

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

AIRPORT AWARDS

RECOGNITION OF JOHN CALLOS, JR.

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. [10-0595](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, and adopt resolution amending the Local Coastal Program of the General Plan as it relates to the Colorado Lagoon;

[10-0594](#) Adopt ordinance amending the Zoning Code definition of Passive Park, Section 21.15.2007, read the first time and laid over to the next regular meeting of the City Council for final reading; and

Authorize Director of Development Services to submit all necessary supporting materials to the California Coastal Commission. (District 3)

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

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 - 23)

2. [10-0626](#) Recommendation to receive and file report on travel to the meeting of the United States Conference of Mayors in Oklahoma City, Oklahoma, June 11 - 14, 2010.
Office or Department: MAYOR BOB FOSTER

Suggested Action: Approve recommendation.

3. [10-0625](#) 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 \$97,347.50 for the claim of Doris Thompson, in compliance with the Appeals Board Orders.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

4. [10-0629](#) Recommendation to authorize City Manager to execute an agreement with the Law Offices of Michael M. Peters, pertaining to matters involving Civil Service Disciplinary Hearings.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

5. [10-0630](#) Recommendation to authorize City Manager to execute an agreement with the law firm of Richards, Watson & Gershon, in the matter entitled, BKK Landfill West Covina.
Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

6. [10-0596](#) Recommendation to approve the City Council minutes for the meeting held Tuesday, June 1, 2010.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

7. [10-0597](#) Recommendation to refer to City Attorney damage claims received between May 24, 2010 to June 7, 2010.
Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

8. [10-0598](#) Recommendation to authorize City Manager to execute any and all documents necessary for the Fourth Amendment to Lease No. 20755 with Baja La Palapa Restaurant Group, Inc., for City-owned property located at 4020 Olympic Plaza, for an additional five-year term, with one, five-year option to renew, at a minimum monthly base rent of \$6,400. (District 3)
Office or Department: COMMUNITY DEVELOPMENT; PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

9. [10-0607](#) Recommendation to authorize City Manager to execute any and all documents for the Operation of Belmont Shore Parking Meter Cash Key Program Agreement (City Agreement No. 27783) between the City of Long Beach and Farmers and Merchants Bank for the collection of parking meter funds through the sale of electronic cash keys for use in the Belmont Shore area, for a term of one year with an annual extension at the discretion of the City Manager. (District 3)
Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

10. [10-0599](#) Recommendation to refer the suspension/revocation of Entertainment Permit No. BU20656240 for CNR Holdings, LLC, dba Evo Lounge, 5300 E. 2nd Street, to a hearing officer. (District 3)
Office or Department: FINANCIAL MANAGEMENT
Suggested Action: Approve recommendation.
11. [10-0600](#) Recommendation to authorize City Manager to execute a contract and all necessary amendments, including term extensions, with the County of Los Angeles Chief Executive Office to receive and expend U.S. Department of Homeland Security grant funding for the 2009 Emergency Management Program Grant; and increase appropriations by \$47,603 in the General Grants Fund (SR 120) and the Fire Department (FD). (Citywide)
Office or Department: FIRE
Suggested Action: Approve recommendation.
12. [10-0601](#) Recommendation to authorize City Manager, or designee, to execute all necessary agreements, and any subsequent amendments, between the City of Long Beach and the Los Angeles County Proposition 10 Commission – First 5 LA in the amount of \$172,964 to augment the Long Beach Department of Health and Human Services Black Infant Health program for the period of July 1, 2010 through June 30, 2011; and increase appropriations in the Health Fund (SR 130) and the Department of Health and Human Services (HE) by the same amount. (Districts 1,6,7,9)
Office or Department: HEALTH AND HUMAN SERVICES
Suggested Action: Approve recommendation.

13. [10-0608](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, between the City of Long Beach and the Los Angeles County Children and Families First – Proposition 10 Commission in the amount of \$394,167 for the period of August 1, 2010 through June 30, 2011 to continue the Long Beach-Wilmington Best Babies Collaborative Program; execute service subcontracts and subsequent amendments with the listed agencies for outreach and health education; and increase appropriations in the Health Fund (SR 130) and the Department of Health and Human Services (HE) by the same amount. (Districts 1,6,7,9)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

14. [10-0602](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents between the City of Long Beach and the State of California Department of Public Health in the amount of \$20,525 for the Beach Water Quality Monitoring and Public Notification Services Program (AB 411 Program) for the period of July 1, 2010 through December 31, 2010; and increase appropriations in the Health Fund (SR 130) in the Department of Health and Human Services (HE) by the same amount. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

