

Lena Gonzalez, 1st District
Jeannine Pearce, 2nd District
Suzie A. Price, 3rd District
Daryl Supernaw, 4th District



Stacy Mungo, 5th District
Dee Andrews, 6th District
Roberto Uranga, 7th District
Al Austin, 8th District
Rex Richardson, Vice Mayor, 9th District

Charles Parkin, City Attorney

Patrick H. West, City Manager
Monique De La Garza, City Clerk

Dr. Robert Garcia, Mayor

REVISED

PLEDGE OF ALLEGIANCE

PRESENTATION FOR DATA LB AWARD

PRESENTATION FOR HISPANIC HERITAGE MONTH CELEBRATION

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. [17-0803](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, deny an appeal by Warren Blesofsky on behalf of Long Beach Citizens for Fair Development, and adopt resolution certifying EIR 02-16, selecting the reduced intensity alternative, making findings of fact, adopting a statement of overriding considerations, and approving a Mitigation Monitoring and Reporting Program for the Southeast Area Specific Plan (State Clearinghouse No. 2015101075);

- [17-0804](#) Adopt resolution amending the City's Local Coastal Program, an Element of the City's General Plan (GPA 17-002), related to the boundaries and regulations for the Southeast Area Specific Plan;

(Agenda Item No. 1 continued on Page 2.)

[17-0805](#)

Adopt resolution establishing the Southeast Area Specific Plan, pursuant to Sections 65450-65458 of the California Government Code;

[17-0806](#)

Declare ordinance amending the Long Beach Municipal Code Chapter 21.37, establishing the Southeast Area Specific Plan (SP-2) and repealing PD-1 Southeast Area Development and Improvement Plan (SEADIP), relating to the Southeast Area Specific Plan (ZCA 17-001), read the first time and laid over to the next regular meeting of the City Council for final reading;

[17-0807](#)

Declare ordinance amending the Land Use District Map by amending portions of Part 6, 7, and 12 of said map to reflect the establishment of the Southeast Area Specific Plan (SP-2, ZCH 17-008) and making conforming changes to the map, read the first time and laid over to the next regular meeting of the City Council for final reading; and

[17-0808](#)

Adopt resolution directing the Director of Development Services to submit a request to the California Coastal Commission to certify an amendment to the Certified Local Coastal Program. (District 3)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

2. [17-0809](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, and adopt resolution continuing the Fourth Street Parking and Business Improvement Area assessment for the period of October 1, 2017 through September 30, 2018; and, authorize City Manager, or designee, to extend the agreement with the Fourth Street Business Improvement Association for a one-year term. (District 2)

Office or Department: ECONOMIC AND PROPERTY
DEVELOPMENT

Suggested Action: Approve recommendation.

3. [17-0810](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, and adopt resolution continuing the Belmont Shore Parking and Business Improvement Area assessment for the period of October 1, 2017 through September 30, 2018; and, authorize City Manager, or designee, to extend the agreement with the Belmont Shore Business Association for a one-year term. (District 3)

Office or Department: ECONOMIC AND PROPERTY
DEVELOPMENT

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: (4 - 20)

4. [17-0829](#) Recommendation to refer to City Attorney damage claims received between September 1, 2017 and September 11, 2017.
- Office or Department:** CITY CLERK
- Suggested Action:** Approve recommendation.
5. [17-0828](#) Recommendation to approve the destruction of records for the Department of Development Services, Neighborhood Services Bureau; and adopt resolution.
- Office or Department:** CITY CLERK
- Suggested Action:** Approve recommendation.
6. [17-0830](#) Recommendation to approve the minutes for the City Council meeting of Tuesday, September 5, 2017.
- Office or Department:** CITY CLERK
- Suggested Action:** Approve recommendation.

7. [17-0811](#) Recommendation to authorize City Manager, or designee, to execute all documents necessary to enter into an agreement with Grow America Fund, Inc., a non-profit organization, in an amount not to exceed \$72,000, for a period of 12 months, with the option to extend the agreement for one additional two-year term, at the discretion of the City Manager, for the purpose of continuing various business loan programs administered by Grow America Fund, Inc., and to promote the City's business assistance loan programs. (Citywide)
- Office or Department:** ECONOMIC AND PROPERTY DEVELOPMENT
- Suggested Action:** Approve recommendation.
8. [17-0812](#) Recommendation to adopt resolution approving the Annual Report for October 1, 2017 to September 30, 2018, for the East Anaheim Street Parking and Business Improvement Area, declaring its intention to levy the annual assessment, and setting the date of hearing for Tuesday, October 10, 2017 at 5:00 p.m. (Districts 3,4)
- Office or Department:** ECONOMIC AND PROPERTY DEVELOPMENT
- Suggested Action:** Approve recommendation.
9. [17-0813](#) Recommendation to adopt resolution approving the Annual Report for October 1, 2017 to September 30, 2018, for the Long Beach Tourism Business Improvement Area, declaring its intention to levy the annual assessment and setting the date of hearing for Tuesday, October 24, 2017 at 5:00 p.m. (Districts 1,2,4,5)
- Office or Department:** ECONOMIC AND PROPERTY DEVELOPMENT
- Suggested Action:** Approve recommendation.
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10. [17-0814](#) Recommendation to authorize City Manager, or designee, to execute any and all documents necessary for the First Amendment to Lease No. 34494 between Pacific Place Office, LLC, and the City of Long Beach, for office space at 222 West 6th Street, Suites 400 and 480, San Pedro, California, to house a YouthSource Center in conjunction with the adjacent Harbor WorkSource Center operated by the Workforce Development Bureau in the Department of Economic and Property Development. (Citywide)

