

**CITY OF LONG BEACH  
CITY COUNCIL AGENDA**

**TUESDAY, MAY 6, 2014  
333 W. OCEAN BOULEVARD  
COUNCIL CHAMBER, 5:00 PM**

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



Gerrie Schipske, R.N.P./J.D., 5th District  
Dee Andrews, 6th District  
James Johnson, 7th District  
Al Austin, 8th District  
Steven Neal, 9th District

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

Bob Foster, Mayor

Charles Parkin, City Attorney

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**REVISED**

**PLEDGE OF ALLEGIANCE**

**CERTIFICATE RECOGNIZING MS. WHEELCHAIR CALIFORNIA FOUNDATION**

**PROCLAMATION FOR LEADERSHIP LONG BEACH 25TH ANNIVERSARY**

**PROCLAMATION FOR ASIAN AMERICAN AND PACIFIC ISLANDER HERITAGE MONTH**

**PRESENTATION FOR GERALD DESMOND BRIDGE REPLACEMENT PROJECT**

[14-0336](#)

Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, May 2, 2014.

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. [14-0316](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, consider the appeals from John LaBelle, Carolyn LaBelle, Anita Hrishikesan and Jeff Bovernam, and Mark Nevin with 56 others, and uphold the decision of the Planning Commission to approve a Categorical Exemption (CE13-095), Site Plan Review and Conditional Use Permit to allow the demolition of two, one-story commercial buildings, and the construction of a 1,899-square-foot Dunkin' Donuts ready-to-eat establishment with a drive-thru lane, located at 5560 East 7th Street in the CCA zoning district. (District 3)

**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 - 10)**

2. [14-0328](#) Recommendation to authorize City to execute an agreement with the firm of Brownstein Hyatt Farber & Schreck, in order to provide legal services in connection with the City's proposed development of a new Civic Center.  
  
**Office or Department:** CITY ATTORNEY  
  
**Suggested Action:** Approve recommendation.
3. [14-0329](#) Recommendation to receive and file the Quarterly Report of Cash and Investments for the quarter ending September 30, 2013.  
  
**Office or Department:** CITY AUDITOR  
  
**Suggested Action:** Approve recommendation.
4. [14-0317](#) Recommendation to approve the minutes for the City Council meetings of Tuesday, April 15, 2014 and April 22, 2014.  
  
**Office or Department:** CITY CLERK  
  
**Suggested Action:** Approve recommendation.

5. [14-0318](#) Recommendation to refer to City Attorney damage claims received between April 14, 2014 and April 28, 2014.

**Office or Department:** CITY CLERK

**Suggested Action:** Approve recommendation.

6. [14-0319](#) Recommendation to authorize City Manager, or designee, to execute a Memorandum of Understanding, and any necessary subsequent amendments thereto, between the City of Long Beach and the County of Los Angeles Office of the Assessor to provide online access to building plans and permits relative to property records. (Citywide)

**Office or Department:** DEVELOPMENT SERVICES

**Suggested Action:** Approve recommendation.

7. [14-0320](#) Recommendation to authorize City Manager to renew the Memoranda of Understanding (MOUs) with the California Department of Justice and U.S. Customs and Border Protection for a period of one year, with an option to renew for two additional years, to continue law enforcement incineration of controlled substances at the Southeast Resource Recovery Facility (SERRF). (District 2)

**Office or Department:** LONG BEACH GAS AND OIL

**Suggested Action:** Approve recommendation.

8. [14-0321](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the California Office of Emergency Services Paul Coverdell Forensic Sciences Improvement Program grant, and increase appropriations in the General Grants Fund (SR 120) in the Police Department (PD) by \$8,103. (Citywide)

**Office or Department:** POLICE

**Suggested Action:** Approve recommendation.

9. [14-0322](#) Recommendation to authorize City Manager, or designee, to execute a five-month extension of Contract No. 31215 with CBS Decaux Street Furniture, LLC (CBS), formerly known as CBS Outdoor, for ad-bearing bus shelters. (Citywide)

**Office or Department:** PUBLIC WORKS

**Suggested Action:** Approve recommendation.

10. [14-0326](#) Recommendation to receive and file minutes for:  
Civil Service Commission - April 2, 2014.  
Planning Commission - March 20, 2014 and April 3, 2014.

**Office or Department:** VARIOUS

**Suggested Action:** Approve recommendation.

## REGULAR AGENDA

### DEPARTMENTAL COMMUNICATIONS:

11. [14-0327](#) Recommendation to request to receive and file a report on the status of the Alcohol Nuisance Abatement Ordinance (ANAO).

**Office or Department:** COUNCILMEMBER STEVEN NEAL, NINTH DISTRICT; COUNCILMAN AL AUSTIN, EIGHTH DISTRICT

**Suggested Action:** Approve recommendation.

12. [14-0330](#) Recommendation to adopt Plans and Specifications No. R-6983 for construction of the Naples Island Permanent Seawall Repairs Phase 1 project; award the contract to Ford E.C., Inc., of Los Angeles, CA, in the amount of \$9,928,380; authorize a 15 percent contingency in the amount of \$1,489,257, for a total contract amount not to exceed \$11,417,637; authorize City Manager or designee to execute all documents necessary to enter into the contract, including any necessary amendments thereto; and increase appropriations in the Tidelands Operations Fund (TF 401) in the City Manager Department (CM) by \$4,000,000. (District 3)

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

**Suggested Action:** Approve recommendation.

13. [14-0323](#) Recommendation to adopt Plans and Specifications No. ITB GO-14-059 G-320 for pipeline replacement; and authorize City Manager to execute a contract with ARB, Inc., for a total amount not to exceed \$5,362,963. (Citywide)

