

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

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

Dr. Robert Garcia, Mayor

Charles Parkin, City Attorney

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## **FINISHED AGENDA & MINUTES**

The City Council minutes are prepared and ordered to correspond to the City Council Agenda. Agenda Items can be taken out of order during the meeting. Please consult the time stamps to determine the order in which business was addressed.

The Agenda Items were considered in the following order: Consent Calendar, Agenda Item Nos. 21, 1, 22, 17, 23, 2, 3, 26, 27, and 24.

### **ROLL CALL (5:08 PM)**

**Councilmembers** Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga,  
**Present:** Austin and Richardson

Also present: Patrick West, City Manager; Tom Modica, Assistant City Manager; Charles Parkin, City Attorney; Monique De La Garza, City Clerk; Myra Maravilla, City Clerk Specialist.

Mayor Garcia presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Roberto Uranga, Councilmember, Seventh District.

Mayor Garcia announced that Agenda Item Nos. 22 and 23 would be heard after the Hearings.

Presentation for Data LB Award.

Mike Sumich spoke.

Bryan Sastokas spoke.

Presentation for Hispanic Heritage Month Celebration.

Councilmember Uranga spoke.

Trio Santanita performed two songs.

Councilmember Uranga spoke.

Dr. Armando Vazquez-Ramos spoke.

Rocio Diaz spoke.

#### **HEARINGS (5:33 PM)**

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);  
  
Tom Modica, Assistant City Manager, spoke.  
  
Amy Bodek, Director of Development Services, spoke; and provided a PowerPoint presentation.  
  
Warren Blesofsky spoke.  
  
Amy Bodek, Director of Development Services, spoke.  
  
Warren Blesofsky spoke.

Bob Paternoster spoke.

Jan Hollins spoke.

Randy Gordon spoke.

Sarah Wiltfong spoke.

Bill Thomas spoke.

Ann Cantrell spoke; and provided correspondence.

Ricardo Perdomo spoke.

Susan Phillips spoke.

Jeff Hoffman spoke.

Larry Goodhue spoke.

Michael Fields spoke.

Gordana Kajer spoke.

Dina Deck spoke.

Jeff Miller spoke.

Richard Roth spoke.

Elizabeth Lambe spoke.

Michelle Black spoke.

Linda Pemberton spoke.

Marshall Blesofsky spoke.

Ward Johnson spoke.

Marcos spoke.

Melinda Cotton spoke.

Michael James spoke.

Robert Fox spoke.

An unidentified woman spoke.

Mary Parsell spoke.

Michael Bond spoke.

Councilwoman Price spoke.

Christopher Koontz, Advance Planning Officer, spoke.

Councilmember Uranga spoke.

Christopher Koontz, Advance Planning Officer, spoke.

Vice Mayor Richardson spoke.

Councilmember Pearce spoke.

Councilwoman Mungo spoke.

Councilwoman Price spoke.

**A motion was made by Councilwoman Price, seconded by Councilmember Uranga, to approve recommendation and adopt Resolution No. RES-17-0101. The motion carried by the following vote:**

**Yes:** 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

**Enactment No:** RES-17-0101

[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;

**A motion was made by Councilwoman Price, seconded by Councilmember Uranga, to approve recommendation and adopt Resolution No. RES-17-0102. The motion carried by the following vote:**

**Yes:** 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

**Enactment No:** RES-17-0102

[17-0805](#)

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

**A motion was made by Councilwoman Price, seconded by Councilmember Pearce, to approve recommendation, as amended, and adopt Resolution No. RES-17-0103, adding language to the SEASP Plan to require that the General Plan Land Use Element update be completed within five (5) years, and if it is not completed within that time period the Department of Development Services would be required to return the SEASP Plan to the Planning Commission for adjustment, and that the SEASP Plan likewise be amended to require that all new buildings being developed within the Plan boundaries but constructed to LEED Silver Standards. The motion carried by the following vote:**

**Yes:** 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

**Enactment No:** RES-17-0103

[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;

**A motion was made by Councilwoman Price, seconded by Councilmember Uranga, to declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:**

**Yes:** 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

**Enactment No:** ORD-17-0022

[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

**A motion was made by Councilwoman Price, seconded by Councilmember Uranga, to declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:**

**Yes:** 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

**Enactment No:** ORD-17-0023

[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)

**A motion was made by Councilwoman Price, seconded by Councilman Austin, to approve recommendation and adopt Resolution No. RES-17-0104. The motion carried by the following vote:**

**Yes:** 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

**A motion was made by Councilwoman Price, seconded by Councilmember Supernaw, to direct that City staff provide copies of the required annual reports, which will commence after the 5th year, to the planning Commission, Council offices, and the Los Cerritos Wetlands Authority and that City Staff be directed to also report regarding the number of units proposed adjacent to a wetland area that City staff be instructed to distribute the application to LCWA and LCWLT and also meet biological protections for the proposed project and finally direct that City staff work in partnership with LCWA to assess how any collected fees will be used and that any decisions regarding wetlands preservation or restoration projects should be made only after consultation and agreement with the LCWA Board. The motion carried by the following vote:**

**Yes:** 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

**Enactment No:** RES-17-0104

Mayor Garcia declared a recess at 7:42 p.m.

