

**CITY OF LONG BEACH  
CITY COUNCIL AGENDA**

Bonnie Lowenthal, 1st District  
Dan Baker, 2nd District  
Frank Colonna, 3rd District  
Patrick O'Donnell, 4th District

Gerald R. Miller, City Manager  
Larry G. Herrera, City Clerk



Beverly O'Neill, Mayor

**TUESDAY, FEBRUARY 1, 2005  
COUNCIL CHAMBER, 5:00 P.M.**

Jackie Kell, Vice Mayor, 5th District  
Laura Richardson, 6th District  
Tonia Reyes Uranga, 7th District  
Rae Gabelich, 8th District  
Val Lerch, 9th District

Robert E. Shannon, City Attorney

---

**CITY STAFF RECOGNITION FOR  
WINTER STORM EMERGENCY RESPONSE EFFORTS**

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. DEPARTMENT: COMMUNITY DEVELOPMENT**

**SUBJECT:** Proposed Ninth Amendment to the Poly High Redevelopment Plan and the Negative Declaration relating thereto. (Resolution approving a Negative Declaration for the Ninth Amendment to the Redevelopment Plan for the Poly High Redevelopment Project.) (Resolution adopting findings in response to written objections received from affected taxing entities or property owners on the Ninth Amendment of the Redevelopment Plan for the Poly High Redevelopment Project.) (Ordinance amending Ordinance Nos. C-5063, C-5138, C-5275, C-6311, C-7295, C-7576, C-7597, C-7885, and C-7913 and approving and adopting the Ninth Amendment to the Redevelopment Plan for the Poly High Redevelopment Project.) (District 6)

**SUGGESTED ACTION:**

Receive supporting documentation into the record, conclude the hearing;

Adopt resolution approving the Negative Declaration;

Adopt resolution adopting the findings in response to written objection received from the Los Angeles County Fire Department; and

Declare ordinance amending prior ordinances and approving and adopting the proposed amendment read the first time and laid over to the next regular meeting of the City Council for final reading.

2. DEPARTMENT: CITY ATTORNEY

SUBJECT An Urgency Ordinance establishing a temporary limitation (Moratorium) against certain construction activities wherein the interior alteration of existing living areas in multi-family residential properties results in the creation of new bedrooms. (Ordinance relating to the temporary limitation of certain construction activities Citywide, wherein the interior alteration of existing living areas in multi-family residential properties results in the creation of new bedrooms; declaring the urgency thereof; and declaring that this ordinance shall take effect immediately) (Citywide)

SUGGESTED ACTION:

Receive supporting documentation into the record, conclude the hearing, and declare the emergency to exist; and

Declare the ordinance read, adopted as read, and laid over to the next regular meeting of the City Council for final reading.

**PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM CITY CLERK**

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

**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 members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

**CONSENT CALENDAR: (3- 16)**

3. DEPARTMENT: CITY ATTORNEY

SUBJECT: Settlement of lawsuit entitled "Greenhill-Casados v. City of Long Beach."

SUGGESTED ACTION:

Authorize City Attorney to pay sum of \$7,775 in full settlement of lawsuit.

**4. DEPARTMENT: CITY ATTORNEY**

**SUBJECT:** Stipulations with Request for Award.

**SUGGESTED ACTION:**

Authorize City Attorney to submit for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$8,680.00 in compliance with Appeals Board order for claim of Octavio Bustamante, Sr.; \$57,502.50 for claim of Douglas Fyffe; \$30,940.00 for claim of Mitzi Chaney; and \$5,355.00 for claim of Leslie Reed.

**5. DEPARTMENT: CITY ATTORNEY**

**SUBJECT:** Application of Verneil Carver for a widow's pension.

**SUGGESTED ACTION:**

Grant application.

**6. DEPARTMENT: CITY CLERK**

**SUBJECT:** Claims for Damages.

**SUGGESTED ACTION:**

Refer to City Attorney the damage claims received between January 13, 2005 and January 27, 2005.

**7. DEPARTMENT: COMMUNITY DEVELOPMENT**

**SUBJECT:** Permit for Broad Spectrum Community Development Corporation to provide free federal and state income tax preparation assistance to low-and-moderate income individuals and families at the Neighborhood Resource Center. (Citywide)

**SUGGESTED ACTION:**

Authorize City Manager to execute an agreement from February 1, 2005 to April 15, 2005 with two one-year renewal options based on satisfactory performance.