**Office or Department:** LONG BEACH GAS AND OIL; FINANCIAL  
MANAGEMENT

**Suggested Action:** Approve recommendation.

14. [14-0324](#) Recommendation to authorize City Manager to execute a revised Use Agreement No. 13-01 with the Los Angeles County Flood Control District for the use of Flood Control District property in Long Beach for a 40-year term. (Districts 8,9)

**Office or Department:** PARKS, RECREATION AND MARINE

**Suggested Action:** Approve recommendation.

**REVISED**

15. [14-0325](#) Recommendation to authorize City Manager to execute a Facility Modification Agreement with the Los Angeles County Flood Control District for the use of Flood Control District property in Long Beach. (Districts 8,9)

**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.

16. [14-0333](#) Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Taco Surf located at 5316 1/2 East Second Street. (District 3)

**Office or Department:** PUBLIC WORKS

**Suggested Action:** Approve recommendation.

17.

18.

**PUBLIC COMMENT: 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, May 6, 2014 – Economic Development and Finance Committee  
(Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

Tuesday, May 6, 2014 – I-710 Oversight Committee at 4:00 P.M., Council Chamber.

Tuesday, May 13, 2014 – Budget Oversight Committee at 4:00 P.M., Council  
Chamber.

Tuesday, May 13, 2014 – Housing Authority of the City of Long Beach, California at  
4:30 P.M., Council Chamber.

**HEARING REMINDER:**

Tuesday, May 20, 2014 – Hearing for changes to the Zoning Regulations and  
Master Fee Schedule regarding billboards. (Citywide)

ch/pr

**NOTE:**

The City Council agenda and supporting documents are available on the Internet at [www.longbeach.gov](http://www.longbeach.gov). Agenda items may also be reviewed in the City Clerk Department or online at the Main Library and at the Branch Libraries. Persons interested in obtaining an agenda via e-mail should subscribe to the City of Long Beach E-Notify System at [www.longbeach.gov/enotify](http://www.longbeach.gov/enotify).

Persons interested in making an audio visual presentation during a City Council meeting are responsible for submitting their audio/visual presentations to the City Clerk Department at least five (5) calendar days prior to the meeting (by 12:00 p.m. noon on Thursday). The audio/visual presentation and related comments are limited to three (3) minutes. For further information contact the City Clerk Department at (562) 570-6101. E-Mail correspondence regarding agenda items can be directed to [cityclerk@longbeach.gov](mailto:cityclerk@longbeach.gov).

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 City Clerk Department at (562) 570-6101, by 12 noon Monday, the day prior to the Council meeting.

Kung ang pasalitang pagsasalin-wika ng adyenda at mga katitikan ng Konseho ng Lunsod ay hinahangad o ang isang natatanging kaluwagan ay hinahangad alinsunod sa Batas sa mga Amerikanong May Kapansanan, mangyaring gawin ang iyong kahilingan sa pamamagitan ng telepono sa Kagawaran ng Klerk ng Lunsod sa (562) 570-6101, bago lumampas ang ika-12 ng tanghali sa Lunes, ang araw bago ang pulong ng Konseho ng Lunsod.

Si se desea interpretación verbal en otro idioma para personas que no hablan inglés o se necesita una adaptación especial en conformidad con la Ley de Estadounidenses con Discapacidades, haga su pedido por teléfono al Departamento del Secretario Municipal al (562) 570-6101, antes del lunes al mediodía, el día previo a la reunión del Concejo.

បើលោកអ្នកមិនចេះនិយាយភាសាអង់គ្លេស ហើយត្រូវការអ្នកបកប្រែផ្ទាល់មាត់ ឬបើលោកអ្នកត្រូវការការជួយសម្រួលពិសេសណាមួយ ទៅតាមច្បាប់ស្តីពីជនជាតិអាមេរិកាំងមានពិការភាព (Americans with Disabilities Act) នោះសូមស្នើសុំមកនាយកដ្ឋានស្មើសាលាក្រុង តាមទូរស័ព្ទលេខ (562) 570-6101 អោយបានទាន់ម៉ោង 12 ថ្ងៃត្រង់នៅថ្ងៃច័ន្ទ មុនកិច្ចប្រជុំក្រុមប្រឹក្សាត្រូវបានធ្វើឡើង។

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

Kung ang nakasulat na pagsasalin-wika ng adyenda at mga katitikan ng Konseho ng Lunsod ay hinahangad para sa mga taong hindi nagsasalita ng Ingles, mangyaring gawin ang iyong kahilingan sa pamamagitan ng telepono sa Kagawaran ng Klerk ng Lunsod sa (562) 570-6101, 72 oras bago ang pulong ng Konseho ng Lunsod.”

Si desea obtener la traducción lingüística escrita de la agenda y las actas del Concejo Municipal para las personas que no hablan inglés, realice su pedido por teléfono al Departamento de la Secretaría Municipal al (562) 570-6101, 72 horas antes de la reunión del Concejo Municipal.

បើលោកអ្នកមិនចេះនិយាយភាសាអង់គ្លេស ហើយត្រូវការរបៀបវារៈកិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង និងរបាយការណ៍កិច្ចប្រជុំនៃក្រុមប្រឹក្សាសាលាក្រុង ជាសំណៅប្រែសម្រួលលាយលក្ខណ៍អក្សរទៅជាភាសារបស់លោកអ្នក នោះសូមស្នើសុំមកនាយកដ្ឋានស្មើសាលាក្រុង តាមទូរស័ព្ទលេខ (562) 570-6101 អោយបាន 72 ម៉ោងមុនកិច្ចប្រជុំក្រុមប្រឹក្សាសាលាក្រុងត្រូវបានធ្វើឡើង។