

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



Gerrie Schipske, 5th District
Dee Andrews, 6th District
Tonia Reyes Uranga, 7th District
Rae Gabelich, 8th District
Val Lerch, Vice Mayor, 9th District

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

Bob Foster, Mayor

Robert E. Shannon, City Attorney

PROCLAMATION FOR NATIONAL PUBLIC WORKS WEEK

PRESENTATION ON ASIAN PACIFIC ISLANDER/ ASIAN AMERICAN HERITAGE MONTH

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. [10-0446](#) Recommendation to receive supporting documentation into the record, conclude the hearing, declare ordinance relating to the temporary limitation (moratorium) on the approval of permits for the installation of wireless telecommunications facilities in the City read the first time and laid over to the next regular meeting of the City Council for final reading; declaring the urgency thereof; and declaring that this ordinance shall take effect immediately. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.
2. [10-0522](#) Recommendation to receive supporting documentation into the record, conclude the hearing, and adopt resolution amending the Master Fee and Charges Schedule for Medical Marijuana Collective application and permitting fees; and receive and file a report regarding the implementation of Chapter 5.87 of the Long Beach Municipal Code relating to Medical Marijuana Collectives. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

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 - 19)

- 3. [10-0523](#) Recommendation to approve the minutes for the City Council meeting of Tuesday, May 4, 2010.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

- 4. [10-0524](#) Recommendation to refer to City Attorney damage claims received between May 3, 2010 and May 10, 2010.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

- 5. [10-0550](#) Recommendation to approve the destruction of records for the Department of Development Services as shown in Exhibit A; and adopt resolution.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

- 6. [10-0537](#) Recommendation to request City Attorney to prepare an amendment to Section 10.28.130 of the Long Beach Municipal Code to create Subzone "A" within Parking Meter Zone One. (District 3)
Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

7. [10-0525](#) Recommendation to authorize City Manager to execute all necessary documents to extend existing Facility Use Permit No. 30087 for the County of Los Angeles Department of Social Services (DPSS) to provide services at the Multi-Service Center for the Homeless for the period of May 18, 2010 through June 30, 2013, with the option of further extending the Permit annually thereafter upon a determination by the City that the permittee has fully complied with the terms and conditions of the Permit and is otherwise in good standing with the City.

(District 1)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

8. [10-0526](#) Recommendation to authorize City Manager to execute a permit with Shore Aquatics, Inc. a California corporation doing business as Shore Aquatics for the use of Belmont Plaza Pool for swimming and water polo practices and games for a term of one year, with three, one-year renewal options, at the discretion of the City Manager, or his designee.

(District 3)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

9. [10-0527](#) Recommendation to receive and file the application of The 33 Degrees Group LLC, dba 33 Degrees, for a person-to-person transfer of an Alcoholic Beverage Control License, at 423 Shoreline Village Drive Suite A, with existing conditions. (District 2)

Office or Department: POLICE

Suggested Action: Approve recommendation.

10. [10-0528](#) Recommendation to receive and file the application of Dreamax Incorporated, dba Maru Maki, for a person-to-person transfer of an Alcoholic Beverage Control License, at 745 East Broadway, with existing conditions. (District 2)

Office or Department: POLICE

Suggested Action: Approve recommendation.

- 11. [10-0529](#) Recommendation to receive and file the application of Fawzy Morcouc Barakat, dba Hody Lane Liquor, for a person-to-person transfer of an Alcoholic Beverage Control License, at 5201 East Pacific Coast Highway, with existing conditions. (District 3)

Office or Department: POLICE

Suggested Action: Approve recommendation.

- 12. [10-0530](#) Recommendation to receive and file the application of Kellys Restaurant Holdings Incorporated, dba Kellys Restaurant, for a person-to-person transfer of an Alcoholic Beverage Control License, at 5716 East 2nd Street, with existing conditions. (District 3)

Office or Department: POLICE

Suggested Action: Approve recommendation.

- 13. [10-0531](#) Recommendation to receive and file the application of Lodge Development LLC, dba Busters Beach House and Long Board Bar, for a person-to-person transfer of an Alcoholic Beverage Control License, at 168 North Marina Drive, with existing conditions. (District 3)

Office or Department: POLICE

Suggested Action: Approve recommendation.

- 14. [10-0532](#) Recommendation to receive and file the application of Abbas Kazemi, dba Huffs Restaurant, for a person-to-person transfer of an Alcoholic Beverage Control License, at 8105 East Wardlow Road, with existing conditions. (District 5)

Office or Department: POLICE

Suggested Action: Approve recommendation.

- 15. [10-0533](#) Recommendation to receive and file the application of Woo Taek Yun, dba New Liquor Market, for a person-to-person transfer of an Alcoholic Beverage Control License, at 5602 Long Beach Boulevard, with existing conditions. (District 8)

Office or Department: POLICE

Suggested Action: Approve recommendation.

16. [10-0534](#) Recommendation to receive and file the application of Maria Dejesus Ramirezparra, dba El Nuevo Altata Restaurant, for a person-to-person transfer of an Alcoholic Beverage Control License, at 6800 Long Beach Boulevard, with existing conditions. (District 9)

Office or Department: POLICE

Suggested Action: Approve recommendation.

17. [10-0535](#) Recommendation to receive and file the application of Carlos Castilla Bravo, dba Artesian, for a person-to-person transfer of an Alcoholic Beverage Control License, at 1006-08 East Artesia Boulevard, with existing conditions. (District 9)

Office or Department: POLICE

Suggested Action: Approve recommendation.

