

Bonnie Lowenthal, 1st District  
Dan Baker, 2nd District  
Frank Colonna, Vice Mayor, 3rd District  
Dennis Carroll, 4th District

Gerald R. Miller, City Manager  
Larry G. Herrera, City Clerk



Beverly O'Neill, Mayor

Jackie Kell, 5th District  
Laura Richardson, 6th District  
Tonia Reyes Uranga, 7th District  
Rob Webb, 8th District  
Val Lerch, 9th District

Robert E. Shannon, City Attorney

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**PRESENTATIONS BY COUNCILWOMAN JACKIE KELL, FIFTH DISTRICT  
IN RECOGNITION OF COMMUNITY MEMBERS AND ORGANIZATIONS  
FOR THEIR SIGNIFICANT CONTRIBUTIONS TO THE FIFTH DISTRICT**

**\$100,000 CHECK PRESENTATION BY LONG BEACH ROTARY CLUB  
TO CITY OF LONG BEACH FOR ROTARY CENTENNIAL PARK**

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.

**HEARINGS:**

**1. DEPARTMENT: FINANCIAL MANAGEMENT**

**SUBJECT:** Application of Fusion Nutrition, Inc., dba Wasabi, for a Permit for Entertainment without Dancing by Patrons at an Existing Restaurant with Alcohol at 200 Pine Avenue, No. C. (District 2)

**SUGGESTED ACTION:**

Receive supporting documentation into the record and conclude the hearing.  
Grant the permit, with or without conditions; or deny the permit.

**2. DEPARTMENT: FINANCIAL MANAGEMENT**

**SUBJECT:** Application of Scott W. Landis and Pamela S. Beeney, dba BJ's Café Bistro, for Permits for Entertainment without Dancing by Patrons and a Pool Hall at an Existing Bar/Tavern/Lounge at 3316 E. 7th Street. (District 2)

**SUGGESTED ACTION:**

Receive supporting documentation into the record and conclude the hearing.  
Grant the permit, with or without conditions; or deny the permit.

3. DEPARTMENT: CITY CLERK

SUBJECT: Report and determination of the Hearing Officer on request for revocation of Business License No. BU86026130 for Gilliam & Wales of Dublin, Inc., dba The Pier (a.k.a. Live Bait) at 6251 E. Pacific Coast Highway. (District 3)

SUGGESTED ACTION:

Receive supporting documentation into the record, consider Hearing Officer's report, conclude the hearing; and grant or deny the permit.

**PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM CITY CLERK**

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

**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 members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

**CONSENT CALENDAR: (4 - 21)**

4. DEPARTMENT: CITY AUDITOR

SUBJECT: Tidelands Oil Production Company review.

SUGGESTED ACTION:

Receive and file.

5. DEPARTMENT: CITY CLERK

SUBJECT: Claims for Damages.

SUGGESTED ACTION:

Refer to City Attorney the damage claims received between May 6, 2004 and May 13, 2004.

6. DEPARTMENT: COMMUNITY DEVELOPMENT AND PARKS, RECREATION AND MARINE  
SUBJECT: Acquisition of land at 1518 East 4th Street for park purposes. (District 2)  
SUGGESTED ACTION:  
    Authorize City Manager to execute a Purchase and Sale Agreement and all related documents.
  
7. DEPARTMENT: COMMUNITY DEVELOPMENT  
SUBJECT: Grant funds from State of California to operate a California Transportation National Emergency Project. (Citywide)  
SUGGESTED ACTION:  
    Authorize City Manager to accept a \$230,919 grant for the period of April 1, 2003 through June 30, 2005, and execute any and all documents required in connection with the project.
  
8. DEPARTMENT: COMMUNITY DEVELOPMENT  
SUBJECT: Grant Funds from County of Los Angeles for CalWORKs Youth Jobs Program. (Citywide)  
SUGGESTED ACTION:  
    Authorize City Manager to accept \$498,154 grant for the period of July 1, 2004 through September 30, 2004, and execute any and all documents required in connection with the program.
  
