CITY OF LONG BEACH
CITY COUNCIL AGENDA

TUESDAY, JUNE 12, 2012
333 W. OCEAN BOULEVARD
COUNCIL CHAMBER, 5:00 PM

Dr. Robert Garcia, 1st District
Dr. Suja Lowenthal, Vice Mayor, 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, R.N.P./J.D., 5th District
Dee Andrews, 6th District
James Johnson, 7th District
Rae Gabelich, 8th District
Steven Neal, 9th District

Robert E. Shannon, City Attorney

REVISED

PLEDGE OF ALLEGIANCE

PROCLAMATION PRESENTED TO SIGNAL HILL PETROLEUM FOR SUPPORTING PARTNERS OF PARKS "MOVIES IN THE PARK"

CERTIFICATES OF RECOGNITION PRESENTED TO ACT-SO PROGRAM AWARDEES

SUMMER NIGHT LIGHTS PRESENTATION

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.

12-0476 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, June 8, 2012.

HEARINGS:

1. 12-0432 Recommendation to receive supporting documentation into the record, conclude the hearing and grant a One-Year Short-Term Permit with conditions on the application of Broadlind Lounge, LLC, dba The Basement, 149 Linden Avenue No. B-100, for Entertainment With Dancing by Patrons. (District 2)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

2. 12-0433 Recommendation to receive supporting documentation into the record, conclude the hearing, find that the area to be vacated is not needed for present or prospective public use, and adopt resolution ordering the vacation of a portion of Pier C Street, formerly known as Seventh Street North and Seventh Street South. (District 1)

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: (3 - 10)

3. 12-0428 Recommendation to approve the minutes for the City Council meetings of Tuesday, May 15 and 22, 2012.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

4. 12-0457 Recommendation to refer to City Attorney damage claims received between May 14, 2012 and June 4, 2012.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

5. 12-0430 Recommendation to receive and approve changes to the Conflict of Interest Code of Long Beach Transit.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

6. 12-0460 Recommendation to adopt the following resolutions:

1. Resolution giving notice of: [a] a Special Municipal Election to be held in the City of Long Beach Tuesday, the 6th day of November, 2012 for the purpose of submitting a ballot proposition to a vote of the qualified electors of the City; and [b] the Exhibit Ordinance;

12-0461 2. Resolution requesting the Board of Supervisors of the County of Los Angeles to authorize and order the consolidation of a Citywide Special Municipal Election with the Statewide General Election to be held Tuesday, November 6, 2012, and determining and declaring that the City will pay to the County reasonable and actual expenses incurred by the County on account of the consolidation of this Election; and

12-0463 3. Resolution requesting the Board of Supervisors of the County of Los Angeles to render specified services to the City relating to the conduct of a Special Municipal Election to be held on Tuesday, November 6, 2012.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

7. 12-0435 Recommendation to authorize City Manager to accept $15,000 in grant funds from California Council for the Humanities, (Cal Humanities) for the California Reads Searching for Democracy program; increase appropriations in the Special Revenue Fund (SR120) in the Department of Library Services (LS) by $15,000; and execute any documents necessary for the administration of this project. (Citywide)

Office or Department: LIBRARY SERVICES

Suggested Action: Approve recommendation.

8. 12-0437 Recommendation to authorize City Manager to execute a waiver of federal receipt of the City of Long Beach's fourteenth year allocation of $19,011 in Juvenile Accountability Block Grant program funds to the County of Los Angeles, for the Juvenile Offender Intervention Network Program, to divert first-time serious juvenile offenders from the court system through an intensive, one-year program. (Citywide)

Office or Department: POLICE

Suggested Action: Approve recommendation.

9. 12-0438 Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Agaves Restaurant, located at 200 Pine Avenue, Suite A. (District 2)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

10. 12-0429 Recommendation to receive and file minutes for:
Civil Service Commission - May 2, 2012.
Planning Commission - May 3, 2012.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

11. 12-0448 Recommendation to receive and approve the following Commission/Board/Committee appointments and reappointments to Non-Charter Commissions.

Office or Department: MAYOR BOB FOSTER

Suggested Action: Approve recommendation.

REVISED

12. 12-0454

Recommendation to, by motion of the City Council, request City Manager to work with the Long Beach Chamber of Commerce to schedule a public forum at which local business can participate and provide input to the City Council on what can be done to ease the regulatory burden and to spur job growth.

Office or Department: COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT

Suggested Action: Approve recommendation.

13. 12-0455

Recommendation to, by motion of the City Council, request City Manager to report on whether or not the City has applied for AB 678 revenue; the amounts received and expected to be received; and how this revenue will be used to bring staffing to an appropriate level.

Office or Department: COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT; COUNCILWOMAN RAE GABELICH, EIGHTH DISTRICT

Suggested Action: Approve recommendation.

14. 12-0458

Recommendation to, by motion of the City Council, request City Manager to report to the City Council within 90 days on the feasibility of waiving the business license tax and/or the 16% surcharge folded into business licenses for independent contractors for at least FY 2013.

Office or Department: COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT

Suggested Action: Approve recommendation.

15. 12-0068

Recommendation to determine that the application for an original Alcoholic Beverage Control License of Ernest Ray Henson and Christine Tasche, dba Wilmore, at 3848 Atlantic Avenue serves the public convenience and necessity, and request City Clerk to transmit a letter to the ABC indicating such determination. (District 8)

Office or Department: COUNCILWOMAN RAE GABELICH, EIGHTH DISTRICT

Suggested Action: Approve recommendation.