Office or Department: ECONOMIC AND PROPERTY
DEVELOPMENT

Suggested Action: Approve recommendation.

11. [17-0815](#) Recommendation to authorize City Manager, or designee, to enter into an agreement with the Orange County Transit Authority (OCTA), to allow the use of Orange County (OC) taxi cabs, which are currently under contract with OCTA and the OC ACCESS program, to transport members of the OC ACCESS program to and from the Long Beach Veterans Administration Hospital and California State University Long Beach. (District 3)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

12. [17-0816](#) Recommendation to receive and file the contract award made using emergency procurement procedures under Long Beach Municipal Code Chapter 2.85, to Diversified Waterscapes, Inc., to increase Purchase Order POPR17000010 by \$236,526, for a revised amount not to exceed \$336,000, for the contract period ending October 13, 2017, for the continued sampling, testing, and treatment of Harmful Algal Blooms identified at El Dorado East Regional Park lakes. (Districts 4,5)

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

Suggested Action: Approve recommendation.

13. [17-0817](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, with the California Office of Traffic Safety to accept and expend grant funding in the amount of \$150,000 for the continuation of the Pedestrian and Bicycle Safety Initiative for the period of October 1, 2017 through September 30, 2018; and

Increase appropriations in the Health Fund (SR 130) in the Health and Human Services Department (HE) by \$19,291, offset by reimbursement revenue. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

14. [17-0818](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any subsequent amendments, with the California Office of Traffic Safety to accept and expend grant funding in the amount of \$239,000, to implement the Drug-Impaired Driving Initiative, for the period of October 1, 2017 through September 30, 2018; and

Increase appropriations in the Health Fund (SR 130) in the Health and Human Services Department (HE) by \$239,000, offset by grant revenue. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

15. [17-0819](#) Recommendation to authorize City Manager, or designee, to execute an agreement and any subsequent amendments, with the State of California Department of Health Care Services to accept and expend funding in an amount not to exceed \$593,893, for the continuation of the Child Health and Disability Prevention Program, for the period of July 1, 2017 through June 30, 2018. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

16. [17-0820](#) Recommendation to authorize City Manager, or designee, to increase Blanket Purchase Order No. BPAP17000014 with Converjint Technologies, LLC, a Delaware limited liability company, for airport security system maintenance services, by \$100,000 for a total aggregate amount not to exceed \$200,000. (District 5)

Office or Department: LONG BEACH AIRPORT; FINANCIAL
MANAGEMENT

Suggested Action: Approve recommendation.

17. [17-0821](#) Recommendation to adopt resolution authorizing City Manager, or designee, to submit a grant application to the California Department of Parks and Recreation, Outdoor Environmental Education Facilities Grant Program; accept said grant, if awarded, in an amount up to \$500,000, for completion of the Willow Springs Outdoor Education Trailhead and Trail Network; and, execute all documents necessary to accept the funds and implement the project. (District 7)

Office or Department: PARKS, RECREATION AND MARINE

Suggested Action: Approve recommendation.

18. [17-0823](#) Recommendation to receive and file the application of Raj Syal, dba Rockfire Grill, for an original application of an Alcoholic Beverage Control License, at 1940 Ximeno Avenue. (District 4)

Office or Department: POLICE

Suggested Action: Approve recommendation.