9. DEPARTMENT: COMMUNITY DEVELOPMENT  
SUBJECT: Family Support Program funds from South Bay Center for Counseling to augment the Hire-A-Youth Program. (Citywide)  
SUGGESTED ACTION:  
    Authorize City Manager to execute all necessary documents.

10. DEPARTMENT: COMMUNITY DEVELOPMENT AND PARKS, RECREATION AND MARINE

SUBJECT: Grant of subterranean easement to 100 East Ocean Investments, LLC for parking purposes. (District 2)

SUGGESTED ACTION:

Authorize City Manager to grant subterranean easement in City-owned land adjoining the property at 100 East Ocean Boulevard to 100 East Ocean Investments, LLC, or its nominee, execute all other related documents, and accept assignable rights to an equal number of parking spaces in a future parking structure on Seaside Way.

11. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Specifications No. PA-01204 and award contract to Don Miller and Sons Plumbing Supply to furnish and deliver plumbing supplies. (Citywide)

SUGGESTED ACTION:

Adopt Specifications and award contract in the estimated amount of \$333,000 with a term of one year, with options for two additional one-year periods.

Authorize amendments to exercise the City's option to renew where noted and authorize City Manager to execute same.

12. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Specifications No. PA-01304 and award contract to Target Specialty Products to furnish and deliver herbicide and pesticide supplies. (Citywide)

SUGGESTED ACTION:

Adopt Specifications and award contract in the estimated amount of \$125,000 for a term of one year, with options for two additional one-year periods.

Authorize amendments to exercise the City's option to renew where noted and authorize City Manager to execute same.

13. DEPARTMENT: HEALTH AND HUMAN SERVICES

SUBJECT: Second Amendment to Agreement No. 27779 with Community Hospital of Long Beach to provide emergency room services to Long Beach jail inmates. (Citywide)

SUGGESTED ACTION:

Authorize City Manager to execute amendment in an amount not to exceed \$265,000 for a one-year period.

14. DEPARTMENT: HEALTH AND HUMAN SERVICES

SUBJECT: Sixth Amendment to Agreement No. 209912 with Los Angeles County to provide Human Immunodeficiency Virus/Acquired Immune Deficiency Syndrome treatment adherence services. (Citywide)

SUGGESTED ACTION:

Authorize City Manager to execute amendment in the amount of \$68,617, for a period of one year.

15. DEPARTMENT: OIL PROPERTIES

SUBJECT: Agreement for delivery of water with Harbor Cogeneration Company. (Districts 1,2)

SUGGESTED ACTION:

Authorize City Manager to execute agreement and provide for City Manager to approve changes in water delivery specifications and fees or to terminate the Agreement that becomes effective June 1, 2004 and continues for a period of one year, subject thereafter to a six-month notice of termination by either party.

16. DEPARTMENT: OIL PROPERTIES

SUBJECT: Crude Oil Marketing Agreement with West Coast Energy Marketing, LLC. (Districts 1,2)

SUGGESTED ACTION:

Authorize City Manager to execute agreement and provide for City Manager to approve extensions or to terminate the agreement for the sale of the oil allocated to the Long Beach Unit Townlot Working Interest Owners. The agreement will have a three-year term, starting August 1, 2004, with two one-year extensions, at the discretion of the City Manager.

17. DEPARTMENT: PARKS, RECREATION AND MARINE AND PUBLIC WORKS

SUBJECT: Agreement with Long Beach Rotary Club and Long Beach Rotary Club Charitable Foundation for a donation for the development of Rotary Centennial Park. (District 4)

SUGGESTED ACTION:

Authorize City Manager to execute agreement for the donation of \$100,000.

Increase appropriations in the Capital Projects Fund (CP) and in the Department of Public Works (PW) by \$100,000 for the Rotary Centennial Park Project.

18. DEPARTMENT: POLICE

SUBJECT: Lease Agreement between City of Long Beach and the Long Beach Repeater Associates to lease the former Long Beach Police Department Mobile Operating Center. (Citywide)

SUGGESTED ACTION:

Authorize City Manager to execute agreement and any amendments for a 10-year term.

19. DEPARTMENT: POLICE

SUBJECT: Alcoholic Beverage License Applications (Person-to-Person and Fiduciary Transfers).

