

**CITY OF LONG BEACH
CITY COUNCIL AGENDA**

**TUESDAY, NOVEMBER 13, 2018
333 W. OCEAN BOULEVARD
COUNCIL CHAMBER, 5:00 PM**

Lena Gonzalez, 1st District
Jeannine Pearce, 2nd District
Suzie A. Price, 3rd District
Daryl Supernaw, 4th District



Stacy Mungo, 5th District
Dee Andrews, Vice Mayor, 6th District
Roberto Uranga, 7th District
Al Austin, 8th District
Rex Richardson, 9th District

Patrick H. West, City Manager
Monique De La Garza, City Clerk

Dr. Robert Garcia, Mayor

Charles Parkin, City Attorney

REVISED

TELECONFERENCE LOCATION:

**VOLUNTEER COORDINATOR OFFICE
EL DORADO PARK COMMUNITY CENTER
2800 NORTH STUDEBAKER ROAD
LONG BEACH, CA 90815**

PLEDGE OF ALLEGIANCE

**PRESENTATION FOR INSTITUTE FOR INNOVATION AND
ENTREPRENEURSHIP AT CSULB**

PRESENTATION FOR NATIVE AMERICAN HERITAGE CELEBRATION

**PRESENTATION RECOGNIZING MULTI-DEPARTMENTAL
RESPONSE TO STORM SURGE**

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. [18-0980](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, and adopt resolution in accordance with Section 10.28.130 of the Long Beach Municipal Code to set operating days and hours for Parking Meter Zone 34 to Monday through Saturday, excluding holidays as defined in the Long Beach Municipal Code, during the hours of 10:00 a.m. to 9:00 p.m., for a maximum of two hours and at a rate of \$1.00 per hour;

Request City Attorney to prepare an ordinance amending Section 10.28.130 of the Long Beach Municipal Code, to establish Parking Meter Zone 34 along 4th Street between Hermosa Avenue and Temple Avenue, including side streets intersecting 4th Street; and

Request City Attorney to prepare an Agreement with the Fourth Street Business Improvement Association to equally share the net parking meter revenues generated from parking meters located in Parking Meter Zone 34. (District 2)

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 - 27)

2. [18-0981](#) Recommendation to authorize City Attorney to submit Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$71,587.50 in compliance with the Appeals Board Order for Mark German.
- Office or Department:** CITY ATTORNEY
- Suggested Action:** Approve recommendation.
3. [18-0888](#) Recommendation to authorize City Manager to execute a First Amendment to Agreement No. 34991 with the firm Atkinson, Andelson, Loya, Rudd & Romo for legal services in the matter entitled *Thomas Gonzales, an individual v. City of Long Beach* Case Number NC053533.
- Office or Department:** CITY ATTORNEY
- Suggested Action:** Approve recommendation.
4. [18-0982](#) Recommendation to authorize City Attorney to pay sum of \$155,000 in full settlement of lawsuit entitled *Luz Flores v. City of Long Beach*; Los Angeles Superior Court Case No. BC655012.
- Office or Department:** CITY ATTORNEY
- Suggested Action:** Approve recommendation.
5. [18-0983](#) Recommendation to authorize City Attorney to pay sum of \$225,000 in full settlement of lawsuit entitled *James Real v. City of Long Beach*; United States District Court Case No. 2:13-cv-01631-PLA.
- Office or Department:** CITY ATTORNEY
- Suggested Action:** Approve recommendation.
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6. [18-0984](#) Recommendation to authorize City Attorney to pay sum of \$925,000 in full settlement of lawsuit entitled *Ray Webb v. City of Long Beach, et al*; United States District Court Case No. 2:13-cv-9112-PL; United States Court of Appeals for the Ninth Circuit Case Nos. 17-56617, 18-55094.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

7. [18-0985](#) Recommendation to approve the minutes for the City Council meeting of Tuesday, October 23, 2018.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

8. [18-0986](#) Recommendation to refer to City Attorney damage claims received between October 15, 2018 and November 5, 2018.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

9. [18-0987](#) Recommendation to approve the destruction of records for the Office of the City Clerk; and adopt resolution.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

10. [18-0988](#) Recommendation to approve the destruction of records for the Department of Development Services, Administrative and Financial Services Bureau; and adopt resolution.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

11. [18-0989](#) Recommendation to approve the destruction of records for Economic Development Department; and adopt resolution.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