19. [17-0822](#) Recommendation to adopt resolution authorizing City Manager, or designee, to submit a grant application to the California Department of Parks and Recreation Habitat Conservation Fund Grant Program, for the implementation of active transportation trails as part of the Long Beach Municipal Urban Stormwater Treatment Recycle Facility project; accept grant funding in an amount up to \$250,000; and, execute all documents necessary to accept the grant funds and implement the project. (Districts 1,2,6,7,8,9)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

20. [17-0824](#) Recommendation to adopt resolution appointing Stormwater/Environmental Compliance Officer, Melissa You as the authorized Member to the Los Angeles Gateway Region Integrated Regional Water Management Joint Powers Authority, and appointing Assistant City Engineer, Alvin Papa, as the authorized Alternate Member; and authorize City Manager to designate, in writing, a representative if neither the Member nor the Alternate Member is available. (Citywide)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

UNFINISHED BUSINESS:

21. [17-0628](#) Recommendation to adopt Specifications No. RFP FM17-009 and award a contract to Utility Cost Management, LLC, of Fresno, CA, to perform an electric utility billing audit, for a period of two years, with the option to renew for two additional one-year periods, and authorize City Manager, or designee, to execute all documents necessary to enter the contract, including any necessary amendments. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

AGENDA ITEM NO. 22: TIME CERTAIN AT 6:30 PM

22. [17-0826](#)

Recommendation to direct City Manager, or his designee, to draft an ordinance regarding hotels with 100 rooms or more that includes, but is not limited to the following:

- Panic Buttons: Requiring that hotel employers provide panic buttons to each hotel employee assigned to working a guest room without other hotel employees present, at no cost to the hotel employee.
- Notice to Hotel Employees: Requiring hotel employers to provide notice to employees, prior to starting their scheduled work, of any guest on the list of alleged harassers or is a sex offender under Long Beach Municipal Code Section 9.66.010 who is staying at the hotel and the number or name of the room assigned to the guest and warn the hotel employees to exercise caution when entering that designated room during the time the guest is staying in the hotel.
- Notice in Guest Rooms: Requiring hotel employers to provide a sign on the back of each guest room door, written in a font size of no less than 18 points, that includes the heading "The Law Protects Hotel Housekeepers and Hotel Employees from harassment," notice that the hotel provides panic buttons to employees assigned to work in guest rooms without other hotel employees present, and a citation to the Long Beach Municipal Code created by this ordinance.

(Agenda Item No. 22 continued on Page 12.)

- Hotel Employees' Rights: Establishing hotel employee's rights in cases in which hotel employee notifies hotel employer about an unwanted sexual advance, request for sexual conduct, or other verbal or physical conduct of a sexual nature by a guest which include:
 - Upon request, the hotel employee shall be reassigned to a different floor, a different work area, or away from the guest for the entire duration of the guest's stay at the hotel.
 - The hotel employer shall allow sufficient paid time to contact the police and provide a police statement and to consult with a counselor or advisor of the hotel employee's choosing.
 - The hotel employer shall cooperate with any investigation into the incident undertaken by the law enforcement agency and/or any attorney for the complaining hotel employee.

- Humane workloads:
 - Requiring that hotel employers not require a room cleaner to clean rooms amounting to more than 4,000 square feet of floorspace in any one, eight-hour workday. This maximum floor space should be prorated evenly according to the actual number of hours worked by any room cleaner working less than eight full hours in a workday. This limitation should apply to any combination of spaces, including guest rooms and suites, meeting rooms or hospitality rooms, and apply regardless of the furniture, equipment or amenities in any rooms. When a room cleaner during a workday is assigned to clean any combination of seven or more checkout rooms or additional-bed rooms, the maximum floorspace to be cleaned should be reduced by 500 square feet for each such checkout or additional-bed room over six.
 - A hotel employer that assigns a room cleaner a workload in excess of these limits must pay the room cleaner time and one-half the room cleaner's regular rate of pay for all hours worked by the room cleaner during the workday when the violation occurred.

(Agenda Item No. 22 continued on Page 13.)

- Voluntary Overtime: Requiring that hotel employers not suffer or permit a hotel employee to work more than 10 hours in any workday unless the hotel employee provides consent in writing or electronically or the hotel experiences an emergency posing an immediate threat to public safety or of substantial risk of property loss or destruction. Consent shall not be valid unless the hotel employer advised the employee in writing not more than 30 days preceding the consent that the hotel employee may decline to work more than 10 hours in any workday and that the hotel employer will not subject the hotel employee to any adverse action for declining.
- Recording Keeping: Requiring that each hotel employer maintain for at least two years for each room cleaner a record of his or her name, pay rates received, and the rooms (or at the hotel employer's option, total amount of square footage) each cleaned each workday. The ordinance should also require that each hotel employer preserve for at least two years a record of the written consents it received from hotel employees to work more than 10 hours during a shift. The ordinance should require that the hotel employer make such records available to employees of the hotel or their representatives for inspection and copying (with redactions where appropriate for personal information).
- Anti-Retaliation: Establishing anti-retaliation protections prohibiting employers from taking adverse action (including discharge, reducing in compensation, increasing workload, or imposing fees or charges) against employees who exercise their rights or participate in hearings under the ordinance or oppose any practice the ordinance makes unlawful.
- Waiver: Allowing for waivers of this ordinance if a bona fide collective bargaining agreement is established with equivalent protections.

(Agenda Item No. 22 continued on Page 14).