**8. DEPARTMENT: FINANCIAL MANAGEMENT**

**SUBJECT:** Adopt Specifications No. PA-00905 and award contract to Industrial Shoe Company to furnish and deliver safety footwear. (Citywide)

**SUGGESTED ACTION:**

Adopt Specifications No. PA-00905;

Award contract in the estimated annual amount of \$135,000 for one year, with the option of renewing for two additional one-year periods; and

Authorize amendments to exercise the City's option to renew where noted and authorize City Manager to execute same.

**9. DEPARTMENT: POLICE**

**SUBJECT:** Alcoholic Beverage License Applications (Person-to-Person Transfers).

A. Application of Merrit Beverage LLC, for a person-to-person transfer of an on-sale general bonafide eating place license at Two World Trade Center. (District 2)

B. Application of Hoeung Kem, dba Eileen Restaurant, for a person-to-person transfer of an on-sale beer and wine for a bonafide eating place license at 816-18 East Anaheim Street. (District 6)

**SUGGESTED ACTION:**

Receive and file with existing conditions.

**10. DEPARTMENT: PUBLIC WORKS**

**SUBJECT:** Easement deed to provide for the widening of the alley adjacent to 528 through 532 Tremont Avenue. (District 3)

**SUGGESTED ACTION:**

Request City Attorney to accept easement deed.

**11. DEPARTMENT: PUBLIC WORKS**

**SUBJECT:** Extension of a 36-month lease with Williams Scotsman, Inc., for 26 temporary modular building units, in an amount of \$222,000 per year and not to exceed \$666,000 for three years. (District 5)

**SUGGESTED ACTION:**

Authorize City Manager to execute lease.

12. DEPARTMENT: PUBLIC WORKS

SUBJECT: Accept agreement with Home Depot, in the amount of \$232,500, for payment of its fair-share of the cost of implementing proposed improvements at the I-405 Southbound Ramps at the Orange Avenue intersection. (District 7)

SUGGESTED ACTION:

Authorize City Manager to execute agreement.

13. DEPARTMENT: PUBLIC WORKS

SUBJECT: Needs Assessment Study for State Route 91 and Interstate 605 Freeway Corridor. (Districts 3,4,5,9)

SUGGESTED ACTION:

Authorize City Manager to administer and execute all necessary documents to participate in the Gateway Cities Council of Governments Needs Assessment Study of the SR-91/I-605 Corridor in an amount not to exceed \$20,000.

14. COUNCIL COMMITTEE: COUNCILWOMAN LAURA RICHARDSON, SIXTH DISTRICT,  
CHAIR, BUDGET OVERSIGHT COMMITTEE

SUBJECT: The Budget Oversight Committee, at its meeting held January 18, 2005 considered several communications relative to the following subjects:

- A. Fiscal Year 2004 February Budget Performance Report;
- B. Fiscal Year 2004 June Budget Performance Report;
- C. Fiscal Year 2004 July Budget Performance Report;
- D. Fiscal Year 2004 Year-End Budget Performance Report;
- E. Comprehensive Annual Financial Report for the Fiscal Year Ending September 30, 2003;
- F. Quarterly Audit of Cash and Investment Balances as of December 31, 2003;
- G. Quarterly Audit of Cash and Investment Balances as of March 31, 2004.

SUGGESTED ACTION:

Concur in recommendation of Committee to receive and approve communications.

15. COUNCIL COMMITTEE: COUNCILWOMAN RAE GABELICH, EIGHTH DISTRICT, CHAIR,  
ECONOMIC DEVELOPMENT AND FINANCE COMMITTEE

SUBJECT: The Economic Development and Finance Committee, at its meeting held  
January 18, 2005 considered several communications relative to the following  
subjects:

- A. City of Long Beach Local Preference Program (Citywide);
- B. Process for Development Options to address budget efficiency issues;
- C. Response to Utility Users Tax Mandate;
- D. Implementation of program such as KidZone;
- E. Cola contracts; and
- F. Development of additional sponsorship and advertising opportunities (in coordination with  
Tidelands and Harbor Committee for the Tidelands area).

SUGGESTED ACTION:

Concur in recommendation of Committee to receive and file communications.

16. DEPARTMENT: VARIOUS

SUBJECT: Minutes for filing:

Harbor Commission, January 10 and 18, 2005  
Parks and Recreation Commission, December 16, 2004  
Water Commission, December 22, 2004 and January 6, 2005

SUGGESTED ACTION:

Receive and file.

**SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.**

**REGULAR AGENDA**

**DEPARTMENTAL COMMUNICATIONS:**

17. COUNCIL OFFICE: COUNCILWOMAN LAURA RICHARDSON, SIXTH DISTRICT  
SUBJECT: Recognition of Dr. Martin Luther King, Jr. Unity Parade and Celebration Planning Committee.  
SUGGESTED ACTION:  
Receive and file.
18. COUNCIL OFFICE: COUNCILMEMBER FRANK COLONNA, THIRD DISTRICT  
SUBJECT: Request to name parkland at Redondo Avenue and Second Street "Trolley Park."  
SUGGESTED ACTION:  
Refer to Housing and Neighborhoods Committee.
19. COUNCIL OFFICE: COUNCILWOMAN LAURA RICHARDSON, SIXTH DISTRICT  
SUBJECT: Resolution opposing State-Mandated Two-Tiered Retirement System and mandatory private contribution system for California state and local government employees.  
SUGGESTED ACTION:  
Request City Attorney to prepare resolution.
20. COUNCIL OFFICES: COUNCILMEMBER PATRICK O'DONNELL, FOURTH DISTRICT  
COUNCILMEMBER TONIA REYES URANGA, SEVENTH DISTRICT  
COUNCILWOMAN RAE GABELICH, EIGHTH DISTRICT  
SUBJECT: Long Beach Airport terminal modernization.  
SUGGESTED ACTION:  
Adopt facilities modernization alternatives for purposes of scoping the Long Beach Airport Environmental Impact Report.

21. COUNCIL OFFICES: COUNCILMEMBER DAN BAKER, SECOND DISTRICT  
COUNCILMEMBER FRANK COLONNA, THIRD DISTRICT  
COUNCILMEMBER TONIA REYES URANGA, SEVENTH DISTRICT

SUBJECT: Resolution supporting ratification of Annex VI of the International Convention for the Prevention of Pollution from Ships, or MARPOL .

SUGGESTED ACTION:

Request City Attorney to prepare resolution.

22. COUNCIL OFFICES: COUNCILMEMBER PATRICK O'DONNELL, FOURTH DISTRICT  
COUNCILWOMAN RAE GABELICH, EIGHTH DISTRICT

SUBJECT: Neighborhood and Stakeholder Protection Plan.

SUGGESTED ACTION:

Request the City Council to direct staff to prepare and deliver to Council the following:

- A. A report from the City Attorney outlining all legal options available to protect and defend the City's Noise Ordinance as related to all current facilities and proposed modernization;
- B. Develop a policy that includes criteria and thresholds for mitigating impacts to schools, churches and homes that may include, but are not limited to, windows, sound proofing, air-conditioning or buy out programs;
- C. Agreements between the City and all existing and future air carriers and commuter flights that should the City decide to modernize Long Beach Airport, each will fund or participate in financing, all up-front costs related to modernization of terminal facilities; and
- D. Production of rough elevations (overhead and ground views) and artist conceptual drawings that can be shared with the community within 30 days. The purpose of which would be to provide visuals for both the Council and the public to review – not for formal inclusion in the final EIR.

23. COUNCIL COMMITTEE: COUNCILMEMBER TONIA REYES URANGA, SEVENTH DISTRICT, CHAIR, TRANSPORTATION AND INFRASTRUCTURE COMMITTEE

SUBJECT: Establish guiding principles for Airport marketing and user responsibilities.

SUGGESTED ACTION:

Concur in recommendation of Committee that the communication be received and the guiding principles and community issues be approved as amended.

24. COUNCIL COMMITTEE: COUNCILWOMAN RAE GABELICH, EIGHTH DISTRICT,  
CHAIR, ECONOMIC DEVELOPMENT AND FINANCE  
COMMITTEE

SUBJECT: The Economic Development and Finance Committee, at its meeting held  
January 18, 2005 considered several communications relative to the following  
subjects:

- A. Budget Evaluation Process; and
- B. Review of Current City Budgeting Structure.

**SUGGESTED ACTION:**

Concur in recommendation of Committee to receive and file communications and refer to  
the Budget Oversight Committee.

25. COUNCIL COMMITTEE: COUNCILMEMBER RAE GABELICH, EIGHTH DISTRICT,  
CHAIR, ECONOMIC DEVELOPMENT AND FINANCE  
COMMITTEE

SUBJECT: Resolution to dissolve Long Beach/Signal Hill Joint Powers Agency and  
authorizing the City Manager to apply to the State of California for certification as  
the City of Long Beach Unified Program Agency.

**SUGGESTED ACTION:**

Concur in recommendation of Committee to receive communication, authorize City  
Manager; and adopt resolution.