- A. Application of Higinio Michel, dba El Centenario, for a person-to-person transfer of an on-sale general for public premises license at 1650 Santa Fe Avenue. (District 1)
- B. Application of Thanh Khon Hong and Liem Jiaw Sheu, dba Best Market, for a person-to-person transfer of an off-sale beer and wine license at 2444 East 4th Street. (District 2)
- C. Application of Domenico's Pizza Incorporated, dba Domenico's, for a person-to-person transfer of an on-sale beer and wine for bonafide eating place license at 5339-41 East 2nd Street. (District 3)
- D. Application of Hassan Reza Khan and Lissette Milagros Simonkhan, dba La Bodega Latina Market 6, for a person-to-person transfer of an off-sale beer and wine license at 1604 Cherry Avenue. (District 4)
- E. Application of Jose Luis Velarde, dba Los Compadres Restaurant, for a person-to-person transfer of an on-sale beer and wine for bonafide eating place license at 3229 East Anaheim Street. (District 4)
- F. Application of Michael David Ellis and Mark West, dba Riley's Pub and Grill, for a person-to-person transfer of an on-sale beer and wine for bonafide eating place license at 4133 East Anaheim Street. (District 4)
- G. Application of El Dorado Restaurant and Lounge LLC, dba El Dorado Restaurant, for a fiduciary transfer of an on-sale general for bonafide eating place license at 3014-C Studebaker Road. (District 5)
- H. Application of Juan Moreno, Juan Carlos Moreno and Teresa Moreno, dba El Compa Restaurant 2, for a person-to-person transfer of an on-sale beer and wine for bonafide eating place license at 6176 Atlantic Avenue. (District 9)

SUGGESTED ACTION:

Receive and file with existing conditions.

20. DEPARTMENT: PUBLIC WORKS

SUBJECT: Easement Deed to provide for widening of the sidewalks on Sixteenth and Gaylord Streets west of Judson Avenue adjacent to 2350 West Sixteenth Street. (District 1)

SUGGESTED ACTION:

Request City Attorney to accept easement deed.

21. DEPARTMENT: VARIOUS

SUBJECT: Minutes for filing:

Harbor Commission, May 3, 2004  
Planning Commission, April 1, 2004  
Water Commission, April 15, 2004

SUGGESTED ACTION:

Receive and file.

**SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.**

**UNFINISHED BUSINESS:**

22. COUNCIL COMMITTEE: COUNCILMEMBER BONNIE LOWENTHAL, FIRST DISTRICT,  
CHAIR, ELECTIONS OVERSIGHT COMMITTEE

SUBJECT: Ordinance regarding write-in candidates.

SUGGESTED ACTION:

Concur in recommendation of Committee that communications be received and the City Attorney requested to prepare an ordinance to allow a potential write-in candidate five business days from the final date of filing eligibility to submit a request to run as a write-in candidate.

**REGULAR AGENDA**

**DEPARTMENTAL COMMUNICATIONS:**

23. OFFICE: MAYOR BEVERLY O'NEILL

SUBJECT: Recommendations from the 2004 City of Long Beach Government Reform Task Force.

SUGGESTED ACTION:

Refer to Charter Amendment Committee.

24. ~~COUNCIL OFFICE: COUNCILMEMBER BONNIE LOWENTHAL, FIRST DISTRICT  
COUNCILMEMBER DAN BAKER, SECOND DISTRICT~~

withdrawn

~~SUBJECT: Long Beach Energy and Sound Energy Solutions.~~

~~SUGGESTED ACTION:~~

~~Terminate negotiations between the City and Sound Energy Solutions and vacate any deal points that may have been agreed to up to this point.~~

25. COUNCIL OFFICE: COUNCILMEMBER DAN BAKER, SECOND DISTRICT

SUBJECT: Develop ordinance to allow eight public computer terminals in coffee houses and similar businesses.

SUGGESTED ACTION:

Request City Attorney to prepare ordinance.

26. DEPARTMENT: CITY MANAGER

SUBJECT: Report on findings from an independent review of the business relationship between the City of Long Beach and Queen's Seaport Development, Inc.

