

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



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

ROLL CALL (5:04 PM)

Councilmembers Zendejas, Pearce, Price, Supernaw, Mungo, Andrews, Uranga
Present: and Richardson

Councilmembers Austin
Absent:

Also present: Thomas Modica, City Manager; Linda Tatum, Assistant City Manager; Charles Parkin, City Attorney; Taylor Anderson, Deputy City Attorney; Richard Anthony, Deputy City Attorney; Monique De La Garza, City Clerk; Pablo Rubio, Sr. City Clerk Analyst.

Mayor Garcia presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Jeannine Pearce, Councilmember, Second District.

CONSENT CALENDAR (5:07 PM)

Passed the Consent Calendar.

A motion was made by Councilmember Uranga, seconded by Councilmember Richardson, to approve Consent Calendar Items 1 - 7, except for Item 4. The motion carried by the following vote:

Yes: 8 - Zendejas, Pearce, Price, Supernaw, Mungo, Andrews, Uranga and Richardson

Absent: 1 - Austin

1. [20-1029](#) Recommendation to approve the minutes for the City Council meeting of Tuesday, October 6, 2020.

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

2. [20-1030](#) Recommendation to refer to City Attorney damage claims received between October 5, 2020 and October 12, 2020.

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

3. [20-1031](#) Recommendation to adopt resolution authorizing City Manager, or designee, to execute a contract, and any necessary amendments, with Enterprise FM Trust, dba Enterprise Fleet Management, Inc., of St. Louis, MO, to lease vehicles for various Police operations, on the same terms and conditions afforded to Sourcewell, formerly The National Joint Powers Alliance, in an annual amount of \$125,656, with a 10 percent contingency of \$12,565, for a total annual contract amount not to exceed \$138,221, until the Sourcewell contract expires on July 24, 2022, with the option to renew for as long as the Sourcewell contract is in effect, at the discretion of the City Manager. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-20-0134 on the Consent Calendar.

Enactment No: RES-20-0134

4. [20-1032](#) Recommendation to authorize City Manager, or designee, to execute a Facility Use Permit with the Long Beach Unified School District for use of the Central Facilities Center, for a five-year period, November 1, 2020 through October 31, 2025, with the option to extend annually after the end of the initial term, upon a determination by the City Manager, or designee, that the permittee has fully complied with the terms and conditions of the permit and is otherwise in good standing with the City. (District 6)

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

Yes: 7 - Zendejas, Pearce, Price, Supernaw, Mungo, Uranga and Richardson

Absent: 1 - Austin

Recused: 1 - Andrews

5. [20-1033](#) Recommendation to authorize City Manager, or designee, to execute Amendment No. 24 to Historical Site Lease No. 24291 with Rancho Los Alamitos Foundation, to provide for the annual management fee of \$470,000 for lease year 2020-2021. (District 3)

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

6. [20-1034](#) Recommendation to receive the application of David Gomez Cisneros, dba Dave's Family Mexican Restaurant, for an original application of an Alcoholic Beverage Control (ABC) License, at 1538 East 4th Street; 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 2)

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

7. [20-1035](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents, including any amendments, with the State of California, Department of Parks and Recreation, Division of Boating and Waterways, to receive and expend the Boating Safety and Enforcement Grant, in the amount of \$35,999, for the purchase of equipment; and

Increase appropriations in the General Grants Fund Group (SR 120) in the Police Department by \$35,998.97, offset by grant revenue.
(Citywide)

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

HEARING (5:10 PM)

8. [20-1036](#) 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 levy for the period of October 1, 2020 through September 30, 2021; and, authorize City Manager, or designee, to extend the agreement with the Belmont Shore Business Association for a one-year term.
(District 3)

Eric Romero, Project Manager, Economic Development, spoke.

Councilwoman Price spoke.

A motion was made by Councilwoman Price, seconded by Councilwoman Mungo, to approve recommendation and adopt Resolution No. RES-20-0135. The motion carried by the following vote:

Yes: 8 - Zendejas, Pearce, Price, Supernaw, Mungo, Andrews, Uranga and Richardson

Absent: 1 - Austin

Enactment No: RES-20-0135

REGULAR AGENDA (5:13 PM)

9. [20-1038](#) Recommendation to direct City Attorney to prepare an ordinance to address tenant harassment within the City of Long Beach; and, direct City Attorney to bring this back to the City Council for consideration at its next scheduled meeting, or as soon thereafter as reasonably possible.