26. COUNCIL COMMITTEE: COUNCILMEMBER BONNIE LOWENTHAL, FIRST DISTRICT,  
CHAIR, HOUSING AND NEIGHBORHOODS COMMITTEE

SUBJECT: Proposal to name the Long Beach Fire Department Museum the "Herbert F.  
Bramley Long Beach Fire Department Museum."

**SUGGESTED ACTION:**

Concur in recommendation of Committee to receive the communication and approve the  
recommendation.

**27. DEPARTMENT: COMMUNITY DEVELOPMENT**

**SUBJECT:** Consent to Resolution authorizing the amendment of the Bylaws of the Long Beach Housing Development Company. (Citywide)

**SUGGESTED ACTION:**

Authorize City Manager to consent, on behalf of the City, to an amendment of the Bylaws to increase the authorized number of directors from 11 to 14 in order to consolidate their activities and affairs and those of the Neighborhood Preservation Loan Committee; and

Authorize City Manager to consent, on behalf of the City, to a subsequent reduction in the number of authorized directors from 14 to 11 as vacancies occur.

**28. DEPARTMENT: FINANCIAL MANAGEMENT**

**SUBJECT:** Fourth Amendment to Contract No. 20610 between the City of Long Beach and Southern California Edison to change the terms of the agreement for Meter Reading Services. (Citywide)

**SUGGESTED ACTION:**

Authorize City Manager to execute.

**29. DEPARTMENT: LONG BEACH ENERGY**

**SUBJECT:** Adopt Plans and Specifications No. G-230 for gas main and service lines replacement and award contract to ARB, Inc. (Citywide)

**SUGGESTED ACTION:**

Adopt Plans and Specifications No. G-230; and authorize City Manager to award contract in the estimated annual amount of \$2,649,613, and execute the contract and all necessary related documents. (Citywide)

**30. DEPARTMENT: PARKS, RECREATION AND MARINE**

**SUBJECT:** Enter into agreements with the State of California to receive grant funds and increase appropriations for the California Recreation Teen Center and the Drake/Chavez Greenbelt Projects grant funds. (Districts 1,6)

**SUGGESTED ACTION:**

Authorize City Manager to execute all documents necessary to implement and administer the grant funds; and

Increase appropriations in the Capital Projects fund (CP) and in the Department of Public Works (PW) by \$4,730,000.

**31. DEPARTMENT: POLICE**

**SUBJECT:** Application of Cubimex Incorporated, dba Rhythm Lounge, for an on-sale general for public alcoholic beverage License at 147 West Broadway.  
(District 2)

**SUGGESTED ACTION:**

Receive and file application with or without conditions.

Request City Clerk to file protest with California State Department of Alcoholic Beverage Control; or

Request City Clerk to transmit conditions to California State Department of Alcoholic Beverage Control as requested by Councilmember.

**32. DEPARTMENT: POLICE**

**SUBJECT:** Application of HEI/DG Long Beach LLC, dba Daily Grill, for an on-sale general for bonafide eating place alcoholic beverage license at One World Trade Center Suite 120. (District 2)

**SUGGESTED ACTION:**

Receive and file application with or without conditions.

Request City Clerk to file protest with California State Department of Alcoholic Beverage Control; or

Request City Clerk to transmit conditions to California State Department of Alcoholic Beverage Control as requested by Councilmember.

**33. DEPARTMENT: POLICE**

**SUBJECT:** Application of RLL L-Pship, dba Lasher's An American for an upgrade of license privilege from an on-sale beer and wine to an on-sale general bonafide eating place alcoholic beverage license at 3441 East Broadway.  
(District 3)

**SUGGESTED ACTION:**

Receive and file application with or without conditions.

Request City Clerk to file protest with California State Department of Alcoholic Beverage Control; or

Request City Clerk to transmit conditions to California State Department of Alcoholic Beverage Control as requested by Councilmember.

34. DEPARTMENT: PUBLIC WORKS

SUBJECT: Prohibition of oversized vehicle parking on Pacific Coast Highway and Santa Fe Avenue. (Districts 1,3,4,6 and 7)

SUGGESTED ACTION:

Request City Attorney to prepare amendment to the Long Beach Municipal Code prohibiting the parking of oversized vehicles, defined as vehicles which exceed 20 feet in length, 85 inches in height, or 80 inches in width, on Pacific Coast Highway between the San Gabriel River and the west City limit and on Santa Fe Avenue between Pacific Coast Highway and Anaheim Street.