12. [18-0990](#) Recommendation to approve the destruction of records for Fire Department; and adopt resolution.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

13. [18-0991](#) Recommendation to approve the destruction of records for the Police Department; and adopt resolution.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

14. [18-0992](#) Recommendation to approve the destruction of records for the Department of Public Works, Public Service Bureau, Administration; and adopt resolution.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

15. [18-0993](#) Recommendation to authorize the Department of Development Services to process a refund in the amount of \$30,474 to Md7, agent for Verizon Wireless, due to the withdrawal of Administrative Review applications for seven wireless telecommunication sites throughout the City. (Citywide)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

16. [18-0994](#) Recommendation to authorize the issuance of a refund in the amount of \$158,683, to Far West Crescent, LLC, for a gas main and services installation project at the intersection of Walnut Avenue and Crescent Heights Street in Signal Hill. (Citywide)

Office or Department: ENERGY RESOURCES

Suggested Action: Approve recommendation.

REVISED

17. [18-0995](#) WITHDRAWN
~~Recommendation to authorize City Manager, or designee, to execute an extension of up to 60 days to the current SCE/SERRF Power Purchase Agreement. (Citywide)~~
- Office or Department:** ENERGY RESOURCES
- Suggested Action:** Approve recommendation.
18. [18-0996](#) Recommendation to authorize City Manager, or designee, to execute all documents necessary to issue a Right-of-Entry Permit to Paramount Petroleum Corporation, to sample existing groundwater monitoring wells at the former 55th Way Landfill, at 2920 East 55th Way. (District 8)
- Office or Department:** FINANCIAL MANAGEMENT
- Suggested Action:** Approve recommendation.
19. [18-0997](#) Recommendation to receive and file the Investment Report for Quarter Ending September 30, 2018. (Citywide)
- Office or Department:** FINANCIAL MANAGEMENT
- Suggested Action:** Approve recommendation.
20. [18-0998](#) Recommendation to adopt the Statement of Investment Policy for Calendar Year 2019 pursuant to Section 53646(a) of the State of California Government Code. (Citywide)
- Office or Department:** FINANCIAL MANAGEMENT
- Suggested Action:** Approve recommendation.

21. [18-0999](#) Recommendation to adopt resolution authorizing City Manager, or designee, to execute a contract, and any necessary amendments, with The Bolder Group, Inc., of Long Beach, CA, for furnishing and delivering marine fuel, in an annual amount of \$150,000, with a 10 percent contingency in the amount of \$15,000, for a total annual amount not to exceed \$165,000, for a period of two years, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

22. [18-1000](#) Recommendation to adopt Specifications No. ITB FS18-151 and authorize City Manager, or designee, to execute all documents necessary to enter into a contract, including any amendments, with Clean Energy Fuels Corporation, of Newport Beach, CA, for the purchase of renewable liquefied natural gas, in an annual amount of \$315,000, with a 15 percent contingency in the amount of \$47,250, for a total annual contract amount not to exceed \$362,250, for a period of two years, with the option to renew for two additional one-year periods, at the discretion of the City Manager. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

23. [18-0834](#) Recommendation to authorize City Manager, or designee, to execute all documents necessary for the Second Amendment to Lease No. 27973 between Richard Saliture, Trustee of the Saliture Trust, and the City of Long Beach for City-leased land at 4555 Orange Avenue, for its continued use as a Mini-Park, through September 30, 2019, with three, one-year options to renew the Lease, at the discretion of the City Manager. (District 8)

Office or Department: PARKS, RECREATION AND MARINE;
ECONOMIC DEVELOPMENT

Suggested Action: Approve recommendation.

24. [18-1001](#) Recommendation to receive and file the application of Michael Eric Balchin, LLC, dba Lou & Mike's, for an original application of an Alcoholic Beverage Control License, at 3500 East Los Coyotes Diagonal. (District 5)

Office or Department: POLICE

Suggested Action: Approve recommendation.

25. [18-1002](#) Recommendation to receive and file the application of Long Beach Finest Sports Bar & Grill, Incorporated, dba Long Beach Finest Sports Bar & Grill, for a premise to premise and person to person transfer of an Alcoholic Beverage Control License, at 329 West Willow Street. (District 6)

Office or Department: POLICE

Suggested Action: Approve recommendation.

