

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

RESOLUTION NO. RES-08-0098

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH IN OPPOSITION OF PROPOSITION 8 ON THE 2008 CALIFORNIA GENERAL ELECTION BALLOT THAT IF PASSED WOULD ELIMINATE THE RIGHT OF SAME SEX COUPLES TO MARRY

WHEREAS, in May 2008 in the In re Marriage Cases, the California Supreme Court held that individuals of the same sex have the right to marry under the California Constitution; and

WHEREAS, the California Supreme Court further held that state statutes that limit marriage to a relationship between a man and a woman violated the equal protection clause of the California Constitution; and

WHEREAS, the California Supreme Court found that limiting marriage to opposite-sex couples "will, as a realistic matter, impose appreciable harm on same-sex couples and their children, because denying such couples access to the familiar and highly favored designation of marriage is likely to cast doubt on whether the official family relationship of same-sex couples enjoys dignity equal to that of opposite-sex couples"; and

WHEREAS, the efforts of the City of Long Beach to provide a safe and secure City free of discrimination will be undermined by any state initiative that would impose differential treatment of certain individuals based on defining characteristics such as gender, race, ethnicity, religion and sexual orientation;

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

Section 1. The City of Long Beach hereby strongly opposes Proposition

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1 8 an amendment to the California Constitution to eliminate the right of same-sex couples  
2 to marry and urges voters to oppose this measure in the 2008 California General  
3 election.

4 Section 2. The City Clerk is directed to transmit a copy of this resolution  
5 to the members of the Long Beach delegation, to the California Assembly and Senate, to  
6 the League of California Cities, and to other officials, agencies, entities, and individuals  
7 as may be deemed appropriate by the City Manager.

8 Section 3. This resolution shall take effect immediately upon its adoption  
9 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

10 I hereby certify that the foregoing resolution was adopted by the City  
11 Council of the City of Long Beach at its meeting of September 2, 2008 by the  
12 following vote:

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14 Ayes: Councilmembers: B. Lowenthal, DeLong, O'Donnell,  
15 Schipske, Andrews, Reyes Uranga,  
16 Gabelich, Lerch.

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18 Noes: Councilmembers: None.

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20 Absent: Councilmembers: S. Lowenthal

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City Clerk