15. [10-0603](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents between the City of Long Beach and the State of California Department of Public Health in the amount of \$25,000 to provide Beach Water Quality Monitoring and Public Notification Services Program (Beach Act) for the period of October 1, 2010 through September 30, 2011; and increase appropriations in the Health Fund (SR 130) in the Department of Health and Human Services (HE) by the same amount. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

16. [10-0604](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, between the City of Long Beach and the California Department of Education in the amount of \$2,012 for the provision of health and sanitation inspections for the Summer Food Service Program for a period of three months. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

17. [10-0605](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents to amend and extend the current agreement (05-45244) between the City of Long Beach and the State of California Department of Health Services to provide services under the Community Challenge Grant Program, in an amount not to exceed \$210,000 for the period of July 1, 2010 through June 30, 2011. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

18. [10-0609](#) Recommendation to authorize City Manager to execute all documents necessary for a Memorandum of Agreement and any amendments between the City of Long Beach and the United States of America, Department of Transportation, Federal Aviation Administration, for the use of City-owned property for the construction, operation and maintenance of navigation, communication and weather aids for the support of air traffic operations at the Long Beach Airport. (District 5)

Office or Department: LONG BEACH AIRPORT

Suggested Action: Approve recommendation.

19. [10-0606](#) Recommendation to authorize City Manager to execute the First Amendment to Site License No. 29003 between the City of Long Beach and Walton CWCA Garden Grove 62, LLC, successor in interest to Cal West Industrial Properties, LLC, for City-leased property at 7446-7472 Orangewood Avenue, Building A, Garden Grove, California, to house the flight tracking radar system for the Long Beach Airport. (Citywide)

Office or Department: LONG BEACH AIRPORT

Suggested Action: Approve recommendation.

20. [10-0610](#) Recommendation to authorize City Manager to execute a waiver of federal receipt of the City of Long Beach's twelfth year allocation of \$18,844 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.

21. [10-0611](#) Recommendation to authorize City Manager to increase Contract No. BPPW10000002 with Fleming Environmental, Inc., by \$55,000, for an amount not to exceed \$150,000. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

22. [10-0612](#) Recommendation to authorize City Manager to execute an agreement with Environmental Systems Research Institute, Inc. (ESRI) to participate in the Community Maps Program and grant ESRI permission to use and publish City of Long Beach geographic data. (Citywide)

Office or Department: TECHNOLOGY SERVICES

Suggested Action: Approve recommendation.

23. [10-0613](#) Recommendation to receive and file minutes for:
Civil Service Commission - May 19 and 26, 2010.
Planning Commission - May 6, 2010.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

UNFINISHED BUSINESS:

24. [10-0544](#) Recommendation to receive and file the application of Norma Moradeperez, dba Brite Spot Coffee Shop, for an original Alcoholic Beverage Control License, at 412 West Pacific Coast Highway, with conditions. (District 1)

Office or Department: POLICE

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

25. [10-0628](#) Recommendation to authorize City Manager to implement an over-night parking program, by permit only, at Cesar Chavez Park; and request City Attorney to amend the Long Beach Municipal Code as needed.

Office or Department: COUNCILMEMBER ROBERT GARCIA, FIRST DISTRICT

Suggested Action: Approve recommendation.

26. [10-0631](#)

Recommendation to request City Manager to review the Parks, Recreation and Marine Department's public permitting process; and request that City Council adopt the following public safety policies:

- A) Requirement that Parks, Recreation, and Marine Department notify the Police Department whenever a permit is issued to a group of twenty-five or more.
- B) Establishment of a public safety fee for permits issued by the Parks, Recreation and Marine Department to a group of twenty-five or more, with those fees directed towards funding Park Rangers or a "park patrol" that can patrol parks and alert the Police when there is a problem.
- C) Require that signs be posted notifying the public that a permit is required for groups of twenty-five or more and that violators will be fined and not allowed to use the park for a one year period.
- D) Require that signs be posted notifying the public that alcohol is not permitted.

Office or Department: COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT

Suggested Action: Approve recommendation.

27. [10-0632](#)

Recommendation to respectfully request City Council support AB 1998 (Brownley - Single Use Carry Out Bags) and that our support be communicated to appropriate State and County officials;

Request City Attorney and City Manager review Los Angeles County's Draft Environmental Impact Report entitled "Ordinances to Ban Plastic Carryout Bags in Los Angeles County" and its applicability to the City of Long Beach and report back within 30 days; and

Request City Attorney and City Manager provide recommendations to City Council for submitting comments in response to the Draft EIR to the County of Los Angeles by its deadline of July 16, 2010.