Vice Mayor Andrews spoke.

Andrew Mandujano spoke.

Eduardo Olivas spoke.

Elsa Tung spoke.

Fred Sutton spoke.

Joshua Christian spoke.

Karen Reside spoke.

Maria Lopez spoke.

Melody Osuna spoke.

Sendi Quintana spoke.

Tanya Jimenez spoke.

Tiffany Davy spoke.

Jordan Wynne spoke.

Aura Velasco spoke.

Aurelia Ortega spoke.

Jose Luis Gonzales spoke.

Porfirio De La Rosa spoke.

Rosa Villasenor spoke.

Councilmember Uranga spoke.

Councilwoman Price spoke.

Vice Mayor Andrews spoke.

Mayor Garcia spoke.

Richard Anthony, Deputy City Attorney, spoke.

Councilwoman Price spoke.

Mayor Garcia spoke.

Councilwoman Zendejas spoke.

Councilmember Pearce spoke.

Councilman Supernaw spoke.

Thomas Modica, City Manager, spoke.

Charles Parkin, City Attorney, spoke.

Richard Anthony, City Attorney, spoke.

Councilmember Richardson spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Price spoke.

Vice Mayor Andrews spoke.

Councilwoman Mungo spoke.

Richard Anthony, Deputy City Attorney, spoke.

Vice Mayor Andrews spoke.

Councilwoman Mungo spoke.

Mayor Garcia spoke.

Councilmember Pearce spoke.

Councilwoman Mungo spoke.

Richard Anthony, Deputy City Attorney, spoke.

Councilwoman Price spoke.

Vice Mayor Andrews spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Mungo spoke.

Vice Mayor Andrews spoke.

Mayor Garcia spoke.

Councilmember Uranga spoke.

Richard Anthony, Deputy City Attorney, spoke.

Motion: Call the question.

Moved by Councilmember Pearce, seconded by Councilwoman Mungo.

Vote: Call the question.(Failed 3-5)

Yes: Councilwoman Price, Councilman Supernaw, and Councilwoman Mungo.

No: Councilwoman Zendejas, Councilmember Pearce, Vice Mayor Andrews, Councilmember Uranga, Councilmember Richardson. Absent: Councilman Austin.

Richard Anthony, Deputy City Attorney, spoke.

Vice Mayor Andrews spoke.

Councilmember Uranga spoke.

Councilwoman Zendejas spoke.

Councilmember Pearce spoke.

Councilwoman Mungo spoke.

Richard Anthony, Deputy City Attorney, spoke.

Charles Parkin City Attorney spoke.

A motion was made by Vice Mayor Andrews, seconded by Councilmember Uranga, to approve recommendation, as amended with the following changes/clarifications: No City enforcement, simply a civil matter; Will not apply to commercial properties, residential only; No residential properties will be exempt from this ordinance; Requirement of a social security number prior to tenancy is okay; Remove the requirement that the lease agreements be in the tenants preferred language; Once a 3 days notice is up, failure to accept rental payments is not tenant harassment; Remove the online payment portal requirement; and request City Attorney to bring the ordinance back at a City Council Special Meeting on Monday, November 2, 2020. The motion carried by the following vote:

Yes: 5 - Zendejas, Pearce, Andrews, Uranga and Richardson

No: 3 - Price, Supernaw and Mungo

Absent: 1 - Austin

10. [20-1039](#)

Recommendation to increase the FY 20 appropriations in the General Fund Group in the City Manager Department by \$1,046, offset by the Ninth Council District One-time District Priority Funds transferred from the Citywide Activities Department to provide a contribution to the Draculas for a mural painted at Houghton Park prior to the grand

opening of the expanded Houghton Park Community Center on June 30, 2020; and

Decrease the FY 20 appropriations in the General Fund Group in the Citywide Activities Department by \$1,046 to offset a transfer to the City Manager Department.

A motion was made by Councilmember Richardson, seconded by Councilmember Pearce, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Zendejas, Pearce, Price, Supernaw, Mungo, Andrews, Uranga and Richardson

Absent: 1 - Austin

11. [20-1037](#)

Recommendation to adopt resolution to accept and expend grant funding from the California Department of Housing and Community Development (HCD), in an amount not to exceed \$36,000,000; and

Authorize City Manager, or designee, to execute all necessary documents and any subsequent amendments, including amending the terms, or changing the amount of the award, with HCD relating to the grant application and award to the Long Beach Development Services and Health and Human Services Departments, for acquisition and operation of an existing hotel and conversion into interim housing options for persons experiencing homelessness. (Citywide)

Jordan Wynne spoke.

