

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



Bob Foster, Mayor

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

Charles Parkin, City Attorney

REVISED

PLEDGE OF ALLEGIANCE

**PROCLAMATION FOR
104TH ANNIVERSARY OF EAST 7TH STREET
PRESENTATION FOR DAISY LANE PARADE
60TH ANNIVERSARY
PRIME TIME FOR BUSINESS PRESENTATION
MICHAEL'S PIZZERIA**

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.

[13-1029](#)

Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, November 15, 2013.

CONTINUED HEARING:

24. [13-0980](#) Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Permit with conditions on the application of Tupelo Restaurants, Inc., dba Bo-Beau Kitchen & Tap, 144 Pine Avenue, for Entertainment Without Dancing by Patrons. (District 2)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

HEARINGS:

1. [13-0996](#) Recommendation to receive documentation into the record, conclude the public hearing and declare the ordinance amending the Long Beach Municipal Code Sections 5.38 and 21.15.1100, relating to the regulation of fortunetelling read the first time and laid over to the next regular meeting of the City Council for final reading;

[13-0997](#) Declare the ordinance amending the Long Beach Municipal Code Sections 5.64.010C and 21.15.2008, and deleting Section 21.15.2401, relating to the regulation of secondhand dealers and "cash for gold" businesses read the first time and laid over to the next regular meeting of the City Council for final reading;

[13-0998](#) Declare the ordinance amending the Long Beach Municipal Code Section 21.15.235, relating to the regulation of cottage food operations read the first time and laid over to the next regular meeting of the City Council for final reading;

[13-0999](#) Adopt resolution directing the Director of Development Services to submit the ordinance amendments to the California Coastal Commission for a finding of conformance with the Local Coastal Plan; and

Accept Categorical Exemption CE-13-099. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

2. [13-0995](#) Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Permit with conditions on the application of Quyen T. Seaman, dba Paradise LB, 4911 Long Beach Boulevard, for Entertainment Without Dancing by Patrons. (District 8)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

3. [13-0994](#) 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; and adopt resolution ordering the vacation of a portion of the public right-of-way on the south side of Columbia Street west of Long Beach Boulevard. (District 6)

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: (4 - 10)

4. [13-1005](#) Recommendation to authorize City Attorney to submit Stipulations with Requests for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$97,347.50 for the claim of Michelle Anglo; authority to pay 1) \$62,126.20, 2) \$36,570, 3) \$1,380, and 4) \$41,650 for the claim of Dwight Schmalried; and authority to pay \$101,073.91 for the claim of Michael Whitcomb, in compliance with the Appeals Board Orders.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

5. [13-1025](#) Recommendation to authorize City Attorney to submit Stipulations with Request for Award for Death Benefits for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$250,000, as well as burial expenses up to \$10,000, in compliance with the Appeals Board Order for decedent, Brenda Relph.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

6. [13-1007](#) Recommendation to authorize City Attorney to submit Compromise and Release for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$60,000 in compliance with the Appeals Board Order for Jennifer Gonzales.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

7. [13-1001](#) Recommendation to refer to City Attorney damage claims received between November 4, 2013 and November 11, 2013.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

8. [13-1002](#) Recommendation to authorize City Manager to execute any and all documents necessary to enter into an agreement with Mercedes Benz of Long Beach to host events related to the Long Beach Airport 90th Anniversary. (District 5)

Office or Department: LONG BEACH AIRPORT

Suggested Action: Approve recommendation.

9. [13-1004](#) Recommendation to authorize City Manager to execute any and all documents necessary for the Fourth Amendment to Lease No. 30620 between the City of Long Beach and Navy Yacht Club - Long Beach, a California non-profit corporation, for the continued use of City-owned property at 223 Marina Drive. (District 3)

Office or Department: PUBLIC WORKS; PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

10. [13-1022](#) Recommendation to receive and file minutes for:
Civil Service Commission - October 16, 2013

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

11. [13-1023](#) Recommendation to receive and approve Commission/Board/Committee appointments to Non-Charter Commissions.

Office or Department: MAYOR BOB FOSTER

Suggested Action: Approve recommendation.

12. [13-1024](#) Recommendation to remove Mr. Thomas Fields from the Board of Harbor Commissioners, pursuant to Long Beach City Charter Section 510. According to Charter Section 510, the Mayor may remove a commissioner at any time with the concurrence of two-thirds (2/3) of the members of the City Council.

