

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

Charles Parkin, Acting City Attorney

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**REVISED**

**SPECIAL MEETING**

**PLEDGE OF ALLEGIANCE**

**TIME OF CITY COUNCIL MEETING SET FOR 5:30 P.M.**

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.

[13-0191](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, August 2, 2013.

**HEARINGS:**

1. 13-0640 WITHDRAWN  
~~Recommendation to receive supporting documentation into the record, conclude the hearing to consider the establishment of the Uptown Property and Business Improvement District (UPBID); direct City Clerk to tabulate the ballots and report the results of the tabulation to the Mayor and City Council during the Tuesday, August 6, 2013 City Council meeting; and, if a majority of ballots received are in favor of the establishment of the UPBID; and adopt resolution to establish the UPBID for an initial term of five (5) years, effective January 1, 2014 through December 31, 2018. (Districts 8,9)~~  
**Office or Department:** PUBLIC WORKS  
  
**Suggested Action:** Approve recommendation.

2. [13-0641](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, and declare the ordinance amending the Zoning Ordinance by adding Chapter 21.57 related to Alcohol Nuisance Abatement read the first time and laid over to the next regular meeting of the City Council for final reading;

[13-0642](#) Adopt resolution limiting implementation of the ordinance to specified areas of the City in North Long Beach; and

Accept the Categorical Exemption CE 13-13. (Citywide)

**Office or Department:** DEVELOPMENT SERVICES

**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. [13-0645](#) Recommendation to authorize City Manager to execute an agreement with the firm of Richards, Watson & Gershon, in the matter entitled Jolly v. City of Long Beach, Case No. BC453032.

**Office or Department:** CITY ATTORNEY

**Suggested Action:** Approve recommendation.

4. [13-0646](#) Recommendation to adopt resolution of the City Council of the City of Long Beach in support of negotiations between SEIU Healthcare Workers West and Telecare La Casa Mental Health and Rehabilitation Center, in an effort to seek safety improvement to the workplace for the caregivers, patients, and the surrounding community.

**Office or Department:** CITY ATTORNEY

**Suggested Action:** Approve recommendation.

5. [13-0647](#) Recommendation to receive and file the Quarterly Report of Cash and Investments for the quarter ending March 31, 2013.

**Office or Department:** CITY AUDITOR

**Suggested Action:** Approve recommendation.

6. [13-0648](#) Recommendation to approve the minutes for the City Council meetings of Tuesday, July 16 and July 23, 2013.

**Office or Department:** CITY CLERK

**Suggested Action:** Approve recommendation.

7. [13-0649](#) Recommendation to refer to City Attorney damage claims received between July 15, 2013 and July 29, 2013.

**Office or Department:** CITY CLERK

**Suggested Action:** Approve recommendation.

8. [13-0650](#) Recommendation to authorize City Manager, or designee, to execute an agreement and any subsequent amendments between the State of California Department of Health Care Services and the City of Long Beach, in a total amount not to exceed \$37,803, to provide AIDS Drug Assistance Program (ADAP) services for the period of July 1, 2012 through June 30, 2015. (Citywide)

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

**Suggested Action:** Approve recommendation.

9. [13-0651](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, between the City of Long Beach and the California Department of Education in the amount of \$2,331 for the provision of health and sanitation inspections for the Summer Food Service Program for a period of three months. (Citywide)

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

**Suggested Action:** Approve recommendation.

10. [13-0652](#) Recommendation to authorize City Manager, or designee, to execute all documents and any subsequent amendments between the California Department of Public Health Tuberculosis Control Branch and the City of Long Beach to receive grant funding in the amount of \$211,376 and an allotment of up to \$12,727, for a combined total amount of \$224,103, for tuberculosis prevention and control activities for the period of July 1, 2013 through June 30, 2014. (Citywide)

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

**Suggested Action:** Approve recommendation.

11. [13-0653](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, between the City of Long Beach and Alliance for Housing and Healing, Inc., in the amount of \$51,039 to provide supportive services for the current Continuum of Care contract for the period of May 1, 2013 through April 30, 2014; and

Authorize City Manager, or designee, to execute a Facility Use Permit at the Multi-Service Center with Alliance for Housing and Healing, Inc., for the five-year period of May 1, 2013 through April 30, 2018, with the option of extending each permit annually after the end of the initial term upon a determination by the City that the permittee has fully complied with the terms and conditions of the Permit and is otherwise in good standing with the City. (Citywide)

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

**Suggested Action:** Approve recommendation.

12. [13-0654](#) Recommendation to receive and file minutes for:  
Civil Service Commission - July 3, 2013.  
Planning Commission - June 20, 2013.

