

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



Bob Foster, Mayor

Gerrie Schipske, R.N.P./J.D., 5th District  
Dee Andrews, 6th District  
James Johnson, 7th District  
Al Austin, 8th District  
Steven Neal, 9th District

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

Robert E. Shannon, City Attorney

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**REVISED**

**PLEDGE OF ALLEGIANCE**

**CERTIFICATE OF RECOGNITION FOR THE 99TH BIRTHDAY  
OF LEON MARTIN**

**CERTIFICATE OF RECOGNITION HONORING CECI JULIAN  
FOR OVER 40 YEARS OF BIG BAND/SWING MUSIC**

[12-0875](#)

Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, September 28, 2012.

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. [12-0839](#) Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Retail Entertainment permit with conditions on the application of Rand and Kelly Foster, dba Fingerprints, 420 E. 4th Street. (District 1)

**Office or Department:** FINANCIAL MANAGEMENT

**Suggested Action:** Approve recommendation.

**REVISED**

2. [12-0841](#) Recommendation to receive supporting documentation into the record, conclude the hearing, adopt resolution confirming the Bixby Knolls Business Improvement Area Annual Report, continuing the levy of assessment for the period of October 1, 2012 through September 30, 2013; and authorize City Manager to extend the agreement with the Bixby Knolls Business Improvement Association for one year. (Districts 7,8)

**Office or Department:** PUBLIC WORKS

**Suggested Action:** Approve recommendation.

21. [12-0874](#) Recommendation to continue the hearing for the Long Beach Tourism Business Improvement Area Program and Assessment for the period of October 1, 2012 through September 30, 2013 to the City Council meeting of Tuesday, November 13, 2012 at 5:00 p.m. (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: (3 - 12)**

3. [12-0842](#) Recommendation to authorize City Attorney to pay the sum of \$20,000 in full settlement of the lawsuit entitled *Maria Croucier v City of Long Beach*, Case No. NC055323.

**Office or Department:** CITY ATTORNEY

**Suggested Action:** Approve recommendation.

4. [12-0843](#) Recommendation to approve the minutes for the City Council meetings of Tuesday, September 11 and 18, 2012.

**Office or Department:** CITY CLERK

**Suggested Action:** Approve recommendation.

5. [12-0844](#) Recommendation to refer to City Attorney damage claims received between September 10, 2012 and September 24, 2012.

**Office or Department:** CITY CLERK

**Suggested Action:** Approve recommendation.

6. [12-0845](#) Recommendation to adopt the revisions to the Public Works, Fleet Services, Towing Operation Records Retention Schedule (as shown in Attachment I), and rescind all previously applicable Records Retention Titles for Public Works, Fleet Services, Towing Operation.

**Office or Department:** CITY CLERK

**Suggested Action:** Approve recommendation.

7. [12-0846](#) Recommendation to approve the 2012-2013 Sustainable City Commission Annual Work Plan. (Citywide)

**Office or Department:** DEVELOPMENT SERVICES

**Suggested Action:** Approve recommendation.

8. [12-0796](#) Recommendation to receive and file Separately Issued Financial Statements, the Federal Single Audit, and the Auditor's Communication with Those Charged with Governance for the Fiscal Year Ended September 30, 2011. (Citywide)

**Office or Department:** FINANCIAL MANAGEMENT

**Suggested Action:** Approve recommendation.

9. [12-0847](#) Recommendation to authorize City Manager to execute a contract with the State of California, Department of Community Services and Development, to provide direct credit of allocated Federal funds to the gas utility accounts of low-income Long Beach gas customers, for a period of three years beginning July 1, 2012, with the option to renew for three additional one-year periods, at the discretion of the City Manager. (Citywide)

**Office or Department:** FINANCIAL MANAGEMENT; LONG BEACH GAS AND OIL

**Suggested Action:** Approve recommendation.

10. [12-0803](#) Recommendation to authorize City Manager to execute all documents necessary to extend the terms of Agreement No. 30085 between the City of Long Beach and Central Parking Systems (Central) for parking management services for an additional six (6) month period, on a month-to-month basis. (Districts 1,2,3)

**Office or Department:** FINANCIAL MANAGEMENT; PUBLIC WORKS

**Suggested Action:** Approve recommendation.

11. [12-0848](#) Recommendation to receive and file the report, "Elevation Changes in the City of Long Beach, November 2011 through April 2012." (Citywide)

**Office or Department:** LONG BEACH GAS AND OIL

**Suggested Action:** Approve recommendation.

12. [12-0849](#) Recommendation to receive and file minutes for:  
Planning Commission - August 16, 2012.

**Office or Department:** VARIOUS

**Suggested Action:** Approve recommendation.

**REGULAR AGENDA**

**DEPARTMENTAL COMMUNICATIONS:**

13. [12-0857](#) Recommendation to adopt a Minute Order pursuant to Chapter 21.50 of the Long Beach Municipal Code and request City Attorney and the Planning Commission, in cooperation with the Development Services Department, to undertake a city-wide study of the City's existing zoning regulations as they relate to so-called Payday Lending, Car Title Loan Lending, and Short-Term Consumer Finance Lending; and further request City Attorney to prepare an interim zoning ordinance initiating a moratorium for a period of one year temporarily prohibiting the above described land uses until such time as the Planning Commission and Planning staff have completed their study and formulated a recommendation for the City Council's consideration.