SUGGESTED ACTION:

Refer the report to City Manager for ongoing discussions and negotiations with Queen's Seaport Development, Inc.

27. DEPARTMENT: CITY MANAGER

SUBJECT: Community Arts Funding Strategy Task Force Final Report.

SUGGESTED ACTION:

Refer report to City Manager for further review and analysis and bring back to City Council on possible implementation options.



28. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Specifications No. PA-01604 and award contract to Global Protection, LLC, to furnish and deliver personal protective equipment. (Citywide)

SUGGESTED ACTION:

Adopt Specifications and award contract in the estimated annual amount of \$500,000 for a term of one year, with options for two additional one-year periods.

Authorize amendments to exercise the City's option to renew where noted and authorize City Manager to execute same.

29. DEPARTMENT: POLICE

SUBJECT: Application of Disandro Incorporated, dba La Muse East Village Cafe, for an original on-sale beer and wine for bonafide eating place alcoholic beverage license at 455 East Ocean Boulevard, Suite 12. (District 2)

SUGGESTED ACTION:

Receive and file application; or

Request City Clerk to file protest with California State Department of Alcoholic Beverage Control; or

Request City Clerk to transmit conditions to California State Department of Alcoholic Beverage Control as requested by Councilmember.

30. DEPARTMENT: PUBLIC WORKS

SUBJECT: Plans and Specifications and award contracts to Sequel Contractors, Inc., and Alliance Streetworks, Inc., respectively for: R-6573, Improvement of Easy Avenue between Spring Street and 34th Street and R-6594, Improvement of 7th Street between Pacific Avenue and Long Beach Boulevard. (Districts 1,7)

SUGGESTED ACTION:

Adopt Plans and Specifications; and

Authorize City Manager to award contracts to Sequel Contractors, Inc., in an estimated amount of \$303,670 (R-6573) and to Alliance Streetworks, Inc., in an estimated amount of \$251,532 (R-6594), and execute the contracts and all necessary documents related to the contracts.

31. DEPARTMENT: PUBLIC WORKS AND LIBRARY SERVICES

SUBJECT: Agreement with CWA AIA, Inc., for architectural and engineering services for the MacArthur Park Branch Library. (District 6)

SUGGESTED ACTION:

Authorize City Manager to execute three-year agreement in an amount not to exceed \$630,000.

RESOLUTIONS:

32. DEPARTMENT: COMMUNITY DEVELOPMENT

SUBJECT: Resolution designating the City of Long Beach as the administering agency and signatory authority for the Local Workforce Investment Act Program and designating the Greater Long Beach Workforce Development Board to provide policy guidance and oversight for the program. (Citywide)

SUGGESTED ACTION:

Adopt resolution and authorize City Manager to execute all necessary documents to receive Workforce Investment Act Title I funds from State Employment Development Department totaling \$4,732,445 for the period of July 1, 2004 through June 30, 2005.

33. DEPARTMENT: COMMUNITY DEVELOPMENT

SUBJECT: Resolution agreeing to the acquisition of certain tax-defaulted properties in the City of Long Beach by the Los Angeles County Flood Control District. (District 3)

SUGGESTED ACTION:

Adopt resolution.

34. DEPARTMENT: PUBLIC WORKS

SUBJECT: Resolution authorizing 2004/2005 Used Oil Recycling Block Grant application and implementation. (Citywide)

SUGGESTED ACTION:

Adopt resolution.

ORDINANCES:

35. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Ordinance making findings and determinations regarding contracting for work usually performed by City employees and authorizing the City Manager to enter contracts with Azteca Landscape, Midori Gardens and WM. Vandergeest Landscape Care, Inc. for landscape maintenance services. (Citywide)

SUGGESTED ACTION:

Declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading which, pursuant to Section 1806 of the City Charter, makes findings and determinations regarding contracting of landscape maintenance services, and award contracts to Azteca Landscape, Midori Gardens and WM. Vandergeest Landscape Care, Inc.