Mayor Garcia called the meeting back to order at 7:49 p.m.

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)

**A motion was made by Councilmember Pearce, seconded by Councilwoman Gonzalez, to approve recommendation and adopt Resolution No. RES-17-0105. The motion carried by the following vote:**

**Yes:** 8 - Gonzalez, Pearce, Price, Mungo, Andrews, Uranga, Austin and Richardson

**Absent:** 1 - Supernaw

**Enactment No:** RES-17-0105

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)

Tom Modica, Assistant City Manager, spoke.

Councilwoman Price spoke.

**A motion was made by Councilwoman Price, seconded by Councilmember Pearce, to approve recommendation and adopt Resolution No. RES-17-0106. The motion carried by the following vote:**

**Yes:** 8 - Gonzalez, Pearce, Price, Mungo, Andrews, Uranga, Austin and Richardson

**Absent:** 1 - Supernaw

**Enactment No:** RES-17-0106

#### **PUBLIC COMMENT (11:42 PM)**

Larry Goodhue spoke regarding various issues.

Charles Parkin, City Attorney, report out of Closed Session that the City Council voted 5-0, to authorize the City of Long Beach to join the amicus brief in support of the Colorado Civil Rights Commission.

#### **CONSENT CALENDAR (5:31 PM)**

Passed the Consent Calendar



**A motion was made by Vice Mayor Richardson, seconded by Councilwoman Price, to approve Consent Calendar Items 4 - 20, except for item 17. The motion carried by the following vote:**

**Yes:** 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

4. [17-0829](#) Recommendation to refer to City Attorney damage claims received between September 1, 2017 and September 11, 2017.

**A motion was made to approve recommendation on the Consent Calendar.**

5. [17-0828](#) Recommendation to approve the destruction of records for the Department of Development Services, Neighborhood Services Bureau; and adopt resolution.

**A motion was made to approve recommendation and adopt Resolution No. RES-17-0096 on the Consent Calendar.**

**Enactment No:** RES-17-0096

6. [17-0830](#) Recommendation to approve the minutes for the City Council meeting of Tuesday, September 5, 2017.

**A motion was made to approve recommendation on the Consent Calendar.**

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)

**A motion was made to approve recommendation on the Consent Calendar.**

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)

**A motion was made to approve recommendation and adopt Resolution No. RES-17-0097 on the Consent Calendar.**

**Enactment No:** RES-17-0097

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)

**A motion was made to approve recommendation and adopt Resolution No. RES-17-0098 on the Consent Calendar.**

**Enactment No:** RES-17-0098

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)

**A motion was made to approve recommendation on the Consent Calendar.**

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)

**A motion was made to approve recommendation on the Consent Calendar.**

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)

**A motion was made to approve recommendation on the Consent Calendar.**

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)

**A motion was made to approve recommendation on the Consent Calendar.**

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)

**A motion was made to approve recommendation on the Consent Calendar.**

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)

**A motion was made to approve recommendation on the Consent Calendar.**

16. [17-0820](#) Recommendation to authorize City Manager, or designee, to increase Blanket Purchase Order No. BPAP17000014 with Convergent 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)

**A motion was made to approve recommendation on the Consent Calendar.**

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)

**A motion was made by Councilmember Uranga, seconded by Vice Mayor Richardson, that the item be laid over for two weeks.**

**Yes:** 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

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)

**A motion was made to approve recommendation on the Consent Calendar.**

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)

**A motion was made to approve recommendation and adopt Resolution No. RES-17-0099 on the Consent Calendar.**

**Enactment No:** RES-17-0099

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)

**A motion was made to approve recommendation and adopt Resolution No. RES-17-0100 on the Consent Calendar.**

**Enactment No: RES-17-0100**

**UNFINISHED BUSINESS (5:32 PM)**

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)

**A motion was made by Vice Mayor Richardson, seconded by Councilmember Uranga, that the item be laid over. The motion carried by the following vote:**

**Yes:** 9 - Gonzalez, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

**REGULAR AGENDA (7:42 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.

- 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.

- **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.
- **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.

Councilwoman Gonzalez spoke; and provided a PowerPoint presentation.

Motion: Recommendation to direct City Attorney, 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.
- 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:
  - o 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.
  - o 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.

- o 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:
  - o 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.
  
  - o 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.
  
