

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



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

Bob Foster, Mayor

Robert E. Shannon, City Attorney

REVISED

PLEDGE OF ALLEGIANCE

PROCLAMATION FOR DONATE LIFE MONTH

**PRESENTATION FOR LONG BEACH HIRE-A-YOUTH
2013 SUMMER PROGRAM KICK-OFF**

PRESENTATION ON NATIONAL LIBRARY MONTH

28. [13-0294](#)

Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, March 29, 2013.

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: (1 - 10)

1. [13-0277](#) Recommendation to receive and file report on California League of Cities Policy Committee Meeting.

Office or Department: COUNCILMEMBER JAMES JOHNSON, SEVENTH DISTRICT

Suggested Action: Approve recommendation.

2. [13-0289](#) Recommendation to receive and file travel report of Councilmembers Patrick O'Donnell and James Johnson for State Legislation Committee trip of January 28, 2013.

Office or Department: COUNCILMEMBER PATRICK O'DONNELL, FOURTH DISTRICT; COUNCILMEMBER JAMES JOHNSON, SEVENTH DISTRICT

Suggested Action: Approve recommendation.

3. [13-0268](#) Recommendation to approve the minutes for the City Council meetings of Tuesday, March 12 and March 19, 2013 and the Study Session of Tuesday, March 12, 2013.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

4. [13-0269](#) Recommendation to refer to City Attorney damage claims received between March 11, 2013 and March 25, 2013.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

5. [13-0270](#) Recommendation to approve the destruction of records for the Department of Development Services, Code Enforcement, as shown in Exhibit A; and adopt resolution.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

6. [13-0271](#) Recommendation to approve the destruction of records for the Department of Technology Services, as shown in Exhibit A; and adopt resolution.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

7. [13-0272](#) Recommendation to receive and approve changes to the Conflict of Interest Code of Financial Management.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

8. [13-0273](#) Recommendation to authorize City Manager to execute a contract and any subsequent amendments with the Mobile Source Reduction and Pollution Prevention Committee (MSRC) for the Showcase II Program, to accept grant funds in an amount not to exceed \$159,013, for the installation of emission control devices on off-road equipment. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

9. [13-0274](#) Recommendation to authorize City Manager to execute all documents necessary for Amended and Restated Lease No. 24384 with Los Angeles SMSA Limited Partnership, a California limited partnership doing business as Verizon Wireless (Verizon as "Lessee"), and the First Amendment to Use Authorization and Consent Agreement No. 32883 with American Tower Delaware Corporation, a Delaware corporation (ATC as "Sublessee") for the continued operation of a cellular tower on City-owned property within the El Dorado Park Golf Course adjacent to the San Gabriel River. (District 4)

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

Suggested Action: Approve recommendation.

10. [13-0275](#) Recommendation to receive and file minutes for:
Civil Service Commission - March 6, 2013.
Planning Commission - February 21, 2013.

Office or Department: VARIOUS

Suggested Action: Approve recommendation.

REVISED

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

11. [13-0276](#) Recommendation to receive and file a new list of City Council Standing Committees.
- Office or Department:** MAYOR BOB FOSTER
- Suggested Action:** Approve recommendation.
12. [13-0278](#) WITHDRAWN
~~Recommendation that the City Council direct City Manager to work with the Long Beach Chamber of Commerce to participate in the 122nd Inaugural Gala event and to graciously accept the award.~~
- Office or Department:** COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT; COUNCILMEMBER GARY DELONG, THIRD DISTRICT
- Suggested Action:** Approve recommendation.
13. [13-0279](#) Recommendation that the City Council refer matter to the State Legislation Committee for consideration of support of Senator Alex Padilla's bill - SB 135 - that would create an earthquake early warning system in California.
- Office or Department:** COUNCILWOMAN GERRIE SCHIPSKE, FIFTH DISTRICT; COUNCILMEMBER JAMES JOHNSON, SEVENTH DISTRICT
- Suggested Action:** Approve recommendation.

14. [13-0290](#)

Recommendation to request City Manager to explore the elimination of convenience fees citywide where feasible to encourage residents to access municipal services over the Internet and report back to the City Council.

Office or Department: COUNCILMEMBER JAMES JOHNSON, SEVENTH DISTRICT; VICE MAYOR ROBERT GARCIA, COUNCILMEMBER, FIRST DISTRICT; COUNCILMEMBER SUJA LOWENTHAL, SECOND DISTRICT; COUNCILMEMBER GARY DELONG, THIRD DISTRICT

Suggested Action: Approve recommendation.