RESOLUTIONS:

35. DEPARTMENT: COMMUNITY DEVELOPMENT

SUBJECT: Resolution making certain findings regarding certain public improvements on Long Beach Boulevard with North Long Beach Redevelopment Project Area Funds. (Resolution making certain findings regarding the construction of certain public improvements with North Long Beach Redevelopment Project Area funds.) (District 8)

SUGGESTED ACTION:

Adopt resolution.

36. DEPARTMENT: HARBOR

SUBJECT: Resolution approving the issuance by the Board of Harbor Commissioners, on behalf of the City of Long Beach, of up to \$345,000,000 aggregate principal amount of Harbor Revenue Refunding Bonds secured by Harbor revenues and certain other matters.

SUGGESTED ACTION:

Adopt resolution.

37. DEPARTMENT: PUBLIC WORKS

SUBJECT: Resolution prohibiting the parking of unattached trailers at all times on both sides of Ocean Boulevard from east of 54<sup>th</sup> Place to the west of the intersection of Ocean Boulevard and 72<sup>nd</sup> Place and all north-south streets on Alamitos Bay Peninsula from 55<sup>th</sup> Place through 72<sup>nd</sup> Place, inclusive.  
(District 3)

SUGGESTED ACTION:

Adopt resolution.

38. DEPARTMENT: PUBLIC WORKS

SUBJECT: Resolution ordering the vacation of a portion of Fifty-Third Street between Pine Avenue and Locust Avenue, in the City of Long Beach, County of Los Angeles, State of California pursuant to Chapter 4, Part 3 of Division 9 of the California Street and Highways Code. (District 8)

SUGGESTED ACTION:

Adopt resolution and request City Attorney to accept dedication of a new public alley from the School District.

ORDINANCES:

39. DEPARTMENT: HUMAN RESOURCES

SUBJECT: Ordinance adopting an amendment to Ordinance No. C-6496, adopted July 5, 1988, and amended on January 24, 1989, July 11, 1989, December 5, 1989, March 20, 1990, July 3, 1990, September 18, 1990, July 2, 1991, July 7, 1992, January 26, 1993, August 24, 1993, June 28, 1994, July 18, 1995, November 28, 1995, October 1, 1996, March 25, 1997, October 7, 1997, October 27, 1998, April 20, 1999, October 19, 1999, October 17, 2000, October 30, 2001, March 19, 2002, November 26, 2002, and January 6, 2004, relating to Departmental Organization of the City of Long Beach.

SUGGESTED ACTION:

Declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

**40. DEPARTMENT: LAW**

**SUBJECT:** Ordinance amending the Long Beach Municipal Code by repealing Preferential Parking Districts L and S of Section 10.32.110.

**SUGGESTED ACTION:**

Declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

**41. DEPARTMENT: PARKS, RECREATION AND MARINE**

**SUBJECT:** Ordinance amending the Long Beach Municipal Code by amending Section 10.30.010.A.1 to add the Catalina south parking lot and amending Sections 10.30.010.A.4, 10.30.080.A, 10.30.120.A and 10.30.122 due to Marina name changes. (District 2)

**SUGGESTED ACTION:**

Declare ordinance read and adopted as read.

**NEW BUSINESS:**

42.

43.

44.

**PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT**

Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

**REMINDERS:**

Economic Development and Finance Committee (Attorney/Client) at 4:30 P.M., Council Lounge.

February 8, 2005, Continued hearing on Zone change from a Regional Highway Commercial District (CHW) to a Commercial Storage District (CS) for a portion of an existing self-storage facility at 4100 Cherry Avenue. (District 7)

February 15, 2005, Hearing on appeal of Planning & Building, 3660 Pacific Avenue and 140<sup>th</sup> West 137<sup>th</sup> (Case # 0409-22). (District 8)

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 Dept., City Hall Plaza Level, 333 W. Ocean Blvd., Long Beach, CA 90802. You may view the agenda or documents on the Internet at **[www.longbeach.gov](http://www.longbeach.gov)**. E-Mail correspondence can be directed to **[cityclerk@longbeach.gov](mailto:cityclerk@longbeach.gov)**. Agenda items may be reviewed in the City Clerk Department or the Plaza Level Information Desk of the Main Library and at Branch Libraries. Communicate through the Telephone Device for the Deaf (TDD) at (562) 570-6626. If a special accommodation is desired pursuant to the Americans with Disabilities Act, or if you need the agenda provided in an alternate format, please phone the City Clerk Department at (562) 570-6101 by 12 noon Monday. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device.