

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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## PLEDGE OF ALLEGIANCE

### PROCLAMATION DECLARING JANUARY 11 AS HUMAN TRAFFICKING AWARENESS 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. [13-0001](#) Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Permit with conditions on the application of BA Group, Inc., dba Agaves, 200 Pine Avenue No. A, for Entertainment with Dancing by Patrons. (District 2)

**Office or Department:** FINANCIAL MANAGEMENT

**Suggested Action:** Approve recommendation.

2. [13-0003](#) Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Permit with conditions on the application of Ayres Grill, Inc., dba Gaucho Grill, 200 Pine Avenue No. B, for Entertainment without Dancing by Patrons. (District 2)

**Office or Department:** FINANCIAL MANAGEMENT

**Suggested Action:** Approve recommendation.

3. [13-0002](#) Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Permit with conditions on the application of Derry 207 Corporation, dba Gallagher's Pub & Grill, 2751 E. Broadway, for Entertainment without Dancing by Patrons. (District 2)

**Office or Department:** FINANCIAL MANAGEMENT

**Suggested Action:** Approve recommendation.

4. [13-0004](#) Recommendation to receive supporting documentation into the record, conclude the hearing and grant a Permit with conditions on the application of Octopus Restaurant Long Beach, Inc., dba Octopus Japanese Restaurant, 200 Pine Avenue No. C, for Entertainment with Dancing by Patrons. (District 2)

**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 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 - 21)**

5. [13-0005](#) Recommendation to authorize City Attorney to pay the sum of \$10,385.13 in full settlement of the claim by State Farm Insurance, Claim No. C12-0250.

**Office or Department:** CITY ATTORNEY

**Suggested Action:** Approve recommendation.

6. [13-0006](#) Recommendation to adopt resolution of the City Council of the City of Long Beach in opposition to Proposition 8.

**Office or Department:** CITY ATTORNEY

**Suggested Action:** Approve recommendation.

7. [13-0007](#) Recommendation to adopt resolution of the City Council of the City of Long Beach in support of the 2013 Free Income Tax Preparation and Family Services initiative.

**Office or Department:** CITY ATTORNEY

**Suggested Action:** Approve recommendation.

8. [13-0008](#) Recommendation to approve the minutes for the City Council meetings of Tuesday, December 11 and 18, 2012.

**Office or Department:** CITY CLERK

**Suggested Action:** Approve recommendation.

9. [13-0009](#) Recommendation to refer to City Attorney damage claims received between December 10, 2012 and December 31, 2012.

**Office or Department:** CITY CLERK

**Suggested Action:** Approve recommendation.

10. [13-0010](#) Recommendation to approve the destruction of records for City Clerk Department, as shown in Exhibit A; and adopt the resolution.

**Office or Department:** CITY CLERK

**Suggested Action:** Approve recommendation.

11. [13-0028](#) Recommendation to approve the destruction of records for the Department of Civil Service, as shown in Exhibit A; and adopt the resolution.

**Office or Department:** CITY CLERK

**Suggested Action:** Approve recommendation.

12. [13-0011](#) Recommendation to authorize City Manager to execute all necessary agreements, and any subsequent amendments thereto, with California Center for Sustainable Energy (CCSE), to participate in the Southern California Rooftop Solar Challenge, Department of Energy (DOE) Award No. DE-EE0005696. (Citywide)

**Office or Department:** CITY MANAGER

**Suggested Action:** Approve recommendation.

13. [13-0012](#) Recommendation to authorize Department of Development Services to process a refund in the amount of \$12,797 to Cobalt Construction Company, for the property located at 200 East Anaheim Street. (District 1)

**Office or Department:** DEVELOPMENT SERVICES

**Suggested Action:** Approve recommendation.

14. [13-0013](#) Recommendation to authorize Department of Health and Human Services to refund prior-year grant funds to the Department of Housing and Urban Development, totaling \$158,643 plus interest. (Citywide)

**Office or Department:** HEALTH AND HUMAN SERVICES

**Suggested Action:** Approve recommendation.

15. [13-0014](#) Recommendation to authorize City Manager to execute all documents with El Camino Community College District for Pacific Gateway to receive up to \$50,000 for marketing a customized training program to new business customers in the region; and to execute any needed subsequent amendments. (Citywide)