15. [13-0291](#)

Recommendation to authorize Director of Public Works or appropriate Department Head to issue a temporary occupancy permit for a six (6) month period to construct, install, and display a sign in the center median on Broadway between Park Avenue and Nieto Avenue in recognition of the cash donation made by Helix Electric Inc. toward the improvement of the center median at this location.

This recommended action is made in accordance with the provisions of the Long Beach Municipal Code Chapter 16.55, which allows the City to recognize those individuals, or entities that have provided valuable consideration to the City in the form of cash, equipment, supplies or services.

Office or Department: COUNCILMEMBER GARY DELONG, THIRD DISTRICT

Suggested Action: Approve recommendation.

16. [13-0252](#)

Recommendation of the Budget Oversight Committee to the City Council that \$5.4 million of the FY11 carryover (\$1 million) and FY12 Uplands Oil (\$4.4 million) surplus be appropriated as follows:

- 1) \$1.6 million to residential street repaving funding for this Fiscal year;
- 2) \$1 million to sidewalk repair funding, increasing the fund from \$3 million to \$4 million;
- 3) \$1 million to slurry seal funding, increasing the fund from \$2 million to \$3 million; and
- 4) \$1.8 million in additional Council office infrastructure funds targeted towards Parks, Recreation and Marine CIP and maintenance projects.

Office or Department: COUNCILMEMBER GARY DELONG, THIRD DISTRICT; BUDGET OVERSIGHT COMMITTEE

Suggested Action: Approve recommendation.

17. [13-0280](#)

Recommendation to approve and authorize City Manager to execute a Settlement Agreement with Great American Insurance Company and/or Armand Gonzales, Inc., dba Gonzales Construction;

Approve and authorize City Manager to execute a Takeover Agreement with Great American Insurance Company, to complete construction of Fire Station 12 and Emergency Resource Center; and

Increase appropriations in the General Fund - Redevelopment Agency "Sweep" Proceeds - (GP) in the Department of Development Services (DV) in the amount of \$500,000. (District 9)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

18. [13-0228](#) Recommendation to receive and file the Fiscal Year 2013 First Quarter Budget Performance Report. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

19. [13-0281](#) Recommendation to adopt resolution approving the Third Amendment to the 2008-2013 Memorandum of Understanding with the Long Beach Firefighters Association related to Longevity Pay. (Citywide)

Office or Department: HUMAN RESOURCES

Suggested Action: Approve recommendation.

20. [13-0282](#) Recommendation to authorize City Manager to submit applications for Airport Improvement Program Grant(s) for Fiscal Year 2013 to the Federal Aviation Administration for funding of the following projects: Runway 7L-25R Rehabilitation; Rehabilitate Access to Taxiway E and F, Phase 2; and to accept such grant(s), execute grant documents, amend grant documents and grant amounts from the Federal Aviation Administration for entitlement and discretionary funds. (District 5)

Office or Department: LONG BEACH AIRPORT

Suggested Action: Approve recommendation.

21. [13-0283](#) Recommendation to adopt Plans and Specifications No. G-310 for pipeline replacement; and authorize City Manager to execute a contract with ARB, Inc., in an amount not to exceed \$7,684,035. (Citywide)

Office or Department: LONG BEACH GAS AND OIL

Suggested Action: Approve recommendation.

22. [13-0284](#) Recommendation to authorize City Manager to execute the Partial Settlement Agreement in Phase 2 of California Public Utilities Commission Docket A.11-11-002, the San Diego Gas & Electric Company and Southern California Gas Company Triennial Cost Allocation Proceeding. (Citywide)

Office or Department: LONG BEACH GAS AND OIL

Suggested Action: Approve recommendation.

23. [13-0292](#) Recommendation to determine that the application serves the public convenience and necessity, and receive and file the application of The Stave Incorporated, dba The Stave, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control License, at 170 The Promenade North, with conditions. (District 2)

Office or Department: POLICE

Suggested Action: Approve recommendation.