26. [18-1003](#) Recommendation to receive and file the application of Cheese Addiction, LLC, dba Cheese Addiction, for an original application of an Alcoholic Beverage Control License, at 4236 Atlantic Avenue. (District 8)

Office or Department: POLICE

Suggested Action: Approve recommendation.

27. [18-1004](#) Recommendation to receive and file minutes for:
Planning Commission - October 4, 2018.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

28. [18-1005](#) Recommendation to request City Manager to report back in 60 days on the feasibility of directing Public Works, and/or other City staff to conduct an audit of utility wires throughout the City to identify maintenance needs and violations, as well as safety concerns in order to better address these issues with the utility providers and the California Public Utilities Commission.

Office or Department: COUNCILWOMAN SUZIE A. PRICE, THIRD DISTRICT; COUNCILMEMBER DARYL SUPERNAW, FOURTH DISTRICT; COUNCILMAN AL AUSTIN, EIGHTH DISTRICT

Suggested Action: Approve recommendation.

29. [18-1006](#)

Recommendation to request City Manager to work with Long Beach City College (LBCC), the Long Beach Department of Economic Development, Pacific Gateway Workforce Investment Network (PGWIN), and North Long Beach higher education experts and advocates to explore the feasibility of establishing a higher education center in North Long Beach.

Office or Department: COUNCILMEMBER REX RICHARDSON, NINTH DISTRICT; COUNCILMEMBER JEANNINE PEARCE, SECOND DISTRICT; COUNCILMEMBER ROBERTO URANGA, SEVENTH DISTRICT; COUNCILMAN AL AUSTIN, EIGHTH DISTRICT

Suggested Action: Approve recommendation.

30. [18-1007](#)

Recommendation to refer to the Parks and Recreation Commission and the Housing and Neighborhoods Committee the request to consider and make a recommendation on re-naming the Uptown Dog Park as the "Gayle Carter Uptown Dog Park."

Office or Department: COUNCILMAN AL AUSTIN, EIGHTH DISTRICT

Suggested Action: Approve recommendation.

31. [18-1008](#) Recommendation to request City Manager to work with the Department of Human Resources to create a Preferred Name and Pronoun Policy for all City Employees, and return to the City Council within 90 days for review and adoption.

Office or Department: COUNCILMEMBER REX RICHARDSON, NINTH DISTRICT; COUNCILWOMAN LENA GONZALEZ, FIRST DISTRICT; COUNCILMEMBER JEANNINE PEARCE, SECOND DISTRICT; COUNCILMEMBER ROBERTO URANGA, SEVENTH DISTRICT

Suggested Action: Approve recommendation.

32. [18-0972](#) Recommendation to respectfully request City Council approval of the 2019 State Legislative Agenda as recommended by the State Legislation Committee.

Office or Department: COUNCILMAN AL AUSTIN, EIGHTH DISTRICT, CHAIR; STATE LEGISLATION COMMITTEE

Suggested Action: Approve recommendation.

33. [18-1009](#) Recommendation to receive and file a report on the results of the Nuisance Motel Pilot Program by the Office of Civic Innovation and Development Services Department; and

Request City Attorney to prepare an ordinance to establish a Nuisance Motel Program. (Citywide)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

34. [18-1010](#) Recommendation to adopt Specifications No. RFP EP18-054 for the purchase and development opportunity at 5571 Orange Avenue, Assessor Parcel Numbers 7128-005-900, -901 (Subject Property);
- Declare the City-owned Subject Property as surplus;
- Authorize City Manager, or designee, to execute any and all documents necessary including a Purchase and Sale Agreement and Lease with the Long Beach Community Investment Company, a California limited liability company (Buyer/Developer), for the sale/lease of the Subject Property in the amount of \$729,000; and
- Accept Categorical Exemption CE 18-243. (District 8)
- Office or Department:** ECONOMIC DEVELOPMENT
- Suggested Action:** Approve recommendation.
35. [18-1011](#) Recommendation to direct staff to implement a Solar Water Heating Incentive Program pursuant to California Assembly Bill 797;
- Adopt resolution authorizing City Manager, or designee, to execute a contract with the Center for Sustainable Energy of San Diego, CA, in the amount of \$60,510, and authorize a 10 percent contingency in the amount of \$6,051, for a total contract amount not to exceed \$66,561 to administer Solar Water Heating Incentive Program; and
- Increase appropriations in the Gas Fund (EF 301) in the Energy Resources Department (ER) by \$1,066,561. (Citywide)
- Office or Department:** ENERGY RESOURCES
- Suggested Action:** Approve recommendation.