**Office or Department:** HUMAN RESOURCES

**Suggested Action:** Approve recommendation.

16. [13-0015](#) Recommendation to authorize City Manager to execute all documents with Wells Fargo Foundation for Pacific Gateway Workforce Partnership, Inc., to receive \$100,000 in grant funds to implement the Economic Upturn Project; execute all documents with the Long Beach Chamber of Commerce in an amount up to \$50,000 to provide outreach and various services to local businesses; and execute any needed subsequent amendments. (Citywide)

**Office or Department:** HUMAN RESOURCES

**Suggested Action:** Approve recommendation.

17. [13-0016](#) Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Michael's Pizzeria, located at 210 East 3rd Street, Suite C. (District 2)

**Office or Department:** PUBLIC WORKS

**Suggested Action:** Approve recommendation.

18. [13-0017](#) Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit to the owners of the Promenade Lofts building for future restaurant sidewalk dining adjacent to 210 East 3rd Street, Suite D. (District 2)

**Office or Department:** PUBLIC WORKS

**Suggested Action:** Approve recommendation.

19. [13-0018](#) Recommendation to authorize City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Papalucci's restaurant, located at 4611 East Second Street. (District 3)

**Office or Department:** PUBLIC WORKS

**Suggested Action:** Approve recommendation.

20. [12-1046](#) Recommendation to authorize City Manager to execute a contract and any necessary amendments thereto with MWH Americas, Inc. (MWH), in an amount not to exceed \$129,500 (with a net cost to the City of \$18,500) to provide statistical and data gathering services for the California Multi-Agency Capital Improvement Program (CIP) Benchmarking Study Group in which the City of Long Beach participates, for a one-year term, with the option to extend the contract for two additional one-year terms; and increase appropriations in the General Fund (GP) in the Department of Public Works (PW) by \$111,500. (Citywide)

**Office or Department:** PUBLIC WORKS

**Suggested Action:** Approve recommendation.

21. [13-0029](#) Recommendation to receive and file minutes for:  
Civil Service Commission - December 5, 2012.  
Planning Commission - November 15 and December 6, 2012.

**Office or Department:** VARIOUS

**Suggested Action:** Approve recommendation.

**REGULAR AGENDA**

**DEPARTMENTAL COMMUNICATIONS:**

22. [13-0033](#) Recommendation to request the support of the City Council for the Clean Water, Clean Beaches Measure as it is currently proposed and for the City Manager to communicate our position to the Los Angeles Board of Supervisors prior to their January 15th meeting; and
- Request that information and links be posted on the City's website for residents and businesses to learn more about the Clean Water, Clean Beaches Measure along with Long Beach's efforts to keep its beaches and water clean.

**Office or Department:** COUNCILMEMBER SUJA LOWENTHAL,  
SECOND DISTRICT; COUNCILMEMBER  
STEVEN NEAL, NINTH DISTRICT

**Suggested Action:** Approve recommendation.

23. [13-0019](#) Recommendation to authorize City Manager to execute all necessary documents to receive and expend grant funding from the California Board of State and Community Correction for the Gang Reduction, Intervention and Prevention Program in the amount of \$500,000 for two years;

Authorize a required in-kind match of \$500,000 from Pacific Gateway; and

Increase appropriations in the Community Development Grants Fund (SR 150) in the Department of Development Services (DV) by \$500,000. (Districts 1,6,7,8,9)

**Office or Department:** DEVELOPMENT SERVICES; HUMAN  
RESOURCES

**Suggested Action:** Approve recommendation.

24. [13-0020](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents and amendments between the City of Long Beach and the California Department of Public Health to administer the Child Health and Disability Prevention (CHDP) Program for the period of July 1, 2012 to June 30, 2013. (Citywide)

**Office or Department:** HEALTH AND HUMAN SERVICES

**Suggested Action:** Approve recommendation.

25. [12-1086](#) Recommendation to authorize City Manager to execute any and all documents necessary for a West Wilmington Optimized Waterflood Program Agreement between the City of Long Beach and Tidelands Oil Production Company to further promote oil exploration and production while also lessening the associated financial risk to the City. (District 1)

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

**Suggested Action:** Approve recommendation.

26. [12-1050](#) Recommendation to adopt Specifications No. PA-01913 and award a contract to Ferguson Enterprises, Inc., a Long Beach-based business (not an MBE, WBE or SBE), for furnishing and delivering polyethylene pipe and fittings, in an annual amount not to exceed \$394,000 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:** LONG BEACH GAS AND OIL; FINANCIAL  
MANAGEMENT

