

August 15, 2023

C-5

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the minutes for the City Council special meeting of Tuesday, August 1, 2023.

DISCUSSION

The Legistar minutes for the City Council special meeting held Tuesday, August 1, 2023.

Should any district offices have questions regarding the minutes we submit each week, we respectfully request that you contact the Office of the City Clerk prior to 12:00 p.m. on the day of the City Council meeting. With notice prior to the meeting, City Clerk staff can attempt to resolve any questions that you may have before the start of the regular meeting.

In cases where questions cannot be resolved before the 5:00 p.m. meeting start time, we will request a motion and a second that the minutes be held over for approval to the following week.

TIMING CONSIDERATIONS

None.

FISCAL IMPACT

None.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



MONIQUE DE LA GARZA
CITY CLERK

MD:ks
Attachment

Mary Zendejas, 1st District
Cindy Allen, Vice Mayor, 2nd District
Kristina Duggan, 3rd District
Daryl Supernaw, 4th District



Megan Kerr, 5th District
Dr. Suely Saro, 6th District
Roberto Uranga, 7th District
Al Austin, 8th District
Dr. Joni Ricks-Oddie, 9th District

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

Rex Richardson, Mayor

Dawn McIntosh, City Attorney

FINISHED AGENDA & DRAFT 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.

SPECIAL MEETING

ROLL CALL (3:08 PM)

Councilmembers Zendejas, Allen, Duggan, Supernaw, Kerr, Saro, Uranga, Austin
Present: and Ricks-Oddie

Also present: Thomas Modica, City Manager; Linda Tatum, Assistant City Manager;
Dawn McIntosh, City Attorney; Monique De La Garza, City Clerk; Kyle Smith, City Clerk
Specialist.

Mayor Richardson presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Megan Kerr, Councilwoman, Fifth District.

CONSENT CALENDAR (3:10 PM)

Passed the Consent Calendar.

A motion was made by Councilman Austin, seconded by Councilmember Ricks-Oddie, to approve Consent Calendar Items 1 - 28. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Duggan, Supernaw, Kerr, Saro, Uranga, Austin and Ricks-Oddie

1. 23-0808 Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$1,000, offset by the Third Council District One-Time District Priority Funds, transferred from the Citywide Activities Department, to provide a donation of \$1,000 to Happy Sundays; and

Decrease appropriations in the General Fund Group in the Citywide Activities Department by \$1,000, to offset a transfer to the City Manager Department.

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

2. 23-0809 Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$800, offset by the Third Council District One-Time District Priority Funds, transferred from the Citywide Activities Department, to provide a donation of \$800 to the Friends of Belmont Shore to support their Summer Community Concert; and

Decrease appropriations in the General Fund Group in the Citywide Activities Department by \$800, to offset a transfer to the City Manager Department.

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

3. 23-0810 Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$5,500, offset by the Fifth Council District One-Time District Priority Funds transferred from the Citywide Activities Department to provide a contribution to:

- \$5,000 to Long Beach Lesbian and Gay Pride Inc. to support the 2023 Pride Parade and Festival on August 4 - 6, 2023;
- \$500 to California Families in Focus for Trans Pride Long Beach Festival 2023 that was held on July 29, 2023; and

Decrease appropriations in the General Fund Group in the Citywide Activities Department by \$5,500 to offset a transfer to the City Manager Department.

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

4. 23-0811 Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$325, offset by the Ninth Council District One-time District Priority Funds transferred from the Citywide Activities Department to provide a contribution to the DeForest Park Neighborhood Association; and

Decrease appropriations in the General Fund Group in the Citywide Activities Department by \$325 to offset a transfer to the City Manager Department.

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

5. 23-0833 Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$2,000, offset by the Fifth Council District One-Time District Priority Funds transferred from the Citywide Activities Department to provide a contribution to the Long Beach City College Foundation in support of the Community Concert held on August 18, 2023; and

Decrease appropriations in the General Fund Group in the Citywide Activities Department by \$2,000 to offset a transfer to the City Manager Department.

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

6. 23-0834 Recommendation to restate the recommendation approved by City Council on July 11th to correct the name of the recipient receiving \$1,750 of Third Council District One-time District Priority Funds from Friends of Rec Park Bandshell to Partners of Parks.

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

7. 23-0812 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 \$227,722.50 for Stipulations with Request for Award with a life pension thereafter of \$247.38 subject to COLA increases per week in compliance with the Appeals Board Order for Robert Bernsen.

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

8. 23-0813 Recommendation to authorize City Attorney to submit two Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay 1) \$27,695 and also 2) separate authority to pay \$48,140 in compliance with the Appeals Board Order for Armand Castellanos.

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

9. 23-0814 Recommendation to authorize City Attorney to submit two Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay 1) \$34,437.50 and also 2) separate authority to pay \$27,695 in compliance with the Appeals Board Order for Johnny Dodson.

