

June 13, 2023

C-5

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Approve the minutes for the City Council meetings of Tuesday, May 16 and May 23, 2023.

DISCUSSION

The Legistar minutes for the City Council meetings of Tuesday, May 16 and May 23, 2023 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: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.

ROLL CALL (5:05 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; Tamela Austin, City
Clerk Specialist.

Mayor Richardson presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Roberto Uranga, Councilmember, Seventh District.

CONSENT CALENDAR (5:14 PM)

Passed the Consent Calendar.

A motion was made by Councilman Austin, seconded by Vice Mayor Allen, to approve Consent Calendar Items 1 - 11, except for Item 11. The motion carried by the following vote:

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

1. 23-0494 Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$3,500, offset by the Eighth Council District One-time District Priority Funds, transferred from the Citywide Activities Department, to provide donations of:

1. \$2,500 to the Conservation Corps of Long Beach to support the Dine on Pine 2023 fundraiser;
2. \$1,000 Love Beyond Limits to support the 10th Anniversary "Connecting Beyond Limits" event; and

Decrease appropriation in the General Fund Group in the Citywide Activities Department by \$3,500, to offset a transfer to the City Manager Department.

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

2. 23-0495 Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$5,058, offset by the Third Council District One-Time District Priority Funds, transferred from the Citywide Activities Department, to provide a donation of \$5,058 to the Community Action Team (CAT) to support Long Beach Touch A Truck; and

Decrease appropriations in the General Fund Group in the Citywide Activities Department by \$5,058, to offset a transfer to the City Manager Department.

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

3. 23-0496 Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$500, offset by \$250 from

the Third Council District One-Time District Priority Funds and \$250 from the Fourth Council District One-Time District Priority Funds transferred from the Citywide Activities Department, to provide a donation of \$500 to the Long Beach Police Historical Society to support Long Beach Touch A Truck; and

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

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

4. 23-0497 Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$500, offset by the Seventh Council District One-time District Priority Funds, transferred from the Citywide Activities Department to Project X LB to support Cabrillo High School's Senior Prom; and

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

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

5. 23-0499 Recommendation to refer to City Attorney damage claims received between May 1, 2023 and May 8, 2023.

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

6. 23-0482 Recommendation to authorize City Manager, or designee, to execute all documents necessary to amend Contract No. 36111 with Bureau Veritas North America, Inc., of Santa Ana, CA; Contract No. 36113 with CSG Consultants, Inc., of Orange, CA; Contract No. 36133 with Interwest Consulting Group, of Irvine, CA; Contract No. 36110 with JAS Pacific, of Upland, CA; Contract No. 36109 with TRB & Associates, of Long Beach, CA; Contract No. 36114 with True North Compliance Services, of Long Beach, CA; Contract No. 36104 with The Code

Group dba VCA Code, of Orange, CA; and Contract No. 36112 with Willdan, Inc., of Anaheim, CA, for as-needed plan review and inspection services, to increase the annual aggregate contract amount by \$2,000,000, for a revised annual aggregate amount not to exceed \$3,500,000. (Citywide)

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

7. 23-0483 Recommendation to authorize City Manager, or designee, to execute all documents necessary for the Fourth Amendment to Revocable Permit No. 35437 with Archdiocese of Los Angeles Education and Welfare Corporation, on behalf of St. Anthony High School, for the continued use of a City-owned parking lot to the south of 854 East 7th Street, commonly known as the former Long Beach Armory Parking Lot, for one year, with a one-year renewal option, at the discretion of the City Manager. (District 1)

Levine Act: Yes

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

8. 23-0484 Recommendation to authorize City Manager, or designee, to execute an amendment, and all necessary documents or subcontracts including any subsequent amendments extending the grant term or changing the amount of the award, to the City of Los Angeles Agreement Number 141843 between the City of Los Angeles and the City of Long Beach, Pacific Gateway Workforce Innovation Network, to accept and spend up to \$1,104,556 in Workforce Innovation and Opportunity Act (WIOA) funds, to continue operations of the Harbor Gateway WorkSource Center, for the period of June 30, 2022 through June 30, 2023. (Citywide)