**Suggested Action:** Approve recommendation.

27. [13-0021](#) Recommendation to adopt resolution certifying an addendum to the Sports Park Environmental Impact Report (SCH#1999091108) for proposed improvements at Willow Springs Park, and approve the Willow Springs Park Master Plan. (District 7)

**Office or Department:** PARKS, RECREATION AND MARINE

**Suggested Action:** Approve recommendation.



28. [13-0027](#) Recommendation to receive and file the application of Crystal Car Wash, Incorporated, dba Crystal Auto Spa, for an original Alcoholic Beverage Control License, at 3525 East Anaheim Street, and submit a Public Notice of Protest. (District 4)

**Office or Department:** POLICE

**Suggested Action:** Approve recommendation.

29. [13-0022](#) Recommendation to authorize City Manager to execute all necessary documents to receive, accept and expend grant funding from the State of California Citizens Option for Public Safety Program funding from the County of Los Angeles Supplemental Law Enforcement Services Fund. (Citywide)

**Office or Department:** POLICE

**Suggested Action:** Approve recommendation.

30. [13-0023](#) Recommendation to authorize City Manager to execute all necessary documents to receive, accept and expend grant funding from the State of California Citizens Option for Public Safety Program funding from the County of Los Angeles Supplemental Law Enforcement Services Fund, and increase appropriations in the General Grants Fund (SR120) and in the Police Department (PD) by \$636,541. (Citywide)

**Office or Department:** POLICE

**Suggested Action:** Approve recommendation.

31. [13-0024](#) Recommendation to adopt Plans and Specifications No. R-6885 for the Rehabilitation of Pacific Avenue between 7th Street and Anaheim Street, award the project to and authorize City Manager to execute all documents necessary to enter into a contract with Sequel Contractors, Inc., and any necessary amendments thereto relative to the scope of work, in an estimated amount of \$835,401 with a 15 percent contingency in the amount of \$125,310 if necessary and if funds are available, for a total of \$960,711. (District 1)

**Office or Department:** PUBLIC WORKS

**Suggested Action:** Approve recommendation.

32. [13-0025](#) Recommendation to adopt Plans and Specifications No. R-6945 for the construction of Craftsman Park, award the Base Bid to and authorize City Manager to execute a contract with Micon Construction, Inc., in the amount of \$439,003, plus a 20 percent contingency amount of \$87,801, if necessary, for a total amount of \$526,804, and any necessary amendments thereto;

Reduce appropriations in the Capital Projects Fund (CP) in the Department of Parks, Recreation and Marine (PR) by \$722,465; and

Increase appropriations in the Capital Projects Fund (CP) in the Department of Public Works (PW) by \$722,465. (District 1)

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

**Suggested Action:** Approve recommendation.

33. [13-0026](#) Recommendation to approve submittal of the recommended list of grant applications to the Los Angeles County Metropolitan Transportation Authority (Metro); and

Authorize City Manager to administer and execute all necessary documents to accept and expend all Metro grant funds in connection therewith, and to take all other actions necessary to implement the use of such funds. (Citywide)

**Office or Department:** PUBLIC WORKS

**Suggested Action:** Approve recommendation.

**ORDINANCE:**

34. [12-1090](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsections 5.72.120.H.3, 5.72.120.5 and 5.72.120.6 all relating to Entertainment and Similar Activities, declaring the urgency thereof; and declaring that this ordinance shall take effect immediately, read and adopted as read. (Ordinance No. ORD-12-0021) (Version "B") (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, January 8, 2013 – Economic Development and Finance Committee (Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

Tuesday, January 8, 2013 – Housing Authority of the City of Long Beach, California at 4:30 P.M., Council Chamber.

Tuesday, January 22, 2013 – City of Long Beach, as the Successor Agency to the Redevelopment Agency of the City of Long Beach, California at 3:30 P.M., Council Chamber.

Tuesday, February 5, 2013 – Economic Development and Finance Committee (Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

Tuesday, February 5, 2013 – Personnel and Civil Service Committee at 4:00 P.M., Council Chamber.

**HEARING REMINDER:**

Tuesday, January 22, 2013 - Hearing for Master Fee and Charges Schedule. (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.

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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