36. [18-1012](#) Recommendation to adopt Specifications No. ITB FS18-146 and authorize City Manager, or designee, to execute all documents necessary to enter into contracts, including any necessary amendments, with Lehr Auto Electric, Inc., of Anaheim, CA, and Professional Police Supply, Inc. dba Adamson Police Products, of Los Alamitos, CA, for the purchase of emergency vehicle auxiliary equipment, in an annual aggregate amount of \$1,000,000, with a 10 percent contingency in the amount of \$100,000, for a total annual aggregate amount not to exceed \$1,100,000, for a period of two years, with the option to renew for three additional one-year periods, at the discretion of the City Manager. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

37. [18-1013](#) Recommendation to authorize City Manager, or designee, to execute all documents necessary to amend Contract No. 34466 with Los Angeles Truck Centers, LLC, of Whittier, CA, for the purchase of 22 compressed natural gas (CNG)-fueled, rear-loading refuse trucks, and to increase the contract amount by \$6,639,387, for a total contract amount not to exceed \$10,518,252, inclusive of taxes and fees. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

38. [18-1014](#)

Recommendation to authorize City Manager, or designee, to execute an agreement, and all necessary documents and any subsequent amendments, with the United States Department of Justice, Office of Justice Programs, Office for Victims of Crime, to receive and expend grant funding in the amount of \$694,903, for the expansion of the Long Beach My Sister's Keeper Program, for the period of October 1, 2018 through September 30, 2021;

Execute all necessary documents and agreements with partner agencies;
and

Increase appropriations in the Health Fund (SR 130) in the Health and Human Services Department (HE) by \$694,903, offset by grant revenue.
(Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

39. [18-1015](#)

Recommendation to authorize City Manager, or designee, to execute an agreement, and all necessary documents, subcontracts, and any amendments changing the amount of the award or extending the grant term, with the Business, Consumer Services and Housing Agency Homeless Coordinating and Financing Council, for the Homeless Emergency Aid Program, Large Cities allocation, to receive and expend grant funding in the amount of \$2,869,833, for the estimated period of November 1, 2018 through October 31, 2021;

Authorize City Manager, or designee, to execute an agreement, and all necessary documents, subcontracts, and any amendments changing the amount of the award or extending the grant term, with the Business, Consumer Services and Housing Agency Homeless Coordinating and Financing Council for the Homeless Emergency Aid Program, Continuum of Care allocation, to receive and expend grant funding in the amount of \$9,387,420, for the estimated period of November 1, 2018 through October 31, 2021; and

Increase appropriations in the Health Fund (SR 130) in the Health and Human Services Department (HE) by \$12,257,253. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

40. [18-1016](#)

Recommendation to request City Attorney to prepare an ordinance amending Title 14 of the Long Beach Municipal Code (Streets and Sidewalks) to streamline the permitting process for temporary installations related to sidewalk dining and parklets within the City's right-of-way. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

41. [18-1017](#)

Recommendation to adopt Specifications No. RFP TI18-048 and award a contract to Sharp Electronics Corporation (Sharp), dba Sharp Business Systems, of Santee, CA, to provide managed print services, in an annual amount not to exceed \$1,000,000, for a period of five years, with the option to renew for two additional one-year periods, at the discretion of the City Manager; and authorize City Manager, or designee, to execute all documents necessary to enter into the contract, including any necessary amendments;

Authorize City Manager, or designee, to increase Blanket Purchase Orders (BPO) Nos. BPTS13000020 with Xerox Corporation by \$998,492, for a total amount not to exceed \$2,373,492, and BPTS16000044 with Konica Minolta by \$218,043, for a total amount not to exceed \$858,146, to continue providing multi-function devices, maintenance, and supplies, and extend the term of the BPOs to December 31, 2020; and

Increase appropriations in the General Fund Services (IS 385) in the Technology and Innovation Department (TI) by \$1,216,535, offset by funding from Sharp. (Citywide)

Office or Department: TECHNOLOGY AND INNOVATION;
FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

ORDINANCE:

42. [18-0962](#)

Recommendation to declare ordinance amend the Long Beach Municipal Code by adding Chapter 5.54 relating to hotel worker safety precautions, read and adopted as read. (Citywide)

Office or Department: CITY ATTORNEY

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.