A motion was made by Councilmember Uranga, seconded by Councilmember Zendejas, to approve recommendation and adopt Resolution No. RES-20-0136. The motion carried by the following vote:

Yes: 8 - Zendejas, Pearce, Price, Supernaw, Mungo, Andrews, Uranga and Richardson

Absent: 1 - Austin

Enactment No: RES-20-0136

12. [20-1040](#) Recommendation to receive and file a report on the DeForest Park Vision Plan; and, accept Statutory Exemption SE-20-082. (District 9)

Alexander Jung spoke.

Councilmember Richardson spoke.

Brent Dennis, Director of Parks, Recreation and Marine, spoke.

Meredith Reynolds, Manager, Park Planning and Partnerships Bureau, spoke; and provided a PowerPoint presentation.

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

Yes: 8 - Zendejas, Pearce, Price, Supernaw, Mungo, Andrews, Uranga and Richardson

Absent: 1 - Austin

13. [20-1041](#) Recommendation to authorize City Manager, or designee, to execute all documents necessary to issue and administer a new Right-of-Entry Permit to Conservation Corps of Long Beach, a nonprofit 501c3, for the construction for an Environmental Stewardship Center, for a period of two years, from September 1, 2020 through August 30, 2022, with the option to renew for one year; and, the approval of an Environmental Stewardship Center for public recreation at DeForest Park, which meets a recreational need within the City. (District 9)

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

Yes: 8 - Zendejas, Pearce, Price, Supernaw, Mungo, Andrews, Uranga and Richardson

Absent: 1 - Austin

14. [20-1042](#) Recommendation to authorize City Manager, or designee, to execute all documents necessary for a new Right-of-Entry Permit to Camp Fire Angeles, a nonprofit 501c3, for the construction of Discovery Trails at

DeForest Park, for a period of two years from September 1, 2020 through August 30, 2022, with the option to renew for one year; and, the approval of the Discovery Trails for public recreation, which meets a recreational need within the City. (District 9)

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

Yes: 8 - Zendejas, Pearce, Price, Supernaw, Mungo, Andrews, Uranga and Richardson

Absent: 1 - Austin

ORDINANCE (7:39 PM)

15. [20-1024](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Sections 5.90.200 and 5.92.915, all relating to the hours of operation for medical and adult-use marijuana dispensaries, read and adopted as read. (Citywide)

A motion was made by Councilmember Zendejas, seconded by Councilmember Uranga, to approve recommendation and adopt Ordinance No. ORD-20-0042. The motion carried by the following vote:

Yes: 8 - Zendejas, Pearce, Price, Supernaw, Mungo, Andrews, Uranga and Richardson

Absent: 1 - Austin

Enactment No: ORD-20-0042

NEW BUSINESS (7:41 PM)

16. [20-1046](#) Recommendation to direct City Manager and City Attorney to provide a report to the City Council on the role of the Council as a legislative body in the implementation and interpretation of the State of California's health orders in response to COVID-19.

Councilwoman Price spoke.

Councilwoman Mungo spoke.

Councilmember Pearce spoke.

Councilwoman Zendejas spoke.

Clarissa Bauer spoke.

Dave Shukla spoke.

David Rosett spoke.

Lisa Kammel spoke.

Michael Neufeld spoke.

Tiffany Davy spoke.

Councilwoman Price spoke.

Thomas Modica, City Manager, spoke.

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

Yes: 7 - Zendejas, Price, Supernaw, Mungo, Andrews, Uranga and Richardson

Absent: 2 - Pearce and Austin

17. Affidavit of Service for special meeting held Tuesday October 20, 2020.

18. [20-1047](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Thursday, October 15, 2020.

This Agenda Item was received and filed.

19. [20-1051](#) eComments received for the City Council meeting of Tuesday, October 20, 2020.

This Agenda Item was received and filed.

ANNOUNCEMENTS (8:10 PM)

Vice Mayor Andrews made community announcements.

ADJOURNMENT (8:10 PM)

At 8:10 PM, Vice Mayor Andrews adjourned the meeting.

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NOTE:

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