

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



Gerrie Schipske, 5th District
Dee Andrews, 6th District
James Johnson, 7th District
Rae Gabelich, 8th District
Steven Neal, 9th District

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

Bob Foster, Mayor

Robert E. Shannon, City Attorney

REVISED

[10-1132](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, October 1, 2010,

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.

CONTINUED HEARING:

1. [10-1026](#) Recommendation to receive supporting documentation into the record, conclude the hearing, and grant a One-Year Short-Term Permit, with conditions, on the application of LJB Bishop Enterprises, Inc., dba Shore Ultra Lounge, 6400 E. Pacific Coast Highway, for Entertainment With Dancing by Patrons at an existing bar/tavern/lounge. (District 3)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

HEARINGS:

2. [10-0642](#) Recommendation to receive supporting documentation into the record, conclude the hearing, and declare ordinance amending Title 21 of the Long Beach Municipal Code as it relates to public and private landscaping read the first time and laid over to the next regular meeting of the City Council for final reading; and

[10-1025](#)

Adopt resolution forwarding the item to the California Coastal Commission for their consideration. (Citywide)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

3. [10-1078](#)

Recommendation to receive supporting documentation into the record, conclude the hearing, and adopt resolution continuing the Belmont Shore Parking and Business Improvement Area program and assessment for the period of October 1, 2010 through September 30, 2011; and authorize City Manager to execute an agreement with the Belmont Shore Business Association for a one-year term. (District 3)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

4. [10-1079](#)

Recommendation to receive supporting documentation into the record, conclude the hearing, and adopt resolution approving the Long Beach Tourism Business Improvement Area program and assessment for the period of October 1, 2010 through September 30, 2011; and authorize City Manager to execute an agreement with the Long Beach Area Convention and Visitors Bureau for a one-year term. (Districts 1,2,4,5)

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: (5 - 15)

5. [10-1080](#) Recommendation to authorize City Attorney to pay the sum of \$85,000 in full settlement of lawsuit entitled Shalonica Patton v. City of Long Beach, Case No. NC052262.
Office or Department: CITY ATTORNEY
Suggested Action: Approve recommendation.

6. [10-1101](#) Recommendation to adopt resolution in support of the Federal Dream Act.
Office or Department: CITY ATTORNEY
Suggested Action: Approve recommendation.

7. [10-1081](#) Recommendation to approve the minutes for the City Council meetings held September 14 and 21, 2010, and the Budget Hearing held Tuesday, September 14, 2010.
Office or Department: CITY CLERK
Suggested Action: Approve recommendation.

8. [10-1082](#) Recommendation to refer to City Attorney damage claims received between September 13, 2010 and September 27, 2010.
Office or Department: CITY CLERK
Suggested Action: Approve recommendation.

9. [10-1083](#) Recommendation to approve the destruction of records for the City Clerk Department as shown in Exhibit A; and adopt resolution.
Office or Department: CITY CLERK
Suggested Action: Approve recommendation.

10. [10-1084](#) Recommendation to approve the destruction of records for Community Development Department, Code Enforcement Division, as shown in Exhibit A; and adopt resolution.
Office or Department: CITY CLERK
Suggested Action: Approve recommendation.

11. [10-1085](#) Recommendation to approve Community Development Advisory Commission funding recommendations for Fiscal Year 2011 (FY 11) Neighborhood Partners Program to support ten neighborhood beautification and improvement projects in the amount of \$47,484.23. (Districts 1,2,4,7,8)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

12. [10-1086](#) Recommendation to adopt resolution authorizing City Manager to execute a contract with RCA Investments, dba Long Beach BMW Motorcycles, a Long Beach-based business (not an MBE, WBE or SBE), for the purchase of parts and service for BMW motorcycles, on the same terms and conditions afforded to the City of Santa Monica, in an annual amount not to exceed \$150,000, for a period of one year, with the option of renewing for one additional one-year period, at the discretion of the City Manager. (Citywide)

Office or Department: FINANCIAL MANAGEMENT; PUBLIC WORKS

Suggested Action: Approve recommendation.

13. [10-1087](#) Recommendation to receive and file the application of Roxsana Anwar and Mohd Hossain, dba Bixby Knoll Liquor, for a person-to-person transfer of an Alcoholic Beverage Control License, at 4507-09 Orange Avenue, with existing conditions. (District 8)

Office or Department: POLICE

Suggested Action: Approve recommendation.

