

RESOLUTION NO. RES-11-0137

A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF LONG BEACH ADOPTING A HEALTHY  
BEVERAGE VENDING POLICY

WHEREAS, obesity is a serious and growing public health problem, with obesity rates more than doubling in the past twenty years; and

WHEREAS, the City of Long Beach is committed to promoting health and combating the obesity epidemic; and

WHEREAS, the federal Centers for Disease Control and Prevention and the Institute of Medicine recommend that local government entities implement policies and practices to promote healthy food and beverages and reduce or eliminate the availability of calorie dense nutrient poor foods; and

WHEREAS, the City of Long Beach has joined the federal government's Let's Move Cities and Towns Campaign which encourages local government to adopt policies that aim to reduce childhood obesity; and

WHEREAS, 31% of Long Beach adults are obese and therefore at risk for many chronic conditions such as diabetes, heart disease, stroke, hypertension, arthritis, and cancer; and

WHEREAS, childhood obesity in the United States has more than tripled in the past 30 years; and

WHEREAS, approximately 27% of Long Beach 5th, 7th, and 9th graders are considered obese; and

WHEREAS, the current generation of children may be the first that will be less healthy and have a shorter life expectancy than their parents due to the increasing rates of obesity; and

WHEREAS, obesity and overweight take a tremendous toll on the health

1 and productivity of all Californians, annually costing the state \$21 billion; and

2 WHEREAS, the City of Long Beach bears a portion of these costs in health  
3 care premiums, sick days and lost productivity; and

4 WHEREAS, unhealthy foods and beverages are pervasive in our  
5 community, and there is evidence that what we choose to eat is influenced by what is  
6 available locally; and

7 WHEREAS, teens and adults who consume one or more sodas or sugar  
8 sweetened beverages per day are more likely to be overweight or obese; and

9 WHEREAS, research has confirmed that a policy approach to preventing  
10 disease confers significant benefit to the population at large; and

11 WHEREAS, the City of Long Beach is committed to using its public funds to  
12 promote the public's health and welfare, including the health and welfare of children and  
13 families; and

14 WHEREAS, the City has jurisdiction over municipal facilities and programs  
15 serving residents and employees where they consume food and beverages; and

16 WHEREAS, it is in the City's interest to use facilities and programs to  
17 promote and support health;

18 NOW, THEREFORE, the City Council of the City of Long Beach resolves as  
19 follows:

20 Section 1. That the City Council of the City of Long Beach hereby adopts  
21 a Healthy Beverage Vending Policy, a copy of which is attached hereto as Exhibit "A" and  
22 made a part hereof by this reference.

23 Section 2. That all beverages to be sold in City-contracted vending  
24 machines located in publicly accessible City-owned or City-controlled facilities and  
25 institutions (including, but not limited to, parks, recreation centers, pools, City offices,  
26 libraries, community centers, etc.) shall comply with the City's nutrition guidelines outlined  
27 in the Policy.

28 Section 3. That future procurement and negotiations of City contracts for

OFFICE OF THE CITY ATTORNEY  
ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

1 the operation of beverage vending machines within publicly accessible City facilities and  
2 institutions shall specify a requirement that all beverages to be sold in City-contracted  
3 vending machines shall meet the City's nutrition guidelines outlined in the Policy.

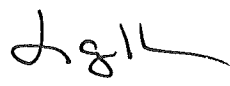
4 Section 4. This resolution shall take effect immediately upon its adoption  
5 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

6 I hereby certify that the foregoing resolution was adopted by the City  
7 Council of the City of Long Beach at its meeting of December 6, 2011 by  
8 the following vote:

9  
10 Ayes: Councilmembers: Lowenthal, Schipske, Andrews, Johnson,  
11 Gabelich, Neal.  
12 \_\_\_\_\_  
13 \_\_\_\_\_

14 Noes: Councilmembers: O'Donnell.  
15 \_\_\_\_\_

16 Absent: Councilmembers: Garcia, DeLong.  
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20 \_\_\_\_\_  
21 City Clerk

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**Exhibit A**  
**Long Beach Healthy Beverage Vending Policy**

The purpose of the Long Beach Healthy Beverage Vending Policy is to promote good health among Long Beach residents, and to make Long Beach a healthy "world class" city.

The nutrition standards outlined in this policy have been established based on the standards used by California schools (SB 12), as well as those standards developed and successfully implemented in other cities and counties with food and beverage policies. These standards are also consistent with many of the nutrition messages provided in the *Dietary Guidelines for Americans*. The Dietary Guidelines Advisory Committee, which is jointly established by the U.S. Department of Agriculture and the U.S. Department of Health and Human Services, has created the *Dietary Guidelines for Americans* with the purpose of providing science-based advice to promote health and reduce the risk of chronic disease through diet and physical activity. \*

**Healthy Beverage Vending Policy**

Beverage vending machines **in public areas** will be subject to the following Healthy Beverage Vending Policy:

Youth Sites - Beverage Vending Machines

May contain 50 -100% fruit juices, bottled water, unflavored low fat and nonfat milk, soy milks, artificially sweetened sports drinks/vitamin waters/flavored waters.\*

All Other Beverage Vending Machines

May contain 50 -100% fruit juices, bottled water, unflavored low fat and nonfat milk, soy milks, artificially sweetened sports drinks/vitamin waters/flavored waters, diet sodas and diet teas.\*

Note – beverage vending machines "not in public areas" are not subject to this policy. The products noted are not exclusive.

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Policy Exemptions

The Long Beach Healthy Beverage Vending Policy **does not** apply to the vendors in locations not under direct City control (i.e., golf courses, airport food vendors, city hall snack shop vendor).

Definitions

- Youth-Sites – are those City sites open to the public where there is programming specifically for children and youth (under the age of 18) such as community health centers, libraries, park sites, or other spaces that regularly host out of school time programs, and athletic facilities that are used by youth teams.
- Non-youth sites – are all sites City sites open to the public which do not meet the definition of a youth site.
- Public Area – means any area to which the public is invited or in which the public is generally permitted and under the control of the City.

\* The Health Department can provide a "Healthy Snack Food and Beverage Policy" listing and additional information on nutritional requirements of said products in compliance with the noted nutrition standards.