

Mary Zendejas, 1st District
Cindy Allen, 2nd District
Suzie A. Price, 3rd District
Daryl Supernaw, 4th District



Stacy Mungo, 5th District
Dr. Suely Saro, 6th District
Roberto Uranga, 7th District
Al Austin, 8th District
Rex Richardson, Vice Mayor, 9th District

Thomas B. Modica, City Manager
Monique De La Garza, City Clerk

Dr. Robert Garcia, Mayor

Charles Parkin, City Attorney

FINISHED AGENDA & MINUTES

CITY COUNCIL MEETING VIA TELECONFERENCE PURSUANT TO EXECUTIVE ORDER N-29-20 ISSUED BY GOVERNOR GAVIN NEWSOM

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. 11 - 13, 20, 22 - 26, 19, 14 - 18.

ROLL CALL (6:09 PM)

Councilmembers Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin
Present: and Richardson

Also present: Thomas Modica, City Manager; Linda Tatum, Assistant City Manager; Charles Parkin, City Attorney; Michael Mais, Assistant City Attorney; Monique De La Garcia, City Clerk; Pablo Rubio, Sr. City Clerk Analyst.

Mayor Garcia presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Dr. Suely Saro, Councilwoman, Sixth District.

NOTE: Charles Parkin, City Attorney, reported out of Closed Session, that in the matter of Bennie Robinson v. City of Long Beach, the City Council authorized the settlement in the amount of \$346,000 by a vote of 9-0.

CONSENT CALENDAR (6:10 PM)

Passed the Consent Calendar.

A motion was made by Councilmember Uranga, seconded by Councilwoman Zendejas, to approve Consent Calendar Items 1 - 10, 27. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

1. [21-0072](#) Recommendation to adopt resolution establishing a revised list of City Council Standing Committees, Council Authorities, and Special Committees. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-21-0007 on the Consent Calendar.

Enactment No: RES-21-0007

2. [21-0073](#) Recommendation to adopt resolution Condemning the Violent Insurrection at The United States Capitol on January 6, 2021. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-21-0008 on the Consent Calendar.

Enactment No: RES-21-0008

3. [21-0074](#) Recommendation to authorize City Attorney to submit Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$99,542.50 in compliance with the Appeals Board Order for Andre Booker.

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

4. [21-0075](#) Recommendation to authorize City Attorney to submit Compromise and Release for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$169,328.25 in compliance with the Appeals Board Order for Jose Tadeo Fajardo.

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

5. [21-0076](#) Recommendation to authorize City Attorney to submit Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$66,410 in compliance with the Appeals Board Order for Jeff Lyon.

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

6. [21-0077](#) Recommendation to authorize City Attorney to submit Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$118,102.50 in compliance with the Appeals Board Order for Shawn Polly.

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

7. [21-0078](#) Recommendation to approve the minutes for the City Council meeting of Tuesday, January 19, 2021; City Council Study Session of Tuesday, January 19, 2021; and City Council Special Meetings of Tuesday, January 12 and Friday, January 22, 2021.

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

8. [21-0079](#) Recommendation to refer to City Attorney damage claims received between January 11, 2021 and January 25, 2021.

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

9. [21-0081](#) Recommendation to approve the Magnolia Industrial Group Property and Business Improvement District Annual Report continuing the property assessment for the period of January 1, 2021 through December 31, 2021, automatically extending the current agreement with the Magnolia Industrial Group, Inc., for a one-year period; and, authorize payment of \$1,715 in City property assessments from the General Fund Group in the Public Works Department. (District 1)

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

10. [21-0080](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and all necessary documents and any subsequent amendments, with the California Governor's Office of Emergency Services (Cal OES), to accept and expend grant funding in the amount of \$15,448 from the Hazardous Materials Emergency Preparedness (HMEP) Planning Subgrant, for the period of October 15, 2020 through September 15, 2021; and

Increase appropriations in the CUPA Fund Group in the Health and Human Services Department by \$15,448, offset by grant revenue. (Citywide)

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

27. [21-0097](#) Recommendation to confirm the City Manager's promulgation of the revised Safer at Home Health Order, issued on January 26, 2021, by the City of Long Beach Health Officer as a regulation. (Citywide)

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

HEARINGS (6:11 PM)

11. [21-0082](#) Recommendation to receive supporting documentation into the record and conclude the public hearing;

Adopt resolution approving and certifying the Environmental Impact Report Addendum (EIRA-05-20) to the previously certified Midtown Specific Plan Programmatic Environmental Impact Report (SCH No. 2015031034);

Linda Tatum, Assistant City Manager, spoke.

