \$5,519,316; and authorize City Manager, or designee, to execute agreements and amendments with necessary WIA training provider vendors. (Citywide)

Office or Department: HUMAN RESOURCES

Suggested Action: Approve recommendation.

20. [11-0549](#) Recommendation to adopt Plans and Specifications No. G-282 for the pipeline relocation work resulting from the I-405 Freeway and Seal Beach Boulevard expansion project; and authorize City Manager to execute a contract with A.M. Ortega Construction Company, in an amount not to exceed \$555,416 plus a 15 percent contingency of \$83,313. (Citywide)

Office or Department: LONG BEACH GAS AND OIL

Suggested Action: Approve recommendation.

21. [11-0550](#) Recommendation to receive and file the application of Noah David Buffett, dba CA Wine Room, for an original Alcoholic Beverage Control License, at 194 North Marina Drive Suite 101. (District 3)

Office or Department: POLICE

Suggested Action: Approve recommendation.

22. [11-0551](#) Recommendation to authorize City Manager to execute all necessary contract documents with RBF Consulting for professional design engineering services for the Bicycle System Gap Closure and Improved Los Angeles River Bike Path Access project in an estimated amount of \$150,000 plus a 10 percent contingency in the amount of \$15,000, if necessary, and to execute any necessary amendments thereto; and

Increase appropriations in the Gas Tax Street Improvement Fund (SR 181) in the Department of Public Works (PW) in the amount of \$103,000. (Districts 6,7,8,9)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

23. [11-0552](#) Recommendation to authorize City Manager to execute all necessary agreements with the Long Beach Unified School District (LBUSD), and any required subsequent amendments, to provide "Safe Routes to School" bicycle and pedestrian safety education programs at Long Beach Unified School District elementary and middle schools, and child development center program sites in Long Beach. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

ORDINANCES:

24. [11-0553](#) Recommendation to declare ordinance amending the Long Beach Municipal Code Subsections 3.90.020.A, 9.37.090.B, and 9.65.060.D.4 relating to updating section references to Title 18, and Subsection 9.65.140.A relating to allowing delinquent fees to accrue interest where administrative citations have been issued read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

25. [11-0507](#) Recommendation to declare ordinance establishing a small, very small and local small business enterprise program for certain City contracts, and making a determination related thereto, read and adopted as read. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

REVISED

26. [11-0458](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Table 31-1 of Chapter 21.31, Tables 32-1 and 32-1A of Chapter 21.32, Table 33-2 of Chapter 21.33, Table 34-1 of Chapter 21.34, Table 35-1 of Chapter 21.35, and Table 36-1 of Chapter 21.36; by adding Chapter 21.56; and by repealing Sections 21.45.115 and 21.52.210; all relating to Wireless Telecommunications Facilities, read and adopted as read. (Citywide)

Office or Department: DEVELOPMENT SERVICES

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.

27. [11-0526](#) Recommendation to City Council to concur in recommendation of the State Legislation Committee that City Council discuss and take action on Senate Bill 568 (Lowenthal) regarding polystyrene.

Office or Department: COUNCILMEMBER PATRICK O'DONNELL,
FOURTH DISTRICT, CHAIR; STATE
LEGISLATION COMMITTEE

Suggested Action: Approve recommendation.

28. [11-0527](#) Recommendation to City Council to concur in recommendation of the State Legislation Committee that City Council discuss and take action on Assembly Bill 610 (Solorio) regarding specialized license plates.

Office or Department: COUNCILMEMBER PATRICK O'DONNELL,
FOURTH DISTRICT, CHAIR; STATE
LEGISLATION COMMITTEE

Suggested Action: Approve recommendation.

REVISED

29. [11-0528](#) Recommendation to City Council to concur in recommendation of the State Legislation Committee that City Council discuss and take action on Senate Bill 702 (Lieu) regarding microchipping of animals.

Office or Department: COUNCILMEMBER PATRICK O'DONNELL,
FOURTH DISTRICT, CHAIR; STATE
LEGISLATION COMMITTEE

Suggested Action: Approve recommendation.

30. [11-0543](#) Recommendation to City Council to concur in recommendation of the State Legislation Committee that City Council discuss and take action on Assembly Bills 130 and 131 regarding the California Dream Act.

Office or Department: COUNCILMEMBER PATRICK O'DONNELL,
FOURTH DISTRICT, CHAIR; STATE
LEGISLATION COMMITTEE

Suggested Action: Approve recommendation.

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, June 7, 2011 – Economic Development and Finance Committee
(Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

Tuesday, June 7, 2011 – Housing and Neighborhoods Committee at 3:30 P.M., Council Chamber.

Wednesday, June 8, 2011 – Budget Oversight Committee at 4:00 P.M., Council Chamber.

Tuesday, June 14, 2011 – I-710 Oversight Committee at 3:00 P.M., Council Chamber.

Tuesday, June 14, 2011 – 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.

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