14. [10-1088](#) Recommendation to receive and file the application of Paula Phikul Hangthaisong, dba House of Fondue, for a person-to-person transfer of an Alcoholic Beverage Control License, at 3253 East South Street Unit 101-102, with existing conditions. (District 9)

Office or Department: POLICE

Suggested Action: Approve recommendation.

15. [10-1089](#) Recommendation to receive and file minutes for:
Civil Service Commission - September 8 and 15, 2010.
Cultural Heritage Commission - August 9, 2010.
Parks and Recreation Commission - August 19, 2010.
Planning Commission - September 2, 2010.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

UNFINISHED BUSINESS:

16. [10-1058](#) Recommendation to receive and file the application of Carlos Abelardo Cortez and Oscar Javier Ramirez, dba El Pollo Imperial, for an original Alcoholic Beverage Control License, at 5991 Atlantic Avenue, with conditions. (District 9)

Office or Department: POLICE

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

17. [10-1110](#) Recommendation to receive and select a recommended candidate that the City will support at the Gateway Cities Council of Governments (COG) election for the Region 29 seat for the Southern California Association of Governments (SCAG).

Office or Department: MAYOR BOB FOSTER

Suggested Action: Approve recommendation.

18. [10-1100](#) Recommendation to respectfully request City Council to take a position for the approval of reauthorizing the Family Violence Prevention and Services Act (FVPSA); and City Attorney to draft a resolution expressing its support of the Family Violence Prevention and Services Act on the basis that this City Council stands to provide more services to more families and that it re-affirms our support to effectively break the cycle of violence.

Office or Department: COUNCILMAN DEE ANDREWS, SIXTH DISTRICT; VICE MAYOR SUJA LOWENTHAL, COUNCILMEMBER, SECOND DISTRICT; COUNCILWOMAN RAE GABELICH, EIGHTH DISTRICT

Suggested Action: Approve recommendation.

19. [10-1111](#) Recommendation to request City Attorney to prepare a resolution in support of overturning Proposition 8, affirming the support of the City of Long Beach for full marriage equality, and for the decision of the Governor and Attorney General not to further defend Proposition 8 in court.

Office or Department: COUNCILMEMBER ROBERT GARCIA, FIRST DISTRICT; COUNCILMEMBER PATRICK O'DONNELL, FOURTH DISTRICT; COUNCILMEMBER JAMES JOHNSON, SEVENTH DISTRICT; COUNCILMEMBER STEVEN NEAL, NINTH DISTRICT

Suggested Action: Approve recommendation.

20. [10-1113](#) Recommendation to request City Attorney to draft a resolution stating that the City of Long Beach opposes granting retroactive pension benefits and revise the City's legislative agenda to adopt this as our official position to be communicated to our representatives in Sacramento for statewide implementation.

Office or Department: COUNCILMEMBER JAMES JOHNSON, SEVENTH DISTRICT; COUNCILMEMBER GARY DELONG, THIRD DISTRICT

Suggested Action: Approve recommendation.

21. [10-1064](#) Recommendation to concur in the recommendation of the Personnel and Civil Service Committee to receive one new appointment and one reappointment to the Citizen Police Complaint Commission; one reappointment to the Planning Commission; and one reappointment to the Water Commission.
- Office or Department:** COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT, CHAIR; PERSONNEL AND CIVIL SERVICE COMMITTEE
- Suggested Action:** Approve recommendation.
22. [10-1090](#) Recommendation to authorize City Manager to execute the Eighth Amendment to Agreement No. 28164 with the Long Beach Area Convention and Visitors Bureau, Inc., to provide funding in the amount of \$3,428,676 for Fiscal Year 2011. (Citywide)
- Office or Department:** CITY MANAGER
- Suggested Action:** Approve recommendation.
23. [10-1091](#) Recommendation to authorize City Manager to execute an Agreement with Public Corporation for the Arts of the City of Long Beach, Inc., a California Nonprofit Corporation, dba Arts Council of Long Beach, in the amount of \$354,300 to fund arts and cultural activities for a period of one year. (Citywide)
- Office or Department:** CITY MANAGER
- Suggested Action:** Approve recommendation.
24. [10-1092](#) Recommendation to adopt resolution authorizing City of Long Beach to issue 2010 Refunding bonds in an amount not to exceed \$35,000,000, to refund the outstanding 2002 Bonds, finance additional improvements to the Carnival Corporation's leasehold interest, and installation of a shorepower facility. (District 2)
- Office or Department:** FINANCIAL MANAGEMENT
- Suggested Action:** Approve recommendation.

