

May 12, 2020

C-1

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the minutes for the City Council meeting of Tuesday, April 21, 2020.

DISCUSSION

The Legistar minutes for the City Council meeting of Tuesday, April 21, 2020 are attached for review and approval.

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:pr
Attachment

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 & 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.

The Agenda Items were considered in the following order: Consent Calendar, Agenda Item Nos. 16 - 19, Agenda Item Nos. 28, 27, 20 - 26, 29, 30.

ROLL CALL (5:02 PM)

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

Also present: Thomas Modica, Acting City Manager; Rebecca Garner, Acting Assistant City Manager; Charles Parkin, City Attorney; Monique De La Garza, City Clerk; Pablo Rubio, City Clerk Analyst.

Mayor Garcia presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Mayor Robert Garcia.

Mayor Garcia announced that Agenda Item No. 15 has been withdrawn.

CONSENT CALENDAR (5:05 PM)

Passed the Consent Calendar.

A motion was made by Councilmember Richardson, seconded by Councilwoman Price, to approve Consent Calendar Items 1 - 14. The motion carried by the following vote:

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

1. 20-0323 Recommendation to refer to City Attorney damage claims received between April 6, 2020 and April 13, 2020.

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

2. 20-0324 Recommendation to authorize City Manager, or designee, to execute any and all documents necessary for the First Amendment to Lease No. 31736 with AP-Atlantic, LLC, a California limited liability company, for office space at 5166 Atlantic Avenue, for continued operation of the Health and Human Services Department's Women, Infants and Children Nutrition Program, for an additional five years, through January 31, 2026. (District 8)

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

3. 20-0325 Recommendation to authorize City Manager, or designee, to execute the 2020 Long Beach Tidelands Dry Gas Agreement with the California State Lands Commission for the wholesale market value of the Tidelands dry gas. (Citywide)

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

4. 20-0326 Recommendation to authorize the Financial Management Department to process a refund in the amount of \$38,880 to Plantonics, Inc., at 235 East Pacific Coast Highway. (District 6)

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

5. 20-0327 Recommendation to authorize City Manager, or designee, to approve a fee waiver for the Navy Yacht Club - Long Beach, in an amount not to exceed \$5,000, for use of dock space in Alamitos Bay Marina for veteran honoring, racing and cruise celebrations, for events scheduled through December 12, 2020. (District 3)

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

6. 20-0328 Recommendation to authorize City Manager, or designee, to execute an agreement, and any necessary documents, with The Fix Project, dba Fix Long Beach, a nonprofit organization, to partner with the Parks, Recreation and Marine Department, for Mobile Community Spay/Neuter Clinics, in an annual amount not to exceed \$22,500, from May 1, 2020 to April 30, 2022, with annual renewal options through April 30, 2025; and

Increase appropriations in the General Fund Group in the Parks, Recreation and Marine Department by \$22,500, offset by funds reserved for spay and neutering purposes. (District 5)

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

7. 20-0329 Recommendation to receive the application of Lyens Foods, Incorporated, dba The Original Park Pantry, for a premise to premise and person to person transfer of an Alcoholic Beverage Control (ABC) License, at 2104 East Broadway; submit a Public Notice of Protest to ABC; and, direct City Manager to withdraw the protest if a Conditional Use Permit is granted. (District 3)

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

8. 20-0330 Recommendation to authorize City Manager, or designee, to execute all

necessary documents to amend Contract No. 34167 and Munis Contract No. 31900668 with American Correctional Solutions, Inc., of Irvine, CA, to provide jail inmate nursing services to the Long Beach Police Department Jail, to increase the contract by \$400,000, for a revised total amount not to exceed \$900,000, and extend the term of the contract to November 30, 2020. (Citywide)

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

9. 20-0331 Recommendation to authorize City Manager, or designee, to enter into a Memorandum of Understanding, and all other necessary documents, with the Los Angeles County District Attorney's Office, to provide them documents released via a third-party Senate Bill 1421 California Public Records Act request. (Citywide)

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

10. 20-0332 Recommendation to authorize City Manager, or designee, to execute all necessary documents, including any amendments, with the Board of State and Community Corrections, to receive and expend grant funding for mental health training for detention personnel, in the amount of \$15,660 for the period of May 1, 2019 to September 30, 2020; and
- Increase appropriations in the General Grants Fund Group in the Police Department by \$15,660, offset by grant revenue. (Citywide)