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

10. 23-0816 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 1) \$11,092.50 and 2) separate authority to pay \$8,772.50, and 3) separate authority to pay \$58,290 in compliance with the Appeals Board Order for Cleo Lee.

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

11. 23-0815 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 \$250,000 in compliance with the Appeals Board Order for Sean Parilla.

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

12. 23-0817 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 \$162,762.50 for Stipulations with Request for Award with a life pension thereafter of \$139.15 subject to COLA increases per week in compliance with the Appeals Board Order for Richard Wharton.

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

13. 23-0818 Recommendation to approve the minutes for the City Council meetings of Tuesday, July 11 and July 18, 2023.

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

14. 23-0819 Recommendation to refer to City Attorney damage claims received between July 10, 2023 and July 24, 2023.

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

15. 23-0820 Recommendation to approve the destruction of records for the City Manager Department; and adopt resolution.

A motion was made to approve recommendation and adopt Resolution No. RES-23-0103 on the Consent Calendar.

Enactment No: RES-23-0103

16. 23-0821 Recommendation to approve the destruction of records for the Financial Management Department; and adopt resolution.

A motion was made to approve recommendation and adopt Resolution No. RES-23-0104 on the Consent Calendar.

Enactment No: RES-23-0104

17. 23-0822 Recommendation to approve the destruction of records for the Health and Human Services Department; and adopt resolution.

A motion was made to approve recommendation and adopt Resolution No. RES-23-0105 on the Consent Calendar.

Enactment No: RES-23-0105

18. 23-0823 Recommendation to approve the destruction of records for the Human Resources Department; and adopt resolution.

A motion was made to approve recommendation and adopt Resolution No. RES-23-0106 on the Consent Calendar.

Enactment No: RES-23-0106

19. 23-0824 Recommendation to approve the destruction of records for the Police Department; and adopt resolution.

A motion was made to approve recommendation and adopt Resolution No. RES-23-0107 on the Consent Calendar.

Enactment No: RES-23-0107

20. 23-0825 Recommendation to adopt resolution authorizing the temporary closure of certain streets, alleys, and walkways, as needed in connection with the 2023 Long Beach Pride Parade and Festival, between August 3, 2023 and August 7, 2023. (District 1)

A motion was made to approve recommendation and adopt Resolution No. RES-23-0108 on the Consent Calendar.

Enactment No: RES-23-0108

21. 23-0826 Recommendation to authorize City Manager, or designee, to execute all documents necessary for a Second Amendment to Lease No. 34894 with BLANKSPACES, LLC, for City-owned property located at 309 Pine Avenue, commonly known as the Shaun Lumachi Innovation Center. (District 1)

Levine Act: Yes

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

22. 23-0827 Recommendation to authorize City Manager, or designee, to execute all documents necessary to enter into a Lease with Long Beach Center Loan, LLC, a Delaware limited liability company, for City-leased office space at 420 Pine Avenue, Suite P-100, for the operation and management of City parking facilities. (District 1)

Levine Act: Yes

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

23. 23-0716 Recommendation to authorize City Manager, or designee, to execute all documents necessary to amend Munis Contract No. 32300036 with Smart & Final Stores, LLC, for the purchase of grocery items, by increasing the original contract amount of \$100,000 by \$250,000, and adding an additional 20 percent contingency in the amount of \$70,000, for a revised total contract amount not to exceed \$420,000; and

Adopt resolution authorizing City Manager, or designee, to execute a contract, and any necessary documents including any necessary subsequent amendments, with Smart & Final Stores, LLC, of Commerce, California, for the purchase of grocery items, in an annual amount of \$350,000, with an additional 20 percent contingency in the amount of \$70,000, not to exceed a total contract amount of \$420,000, for a period of two years, with the option to renew for three additional one-year periods, at the discretion of the City Manager. (Citywide)

Levine Act: Yes

A motion was made to approve recommendation and adopt Resolution No. RES-23-0109 on the Consent Calendar.

Enactment No: RES-23-0109

24. 23-0828

Recommendation to adopt resolution directing the Los Angeles County Auditor-Controller to include on the 2023-2024 County Secured Tax Roll certain levies made pursuant to the provisions of the Long Beach Municipal Code, for weed removal and long-term boarded or vacant buildings in an amount not to exceed \$60,134. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-23-0110 on the Consent Calendar.