Office or Department: COUNCILMEMBER SUJA LOWENTHAL, SECOND DISTRICT; COUNCILMEMBER GARY DELONG, THIRD DISTRICT

Suggested Action: Approve recommendation.

28. [10-0627](#) Recommendation to: 1) receive and file Harbor Department Transfer Analysis Report; 2) request Board of Harbor Commissioners to approve the annual transfer to the Tidelands Operating Fund for the total amount of \$12,423,706 based on the Fiscal Year 2009 Audited Financial Statements; 3) request Board of Harbor Commissioners to approve the annual transfer on October 1, 2010 based on 80 percent of the Harbor's unaudited change in net assets as of September 30, 2010, with the remaining 20 percent to be transferred upon issuance of the Harbor's Fiscal Year 2010 Audited Financial Statements; and 4) consider the elimination of the previous year's transfer from the base upon which the current year's transfer is calculated.

Office or Department: CITY AUDITOR

Suggested Action: Approve recommendation.

29. [10-0633](#) Recommendation to request City Council to fund the Naples Seawall project with \$9.5 million of Tidelands funds.

Office or Department: COUNCILMEMBER GARY DELONG, THIRD DISTRICT; COUNCILMEMBER SUJA LOWENTHAL, SECOND DISTRICT; COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT; VICE MAYOR VAL LERCH, COUNCILMEMBER, NINTH DISTRICT

Suggested Action: Approve recommendation.

30. [10-0614](#) Recommendation to authorize City Manager to execute all documents and any needed subsequent amendments with the State of California to accept Workforce Investment Act (WIA) grants totaling \$6,057,474; and authorize City Manager, or his designee, to execute agreements and amendments with necessary WIA training provider vendors. (Citywide)

Office or Department: COMMUNITY DEVELOPMENT

Suggested Action: Approve recommendation.

31. [10-0576](#) Recommendation to authorize City Manager to accept grant funding from the State Water Resources Control Board for the Colorado Lagoon Dredging Project; increase appropriations in the Tidelands Operation Fund (TF) in the Department of Community Development (CD) in the amount of \$1,799,803; authorize City Manager to execute a grant agreement and any amendments thereto; and authorize City Manager to execute an amendment to Agreement No. 30947 between the City of Long Beach and LSA Associates for Regulatory Permitting and Environmental Professional Services, in an amount not to exceed \$33,000, and any amendments to the contract necessary to extend the term, amend the scope of work, or adjust the fee schedule of hourly rates for inflation in the extended term. (District 3)

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

Suggested Action: Approve recommendation.

32. [10-0616](#) Recommendation to authorize City Manager to execute any and all documents necessary for a Right-of-Entry Agreement and any amendments between the City of Long Beach and The Boeing Company, a Delaware corporation, for airfield access at the Long Beach Airport. (District 5)

Office or Department: LONG BEACH AIRPORT

Suggested Action: Approve recommendation.

33. [10-0617](#) Recommendation to authorize City Manager to execute all documents necessary for the Fifth Amendment to Fixed Base Operation Lease No. 21569 between the City of Long Beach and Gulfstream Aerospace Corporation, a California corporation, to increase the leased premises of City-owned property at 4150 Donald Douglas Drive at the Long Beach Airport. (District 5)

Office or Department: LONG BEACH AIRPORT

Suggested Action: Approve recommendation.

34. [10-0619](#) Recommendation to receive and file a report by the Long Beach Airport regarding the status of the Phase I Terminal Improvements. (District 5)
Office or Department: LONG BEACH AIRPORT
Suggested Action: Approve recommendation.
35. [10-0618](#) Recommendation to authorize City Manager to execute all necessary documents to apply to the Federal Aviation Administration for a new Passenger Facility Charge (PFC) application and to accept, implement, administer, collect and expend the new PFC revenue related to the Airport Capital Improvement Program within the existing authorized PFC level of \$4.50 per enplaned passenger. (District 5)
Office or Department: LONG BEACH AIRPORT
Suggested Action: Approve recommendation.
36. [10-0620](#) Recommendation to authorize City Manager to execute a Memorandum of Understanding between the City of Long Beach Department of Parks, Recreation and Marine, and the City of Long Beach Harbor Department, with regard to placement of dredge material from the Los Angeles River Estuary into Slip 1 in the Middle Harbor. (District 2)
Office or Department: PARKS, RECREATION AND MARINE
Suggested Action: Approve recommendation.
37. [10-0621](#) Recommendation to adopt resolution authorizing City Manager to submit a grant application to California State Parks through the Nature Education Facilities Program for the development and construction of a new environmental center at the El Dorado Nature Center, at a total estimated development cost of \$7 million. (District 4)
Office or Department: PARKS, RECREATION AND MARINE
Suggested Action: Approve recommendation.