- 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.
- 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.

Moved by Councilwoman Gonzalez, seconded by Councilmember Pearce.

Councilmember Pearce spoke.

Jeremy Harris spoke.

Maria Elena Durazo spoke.

Father William Connor spoke.

Rusty Hicks spoke.

Herlinda Chico spoke.

Reverend Janet Bregar spoke.

Sarah Wiltfong spoke.

Cheri Bazley spoke.

Larry Goodhue spoke.

Kent Peterson spoke.

Lynn Mohrfeld spoke.

Mircea Checon spoke.

Katherine Conchada spoke.

Bishop Bonnie Radden spoke.

Tonia Reyes Uranga spoke.

Reverend Melinda Teter Dodge spoke.

Ann Burdett spoke.

Richard Hoyt spoke.

John Howard spoke.

Yolanda Savala spoke.

Elizabeth Garcia spoke.

Greg Keebler spoke.

Linda Calderon spoke.

Hollis Stuart spoke.

Nikole Cababa spoke.

Dawn Hopkins spoke

Reverend Carolyn Wilkins spoke.

An unidentified man spoke.

Commissioner Nicholson spoke; and provided correspondence.

Alexandra Weiman spoke.

Naida Tushnet spoke.

Natalie Shoeman spoke.

Miles McNeely spoke.

Elida Aguirre spoke.

Maria Meza spoke.

Irantzu Pujadas spoke.

Maribel spoke.

Lauren Saunders spoke.

Ana Josi spoke.

Jeremy Blasi spoke.

Dr. Gary Hytrek spoke.

Cesar Gil spoke.

An unidentified man spoke.

Harriet Ellis spoke.

Catherine Benamou spoke.

Elizabeth Castillo spoke.

Grecia Lopez-Reyes spoke.

Viviana Lagunas spoke.

Eboney Pearson spoke.

Reverend Donald Wilson spoke.

Tracy McGee spoke.

Wayne Murchison spoke.

Chan Hopson spoke.

Ron Herrera spoke.

Maria Lopez spoke.

Dr. Christine Petit spoke.

Alicia Carlos spoke.

Juana Melada spoke.

Nereida Soto spoke.

Vice Mayor Richardson spoke.

Mayor Garcia spoke.

Charles Parkin, City Attorney, spoke.

Councilmember Uranga spoke.

Councilwoman Price spoke.

Robert Luna, Chief of Police, spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Price spoke.

Patrick West, City Manager, spoke.

Councilwoman Price spoke.

Councilman Austin spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Mungo spoke.

Councilmember Pearce spoke.

Mayor Garcia spoke.

Councilmember Pearce spoke.

Councilmember Supernaw spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Gonzalez spoke.

Councilman Andrews spoke.

Councilman Austin spoke.

Councilwoman Gonzalez spoke.

Councilmember Pearce spoke.

Charles Parkin, City Attorney, spoke.

Councilman Austin spoke.

Councilmember Uranga spoke.

Charles Parkin, City Attorney, spoke.

A second substitute motion was made by Councilmember Pearce, seconded by Councilwoman Gonzalez, 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.
- **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:
  - o 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.
  - o 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.
  - o 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:**
  - o 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.

o 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.

· **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).

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**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. · 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.**

**Removing “any guest on the list of alleged harassers” provision and phase in the 4,000 square foot requirement over two years in the following way:**

**Year 1: hotels over 300 rooms**

**Year 2: hotels 0 – 299 rooms**

**The waiver provision would apply to hotel employees' rights workloads, voluntary overtime, and record-keeping of the workload requirement in hotels with equivalent protections through their collective bargaining MOU.**

**The motion failed by the following vote:**

**Yes: 4 - Gonzalez, Pearce, Uranga and Richardson**

**No: 5 - Price, Supernaw, Mungo, Andrews and Austin**

**A substitute motion was made by Councilman Austin, seconded by Councilmember Supernaw, to:**

**1. Direct City Attorney to draft a resolution that states strong City Council support for a safe working environment for the City's hospitality industry that protects women and encourages the best technology in terms of panic buttons and surveillance in a hospitality industry, in all hotels.**

**2. Encourage the hospitality industry to work with the Police Department to develop and review safety plans to protect all guests and employees to come up with the best safety plan possible.**

**3. City of Long Beach to support the rights of all employees to organize and democratically select a union of their choice and support the collective bargaining process in the hospitality industry.**

**4. Encourage the hotels and motels in Long Beach to place a priority in hiring local residents and use the diversity of the City to build jobs.**

**5. Resolve that the City Council supports these protections for all workers and guests in Long Beach hotels and motels, regardless of size.**

**The motion carried by the following vote:**

**Yes:** 5 - Price, Supernaw, Mungo, Andrews and Austin

**No:** 4 - Gonzalez, Pearce, Uranga and Richardson

**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.

Councilwoman Gonzalez spoke.