Enactment No: RES-23-0110

25. 23-0829

Recommendation to authorize City Manager, or designee, to execute an Educational Affiliate Agreement, and all necessary documents, including any subsequent amendments, with Long Beach City College, to allow enrolled students to implement a ride-along program for emergency medical service students participating in Emergency Medical Technician coursework, for a period of five years. (Citywide)

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

26. 23-0830 Recommendation to authorize City Manager, or designee, to execute an agreement, and all necessary subsequent documents or subsequent amendments, including amending the grant award, with the American Association of Retired Persons (AARP), to accept and expend funding in a total amount not to exceed \$30,000 for the 2023 AARP Community Challenge Grant - Transportation Demonstration Grant Program, for a 5-month period, estimated to begin June 28, 2023 through November 30, 2023, with an option to extend for an additional one-year period, at the discretion of the City Manager. (Citywide)

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

27. 23-0722 Recommendation to receive and file the application of Pequena Enterprises, LLC, dba Tacos La Pequena, for an original application of an Alcoholic Beverage Control (ABC) License, at 4915 Long Beach Boulevard, submit a Public Notice of Protest to ABC; and direct City Manager to withdraw the protest if a Conditional Use Permit Exemption (CUPEX) is granted. (District 8)

Levine Act: Yes

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

28. 23-0831 Recommendation to authorize City Manager, or designee, to execute an agreement, and all necessary documents including any necessary subsequent amendments, with the County of Los Angeles (County), to receive and expend grant funding up to \$27,000 from the County Real Estate Fraud Prosecution Program, for the period of July 1, 2023 to June 30, 2024; and

Increase appropriations in the General Grants Fund Group in the Police Department by \$27,000, offset by grant revenue. (Citywide)

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

BUDGET HEARING (3:10 PM)

- 29. 23-0832** Recommendation to conduct a Budget Hearing to receive and discuss an overview of the Proposed Fiscal Year 2024 Budget. (Citywide)

Mayor Richardson spoke; and provided a PowerPoint presentation.

Thomas Modica, City Manager, spoke; and continued the PowerPoint presentation.

Mayor Richardson spoke.

Eric Lopez, Director of Public Works, spoke; and continued the PowerPoint presentation.

Mayor Richardson spoke; and continued the PowerPoint presentation.

Councilmember Ricks-Oddie spoke.

Councilwoman Saro spoke.

Councilman Austin spoke.

Councilmember Duggan spoke.

Councilwoman Kerr spoke.

Vice Mayor Allen spoke.

Councilman Supernaw spoke.

Councilmember Uranga spoke.

Councilwoman Zendejas spoke.

Mayor Richardson spoke.

Thomas Modica, City Manager, spoke.

Leslie Sanders spoke.

Andre Donado spoke.

Karen Reside spoke.

A motion was made by Councilmember Ricks-Oddie, seconded by Councilwoman Saro, to approve recommendation. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Duggan, Supernaw, Kerr, Saro, Uranga, Austin and Ricks-Oddie

PUBLIC COMMENT (4:57 PM)

Luz Laguna spoke regarding homelessness.

ORDINANCES (5:00 PM)

- 30. 23-0772** Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 2.45 relating to the Commission for Women and Girls, read and adopted as read. (Citywide)

Zoe Nicholson spoke.

Ashlie Brady spoke.

Eduardo Lara spoke.

A motion was made by Councilmember Uranga, seconded by Councilwoman Kerr, to approve recommendation and adopt Ordinance No. ORD-23-0029. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Duggan, Supernaw, Kerr, Saro, Uranga, Austin and Ricks-Oddie

Enactment No: ORD-23-0029

- 31. 23-0734** Recommendation to declare ordinance conferring upon and delegating to the Board of Harbor Commissioners the authority to enforce statutes and ordinances, to arrest and to prepare, issue,

and deliver written notices to appear inside the City of Long Beach Harbor District, including at the Mark Bixby Memorial Bicycle-Pedestrian Path, at the Port Administration Building and the associated underground parking structure, and at other specific premises outside the Harbor District, read and adopted as read.

A motion was made by Councilman Austin, seconded by Councilwoman Kerr, to approve recommendation and adopt Ordinance No. ORD-23-0030. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Duggan, Supernaw, Kerr, Saro, Uranga, Austin and Ricks-Oddie

Enactment No: ORD-23-0030

32. Affidavit of Service for the City Council meeting of Tuesday, August 1, 2023.

33. 23-0888 eComments received for the City Council meeting of Tuesday, August 1, 2023.

This Agenda Item was received and filed.

PUBLIC COMMENT (5:07 PM)

Kyle Seals spoke regarding the Refuse Division.

23-0884 Anthony Holmes spoke regarding the Public Works Department; and submitted a handout.

This Handout was received and filed.

Kurt Canfield spoke regarding bike share.

Dave Shukla spoke regarding an Integrated Resource Plan.

Jay spoke regarding racial equity.

Sean Charles spoke regarding pickleball at Somerset Park.

Michael Thomas spoke regarding pickleball at Somerset Park.

Carlos Ovalle spoke regarding trees.

Yvonne Gomez spoke regarding animal welfare.

ADJOURNMENT (5:34 PM)

At 5:34 PM, Mayor Richardson adjourned the meeting.

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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.

**បើមានការចង់បានឲ្យមានការបកប្រែឯកសារស្តីពីរបៀបរាវ និងកំណត់ហេតុឲ្យ
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