

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



Bob Foster, Mayor

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

Robert E. Shannon, City Attorney

REVISED

SPECIAL MEETING

TIME OF CITY COUNCIL MEETING SET FOR 6:00 P.M.

**PRESENTATION TO THE WILSON HIGH AMATEUR
EMERGENCY RESPONSE TEAM**

**PROCLAMATION DECLARING JUNE 15, 2009 AS
LEADERSHIP LONG BEACH DAY**

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. [09-0572](#) Recommendation to receive supporting documentation into the record, conclude the hearing and approve one of the following actions: 1) grant the Permit, with or without conditions; or 2) grant a One-Year Short-Term Permit, with or without conditions; or 3) deny the Permit on the application of Frisco's Food Services, Inc., dba Frisco's Carhops Bar & Grill Restaurant, 4750 Los Coyotes Diagonal, for Entertainment With Dancing by Patrons at an existing restaurant. (District 4)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

- 2. [09-0573](#) Recommendation to receive supporting documentation into the record, conclude the hearing and approve one of the following actions: 1) grant the Permit, with or without conditions; or 2) grant a One-Year Short-Term Permit, with or without conditions; or 3) deny the Permit on the application of Sam Sengchan, dba Dragon Sea, at 1223 E. Anaheim Street, for Entertainment With Dancing by Patrons at an existing restaurant. (District 6)

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 6:00 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 - 6)

- 3. [09-0583](#) Recommendation to refer to City Attorney damage claims received between May 22, 2009 and June 1, 2009.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

- 4. [09-0574](#) Recommendation to authorize Department of Development Services to process a refund in the amount of \$137,474 to Target Corporation for the property located at 6750 Cherry Avenue. (District 9)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

- 5. [09-0575](#) Recommendation to adopt Specifications No. PA-01409 and award contract to Ferguson Enterprises, Inc., for the purchase of polyethylene (PE) pipe and fittings in the annual contract amount of \$105,000 for a period of one year, with the option of renewing for two additional one-year periods, at the discretion of the City Manager, with the option to add expenditures up to 10 percent (or \$10,500) above the annual contract amount, if necessary and if funds are available. (Citywide)
Office or Department: FINANCIAL MANAGEMENT; LONG BEACH GAS AND OIL

Suggested Action: Approve recommendation.

- 6. [09-0584](#) Recommendation to receive and file minutes for:
Civil Service Commission - May 13, 2009.
Parks and Recreation Commission - April 16, 2009.
Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

- 7. [09-0585](#) Recommendation to request City Attorney to prepare an ordinance within 45 days amending the Long Beach Municipal Code to prohibit smoking at Farmers' Markets and within 20 feet of all entrances and exits.
Office or Department: COUNCILMEMBER ROBERT GARCIA, FIRST DISTRICT; COUNCILMEMBER SUJA LOWENTHAL, SECOND DISTRICT

Suggested Action: Approve recommendation.

- 8. [09-0586](#) Recommendation to request City Attorney, in collaboration with the Long Beach Health Department, to prepare an ordinance within 45 days amending the Long Beach Municipal Code to prohibit smoking at and within 20 feet of all bus stops.

Office or Department: COUNCILMEMBER ROBERT GARCIA, FIRST DISTRICT; COUNCILMEMBER SUJA LOWENTHAL, SECOND DISTRICT

Suggested Action: Approve recommendation.

- 9. [09-0576](#) Recommendation to request City Manager to work with appropriate staff to develop a residential green building program for the City of Long Beach.

Office or Department: COUNCILMEMBER PATRICK O'DONNELL, FOURTH DISTRICT; COUNCILMEMBER ROBERT GARCIA, FIRST DISTRICT

Suggested Action: Approve recommendation.

- 10. [09-0592](#) Recommendation to request City Manager take steps necessary to schedule a Study Session of the full City Council at which time the City Council can review a presentation from the City's Health and Human Services Department regarding the current restaurant rating system, how it operates and why it does not conform with the Los Angeles County rating system. Additionally, owners and operators of Long Beach food establishments should also be invited to provide their perspectives.

Office or Department: COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT

Suggested Action: Approve recommendation.