16. 12-0439

Recommendation to authorize City Manager to execute any and all documents necessary for the assignment of a $950,000 City loan from Mental Health America of Los Angeles to Sara's Apartments, L.P., and the transfer of ownership of Sara's Apartments, located at 240 West 7th Street, from Mental Health America of Los Angeles to Sara's Apartments, L.P. (District 1)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

17. 12-0440

Recommendation to authorize City Manager to execute any and all documents with Long Beach Community College District to provide economic development counseling and educational services through its Small Business Development Center with an estimated total funding amount not to exceed $115,000 per year for an initial term from July 1, 2012 through June 30, 2013, with two one-year extensions thereafter, at the option of the City Manager and the continued availability of funds. (District 1)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

18. 12-0434 Recommendation to authorize City Manager to enter into a Subrecipient Agreement with The Long Beach Housing Development Company for the administration and use of HOME funds. (Citywide)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

19. 12-0441 Recommendation to authorize City Manager to execute any and all necessary documents with The California Endowment to accept a grant award in the amount of $403,918 for a period of two years for the preparation of a Violence Prevention Plan;

Authorize City Manager to execute any and all necessary documents for the implementation and administration of the Violence Prevention Plan program; and

Increase appropriations in the Community Development Grants Fund (SR 150) in the Department of Development Services (DV) by $403,918. (Citywide)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

20. 12-0442 Recommendation to authorize City Manager to execute any and all agreements necessary between the City of Long Beach, as Unit Operator of the West Wilmington oil operations, and the Alameda Corridor Transportation Authority, providing for payment of all relocation costs for oil facilities impacted by the Schuyler Heim Bridge Project. (District 1)

Office or Department: LONG BEACH GAS AND OIL

Suggested Action: Approve recommendation.

21. 12-0443 Recommendation to adopt resolution authorizing City Manager to negotiate and execute Customer Natural Gas Transportation/Service Agreements and future amendments between the City of Long Beach and Gas Rate Schedule 5 (Compressed Natural Gas), Schedule 7 (Cogeneration), and Schedule 9 (Transportation) customers for contract periods not to exceed five years. (Citywide)

Office or Department: LONG BEACH GAS AND OIL

Suggested Action: Approve recommendation.

22. 12-0444 Recommendation to authorize City Manager to approve the installation of a memorial on the corner of Termino Avenue and Olympic Plaza in honor of Mark Llewellyn Bixby. (District 3)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

23. 12-0446 Recommendation to adopt Plans and Specifications No. R-6898 for the Spring Street Median Improvements between Temple Avenue and the Airport Tunnel; and award the project to and authorize City Manager to execute all documents necessary to enter into a contract with All American Asphalt, in an estimated amount of $557,557, plus a 10 percent contingency of $55,756, for a total of $613,313, and any necessary amendments thereto. (District 5)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

24. 12-0447 Recommendation to adopt Plans and Specifications No. R-6922 for an Annual Contract for Cape Sealing and Associated Minor Improvements, award the project to and authorize City Manager to execute all documents necessary to enter into a contract with Palp, Inc., dba Excel Paving Company, in an estimated amount not to exceed $500,000 for a one-year term, with an option to renew for two additional one-year terms for $500,000 each year, and any necessary amendments thereto relative to the scope of work and to extend the contract term. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

ORDINANCE:

25. 12-0391 Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 21.51.235 and deleting Table 51-2, all relating to home occupations, read and adopted as read. (Citywide)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

REVISED

NEW BUSINESS:

New Business items are additions to the City Council Agenda subsequent to the posting of the agenda on Monday afternoon.

26. 12-0477 Recommendation to request City Council to receive and file the recognition of Deon Reid as an Outstanding Student Athlete.

Office or Department: COUNCILMAN DEE ANDREWS, SIXTH DISTRICT

Suggested Action: Approve recommendation.

27.

28.

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:

Monday, June 11, 2012 – State Legislation Committee at 3:30 P.M., Council Chamber.

Tuesday, June 12, 2012 – Public Safety Committee at 3:00 P.M., Council Chamber.

Tuesday, June 12, 2012 – Economic Development and Finance Committee (Attorney/Client) at 3:45 P.M., 14th floor conference room.

Tuesday, June 12, 2012 – City of Long Beach, as the Successor Agency to the Redevelopment Agency of the City of Long Beach at 4:00 P.M., Council Chamber.

Monday, June 18, 2012 – Budget Oversight Committee at 4:00 P.M., Council Chamber.

Tuesday, June 19, 2012 – Personnel and Civil Service Committee at 3:00 P.M., Council Chamber.

Tuesday, June 19, 2012 – Housing Authority at 4:30 P.M., Council Chamber.

Tuesday, June 26, 2012 – Environmental Committee at 4:00 P.M., Council Chamber.

Tuesday, July 3, 2012 – Economic Development and Finance Committee (Attorney/Client) at 2:30 P.M., 14th floor conference room.

HEARING REMINDER:

Tuesday, June 19, 2012 – Hearing to consider approval of a General Plan amendment for a 25-acre parcel from LUD 11 – Open Space and Parks to LUD 7 – Mixed Use, in the Douglas Aircraft Planned Development District (PD-19). (District 5)

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.

Persons interested in making an audio visual presentation during a City Council meeting should refer to the Audio/Visual Guidelines in the Options list on the City Clerk web page at (http://www.longbeach.gov/cityclerk/default.asp) or contact the City Clerk Department at (562) 570-6101.

nem