**Office or Department:** VARIOUS

**Suggested Action:** Approve recommendation.

**UNFINISHED BUSINESS:**

13. [13-0390](#) Recommendation to City Council to amend the 2013 State Legislative Agenda to include language that supports strengthening gun control legislation; and support SB 374 (Steinberg), SB 396 (Hancock), SB 47 (Yee), SB 755 (Wolk) and SB 567 (Jackson) in the 2013 State Legislative Session.

**Office or Department:** COUNCILMEMBER PATRICK O'DONNELL,  
FOURTH DISTRICT, CHAIR; STATE  
LEGISLATION COMMITTEE

**Suggested Action:** Approve recommendation.

**REGULAR AGENDA**

**DEPARTMENTAL COMMUNICATIONS:**

14. [13-0655](#) Recommendation to receive and approve the new appointment to the Homeless Services Advisory Committee.

**Office or Department:** MAYOR BOB FOSTER

**Suggested Action:** Approve recommendation.

15. [13-0656](#) Recommendation to request City Manager to apply for an MTA grant for a Ciclavia like event in Long Beach, and report back to the City Council in 90 days on the progress of grant application.

**Office or Department:** VICE MAYOR ROBERT GARCIA,  
COUNCILMEMBER, FIRST DISTRICT;  
COUNCILMEMBER SUJA LOWENTHAL,  
SECOND DISTRICT; COUNCILMEMBER  
GARY DELONG, THIRD DISTRICT;  
COUNCILMEMBER STEVEN NEAL, NINTH  
DISTRICT

**Suggested Action:** Approve recommendation.

16. [13-0657](#) Recommendation to request City Manager to revisit the decision to reduce the hours of part time and seasonal employees in light of the announced delay of the health coverage mandate until 2015 and the possibility that the definition of who will have to be covered by the mandate may be also changed.

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

**Suggested Action:** Approve recommendation.

17. [13-0667](#) Recommendation to receive and file presentation on Mr. Fredric Broder and The "Old Time" Magic Shop.

**Office or Department:** COUNCILMEMBER PATRICK O'DONNELL,  
FOURTH DISTRICT; COUNCILWOMAN  
GERRIE SCHIPSKE, FIFTH DISTRICT

**Suggested Action:** Approve recommendation.

**REVISED**

18. [13-0668](#) Recommendation to request City Manager to report back to the City Council within 30 days on the Police Department's current efforts to address prohibited possessors of firearms in Long Beach, and the feasibility and cost of utilizing one-time revenues for the Police Department to target the illegal gun possession by these potentially dangerous individuals.

**Office or Department:** COUNCILMAN AL AUSTIN, EIGHTH DISTRICT; COUNCILMEMBER GARY DELONG, THIRD DISTRICT; COUNCILMAN DEE ANDREWS, SIXTH DISTRICT

**Suggested Action:** Approve recommendation.

19. [13-0669](#) Recommendation to receive and file a recognition of Nino's Ristorante Italiano for celebrating its 55th Anniversary as a landmark family-owned Long Beach Italian restaurant.

**Office or Department:** COUNCILMAN AL AUSTIN, EIGHTH DISTRICT

**Suggested Action:** Approve recommendation.

20. [13-0658](#) Recommendation to receive supporting documentation into the record regarding the Tax Equity and Fiscal Responsibility Act (TEFRA) public hearing; and adopt resolution approving the issuance of revenue bonds by the California Municipal Finance Authority (CMFA) to benefit Southern California Presbyterian Homes, Covenant Manor Multifamily Housing, in an amount not to exceed \$15,000,000. (District 1)

**Office or Department:** FINANCIAL MANAGEMENT; DEVELOPMENT SERVICES

**Suggested Action:** Approve recommendation.



21. [13-0659](#) Recommendation to authorize City Manager, or designee, to execute an agreement and any subsequent amendments between the State of California Department of Health Care Services and the City of Long Beach, in a total amount not to exceed \$789,156 to provide HIV/AIDS Surveillance for the period of July 1, 2013 through June 30, 2016. (Citywide)

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

**Suggested Action:** Approve recommendation.

22. [13-0660](#) Recommendation to receive the application of Luis Alberto Navarro, for an original Alcoholic Beverage Control (ABC) License, at 2105 East 4th Street, 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.