- 11. INTENTIONALLY LEFT BLANK

12. [09-0594](#) Recommendation to respectfully request City Attorney to draft a resolution to reaffirm the City's support of the Mayors for Peace vision of eliminating nuclear weapons by the year 2020.

Office or Department: COUNCILMEMBER SUJA LOWENTHAL,
SECOND DISTRICT; VICE MAYOR VAL
LERCH, COUNCILMEMBER, NINTH DISTRICT

Suggested Action: Approve recommendation.

13. [09-0577](#) Recommendation to adopt resolution making certain findings regarding the construction of public improvements to modernize the CityPlace Parking Structures (A, B, and C) with funds from the Downtown Redevelopment Project Area;

[09-0578](#) Adopt resolution making certain findings regarding the payment of debt service for the construction of certain public improvements at the CityPlace Parking Structures (A, B, and C) with funds from the Downtown Redevelopment Project Area; and

Authorize City Manager to execute a reimbursement agreement with the Redevelopment Agency of the City of Long Beach. (District 2)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

14. [09-0579](#) Recommendation to adopt resolution requesting Board of Harbor Commissioners to approve the transfer of \$16,083,972 from the Harbor Revenue Fund (HR) to the Tidelands Operating Fund (TF) as of October 1, 2009; and

Request Board of Harbor Commissioners to make said transfer in equal quarterly installments on October 1, 2009, January 1, 2010, April 1, 2010 and July 1, 2010. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

15. [09-0580](#) Recommendation to adopt Specifications No. PA-01709 and award contracts for the purchase of retread tires and service to Sudduth Tire Co. Inc., in the amount of \$165,000 and to Industrial Tire Service in the amount of \$50,000 for a period of one year, with the option of renewing for one additional one-year period, at the discretion of the City Manager, with the option of adding expenditures up to 10 percent (or \$21,500) above the annual contract amount, if necessary and if funds are available. (Citywide)

Office or Department: FINANCIAL MANAGEMENT; PUBLIC WORKS

Suggested Action: Approve recommendation.

16. [09-0581](#) Recommendation to receive and file the application of Roberto Gonzalez Orozco, dba La Penita Mexican Restaurant, for an original Alcoholic Beverage Control License, at 3599 Atlantic Avenue, with conditions. (District 7)

Office or Department: POLICE

Suggested Action: Approve recommendation.

17. [09-0582](#) Recommendation to authorize City Manager to execute an Agreement with American Eurocopter LLC to perform engine inspections and service repairs for the Police Department's helicopter covered by an insurance claim in the estimated amount of \$240,399, and increase appropriations in the Fleet Services Fund (IS 386) in the Department of Public Works (PW) by \$240,399. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

ORDINANCE:

18. [09-0533](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by repealing Section 10.58.030 relating to pedestrian angle of crossing, read and adopted as read. (Citywide)

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.

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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 2, 2009 – Economic Development and Finance Committee (Attorney/Client) at 2:30 P.M., 14th floor conference room.

Monday, June 8, 2009 – Personnel and Civil Service Committee at 3:30 P.M., Council Chamber.

Tuesday, June 23, 2009 – Housing Authority at 4:30 P.M., Council Chamber.

HEARING REMINDERS:

Tuesday, June 16, 2009 – Hearing for consideration of a Disposition and Development Agreement with Maeva Aline and the Long Beach Redevelopment Agency for development of residential property at 543 Daisy Avenue. (District 1)

Tuesday, June 16, 2009 – Hearing for consideration of a Disposition and Development Agreement with Kathleen Irvine and the Long Beach Redevelopment Agency for development of residential property at 539 Daisy Avenue. (District 1)

Tuesday, June 16, 2009 – Hearing for consideration of proposed code amendments regarding noticing of public hearings. (Citywide)

Tuesday, June 23, 2009 – Hearing for LJB Bishop Enterprises, Inc., dba Shore Ultra Lounge, for a Permit for Entertainment with Dancing by Patrons at 6400 E. Pacific Coast Highway. (District 3)

Tuesday, June 23, 2009 – Hearing for consideration of an amendment to the Rancho Estates Planned Development District (PD-11) (Application No. 0904-02). (District 5)

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.

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.

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