43. [18-1019](#) Recommendation to authorize City Manager, or designee, to execute any and all documents necessary for a License Agreement with The Boeing Company, a Delaware corporation, for the short-term use of the parking lot at 2401 East Wardlow Road as overflow parking for the Long Beach Airport Festival of Flight. (District 5)

Office or Department: LONG BEACH AIRPORT

Suggested Action: Approve recommendation.

44.

45.

- [18-1020](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, November 9, 2018.

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.

REVISED

STANDING COMMITTEE REMINDERS:

Tuesday, November 13, 2018 – Housing and Neighborhoods Committee at 2:30 P.M., Council Chamber.

Tuesday, November 13, 2018 – Housing Authority of the City of Long Beach, California at 4:30 P.M., Council Chamber.

Tuesday, November 20, 2018 – Economic Development and Finance Committee (Attorney/Client) at 4:45 P.M., 14th Floor Conference Room.

HEARING REMINDERS:

Tuesday, November 20, 2018 – Hearing for revised fees for Conditional Use Permit regulations. (Citywide)

Tuesday, December 4, 2018 – Hearing for Economic Opportunity Summary Report in connection with a First Amendment to a Purchase and Sale Agreement with Frontier Real Estate Investments, LLC, for the sale of property located at 601-685 East Artesia Boulevard/6600-6620 Atlantic Avenue.

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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 Office of the City Clerk 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 LinkLB System at www.longbeach.gov/linklb.

Any supplemental writings or documents regarding an agenda item that are distributed to a majority of the City Council after the posting of this agenda will be available for public inspection in the Office of the City Clerk during normal business hours and available on the internet at <http://longbeach.legistar.com/Calendar.aspx>.

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 Office of the City Clerk at (562) 570-6101, 24 business hours prior to the City Council meeting.

Kung humihiling ng pasalitang interpretasyon ng wika ng agenda at minutes ng Konseho ng Lungsod o kung humihiling ng isang natatanging pagtulong ayon sa Americans with Disabilities Act, mangyaring humiling sa pamamagitan ng telepono sa Opisina ng Clerk ng Lungsod sa (562) 570-6101, 24 oras ng negosyo bago isagawa ang pulong ng Konseho ng Lungsod.

Si desea interpretación oral en otro idioma para las personas que no hablan inglés o si desea una adaptación especial en conformidad con la Ley de Estadounidenses con Discapacidades, haga su solicitud por teléfono a la oficina del secretario municipal al (562) 570-6101, 24 horas hábiles antes de la reunión del ayuntamiento de la ciudad.

បើមានការចង់បាននូវការបកប្រែភាសាផ្ទាល់មាត់សម្រាប់អ្នកមិនចេះនិយាយអង់គ្លេស

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ម៉ោងធ្វើការនៅមុនកិច្ចប្រជុំនៃក្រុមប្រឹក្សាក្រុង ។

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

Kung humihiling ng nakasulat na pagsasalin ng wika ng agenda at minutes ng Konseho ng Lungsod para sa mga taong hindi nagsasalita ng Ingles, mangyaring humiling sa pamamagitan ng telepono sa Opisina ng Clerk ng Lungsod sa (562) 570-6101, 72 oras bago isagawa ang pulong ng Konseho ng Lungsod.

Si desea obtener la traducción escrita en otro idioma de la agenda y las actas del ayuntamiento de la ciudad para las personas que no hablan inglés, haga su solicitud por teléfono a la oficina del secretario municipal al (562) 570-6101, 72 horas hábiles antes de la reunión del ayuntamiento de la ciudad.

បើមានការចង់បាននូវការបកប្រែភាសាឯកសារកម្មវិធី និងកំណត់ហេតុប្រជុំក្រុមប្រឹក្សាសម្រាប់អ្នកមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើការស្នើសុំទៅកាន់ស្នើសុំនៃសាលាក្រុងតាមទូរស័ព្ទដែលមានលេខ (562) 570-6101 រយៈពេល 72 ម៉ោងធ្វើការនៅមុនកិច្ចប្រជុំនៃក្រុមប្រឹក្សាក្រុង ។