Christopher Koontz, Deputy Director, spoke; and provided a PowerPoint presentation.

Patricia Diefenderfer, Planning Manager, spoke; and continued the PowerPoint presentation.

Jan Van Dijs spoke.

Todd Lemmis spoke.

Councilwoman Saro spoke.

Councilwoman Zendejas spoke.

A motion was made by Councilwoman Saro, seconded by Councilwoman Allen, to approve recommendation and adopt Resolution No. RES-21-0009. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: RES-21-0009

[21-0083](#)

Declare ordinance approving a Zone Change (ZCHG18-006) from the Regional Highway District (CHW), Community Automobile Orientated (CCA), and Two-Family Residential (R-2-N) zoning districts to Midtown Specific Plan (MTSP) Transit Node-Low Zoning District (TN Low) on nine lots located at 201-245 West Pacific Coast Highway and 1827 Pacific Avenue (APN 7209-022-900, 7209-022-028, 7209-022-027,

and 7209-022-023), 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 Saro, seconded by Councilwoman Allen, 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 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: ORD-21-0008

[21-0084](#)

Declare ordinance approving Zoning Code Amendment (ZCA 18-008) to the Midtown Specific Plan (SP-1) to reflect the expansion of the MTSP boundary to include the proposed Zone Change area, read the first time and laid over to the next regular meeting of the City Council for final reading. (District 6)

A motion was made by Councilwoman Saro, seconded by Councilwoman Allen, 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 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: ORD-21-0009

12. [21-0085](#)

Recommendation to receive supporting documentation into the record, conclude the public hearing, and find the project exempt from the California Environmental Quality Act in accordance with Article 5, Section 15061; and

Declare ordinance repealing Ordinance No. C-3377 related to a special setback on the 5800 block of Linden Avenue in the Multi-family Residential, Townhouse (R-3-T) and Neighborhood Commercial, Automobile Orientated (CNA) zoning districts, read the first time and laid over to the next regular meeting of the City Council for final reading. (District 9)

Patricia Diefenderfer, Planning Manager, spoke; and provided a PowerPoint presentation.

A motion was made by Vice Mayor Richardson, 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 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: ORD-21-0010

REGULAR AGENDA (6:42 PM)

13. [21-0086](#) Recommendation to receive and file a new list of City Council Standing Committees, Authorities and Memberships.

Mayor Garcia spoke.

Vice Mayor Richardson spoke.

Councilman Austin spoke.

Councilwoman Mungo spoke.

A motion was made by Vice Mayor Richardson, seconded by Councilman Austin, to approve recommendation. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

14. [21-0087](#) Recommendation to direct City Manager to report back within 90 days with a report with analysis of operational models, practical impacts, and budget differences between various models for the operation of the Helicopter Unit of the Long Beach Police Department.

Councilwoman Price spoke.

Councilwoman Zendejas spoke.

Councilwoman Mungo spoke.

Councilwoman Allen spoke.

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

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

15. [21-0088](#)

Recommendation to direct City Manager to work with Director of Economic Development to create an unsolicited proposal process for development of City owner real property.

Councilwoman Price spoke.

Thomas Modica, City Manager, spoke.

Councilwoman Mungo spoke.

Councilwoman Saro spoke.

Councilwoman Allen spoke.

Councilwoman Zendejas spoke.

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

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

16. [21-0089](#)

Recommendation to request City Manager to study feasibility of acquiring open space for public park development along LA River consistent with the Long Beach RiverLink plan and the Lower LA River Master Plan and report back within 60 days.

Councilman Austin spoke.

Councilmember Uranga spoke.

Councilwoman Saro spoke.

Councilman Austin spoke.

Councilwoman Saro spoke.

Councilwoman Zendejas spoke.

Vice Mayor Richardson spoke.

Thomas Modica, City Manager, spoke.

Amy Valenzuela-Mier spoke.

Carlos Ovalle spoke.

Clayton Heard spoke.

Elena Tucci spoke.

Gabrielle Weeks spoke.

Hawk McFadzen spoke.

Juan Erick Ovalle spoke.

Keith Tyschper spoke.