Office or Department: MAYOR BOB FOSTER

Suggested Action: Approve recommendation.

13. [13-1010](#) Recommendation to, by motion of the City Council, request City Attorney to prepare a resolution expressing the full support of the City Council for Boeing to bring the 777x Airliner assembly work to Long Beach and direct City Manager to determine what the City can do to encourage and enable Boeing to remain.

Office or Department: COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT

Suggested Action: Approve recommendation.

14. [13-0569](#) Recommendation to City Council to name the park site located at 851 Orange Avenue "Craftsman Village Park."

Office or Department: COUNCILMAN DEE ANDREWS, SIXTH DISTRICT, CHAIR; HOUSING AND NEIGHBORHOODS COMMITTEE

Suggested Action: Approve recommendation.

15. [13-0379](#) Recommendation to City Council to name the park site located at 215 East 1st Street "Promenade Square Park."

Office or Department: COUNCILMAN DEE ANDREWS, SIXTH DISTRICT, CHAIR; HOUSING AND NEIGHBORHOODS COMMITTEE

Suggested Action: Approve recommendation.

16. [13-1011](#) Recommendation to receive and file the Investment Report for Quarter Ending September 30, 2013. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

17. [13-1012](#) Recommendation to authorize City Manager to execute all documents necessary to amend Contract No. 30939 with West Coast Arborists, Inc., of Anaheim, CA (not an MBE, WBE, SBE or Local), for providing as-needed tree trimming services, in an additional amount of \$1,165,000 for a revised total not to exceed \$7,160,000, and extend the contract term to June 1, 2014; and

Authorize City Manager to execute all documents necessary to amend Contract No. 31907 with Trimming Land Co., Inc., of South Gate, CA (MBE), and Contract No. 31906 with United Pacific Services, of La Habra, CA (not an MBE, WBE, SBE or Local), for providing as-needed tree trimming services, in an additional amount of \$200,000, for a revised total not to exceed \$1,460,000, and extend the contract term to June 1, 2014. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

18. [13-1015](#) Recommendation to adopt resolution declaring a shelter crisis; suspending applicable provisions of local law, including those contained in the City's zoning ordinances and regulations; and authorizing the operation of a winter shelter between the dates of December 1, 2013 and March 15, 2014, inclusive; and

Authorize City Manager to execute any and all documents necessary for a Lease between the Long Beach Rescue Mission Foundation and/or Eddie N. John, an individual, as successor-in-ownership (Lessor) and the City (Lessee), and a Sublease between the City (Sublessor) and the Long Beach Rescue Mission (Sublessee) and/or affiliated entities, and any necessary amendments at the discretion of the City Manager for approximately 12,000 rentable square feet of industrial space at 6845 Atlantic Avenue at the monthly base rent of \$6,000 for use as a winter shelter, and increase appropriations in the General Fund (GP) in the Department of Health and Human Services (HE) by \$21,000. (District 9)

Office or Department: HEALTH AND HUMAN SERVICES; PUBLIC WORKS

Suggested Action: Approve recommendation.

19. [13-1016](#) Recommendation to authorize City Manager, or his designee, to execute any documents necessary to accept a non-monetary donation of planning, labor, materials, and equipment, valued at approximately \$100,000, from the Los Angeles Clippers for improvements to the playground and basketball courts at Coolidge Park; execute any documents necessary to use funding of up to \$30,000 of the Healthy Eating Active Living Zone Initiative Grant from Kaiser Foundation Hospitals for the installation of outdoor equipment, signage, and playground and court surfaces at Coolidge Park; and execute new right-of-entry permits and any related documents with Madrid Equipment Rental, Inc., and Chris Kelley, Inc., dba Childs Play, and/or their agents, to make the aforementioned improvements. (District 9)

Office or Department: PARKS, RECREATION AND MARINE;
HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

20. [13-1017](#) Recommendation to receive and file the application of CEC Entertainment Incorporated, dba Chuck E. Cheeses 769, for an original Alcoholic Beverage Control License, at 290 East 4th Street, with conditions. (District 1)

Office or Department: POLICE

Suggested Action: Approve recommendation.

21. [13-1018](#) Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Walmart Stores Incorporated, dba Walmart Store #3477, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control License, at 7250 Carson Boulevard, with conditions. (District 5)

Office or Department: POLICE

Suggested Action: Approve recommendation.