Councilmember Uranga spoke.

Councilwoman Price spoke.

Vice Mayor Richardson spoke.

Councilwoman Gonzalez spoke.

Councilman Austin spoke.

Councilmember Pearce spoke.

Councilwoman Mungo spoke.

Councilman Andrews spoke.

Councilman Austin spoke.

Councilwoman Gonzalez spoke.

Councilwoman Mungo spoke.

Linda Fox spoke.

Karla Jimenez spoke.

Gaby Gascon spoke.

Stefan Borst-Censullo spoke.

Shiu-Ming Cheer spoke.

Bob Kalajian spoke.

Paul Matthew Corley spoke; and provided correspondence.

Ise Rasheed spoke.

Cristian Reynaga spoke.

Evangelina Ramirez spoke.

Jedi Jimenez spoke.

Christopher Chavez spoke.

Hiyasmin Saturday spoke.

Michael Salwasser spoke.

Ana Leon spoke.

Irantzu Pujadas spoke.

Angela Perez spoke.

Conner Locke spoke.

Karen Harper spoke.

Nereida Soto spoke.

An unidentified man spoke.

Anna Christensen spoke.

Lourdes Navarro Dickson spoke.

Kevin Jaeger spoke.

Crystal Vasquez spoke.

Jonathan Solorzano spoke.

Roberto Lopez spoke; and provided correspondence.

Maria spoke.

An unidentified man spoke.

An unidentified woman spoke.

An unidentified man spoke.

Herlinda Chico spoke.

Councilwoman Gonzalez spoke.

**A motion was made by Councilwoman Gonzalez, seconded by Councilmember Uranga, to approve recommendation. The motion carried by the following vote:**

**Yes:** 7 - Gonzalez, Pearce, Price, Andrews, Uranga, Austin and Richardson

**No:** 1 - Mungo

**Absent:** 1 - Supernaw

**24. [17-0827](#)**

Recommendation to request a resolution in support of the Dialysis Patient Safety Bill (SB 349).

Councilwoman Mungo spoke.

**A motion was made by Vice Mayor Richardson, seconded by Councilman Austin, that the item be laid over. The motion carried by the following vote:**

**Yes:** 7 - Gonzalez, Pearce, Price, Andrews, Uranga, Austin and Richardson

**No:** 1 - Mungo

**Absent:** 1 - Supernaw

25. [17-0831](#)

WITHDRAWN

~~Receive and file a report on the Innovation Team (i-team) Public Safety research and accomplishments. (Citywide)~~

**This Agenda Item was withdrawn.**

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)

**A motion was made by Councilwoman Price, seconded by Councilwoman Mungo, to approve recommendation. The motion carried by the following vote:**

**Yes:** 8 - Gonzalez, Pearce, Price, Mungo, Andrews, Uranga, Austin and Richardson

**Absent:** 1 - Supernaw

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)

Councilmember Pearce spoke.

Councilwoman Mungo spoke.

**A motion was made by Councilwoman Mungo, seconded by Councilwoman Price, to approve recommendation. The motion carried by the following vote:**

**Yes:** 8 - Gonzalez, Pearce, Price, Mungo, Andrews, Uranga, Austin and Richardson

**Absent:** 1 - Supernaw

**NEW BUSINESS (1:11 AM)**

28. Affidavit of Service for special meeting held Tuesday, September 19, 2017.

29. [17-0843](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, September 15, 2017.

**This Agenda Item was received and filed.**

30. [17-0844](#) eComments received for the City Council meeting of Tuesday, September 19, 2017.

**This Agenda Item was received and filed.**

**ANNOUNCEMENTS (1:11 AM)**

Councilmember Uranga requested that the meeting be adjourned in memory of Miriam Asis Blanco; and made community announcements.

Vice Mayor Richardson made community announcements.

Councilmember Pearce requested that the meeting be adjourned in memory of Tim Phillips; and made community announcements.

Councilman Austin made community announcements.

**ADJOURNMENT (1:15 AM)**



At 1:15 AM, Mayor Garcia adjourned the meeting in memory of Miriam Asis Blanco and Tim Phillips.

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**NOTE:**

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.

បើមានការចង់បាននូវការបក ប្រែភាសាដទៃ សារកម្មវិធី និងកំណត់ហេតុប្រជុំក្រុមប្រឹក្សាសម្រាប់អ្នកមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើការស្នើសុំទៅកាន់ស្នើនៃសាលាក្រុងតាមទូរសព្ទដែលមានលេខ (562) 570-6101 រយៈពេល 72 ម៉ោងធ្វើការនៅមុនកិច្ចប្រជុំនៃក្រុមប្រឹក្សាក្រុង។