Kimberly Walters spoke.

Shane Weaver spoke.

Councilman Austin spoke.

Charles Parkin, City Attorney, spoke.

A motion was made by Councilman Austin, seconded by Councilmember Uranga, to approve recommendation, as amended, to include both private and public property adjacent to the LA River. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

17. [21-0090](#)

Recommendation to request City Manager, or designee, to work with all appropriate departments to report back to the City Council within 30 days on violent and quality-of-life crime in Long Beach with an overview of incidents and trends, an outline of current efforts and opportunities to address violence in highly-impacted neighborhoods, and a plan of action to meet the need for safety in all of our communities.

Bill Pearl spoke.

Councilwoman Zendejas spoke.

Councilwoman Saro spoke.

Councilwoman Mungo spoke.

Councilwoman Allen spoke.

Vice Mayor Richardson spoke.

Councilman Austin spoke.

Councilwoman Zendejas spoke.

Robert Luna, Chief of Police, spoke.

Councilwoman Zendejas spoke.

Vice Mayor Richardson spoke.

A motion was made by Councilwoman Zendejas, seconded by Councilwoman Saro, to approve recommendation. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

18. [21-0091](#)

Recommendation to direct City Manager and Health Department to provide a receive and file update on the latest changes to the state and local health orders, the status of our vaccine rollout and ER/ICU capacity, and how residents and businesses may be impacted.

Councilwoman Mungo spoke.

Councilwoman Price spoke.

Councilwoman Mungo spoke.

Thomas Modica, City Manager, 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: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

19. [21-0093](#)

Recommendation to adopt Specifications No. RFP ED20-041 for the long-term leasing and development opportunity at the former Long Beach Armory (854 East 7th Street), Assessor Parcel Number 7274-019-900 (Subject Property); and

Authorize City Manager, or designee, to execute all documents necessary to enter into an Exclusive Negotiation Agreement (ENA) with Gundry Partners, LP, doing business as Howard CDM, of Long Beach, CA, for the continuation of negotiations in connection with No. RFP ED20-041 for the Subject Property. (District 1)

Sergio Ramirez, Manager, Property Services, spoke; and provided a PowerPoint presentation.

Councilwoman Zendejas spoke.

Councilwoman Price spoke.

Councilwoman Mungo spoke.

Mayor Garcia spoke.

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

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

20. [21-0092](#)

Recommendation to authorize City Manager, or designee, to execute all documents necessary for the Second Amendment to Project Labor Agreement (PLA) No. 33859 between the City of Long Beach and the Los Angeles/Orange Counties Building and Construction Trades Council, and the signatory Craft Councils and Local Unions, to extend the terms of the PLA from its expiration date of December 31, 2020 to March 1, 2021, or the effective date of a new PLA, whichever occurs first; and

Authorize City Manager to execute a new citywide Project Labor Agreement between the City of Long Beach and the Los Angeles/Orange Counties Building and Construction Trades Council, and the signatory Craft Councils and Local Unions, for all covered projects over \$750,000, and all street-related right-of-way projects over \$1,000,000, for a period of ten years, with an annual cost-escalation factor beginning after year five of the PLA. (Citywide)

Thomas Modica, City Manager, spoke.

John Keisler, Director of Economic Development, spoke; and provided a PowerPoint presentation.

Thomas Modica, City Manager, spoke.

Mayor Garcia spoke.

Councilmember Uranga spoke.

Councilwoman Zendejas spoke.

Councilman Austin spoke.

Vice Mayor Richardson spoke.

Councilwoman Allen spoke.

Councilwoman Price spoke.

Councilwoman Mungo spoke.

Councilwoman Saro spoke.

Councilmember Uranga spoke.

Norberto Lopez spoke.

Chris Hannan spoke.

Elsa Tung spoke.

Jesse Alcala spoke.

Susanne Browne spoke.

Tommy Faavae spoke.

Councilwoman Price spoke.