22. [13-1019](#) Recommendation to receive and file the application of Weiland Brewery Restaurant 3 Incorporated, dba Weiland Brewery Restaurant, for an original Alcoholic Beverage Control License, at 4354 Atlantic Avenue, submit a Public Notice of Protest to ABC, and direct City Manager to withdraw the protest if a Conditional Use Permit is granted. (District 8)

Office or Department: POLICE

Suggested Action: Approve recommendation.

23. [13-1020](#) Recommendation to adopt resolution authorizing City Manager, or his designee, to submit application to the State of California Strategic Growth Council, for grant funds for the Urban Greening Grant Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84), for the Willow Springs Wetlands Project;

[13-1021](#) Adopt resolution authorizing City Manager, or his designee, to submit application to the State of California Strategic Growth Council, for grant funds for the Urban Greening Grant Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84), for landscaping improvements on the street median adjacent to Pacific Coast Highway and east of the Terminal Island Freeway; and

Authorize City Manager, or his designee, to accept grants from the Strategic Growth Council for up to \$924,000 and up to \$75,000 for Urban Greening Grant funds, and execute all documents necessary to accept the funds and implement the project. (District 7)

Office or Department: PUBLIC WORKS

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.

24. Agenda Item No. 24 is listed under Continued Hearing (page 1).

25. [13-1028](#) Recommendation to request City Manager to contact the Los Angeles County Economic Development Corporation to conduct an "Economic Impact Study" detailing the potential economic loss the City of Long Beach and Los Angeles County so that the Governor's Office of Jobs and Business Development can determine what if any incentives can be offered to keep Boeing in Long Beach.

Office or Department: COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT; COUNCILMAN AL AUSTIN, EIGHTH DISTRICT; COUNCILMEMBER STEVEN NEAL, NINTH DISTRICT

Suggested Action: Approve recommendation.

26.

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 REMINDER:

Tuesday, December 3, 2013 – Economic Development and Finance Committee (Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

REVISED

HEARING REMINDERS:

Tuesday, December 3, 2013 – Hearing for Austin Plong Physician Assistant, Inc., dba Pka Roam Tek Roam Restaurant, for a Permit for Entertainment With Dancing by Patrons, 1360 East Anaheim Street. (District 2)

Tuesday, December 3, 2013 – Hearing for Kwazule Companies, Inc, dba El Dorado Bar & Grill, for a Permit for Entertainment Without Dancing by Patrons, 3014 Studebaker Road, Suite C. (District 5)

Tuesday, December 3, 2013 – Hearing for Dara Kim, dba Dara Restaurant, for a Permit for Entertainment With Dancing by Patrons, 1223 East Anaheim Street. (District 6)

Tuesday, December 3, 2013 – Hearing for La Lune Investments, Inc., dba La Lune Imperial, for a Permit for Entertainment With Dancing by Patrons, 1458 Atlantic Avenue. (District 6)

Tuesday, December 10, 2013 – Hearing for Panama Joes Investors, LLC, dba Panama Joes Grill & Cantina, for a Permit for Entertainment With Dancing by Patrons, 5100 East 2nd Street. (District 3)

pr/ch

NOTE:

The City Council agenda and supporting documents are available on the Internet at 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.

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.

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 ឬបើលោកអ្នកត្រូវការនូវការជួយសម្រួលពិសេសណាមួយ ទៅតាមច្បាប់ស្តីពីជនជាតិអាមេរិកាំងមានពិការភាព (Americans with Disabilities Act) នោះសូមស្នើសុំមកនាយកដ្ឋានសៀនសាលាក្រុង តាមទូរស័ព្ទលេខ (562) 570-6101 អោយបានទាន់ម៉ោង 12 ថ្ងៃត្រង់នៅថ្ងៃច័ន្ទ មុនកិច្ចប្រជុំក្រុមប្រឹក្សាត្រូវប្រារព្ធធ្វើឡើង។

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 នោះសូមស្នើសុំមកនាយកដ្ឋានសៀវភៅសាលាក្រុង តាមទូរស័ព្ទលេខ (562) 570-6101 អោយបាន 72 ម៉ោងមុនកិច្ចប្រជុំក្រុមប្រឹក្សាសាលាក្រុងត្រូវបានធ្វើឡើង។