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

11. 20-0333 Recommendation to authorize City Manager, or designee, to enter into a Memorandum of Understanding, and all other necessary documents, with the City of Signal Hill, CA, for the use of the Long Beach Police Department Jail for booking and inmate housing services, for a period of two years, with the option to renew for two additional one-year periods. (Citywide)

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

12. 20-0334 Recommendation to authorize City Manager, or designee, to execute a Memorandum of Understanding, and all necessary documents, with the Los Angeles County Sheriff's Department, to define the framework and guidelines related to inmate lockup operations at the Governor George Deukmejian Courthouse, for a term through June 30, 2024. (Citywide)

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

13. 20-0335 Recommendation to authorize City Manager, or designee, to execute all necessary documents to amend Contract No. 34643 and interim Munis Contract No. 31900251 with Galls, LLC, of Chicago, IL, for furnishing and delivering duty gear and uniforms to the Long Beach Police Department, to increase the contract amount by \$641,667, for a revised total amount not to exceed \$1,091,667, and extend the term of the contract to November 30, 2020. (Citywide)

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

14. 20-0336 Recommendation to authorize City Manager, or designee, to execute all documents necessary to amend Contract No. 33846 with Iteris, Inc., of Santa Ana, CA, for as-needed traffic engineering, transportation planning and related technical and professional services, to increase the contract amount by \$400,000, for a revised total contract amount not to exceed \$1,100,000, and extend the term of the contract to May 31, 2021;

Authorize City Manager, or designee, to execute all documents necessary to amend Contract No. 33843 with KOA Corporation, of Orange, CA, for as-needed traffic engineering, transportation planning and related technical and professional services, to increase the contract amount by \$400,000, for a revised total contract amount not to exceed \$1,850,000, and extend the term of the contract to May 31, 2021; and

Authorize City Manager, or designee, to execute all documents necessary to amend Contract No. 33840 with Linscott, Law & Greenspan Engineers, of Irvine, CA, for as-needed traffic engineering, transportation planning and related technical and professional services, to increase the contract amount by \$200,000, for a revised total contract amount not to exceed \$500,000, and extend the term of the contract to May 31, 2021. (Citywide)

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

HEARINGS (5:06 PM)

15. 20-0337 WITHDRAWN
~~Recommendation to receive supporting documentation into the record, conclude the public hearing, and grant an Entertainment Permit with conditions on the application of The Bungalow Long Beach, LLC, dba The Bungalow Long Beach, at 6420 East Pacific Coast Highway #200, for Entertainment without Dancing. (District 3)~~

This Public Hearing was withdrawn.

16. 20-0338 Recommendation to receive the supporting documentation into the record, conclude the public hearing, and adopt resolution approving and certifying Environmental Impact Report (EIR 01-20)/ Environmental Assessment No. 273000, making certain California Environmental Quality Act (CEQA) Findings and Determinations relative thereto; and
- Adopting a Mitigation Monitoring and Reporting Program (Environmental Commitments), as set forth in said Resolution, in accordance with those measures as set forth in EIR 01-20; for the Shoemaker Bridge Replacement Project (State Clearinghouse No. 2016041007). (Districts 1,2)

Thomas Modica, City Manager, spoke.

Craig Beck, Director of Public Works, spoke; and provided a PowerPoint presentation.

Alvin Papa, City Engineer, spoke; and continued the PowerPoint presentation.

Councilwoman Zendejas spoke.

Councilman Austin spoke.

Councilmember Uranga spoke.

Councilwoman Price spoke.

A motion was made by Councilmember Zendejas, seconded by Councilmember Pearce, to approve recommendation and adopt Resolution No. RES-20-0052. The motion carried by the following vote:

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

Enactment No: RES-20-0052

REGULAR AGENDA (5:30 PM)

- 17. 20-0339** Recommendation to increase appropriations in the Special Advertising and Promotion Fund Group in the City Manager Department by \$5,000, offset by the Ninth Council District One-time District Priority Funds transferred from the Citywide Activities Department, to provide a contribution to Agency ETA for the "Remembering Our Roots" Black History Month video exhibit; and

Decrease appropriations in the Special Advertising and Promotion Fund Group in the Citywide Activities Department by \$5,000 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: 9 - Zendejas, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

18. 20-0340 Recommendation to request City Manager, or designee, to work with the Animal Care Services Bureau in Parks, Recreation and Marine Department to implement a "Commitment to Adopt Policy" within 60 days to provide a streamlined and equitable approach for placing animals into forever homes.