A motion was made by Councilmember Uranga, seconded by Councilwoman Zendejas, to approve recommendation, as amended, to include the following language: “Beginning after five (5) years from the effective date of this Agreement, the parties shall meet and discuss potential changes to these thresholds, with any agreement reached to be put in writing and signed by the City and the Building Trades Council.”; and include an annual review of the project. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

21. [21-0094](#)

WITHDRAWN

~~Recommendation to authorize City Manager, or designee, to execute all documents necessary to enter into a Caltrans Utility Agreement and an Amended and Restated Relocation Agreement with the Alameda Corridor Transportation Authority (ACTA), for reimbursement of costs to upgrade natural gas delivery facilities relating to the reconstruction of the Schuyler Heim Bridge; and~~

~~Authorize City Manager, or designee, to execute all documents necessary to enter into a Collectible Work Agreement with the Southern California Gas Company (SoCalGas), for costs to upgrade the natural gas delivery facilities in relating to the reconstruction of the Schuyler Heim Bridge, for a total amount not to exceed \$3,500,000. (District 1)~~

This Contract was withdrawn.

ORDINANCES (7:42 PM)

22. [21-0054](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 5.95, related to third-party food delivery service fees; and declaring that this ordinance shall take effect immediately, read and adopted as read. (Citywide)
(Emergency Ordinance No. ORD-21-0005)

A motion was made by Councilwoman Zendejas, seconded by Councilmember Uranga, to approve recommendation and adopt Emergency Ordinance No. ORD-21-0005. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: ORD-21-0005

23. [21-0055](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Subsections 8.120.010.D, 8.120.020.B, and 8.120.040; and amending and restating Section 8.120.030; all relating to temporary enforcement of Long Beach Health Orders related

to COVID-19; declaring the urgency thereof; and declaring that this ordinance shall take effect immediately, read and adopted as read. (Citywide) (Emergency Ordinance No. ORD-21-0003)

A motion was made by Councilmember Uranga, seconded by Councilwoman Zendejas, to approve recommendation and adopt Emergency Ordinance No. ORD-21-0003. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: ORD-21-0003

24. [21-0056](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 21.67; and by repealing Chapter 21.60, both relating to Inclusionary Housing, read and adopted as read. (Citywide)

A motion was made by Councilwoman Allen, seconded by Councilmember Uranga, to approve recommendation and adopt Ordinance No. ORD-21-0006. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: ORD-21-0006

25. [21-0057](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 21.11, for the purpose of implementing California Senate Bill 330, "The Housing Crisis Act Of 2019;" and establishing regulations to prevent any reduction of the zoned capacity of housing development in the City below what was allowable as of January 1, 2018; and to ensure that the construction of any housing development project, as defined, does not result in a net loss of affordable residential housing units in the City, read and adopted as read. (Citywide)

Thomas Modica, City Manager, spoke.

A motion was made by Councilwoman Allen, seconded by Councilmember Uranga, to approve recommendation and adopt Ordinance No. ORD-21-0007. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: ORD-21-0007

26. [21-0065](#)

Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 5.91, relating to grocery workers in Long Beach, and establishing labor standards requirements for premium pay for grocery workers working in Long Beach; declaring the urgency thereof; and declaring that this ordinance shall take effect immediately, read and adopted as read. (Citywide)
(Emergency Ordinance No. ORD-21-0004)

A motion was made by Councilwoman Zendejas, seconded by Councilwoman Saro, to approve recommendation and adopt Emergency Ordinance No. ORD-21-0004. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: ORD-21-0004

NEW BUSINESS (9:28 PM)

28. Affidavit of Service for special meetings held Tuesday, February 2, 2021.

29. [21-0098](#)

Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, January 29, 2021.

This Agenda Item was received and filed.

30. [21-0120](#) eComments received for the City Council meeting of Tuesday, February 2, 2021.

This Agenda Item was received and filed.

ANNOUNCEMENTS (9:28 PM)

Councilmember Uranga requested that the meeting be adjourned in memory of Thomas Gonzales and Dr. Jeanne Marie Yugar.

ADJOURNMENT (9:30 PM)

At 9:30 PM, Mayor Garcia adjourned the meeting in memory of Thomas Gonzales and Dr. Jeanne Marie Yugar.

pr

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.

**បើមានការចង់បានឲ្យមានការបកប្រែឯកសារស្តីពីរបៀបរាវ និងកំណត់ហេតុឲ្យ
អ្នកដែលមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើសំណើអ្នកតាមទូរស័ព្ទដោយហៅ
ការិយាល័យស្មើនគ្រុងតាមរយៈលេខ (562) 570-6101 (72 ម៉ោងធ្វើការមុននឹង
ចាប់ផ្តើមបើកកិច្ចប្រជុំគណកម្មការធម្មនុញ្ញ)។**