- Enforcement: Providing for enforcement of all of the ordinance's provisions via a private right of action in Superior Court where an employee or representative of hotel employees is entitled to all remedies available under law or equity. A prevailing hotel employee should be entitled to reasonable attorneys fees and costs as part of costs recoverable. The ordinance should also require hotel employers to provide written notification to each current hotel employee, and to each new hotel employee at time of hire of his or her rights under the ordinance in any language spoken by more than ten hotel employees.

Office or Department: COUNCILWOMAN LENA GONZALEZ, FIRST DISTRICT; COUNCILMEMBER JEANNINE PEARCE, SECOND DISTRICT; COUNCILMEMBER ROBERTO URANGA, SEVENTH DISTRICT; VICE MAYOR REX RICHARDSON, NINTH DISTRICT

Suggested Action: Approve recommendation.

AGENDA ITEM NO. 23: TIME CERTAIN AT 7:00 PM

23. [17-0825](#)

Recommendation to: 1) Direct City Attorney to draft a resolution entitled the Long Beach Values Act of 2017, affirming the City's commitment to the laws adopted in SB 54 (De Leon) and the City's continued support of the California Trust Act;

2) Direct City Manager, through the Office of Equity, to partner with local immigrant rights organizations, the Long Beach Sanctuary City Coalition, Centro Cha, California State University Long Beach, Long Beach City College, and Long Beach Unified School District, to write and present a local policy that expands on SB 54 in 60 days. Policy considerations should include:

- Protecting and advocating for local DACA and DREAMER students.
- Preventing future deportations of local residents.
- Examining partnerships with LA County for local legal defense fund.
- Protecting the confidentiality of local immigrant residents and their information, and ensuring no City resources are used to create registries based on religious affiliation, immigration status or any other protected class such as gender, sexual orientation, race, etc.
- Affirm an aggressive approach to advocating at the federal and state level for pro-immigrant policies.

Office or Department: COUNCILWOMAN LENA GONZALEZ, FIRST DISTRICT; COUNCILMEMBER JEANNINE PEARCE, SECOND DISTRICT; COUNCILMEMBER ROBERTO URANGA, SEVENTH DISTRICT; VICE MAYOR REX RICHARDSON, NINTH DISTRICT

Suggested Action: Approve recommendation.

REVISED

24. [17-0827](#) Recommendation to request a resolution in support of the Dialysis Patient Safety Bill (SB 349).

Office or Department: VICE MAYOR REX RICHARDSON, NINTH DISTRICT; COUNCILMEMBER ROBERTO URANGA, SEVENTH DISTRICT; COUNCILMAN AL AUSTIN, EIGHTH DISTRICT

Suggested Action: Approve recommendation.

25. [17-0831](#) WITHDRAWN
~~Recommendation to receive and file a report on the Innovation Team- (i-team) Public Safety research and accomplishments. (Citywide)~~

Office or Department: CITY MANAGER

Suggested Action: Approve recommendation.

26. [17-0832](#) Recommendation to approve the Fiscal Year 2017 third departmental and fund budget appropriation adjustments in accordance with existing City Council policy. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

27. [17-0833](#) Recommendation to authorize City Manager, or designee, to execute all documents necessary for month-to-month, non-exclusive licensing agreements with Transportation Network Companies registered with the California Public Utilities Commission to provide transportation services at the Long Beach Airport. (Citywide)

Office or Department: LONG BEACH AIRPORT

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.

- [17-0843](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, September 15, 2017.

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, September 19, 2017 – Economic Development and Finance Committee (Attorney/Client) at 4:45 P.M., 14th Floor Conference Room

Wednesday, September 20, 2017 – Federal Legislation Committee at 5:30 P.M., Council Chamber.

REVISED

HEARING REMINDER:

Tuesday, October 3, 2017 – Hearing for the Bixby Knolls Parking and Business Improvement District. (Districts 7,8)

mm/pr

NOTE:

The City Council agenda and supporting documents are available on the Internet at www.longbeach.gov. Agenda items may also be reviewed in the Office of the City Clerk or online at the Main Library and at the Branch Libraries. Persons interested in obtaining an agenda via e-mail should subscribe to the City of Long Beach LinkLB System at www.longbeach.gov/linklb.

Any supplemental writings or documents regarding an agenda item that are distributed to a majority of the City Council after the posting of this agenda will be available for public inspection in the Office of the City Clerk during normal business hours and available on the internet at <http://longbeach.legistar.com/Calendar.aspx>.

Persons interested in making an audio visual presentation during a City Council meeting are responsible for submitting their audio/visual presentations to the Office of the City Clerk 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 Office of the City Clerk at (562) 570-6101. E-Mail correspondence regarding agenda items can be directed to cityclerk@longbeach.gov.

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, 72 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, 72 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, 72 horas hábiles antes de la reunión del ayuntamiento de la ciudad.

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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 pagsasalín 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.

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