24. [13-0286](#) WITHDRAWN
~~Recommendation to adopt Plans and Specifications No. R-6909 for the Ocean Boulevard Erosion and Enhancement Project, Phase 2, award the contract to; and authorize City Manager to execute the contract with Minako America, dba Minco Construction, in an estimated amount of \$4,691,260 plus a 10 percent contingency amount of \$469,126, if necessary and subject to funding availability, for a total not to exceed \$5,160,386, and any amendments thereto. (District 3)~~

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

Suggested Action: Approve recommendation.

25. [13-0287](#)

Recommendation to adopt Plans and Specifications No. R-6955 for improvement of Queensway Bay, Bixby Park, Coronado Avenue and 8th Place Restrooms (Tidelands Beach Restrooms-Bid Package 1); award the contract to Mackone Development, Inc.; authorize City Manager to execute the contract with Mackone Development, Inc., in an amount of \$2,028,000 plus a 15 percent contingency amount of \$304,200, if necessary and subject to funding availability, for a total not to exceed \$2,332,200, and any amendments thereto; decrease appropriations in the Tidelands Operations Fund (TF 401) in the Department of Parks, Recreation and Marine (PR) by \$419,340; and increase appropriations in the Tidelands Operations Fund (TF 401) in the City Manager Department (CM) by \$419,340. (Districts 2,3)

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

Suggested Action: Approve recommendation.

ORDINANCES:

26. [13-0245](#) Recommendation to declare ordinance relating to the temporary limitation (moratorium) on mortuaries, funeral homes, and crematoriums; declaring the urgency thereof; and declaring that this ordinance shall take effect immediately, read and adopted as read. (Ordinance No. ORD-13-0002) (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

27. [13-0288](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsection 3.80.146.J and Section 3.80.150, all relating to Real Estate Agents 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.

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

Tuesday, April 2, 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, April 9, 2013 – Housing Authority at 4:30 P.M., Council Chamber.

HEARING REMINDER:

Tuesday, April 16, 2013 – Hearing for the provision of zoning for emergency shelters for SB2 compliance (Case No. 1302-18).

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>). 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.

pr/dg

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If oral 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 Office of the City Clerk at (562) 570-6101, 24 business hours prior to the City Council meeting.

Kung humihiling ng pasalitang interpretasyon ng wika ng agenda at minutes ng Konseho ng Lungsod o kung humihiling ng isang natatanging pagtulong ayon sa Americans with Disabilities Act, mangyaring humiling sa pamamagitan ng telepono sa Opisina ng Clerk ng Lungsod sa (562) 570-6101, 24 oras ng negosyo bago isagawa ang pulong ng Konseho ng Lungsod.

Si desea interpretación oral en otro idioma para las personas que no hablan inglés o si desea una adaptación especial en conformidad con la Ley de Estadounidenses con Discapacidades, haga su solicitud por teléfono a la oficina del secretario municipal al (562) 570-6101, 24 horas hábiles antes de la reunión del ayuntamiento de la ciudad.

បើមានការចង់បាននូវការបកប្រែភាសាផ្ទាល់មាត់សម្រាប់អ្នកមិនចេះនិយាយអង់គ្លេស

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If written language translation of the City Council agenda and minutes for non-English speaking persons is desired, please make your request by phone to the Office of the City Clerk at (562) 570-6101, 72 business hours prior to the City Council meeting.

Kung humihiling ng nakasulat na pagsasalin ng wika ng agenda at minutes ng Konseho ng Lungsod para sa mga taong hindi nagsasalita ng Ingles, mangyaring humiling sa pamamagitan ng telepono sa Opisina ng Clerk ng Lungsod sa (562) 570-6101, 72 oras bago isagawa ang pulong ng Konseho ng Lungsod.

Si desea obtener la traducción escrita en otro idioma de la agenda y las actas del ayuntamiento de la ciudad para las personas que no hablan inglés, haga su solicitud por teléfono a la oficina del secretario municipal al (562) 570-6101, 72 horas hábiles antes de la reunión del ayuntamiento de la ciudad.

បើមានការចង់បាននូវការបកប្រែភាសាឯកសារកម្មវិធី និងកំណត់ហេតុប្រជុំក្រុមប្រឹក្សាសម្រាប់អ្នកមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើការស្នើសុំទៅកាន់ស្នើសុំនៃសាលាក្រុងតាមទូរស័ព្ទដែលមានលេខ (562) 570-6101 រយៈពេល 72 ម៉ោងធ្វើការនៅមុនកិច្ចប្រជុំនៃក្រុមប្រឹក្សាក្រុង ។