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

9. 23-0486 Recommendation to authorize City Manager, or designee, to amend Contract No. 34880, including any subsequent amendments to extend

the term of the agreement or the grant award, with the County of Los Angeles, Department of Public Health, for public health emergency preparedness and response services, to accept and expend additional funding in the amount of \$1,821,203 for a total grant award of \$51,216,599. (Citywide)

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

10. 23-0487 Recommendation to authorize City Manager, or designee, to execute all documents necessary to amend Contract No. 35598 with Health Advocate, Inc., of Omaha, NE, for providing comprehensive and strategic suite of health resources designed to streamline City of Long Beach employees' healthcare navigation experience, to increase the annual contract amount by \$175,000 for a revised annual contract amount not to exceed \$450,000. (Citywide)

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

11. 23-0488 Recommendation to authorize City Manager, or designee, to execute a contract, and any necessary documents including any necessary subsequent amendments, with the California State University, Long Beach Research Foundation, to receive and expend grant sub-award funding for the Technology and Innovation Department 'Trust, transparency and technology: Building digital equity through a civic digital commons' project, for program activities including coordination of stakeholder engagement and administrative support, in an amount not to exceed \$14,997, for a period of May 1, 2023 through April 30, 2024; and

Increase appropriations in the General Services Fund Group in the Technology and Innovation Department by \$14,997, offset by grant revenue. (Citywide)

Thomas Modica, City Manager, spoke.

Lea Eriksen, Director of Technology and Innovation, spoke; and provided a PowerPoint presentation.

Councilmember Ricks-Oddie spoke.

Councilwoman Saro spoke.

Mayor Richardson 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

CEREMONIALS AND PRESENTATIONS (5:07 PM)

VETERANS AFFAIRS COMMISSION

Thomas Modica, City Manager, spoke.

Jesse Blanco, Chair, Veterans Affairs Commission, spoke.

Mayor Richardson spoke.

Councilwoman Zendejas spoke.

23-0540 Gina Overholt, Coordinator, Health and Human Services, spoke; and provided a PowerPoint presentation.

This Handout was received and filed.

HEARING (6:53 PM)

- 12.** 23-0489 Recommendation to receive supporting documentation into the record, conclude the public hearing, find the Municipal Code amendments consistent with the previously approved Statutory and Categorical Exemptions (CE-20-091) and find the Municipal Code amendments exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080.9 and Cal. Code Regs. Tit.

14, Section 15265;

Declare ordinance approving a Zoning Code Amendment amending Title 21, Zoning Regulations, of the Long Beach Municipal Code, to implement modifications requested by the California Coastal Commission, read the first time and laid over to the next regular meeting of the City Council for final reading; and

Councilmember Ricks-Oddie recused herself from Agenda Item No. 12.

Linda Tatum, Assistant City Manager, spoke.

Maryanne Cronin, Planner, Development Services, spoke; and provided a PowerPoint presentation.

Councilmember Uranga spoke.

A motion was made by Councilmember Uranga, seconded by Vice Mayor Allen, to declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote. The motion carried by the following vote:

Yes: 8 - Zendejas, Allen, Duggan, Supernaw, Kerr, Saro, Uranga and Austin

Recused: 1 - Ricks-Oddie

23-0500

Adopt resolution authorizing City Manager, or designee, to submit the Local Coastal Program Amendment (LCP-5-LOB-21-0089-3-Part B) and associated materials to the California Coastal Commission for its review and certification in compliance with the California Coastal Commission's March 9, 2023 action. (Citywide)

A motion was made by Councilmember Uranga, seconded by Vice Mayor Allen, to approve recommendation and adopt Resolution No. RES-23-0070.