38. [10-0622](#) Recommendation to authorize City Manager to accept a non-monetary donation of planning, labor, materials, and improvements, equivalent to approximately \$46,000, for Phase II construction of Rosie the Riveter Park, located on the southwest corner of Clark Avenue and Conant Street; and execute a right-of-entry permit and any related documents with the Long Beach Rosie the Riveter Foundation. (District 5)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

39. [10-0623](#) Recommendation to authorize City Manager to accept \$200,000 in County of Los Angeles funding for 14th Street Park, Wild Oats Community Gardens, and the El Dorado Nature Center; increase appropriations in the amount of \$200,000 in the Capital Projects Fund in the Department of Parks, Recreation and Marine; and execute any documents necessary for the implementation and administration of the projects. (Districts 1,4)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

40. [10-0624](#) Recommendation to increase Contract No. 31075 with Dutra Construction, Inc., for the improvement of the Aqualink Landing at Belmont Veterans Memorial Pier in the amount of \$225,000, to allow for emergency repair work needed on the Leeway Center dock. (District 3)

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

Suggested Action: Approve recommendation.

ORDINANCES:

41. [10-0548](#) 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 and adopted as read. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

REVISED

42. [10-0582](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Chapter 6.08 and Sections 6.12.110, 6.12.120, 6.12.130, 6.12.140, and 6.12.150 all relating to Dog and Cat Licensing and rabies control, read and adopted as read. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

43. [10-0585](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsection 10.28.130.A relating to parking meter zones established, read and adopted as read. (District 3)

Office or Department: CITY ATTORNEY

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.

44. [10-0635](#) Recommendation to request a brief presentation from Signal Hill Petroleum on their proposed next phase of seismic surveying across the City of Long Beach for the benefit of residents and businesses.

Office or Department: COUNCILMEMBER SUJA LOWENTHAL, SECOND DISTRICT; COUNCILMEMBER GARY DELONG, THIRD DISTRICT; COUNCILMEMBER PATRICK O'DONNELL, FOURTH DISTRICT; COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT

Suggested Action: Approve recommendation.

REVISED

45. [10-0636](#) Recommendation to authorize City Manager to execute the agreement between the Long Beach Community College District, The Long Beach Rosie the Riveter Foundation, and the City of Long Beach to exhibit Rosie the Riveter memorabilia in the building adjacent to Rosie the Riveter Park.

Office or Department: COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT; COUNCILMEMBER TONIA REYES URANGA, SEVENTH DISTRICT

Suggested Action: Approve recommendation.

46.

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, June 22, 2010 – Personnel and Civil Service Committee at 2:30 P.M., Council Chamber.

Tuesday, June 29, 2010 – Budget Oversight Committee at 3:30 P.M., Council Chamber.

Tuesday, July 6, 2010 – Economic Development and Finance Committee (Attorney-Client) at 2:30 P.M., 14th Floor Conference Room.

Tuesday, July 6, 2010 – Housing and Neighborhoods Committee at 3:30 P.M., Council Chamber.

HEARING REMINDERS:

Tuesday, June 22, 2010 – Hearing for consideration of landscaping amendments to Chapters 21.41 and 21.42 of the Zoning Regulations (Application No. 1003-12). (Citywide)

Tuesday, June 22, 2010 – Hearing to adopt Historic Preservation Element into the Long Beach General Plan. (Citywide)

Tuesday, June 22, 2010 – Hearing to consider amendments to the Zoning Regulations governing truck transfer and distribution uses in the General Industrial Zoning Districts (Application No. 0901-12). (Citywide)

Tuesday, July 6, 2010 – Hearing for Wokcano Long Beach Inc., dba Wokcano, 199 The Promenade North, for a Permit for Entertainment With Dancing by Patrons. (District 2)

Tuesday, July 6, 2010 – Hearing to consider a resolution supporting boundary adjustments between the cities of Long Beach, Seal Beach and Los Alamitos to remedy issues regarding delivery of municipal services and duplication of services. (Districts 3,5)

Tuesday, July 6, 2010 – Hearing to consider the vacation of the alley east of Temple Avenue and north of Fourteenth Street. (District 4)

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.

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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.

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