23. [13-0661](#) Recommendation to receive and file the application of Gerardo Palomo, dba El Chile Bravo Mexican Grill, for an original Alcoholic Beverage Control License, at 4211 East Willow Street, with conditions. (District 5)

**Office or Department:** POLICE

**Suggested Action:** Approve recommendation.

24. [13-0662](#) Recommendation to authorize City Manager, or designee, to execute any and all documents necessary for a Supplemental Agreement to Management Agreement No. 21667 with SMG, formerly known as Spectacor Management Group, for the completion of certain capital improvement projects at the Long Beach Convention and Entertainment Center and the Long Beach Arena (Center) located at 300 East Ocean Boulevard. (District 2)

**Office or Department:** PUBLIC WORKS

**Suggested Action:** Approve recommendation.

**REVISED**

25. [13-0663](#) Recommendation to adopt Plans and Specifications No. R-6962 for the installation of the Belmont Temporary Outdoor Pool, award the project and authorize City Manager to execute all documents necessary to enter into a contract with The O.K. Earl Corporation, dba Earl Corporation, of Irwindale, CA, an SBE (not an MBE, WBE or Local), and any necessary amendments thereto, in the amount not to exceed \$3,545,186, plus a 15 percent contingency amount not to exceed \$531,778, if necessary, for a total amount not to exceed \$4,076,964 at the discretion of the City Manager; and

Authorize City Manager to execute all documents necessary with Myrtha Pools USA, of Sarasota, FL (not an MBE, WBE, SBE or Local), for the purchase of the Belmont Temporary Outdoor Pool, in an amount not to exceed \$1,073,650. (District 3)

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

**Suggested Action:** Approve recommendation.

26. [13-0664](#) Recommendation to refer the Proposed Capital Improvement Program for Fiscal Year 2014 to the Planning Commission for review of its consistency with the General Plan. (Citywide)

**Office or Department:** PUBLIC WORKS

**Suggested Action:** Approve recommendation.

**ORDINANCE:**

27. [13-0665](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 5.51.060, and by adding Section 5.51.065, all relating to the operation of ice cream trucks read the first time and laid over to the next regular meeting of the City Council for final reading. (Citywide)

**Office or Department:** CITY ATTORNEY

**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.

28.

29.

30.

**PUBLIC COMMENT: 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, August 6, 2013 – Economic Development and Finance Committee (Attorney/Client) at 2:30 P.M., 14th Floor Conference Room.

Tuesday, August 6, 2013 – Budget Oversight Committee at 3:30 P.M., Council Chamber.

Tuesday, August 13, 2013 – Housing Authority of the City of Long Beach, California at 4:30 P.M., Council Chamber.

Tuesday, August 20, 2013 – Budget Oversight Committee at 3:30 P.M., Council Chamber.

**HEARING REMINDERS:**

Tuesday, August 13, 2013 – Hearing for La Creperie Pine, Inc., dba La Shish, for a Permit for Entertainment With Dancing by Patrons, 130 Pine Avenue. (District 2)

Tuesday, August 13, 2013 – Hearing for Suite Energy, Inc., dba The Executive Suite, for a Permit for Entertainment With Dancing by Patrons, 3428 East Pacific Coast Highway. (District 4)

Tuesday, August 13, 2013 – Hearing for Regla Maria Sardinias, dba Copa Cabbana, for a Permit for Entertainment With Dancing by Patrons, 2688 East South Street. (District 8)

Tuesday, August 13, 2013 – Hearing for the Zoning Amendment Case 1008-18. (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>). Pursuant to the guidelines, members of the public are responsible for submitting their audio/visual presentations at least five (5) calendar days prior to the meeting (by 12:00 p.m. noon on Thursday). The audio/visual presentation and related comments are limited to three (3) minutes. For further information contact the City Clerk Department at (562) 570-6101.

dg/pr