18. [10-0498](#) Recommendation to authorize City Manager to execute a three-year agreement and two, one-year amendments, with WomenShelter of Long Beach (WSLB) to accommodate an advocate at the Long Beach Police Department (LBPD) Public Safety Building (PSB) to provide comprehensive services to victims of domestic violence. (Citywide)

Office or Department: POLICE

Suggested Action: Approve recommendation.

19. [10-0536](#) Recommendation to receive and file the minutes for:
Civil Service Commission - April 21, 2010.
Water Commission - April 15, 2010.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

20. [10-0552](#) Recommendation to request City Council to reconsider the action of March 23, 2010, for an Alcoholic Beverage Control License application for Sababa Entertainment Incorporated, dba Sababa, and amend the conditions of approval as set forth.

Office or Department: COUNCILMEMBER GARY DELONG, THIRD DISTRICT

Suggested Action: Approve recommendation.

21. [10-0538](#) Recommendation to receive and file Investment Report for Quarter Ending March 31, 2010. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

22. [10-0539](#) Recommendation to adopt resolution determining all unpaid assessments for the City's Assessment District No. 08-01 (The Toledo Utility Undergrounding); and

[10-0540](#) Adopt resolution providing for the issuance of improvement bonds in an amount not to exceed \$1,335,000, contingent upon the City Council's award of a construction contract, and approving related documents and actions for Assessment District No. 08-01. (District 3)

Office or Department: FINANCIAL MANAGEMENT; PUBLIC WORKS

Suggested Action: Approve recommendation.

23. [10-0541](#) Recommendation to authorize City Manager to submit a grant application, through the Long Beach Department of Health and Human Services, to the U.S. Department of Housing and Urban Development (HUD) for the 2010 Continuum of Care for Homeless Assistance Program; and execute all necessary documents, subgrants and any amendments changing the amount of the award or extending the grant term upon receipt of HUD funding. The grant award amount will be between \$5.5 million and \$7.5 million, for a period of one to five years. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

24. [10-0542](#) Recommendation to authorize City Manager to execute all necessary agreements with the County of Los Angeles Department of Public Health in the amount of \$784,000 to provide Community Prevention and Wellness Services under the American Recovery and Reinvestment Act of 2009 (ARRA), to administer and execute all necessary documents to accept and expend all grant funds in connection herewith, and to take all other actions necessary to implement the use of such funds;

Execute subcontracts in the amount of \$40,000 and subsequent amendments with the listed subcontract agencies to address smoking cessation needs and to build on existing smoke-free policies in the City of Long Beach; and

Increase appropriations in the Health Fund (SR 130) in the Department of Health and Human Services (HE) by \$712,000 and in the General Grants Fund (SR 120) in the Department of Public Works (PW) by \$72,000 for the period of March 19, 2010 to March 18, 2012. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES; PUBLIC WORKS

Suggested Action: Approve recommendation.

25. [10-0543](#) Recommendation to authorize City Manager to execute a license agreement with Ms. Lee Ostendorf for use of City-owned property in the parking lot adjacent to the northwest end of Marine Stadium, to conduct a certified farmers' market for a three-year term, with two, one-year renewal options, at the discretion of the City Manager or his designee. (District 3)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

26. [10-0545](#) Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Joseph Macleod Irwin, dba The Cellar, for an exchange of an Alcoholic Beverage Control License, at 206 The Promenade, with conditions. (District 2)

Office or Department: POLICE

Suggested Action: Approve recommendation.

27. [10-0546](#) Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of Construction Group Incorporated, dba A B S Market, for an original Alcoholic Beverage Control License, at 1605 East Wardlow Road, with conditions. (District 7)

Office or Department: POLICE

Suggested Action: Approve recommendation.

28. [10-0547](#) Recommendation to authorize the modification of land at the Public Service Yard to be included in the real estate exchange approved by City Council on August 4, 2009. (Districts 1,3)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

REVISED

29. [10-0432](#) Recommendation to authorize City Manager to increase Contract No. 31353 with United Storm Water, Inc. by \$787,000, for a total FY 2010 amount of \$1,398,498, for oil spill response at storm drain pump station SD23 located at the Port of Long Beach, and emergency response to floods throughout the City during the months of January and February 2010. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

ORDINANCES:

30. [10-0548](#) WITHDRAWN
~~Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 5.72.130; and by repealing Section 14.04.070, both relating to permits read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)~~

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

31. [10-0549](#) Recommendation to declare ordinance amending Section 16.08.460 of the Long Beach Municipal Code, related to fishing restrictions on the banks of the Los Angeles River read the first time and laid over to the next regular meeting of the City Council for final reading. (District 2)

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

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.

32.

33.

34.

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:

Tuesday, May 11, 2010 – Transportation and Infrastructure Committee at 3:30 P.M., Council Chamber.

Tuesday, May 11, 2010 – Housing Authority at 4:30 P.M., Council Chamber.

Tuesday, May 25, 2010 – Budget Oversight Committee at 3:30 P.M., Council Chamber.

Tuesday, June 1, 2010 – Economic Development and Finance Committee (Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

HEARING REMINDERS:

Tuesday, June 1, 2010 – Hearing for the establishment of a new Preferential Parking District “AA” on Parkcrest Street south of Carson Street and east of Bellflower Boulevard. (District 5)

Tuesday, June 1, 2010 – Hearing for consideration of an appeal to a Planning Commission decision for a Conditional Use Permit to allow a 1,089-square-foot double-faced illuminated freeway sign with electronic message center with a height of 60 feet from freeway grade at 3377-3399 Long Beach Boulevard. (District 7)

Tuesday, June 1, 2010 – Hearing for consideration of landscaping amendments to Chapters 21.41 and 21.42 of the Zoning Regulations (Application No. 1003-12). (Citywide)

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.

nem