Authorize City Manager to execute contracts for a one-year period after the Proposition "L" Ordinance becomes effective, in the amount not to exceed \$3,285,810, and make three successive one-year extensions.

36. DEPARTMENT: FINANCIAL MANAGEMENT

SUBJECT: Ordinance amending the Long Beach Municipal Code by amending Section 2.84.010 regarding the authority of the City Purchasing Agent; declaring the urgency thereof; and declaring that this ordinance shall take effect immediately.

SUGGESTED ACTION:

Declare emergency to exist and declare ordinance read, adopted as read, and effective immediately.

Declare ordinance read, adopted as read, and laid over to the next regular meeting of the City Council for final reading.

37. DEPARTMENT: LAW

SUBJECT: Ordinance amending Long Beach Municipal Code by amending Section 10.58.060 relating to cross walks. (District 2)

SUGGESTED ACTION:

Declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

38. DEPARTMENT: LAW

SUBJECT: Ordinance amending the Long Beach Municipal Code by amending Subsection (B) of Section 14.20.010, by adding Subsections (B)(1), (C)(1), (C)(2), and (E)(1) to Section 14.20.010, and by adding Section 14.20.110, all relating to newsracks. (District 3)

SUGGESTED ACTION:

Declare ordinance read and adopted as read.

39. DEPARTMENT: PARKS, RECREATION AND MARINE

SUBJECT: Ordinance amending the Long Beach Municipal Code by amending Section 10.38.020 relating to driving on sidewalks and bike paths. (Districts 2,3)

SUGGESTED ACTION:

Declare ordinance read and adopted as read.

40. DEPARTMENT: PARKS, RECREATION AND MARINE

SUBJECT: Ordinance amending the Long Beach Municipal Code by amending Section 16.08.460 by amending Subsection E and adding Subsection I relating to fishing restrictions. (Districts 2,3)

SUGGESTED ACTION:

Declare ordinance read and adopted as read.

41. DEPARTMENT: PARKS, RECREATION AND MARINE

SUBJECT: Ordinance amending the Long Beach Municipal Code by amending Section 16.08.581, relating to sailboard boats, Section 16.12.190 relating to surfboards or paddleboards, and 16.16.010, Subsections L through N, relating to prohibited acts. (Districts 2,3)

SUGGESTED ACTION:

Declare ordinance read and adopted as read.

**NEW BUSINESS:**

42. OFFICE: MAYOR BEVERLY O'NEILL

SUBJECT: Request for Personnel and Civil Service Committee to meet on or before June 8, 2004 to review recommended appointments to the following Charter Commissions: Citizen Police Complaint Commission, Civil Service Commission, Parks and Recreation Commission and Planning Commission.

SUGGESTED ACTION:

Refer to Personnel and Civil Service Committee.

43.

44.

**PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT**

Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

**REMINDERS:**

Economic Development and Finance Committee (Attorney/Client) at 4:50 P.M.

**Wednesday, May 19, 2004**, I-710 Oversight Committee, Long Beach Energy Department, 2400 E. Spring Street, at 7:00 P.M.

June 1, 2004, Continued hearing on Resolution No. C-28335, Intention to vacate east-west alley east of Atlantic Avenue and north of Third Street. (District 1)

June 1, 2004, Hearing on Disposition and Development Agreement with Long Beach Iron Works, Inc. for sale of agency-owned property at southwest corner of 14th Street and Hayes Avenue. (District 1)

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 Dept., City Hall Plaza Level, 333 W. Ocean Blvd., Long Beach, CA 90802. You may view the agenda or documents on the Internet at [www.longbeach.gov/cityclerk](http://www.longbeach.gov/cityclerk). E-Mail correspondence can be directed to [cityclerk@longbeach.gov](mailto:cityclerk@longbeach.gov). Agenda items may be reviewed in the City Clerk Department or the Plaza Level Information Desk of the Main Library and at Branch Libraries. Communicate through the Telephone Device for the Deaf (TDD) at (562) 570-6626. If a special accommodation is desired pursuant to the Americans with Disabilities Act, or if you need the agenda provided in an alternate format, please phone Renae Tyner at (562) 570-6472 in the City Clerk Department. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device.