

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



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

Bob Foster, Mayor

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

Robert E. Shannon, City Attorney

**PROCLAMATION PRESENTED FOR
DOMESTIC VIOLENCE AWARENESS MONTH**

PRESENTATION FOR SPOTLIGHT ON VOICEWAVES

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. [11-1004](#) Recommendation to receive supporting documentation into the record, conclude the hearing, and adopt resolution confirming the Bixby Knolls Business Improvement Area Annual Report, continuing the levy of assessment for the period of October 1, 2011 through September 30, 2012; 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.

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 - 12)

2. [11-1027](#) Recommendation to adopt resolution adopting a Statement of Overriding Considerations relating to Ordinance No. ORD-11-0009 banning plastic carryout bags in the City of Long Beach. (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

3. [11-0931](#) Recommendation to refer to City Attorney damage claims received between September 26, 2011 and October 3, 2011.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

4. [11-1005](#) Recommendation to authorize City Manager, or designee, to execute an agreement and any subsequent amendments between the City of Long Beach and Kaiser Permanente South Bay Medical Center to accept funding in the amount of \$20,000 for the period from July 1, 2011 through June 30, 2012 to expand childhood obesity prevention programming. (Districts 8,9)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

5. [11-1006](#) Recommendation to authorize City Manager, or designee, to execute an agreement and any subsequent amendments between the City of Long Beach and The Earl B. and Loraine H. Miller Foundation to accept funding in the amount of \$79,000 for the period from July 1, 2011 through June 30, 2012 to continue and expand childhood obesity prevention health education programming. (Districts 8,9)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

6. [11-1007](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, between the City of Long Beach and British Petroleum West Coast Products, LLC in the amount of \$325,000 for the Community Asthma and Air Quality Resource Education Program to address conditions caused or exacerbated by both indoor and outdoor air pollution throughout Long Beach, with a primary focus in West Long Beach. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

7. [11-1008](#) Recommendation to authorize City Manager, or designee, to execute a first amendment to the current agreement between the City of Long Beach and Los Angeles County in the amount of \$50,000 to continue the public health infrastructure building and enhancement project for the period of September 30, 2011 through September 28, 2012. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

8. [11-0859](#) Recommendation to adopt resolution, which commits the City of Long Beach to a policy of nondiscrimination and equal employment in all hiring activities; and refer the proposed three-year Equal Employment Opportunity Program Plan 2010-2012 to the Personnel and Civil Service Committee for review. (Citywide)

Office or Department: HUMAN RESOURCES

Suggested Action: Approve recommendation.

9. [11-1009](#) Recommendation to authorize City Manager to execute a new License Agreement with Southern California Edison for the City's use of Southern California Edison-owned right-of-way, which is currently being used as the North Long Beach Community Garden, for a period of five years. (District 9)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

10. [11-1010](#) Recommendation to authorize Police Department to receive \$104,000 of appropriation in unspent UASI 08 grant funds from the Harbor Department; and increase appropriations in the General Grants Fund (SR 120) and in the Police Department (PD) by \$104,000. (Citywide)

Office or Department: POLICE

Suggested Action: Approve recommendation.

11. [11-1011](#) Recommendation to determine that the granting of Facility/Pipeline Permit Supplement No. S-3-11, under existing Facility/Pipeline Permit No. P-239-11 to The Boeing Company, will not be contrary to the public interest; and authorize City Manager to issue said permit supplement in accordance with Section 15.44.060, Permit Issuance, of the Long Beach Municipal Code. (District 5)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

12. [11-1018](#) Recommendation to receive and file minutes for:
Civil Service Commission - September 7, 2011.
Cultural Heritage Commission - August 8, 2011.
Planning Commission - August 18, 2011.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

13. [11-1028](#) Recommendation to request City Manager to develop an adaptive reuse incentive program and ordinance that recognizes the economic, environmental and cultural value of preserving older and/or historic landmark buildings in consultation with the Cultural Heritage Commission, the Planning Commission and the historic preservation community.

Request that the program include, but not be limited to, the following elements drawing on adaptive reuse ordinances in Los Angeles, Santa Monica and Pasadena:

- A fair, clear and predictable approval process that stresses collaboration between the various approval entities including building, Fire, planning and Public Works.
- Regulatory changes to provide incentives for adaptive reuse, including the potential for density, corridors/neighborhoods of focus, by-right and parking waivers.
- Flexibility in building and fire codes that mandate health and safety protections while ensuring that requirements do not render projects infeasible
- Application of the historic building code as appropriate.
- Develop a handbook and online resource describing the program to potential developers.