**Office or Department:** COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT; VICE MAYOR ROBERT GARCIA, COUNCILMEMBER, FIRST DISTRICT; COUNCILMAN AL AUSTIN, EIGHTH DISTRICT; COUNCILMEMBER STEVEN NEAL, NINTH DISTRICT

**Suggested Action:** Approve recommendation.

14. [12-0861](#) Recommendation to refer discussion of efforts by the City of Long Beach and Los Angeles County to implement AB 811 to the Environmental Committee, including consideration of whether private financing might be utilized to increase energy efficiency projects for Long Beach residents.

**Office or Department:** COUNCILMEMBER JAMES JOHNSON, SEVENTH DISTRICT; COUNCILMEMBER STEVEN NEAL, NINTH DISTRICT

**Suggested Action:** Approve recommendation.

15. [12-0862](#) Recommendation to, in order to maintain the highest ethical standards and integrity for the Harbor Commission, request an independent investigation into the recent accusations made by Commissioner Doug Drummond against fellow commissioners and current and former City employees, and report back to the City Council.

**Office or Department:** COUNCILMAN AL AUSTIN, EIGHTH DISTRICT; COUNCILMEMBER STEVEN NEAL, NINTH DISTRICT

**Suggested Action:** Approve recommendation.

16. [12-0851](#) 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, doing business as the 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.

17. [12-0852](#) Recommendation to approve and authorize City Manager to execute an Owner Participation Agreement, and any other related documents, with Pacific Court-Pine Square Partners for the redevelopment of the Pine Court property located at 250-270 Pacific Avenue. (District 2)

**Office or Department:** DEVELOPMENT SERVICES

**Suggested Action:** Approve recommendation.

18. [12-0856](#) WITHDRAWN  
~~Recommendation to adopt resolution approving the Proposed Fiscal Year 2012-2013 Harbor Department Salary Resolution No. HD-2689.~~

**Office or Department:** HARBOR

**Suggested Action:** Approve recommendation.

19. [12-0853](#) Recommendation to authorize City Manager to execute renewal contracts with Anthem Blue Cross, the City's Third Party Administrator (TPA), for the Preferred Provider Organization (PPO), Health Maintenance Organization (HMO) and Medicare Supplement group health plans; Scan Health Plan for the Medicare Advantage Plan; United Healthcare for the Medicare Advantage Plan and closed-panel dental plan; Express Scripts/Medco as the Prescription Benefit Manager (PBM) for the prescription drug plan; Delta Dental for the fee-for-service dental plan; Medical Eye Services (MES) for the vision plan; Standard Insurance Company for life insurance and Long- and Short-term Disability; and Union Mutual Life Insurance Company (UNUM) through Larry Lambert & Associates Insurance Services, for long-term care benefits; and

Authorize City Manager to execute any subsequent amendments and/or agreements necessary to maintain current benefit levels and remain in compliance with state and federal laws on all plans. (Citywide)

**Office or Department:** HUMAN RESOURCES

**Suggested Action:** Approve recommendation.

20. [12-0854](#)

Recommendation to receive and file the application of UKAS Big Saver Foods, Incorporated, dba Big Saver Foods, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control License, at 2300 East 7th Street, determine that the application serves the public convenience and necessity, submit a Public Notice of Protest to ABC, and direct City Manager to withdraw the protest if a Conditional Use Permit Exemption is granted by the Zoning Administrator. (District 2)

**Office or Department:** POLICE

**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.

- 21. Agenda Item No. 21 is listed under Hearings (page 2).
- 22.
- 23.

**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 2, 2012 – Economic Development and Finance Committee (Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

Tuesday, October 2, 2012 – City of Long Beach, as the Successor Agency to the Redevelopment Agency of the City of Long Beach at 3:30 P.M., Council Chamber.

Tuesday, October 9, 2012 – Housing Authority of the City of Long Beach, California at 4:30 P.M., Council Chamber.

**HEARING REMINDERS:**

Tuesday, October 9, 2012 – Hearing for Dorothy Shubin, dba 24 Hour Café, to review and consider the hearing officer’s report concerning the revocation of Business License Nos. BU00083820 and BU20208110. (District 1)

Tuesday, October 9, 2012 – Hearing for Octopus Restaurant Long Beach, Inc., dba Octopus Japanese Restaurant, for a Permit for Entertainment With Dancing by Patrons, 200 Pine Avenue, No. C. (District 2)

Tuesday, October 9, 2012 – Hearing for Michoacan Entertainment, a California Corporation, dba Copa Cabana Night Club, for a Permit for Entertainment With Dancing by Patrons, 2688 South Street. (District 8)

Tuesday, October 16, 2012 – Hearing for the Fourth Street Parking and Business Improvement Area, declaring its intention to levy the annual assessment. (District 2)

Tuesday, October 16, 2012 – Continued hearing to find that the area to be vacated is not needed for present or prospective public use, and adopt resolution ordering vacation of a portion of the east half of the east/west alley, west of Quincy Avenue and south of 7th Street. (District 3)

Tuesday, October 16, 2012 – Hearing for S.C. Fish Grille, Ltd., dba Khoury’s Restaurant, for a Permit for Entertainment With Dancing by Patrons, 110 N. Marina Drive. (District 3)

Tuesday, October 16, 2012 – Hearing for the East Anaheim Street Parking and Business Improvement Area, declaring its intention to levy the annual Assessment. (Districts 3,4)

**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](http://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](mailto:cityclerk@longbeach.gov).

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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