Councilwoman Mungo spoke.

Councilwoman Price spoke.

Vice Mayor Andrews spoke.

Councilmember Pearce spoke.

Thomas Modica, City Manager, spoke.

Councilmember Pearce spoke.

Councilman Supernaw spoke.

Councilman Austin spoke.

Councilwoman Zendejas spoke.

Councilwoman Mungo spoke.

Mayor Garcia 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, Pearce, Price, Supernaw, Mungo, Andrews, Uranga, Austin and Richardson

19. 20-0341 Recommendation to receive and file the Fiscal Year 2020 First Budget Performance Report. (Citywide)

Thomas Modica, City Manager, spoke.

Mayor Garcia spoke.

Councilmember Uranga spoke.

Councilwoman Mungo spoke.

Councilmember Pearce spoke.

Councilman Austin spoke.

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

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

20. 20-0342

Recommendation to adopt resolution authorizing City Manager, or designee, to execute a Revolving Line of Credit with JPMorgan Chase Bank, N.A., in an amount not to exceed \$25,000,000 for a one year term, with the option to extend the term for an additional one-year period, secured by pledged City assets and payable by the General Fund Group, and authorize the execution of all necessary documents in connection therewith. (Citywide)

A motion was made by Councilmember Richardson, seconded by Councilmember Zendejas, to approve recommendation and adopt Resolution No. RES-20-0053. The motion carried by the following vote:

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

Enactment No: RES-20-0053

21. 20-0343

Recommendation to adopt resolution authorizing the execution of a Revolving Line of Credit with JPMorgan Chase Bank, N.A., by the Board of Water Commissioners, on behalf of the City of Long Beach, in an amount not to exceed \$60,000,000, for a maximum term of three years, with the option to extend for an additional two-year periods, secured and payable solely from Long Beach Water Department revenues in the Water Fund Group, and authorize the execution of all necessary documents in connection therewith. (Citywide)

Councilwoman Price spoke.

Councilwoman Mungo spoke.

A motion was made by Councilmember Uranga, seconded by Councilmember Zendejas, to approve recommendation and adopt Resolution No. RES-20-0054. The motion carried by the following vote:

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

Enactment No: RES-20-0054

22. 20-0344

Recommendation to receive supporting documentation into the record, adopt resolution authorizing the issuance by the Board of Harbor Commissioners, on behalf of the City of Long Beach, of a loan to be provided by the United States Department of Transportation, and a related Subordinate Harbor Revenue Note, in an aggregate principal amount not to exceed \$500,000,000, secured by a pledge and solely payable from Harbor Department revenues in the Harbor Fund Group; and, authorize the execution of all necessary documents. (Citywide)

A motion was made by Councilmember Zendejas, seconded by Councilmember Uranga, to approve recommendation and adopt Resolution No. RES-20-0055. The motion carried by the following vote:

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

Enactment No: RES-20-0055

23. 20-0345

Recommendation to adopt Specifications No. RFP PR19-126 and award a contract to Great Scott Tree Service, Inc., of Stanton, CA, to provide tree trimming and related services, in an annual amount of \$843,500, with a 15 percent contingency in the amount of \$126,525, for a total annual contract amount not to exceed \$970,025, for a period of two years, with the option to renew for three additional one-year periods, at the discretion of the City Manager; and, authorize City Manager, or designee, to execute all documents necessary to enter

into the contract, including any necessary amendments. (Citywide)

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

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

ORDINANCES (6:20 PM)

- 24. 20-0301** Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Sections 21.15.441.1, 21.15.441.3, and Table 33-2 of Chapter 21.33; and by adding Section 21.15.441.5, all relating to cannabis businesses, read and adopted as read. (Citywide)

Councilmember Pearce recused herself from Agenda Item No. 24.

Charles Parkin, City Attorney, spoke.

A motion was made by Councilmember Zendejas, seconded by Councilmember Uranga, to approve recommendation and adopt Ordinance No. ORD-20-0011. The motion carried by the following vote:

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

Recused: 1 - Pearce

Enactment No: ORD-20-0011

- 25. 20-0302** Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Sections 5.92.765; and by adding Chapter 8.13, all relating to cannabis businesses and personal cultivation, read and adopted as read. (Citywide)

Councilmember Pearce recused herself from Agenda Item No. 25.