Office or Department: VICE MAYOR SUJA LOWENTHAL,
COUNCILMEMBER, SECOND DISTRICT

Suggested Action: Approve recommendation.

14. [11-1029](#) Recommendation to respectfully request the opportunity to update the Mayor, the City Council and the public on the progress of a working group's efforts to secure office space inside the new Los Angeles County Courthouse in support of victims of domestic violence with cooperation from local domestic violence victims' advocate groups, City Prosecutor Doug Haubert and the Long Beach Police Department.

Office or Department: VICE MAYOR SUJA LOWENTHAL,
COUNCILMEMBER, SECOND DISTRICT

Suggested Action: Approve recommendation.

15. [11-1023](#) Recommendation to authorize City Manager to execute all documents necessary with Williams Scotsman, Inc., of Santa Fe Springs, CA (not an MBE, WBE, or SBE), for the purchase of five modular trailers, and execute related lease financing documents with Banc of America Public Capital Corporation for a total amount not to exceed \$320,000. (Districts 4,5)

Office or Department: FINANCIAL MANAGEMENT; PARKS,
RECREATION AND MARINE

Suggested Action: Approve recommendation.

16. [11-1012](#) Recommendation to authorize City Manager to allow the Long Beach Gas and Oil Department (LBGO) to partner with Southern California Edison Company (SCE) in offering energy rebates to their joint customers through the Energy Upgrade California Program. (Citywide)

Office or Department: LONG BEACH GAS AND OIL

Suggested Action: Approve recommendation.

17. [11-1013](#) Recommendation to receive and file the application of Forty Niner Shops, Incorporated, dba Outpost Grill, for an original Alcoholic Beverage Control License, at 1250 North Bellflower Boulevard Building OP. (District 3)

Office or Department: POLICE

Suggested Action: Approve recommendation.

18. [11-1014](#) Recommendation to receive and file the application of Sparkys Cheesesteaks, dba Philly's Best, for an original Alcoholic Beverage Control License, at 1998 Ximeno Avenue Suite B. (District 4)

Office or Department: POLICE

Suggested Action: Approve recommendation.

19. [11-1015](#) Recommendation to authorize City Manager to execute an agreement, any subsequent amendments thereto, and any related necessary documents to provide law enforcement and security services to Long Beach Community College District for a period of three years, with the first year's estimated reimbursement of \$2,846,268; and increase appropriations in the General Fund (GP) in the Police Department (PD) by \$195,327. (Districts 5,6)

Office or Department: POLICE

Suggested Action: Approve recommendation.

20. [11-1016](#) Recommendation to authorize City Manager, or designee, to execute a one-year agreement between the City of Long Beach and the Long Beach Public Transportation Company for the disbursement of transportation funds for Fiscal Year 2012. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

21. [11-1017](#) Recommendation to authorize City Manager to enter into an agreement with the Long Beach Community Action Partnership to operate Public Access television in Long Beach for a period of two years with the option to extend for two additional one year periods at the discretion of the City Manager; and increase appropriations in the General Services Fund (IS 385) and the Department of Technology Services (TS) by \$524,472. (Citywide)

Office or Department: TECHNOLOGY 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.

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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, October 4, 2011 – Economic Development and Finance Committee (Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

Tuesday, October 11, 2011 – Housing Authority at 4:30 P.M., Council Chamber.

Tuesday, October 18, 2011 – Environmental Committee at 3:30 P.M., Council Chamber.

Tuesday, October 25, 2011 – Tidelands and Harbor Committee at 4:00 P.M., Council Chamber.

HEARING REMINDERS:

Tuesday, October 18, 2011 – Hearing for Wokcano Long Beach, Inc., dba Wokcano, for a One-Year Short-Term Permit for Entertainment With Dancing by Patrons, 199 The Promenade North. (District 2)

Tuesday, October 18, 2011 – Hearing for Casto Corporation, Inc., dba The Brit, for a One-Year Short-Term Permit for Entertainment Without Dancing by Patrons, 1744 E. Broadway Boulevard. (District 2)

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.

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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