25. [10-1093](#) Recommendation to adopt Specifications No. PA-03010 and award contracts to Trimming Land Co., Inc., of South Gate, California (MBE), and United Pacific Services, of La Habra, California (not an MBE, WBE, SBE or Local), for the Department of Parks, Recreation and Marine for tree trimming services in the amount of \$600,000, for a period of one year 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.

26. [10-1094](#) Recommendation to adopt Specifications No. PA-01710 and award contracts to Mozena Medical Supplies & Equipment, Inc., a Long Beach-based business (not an MBE, WBE, or SBE), Life-Assist, Inc., of Rancho Cordova, CA (not an MBE, WBE, or SBE or Local), and Bound Tree Medical, LLC, of Dublin, OH (not an MBE, WBE, SBE or Local), for furnishing and delivering emergency medical supplies in a combined estimated annual amount of \$250,000, for a period of one year, with the option of renewal for one additional one-year period, at the discretion of the City Manager. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

27. [10-1095](#) Recommendation to adopt Plans and Specifications No. R-6817 for the Construction of Improvements to Taxiway G East of Runway 12-30 at the Long Beach Airport; authorize City Manager to execute a contract with All American Asphalt, the lowest responsible bidder, in an estimated amount of \$1,196,000, plus a 25 percent contingency amount of \$299,000, if necessary; and increase appropriations in the Airport Enterprise Fund in the Airport Department (AP) by \$1,850,000. (District 5)

Office or Department: LONG BEACH AIRPORT; PUBLIC WORKS

Suggested Action: Approve recommendation.

28. [10-1096](#) Recommendation to increase appropriations in the Airport Enterprise Fund (EF 320) in the Airport Department (AP) by \$17,938,251 for grants received from the Federal Aviation Administration (FAA) and Passenger Facility Charges approved by the FAA in fiscal year 2010 for various capital improvement projects. (District 5)

Office or Department: LONG BEACH AIRPORT

Suggested Action: Approve recommendation.

29. [10-1097](#) Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of 7 Eleven Incorporated, dba 7 Eleven, for an original Alcoholic Beverage Control License, at 2001 East South Street, with conditions. (District 9)

Office or Department: POLICE

Suggested Action: Approve recommendation.

30. [10-1098](#) Recommendation to receive and file Annual Report of the Downtown Long Beach Parking and Business Improvement Area, approve the proposed budget for Fiscal Year 2011 (FY 11); and authorize City Manager to execute a contract with the Downtown Long Beach Associates for the period of October 1, 2010 through September 30, 2011. (Districts 1,2)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

31. [10-1099](#) Recommendation to approve the Downtown Long Beach Property and Business Improvement District Annual Report for the period of January 1, 2011 through December 31, 2011, automatically extending the Agreement for Funding with the Downtown Long Beach Associates for one year; and authorize payment of \$409,051 in City property assessments from the Civic Center Fund (IS 380) in the Department of Public Works (PW). (Districts 1,2)

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.

32. [10-1115](#) Recommendation that City Council receive and approve changes to department and commission Conflict of Interest Codes filed, in compliance with State law, as of October 1, 2010; and direct that non-compliant filing departments and commissions complete their Biennial Code Review and submit Code revisions to the City Clerk Department no later than November 15, 2010 for report back to the City Council December 7, 2010.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

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, October 5, 2010 – Economic Development and Finance Committee (Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

Tuesday, October 12, 2010 – Housing Authority at 4:30 P.M., Council Chamber.

REVISED

HEARING REMINDERS:

Tuesday, October 12, 2010 – Hearing for Club Investments, LP., dba Ice Bar, for a Permit for Entertainment With Dancing by Patrons, 49 S. Pine Avenue. (District 2)

Tuesday, October 12, 2010 – Hearing for the Bixby Knolls Parking and Business Improvement Area, declaring its intention to levy the annual assessment. (Districts 7,8)

Tuesday, October 19, 2010 – Hearing for Fourth Street Parking and Business Improvement Area, declaring its intention to levy the annual assessment. (District 2)

Tuesday, October 19, 2010 – Hearing for East Anaheim Street Parking and Business Improvement Area, declaring its intention to levy the annual assessment. (Districts 3,4)

Tuesday, October 19, 2010 – Hearing to consider amendments to the Zoning Regulations governing truck transfer and distribution uses in Industrial Zoning Districts (Application No. 0901-12). (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.

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