A motion was made by Councilmember Uranga, seconded by Councilmember Zendejas, to approve recommendation and adopt Ordinance No. ORD-20-0012. The motion carried by the following vote:

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

Recused: 1 - Pearce

Enactment No: ORD-20-0012

NEW BUSINESS (6:22 PM)

26. 20-0348 Recommendation to request City Manager to report back to the City Council on how Long Beach households will be able to utilize the L.A. County Countywide Emergency Rental Assistance Program when it is implemented, and assess the feasibility of utilizing additional federal, state and private funding sources to leverage for additional Long Beach families in financial need to be able to obtain emergency rental assistance during the COVID-19 crisis.

Councilman Austin spoke.

Councilwoman Price spoke.

Vice Mayor Andrews spoke.

Councilman Supernaw spoke.

Councilwoman Zendejas spoke.

Councilmember Richardson spoke.

Councilmember Pearce spoke.

Charles Parkin, City Attorney, spoke.

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

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

27. 20-0349 Recommendation to to request City Manager to work with Office of Equity to schedule a future presentation before the City Council on the Equity Toolkit, including an overview of case studies and examples on how to apply it.

Councilmember Pearce spoke.

Councilmember Uranga spoke.

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

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

28. 20-0350 Recommendation to request City Manager to work with the Office of Equity to establish a policy requiring a health equity lens statement on all staff reports related to COVID-19 impacts and response.

Further, request the Office of Equity to train the Joint Information Center on utilization of the Long Beach Equity Toolkit.

Councilmember Richardson spoke.

Vice Mayor Andrews spoke.

Councilwoman Zendejas spoke.

Councilmember Uranga spoke.

Councilman Austin spoke.

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

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

29. 20-0351 Recommendation to authorize City Manager, or designee, to execute all documents necessary, for the relinquishment of the City of Long Beach's Right of First Refusal, termination of use covenants, and termination of access easements pertaining to real property owned by The Boeing Company (APN's 7149-001-052 and 7149-003-010). (District 5)

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

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

30. 20-0352 Recommendation to support reinstatement of citywide street cleaning program, including enforcement on May 4, 2020, consistent with the temporary modification plan, initiated on March 17, 2020, to suspend operations while an alternative neighborhood parking program was put in place; or

Adopt a policy directing staff to defer full reinstatement of the citywide street cleaning program by continuing to suspend enforcement until the City's Safer-at-Home Order is lifted; or

Direct City Manager to work with City Attorney to develop an implementation plan for a new citywide street cleaning program that would provide services twice a month (e.g., first and third Wednesday each month); conduct all necessary meet and confer requirements for any impacted employees; and, work to place all impacted employees into other vacant positions within the City. (Citywide)

Thomas Modica, City Manager, spoke.

Mayor Garcia spoke.

Councilmember Richardson spoke.

Councilmember Pearce spoke.

Charles Parkin, City Attorney, spoke.

Councilmember Pearce spoke.

Thomas Modica, City Manager, spoke.

Councilmember Pearce spoke.

Thomas Modica, City Manager, spoke.

Vice Mayor Andrews spoke.

Thomas Modica, City Manager, spoke.

Councilwoman Price spoke.

Councilwoman Mungo spoke.

Mayor Garcia spoke.

Councilwoman Zendejas spoke.

Charles Parkin, City Attorney, spoke.

Councilman Supernaw spoke.

Councilmember Uranga spoke.

Councilman Austin spoke.

Mayor Garcia spoke.

Councilmember Richardson spoke.

Thomas Modica, City Manager, spoke.

Councilmember Pearce spoke.

Councilwoman Zendejas spoke.

Thomas Modica, City Manager, spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Mungo spoke.

Councilman Supernaw spoke.

A motion was made by Councilmember Richardson, seconded by Vice Mayor Andrews, to reinstate the full street cleaning program on May 4, 2020; issue warnings for the first two weeks, request that the warnings not look like parking tickets; and to begin citation activity on May 18, 2020. The motion carried by the following vote:

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

31. Affidavit of Service for special meeting held Tuesday April 21, 2020.

32. 20-0353 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, April 17, 2020.

This Agenda Item was received and filed.

33. 20-0361 eComments received for the City Council meeting of Tuesday, April 21, 2020.

This Agenda Item was received and filed.

ADJOURNMENT (7:39 PM)

At 7:39 PM, Mayor Garcia 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.

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