Yes: 8 - Zendejas, Allen, Duggan, Supernaw, Kerr, Saro, Uranga and Austin

Recused: 1 - Ricks-Oddie

Enactment No: RES-23-0070

PUBLIC COMMENT (7:00 PM)

Yvonne Gomez spoke regarding the Long Beach Animal Shelter.

Paula E. Wood spoke regarding gun violence.

Christopher Covington spoke regarding violence prevention.

Jesvin Selda spoke regarding violence prevention.

Rocio Torres spoke regarding violence prevention.

Cindy Sahagun spoke regarding gun violence.

Jessica Quintana spoke regarding gun violence intervention and prevention.

Mayor Richardson spoke.

UNFINISHED BUSINESS (7:16 PM)

17. 23-0467 Recommendation to receive and file a report prepared by Lisa Wise Consulting, Inc., and the Public Outreach report prepared by City of Long Beach (City) staff regarding the City's existing sidewalk vending regulations; and

Request City Attorney to prepare ordinance based on the recommendations outlined herein regarding sidewalk vending regulations and update the Long Beach Municipal Code (LBMC) to comply with the most recently enacted State legislation regarding sidewalk vending; to consolidate, where feasible, provisions of the LBMC relating to the regulation and enforcement of sidewalk vendors and similar operations into one ordinance; and, in consultation with City Manager, or designee, repeal provisions of the LBMC that are obsolete, no longer applicable, or no longer enforced related to sidewalk vendors and similar operations. (Citywide)

Daniel Ramirez, Capital Projects Coordinator, Public Works, spoke; and

provided a PowerPoint presentation.

Katy Nomura, Deputy City Manager, spoke; and continued the PowerPoint presentation.

Mayor Richardson spoke.

Cameron spoke.

Zhukvy Gonzalez spoke.

Gabriel Perez spoke.

Camyar Zadeh spoke.

Sovanna Pour spoke.

Ryan Greenhat spoke.

South Central Audit spoke.

Stephanie Lyn Neufeld spoke.

Michael Neufeld spoke.

Pamela Beadel spoke.

Ryan Hoove spoke.

Juan Guerra spoke.

Karen Reside spoke.

Erik Garcia spoke.

Robert Mollino spoke.

Luis Navarro spoke.

Diane Burkholder spoke.

Bre spoke.

James Suazo spoke.

Sterling Steffen spoke.

Mayor Richardson spoke.

Councilwoman Zendejas spoke.

Vice Mayor Allen spoke.

Thomas Modica, City Manager, spoke.

Councilwoman Saro spoke.

Councilman Supernaw spoke.

Councilwoman Zendejas spoke.

Councilwoman Kerr spoke.

Katy Nomura, Deputy City Manager, spoke.

Councilman Austin spoke.

Vice Mayor Allen spoke.

Katy Nomura, Deputy City Manager, spoke.

Daniel Ramirez, Capital Projects Coordinator, Public Works, spoke.

Mayor Richardson spoke.

Thomas Modica, City Manager, spoke.

Councilmember Duggan spoke.

Katy Nomura, Deputy City Manager, spoke.

Thomas Modica, City Manager, spoke.

Councilwoman Saro spoke.

Katy Nomura, Deputy City Manager, spoke.

Thomas Modica, City Manager, spoke.

Councilman Supernaw spoke.

Councilwoman Kerr spoke.

Vice Mayor Allen spoke.

Thomas Modica, City Manager, spoke.

Councilmember Duggan spoke.

Katy Nomura, Deputy City Manager, spoke.

Thomas Modica, City Manager, spoke.

Mayor Richardson spoke.

A motion was made by Councilwoman Zendejas, seconded by Vice Mayor Allen, to approve recommendation, as amended, to: [1] allow bells and chimes for roaming vendors; [2] for the distance requirements around special events, provide the following exceptions: (a) for events under 5,000 attendees where limited venue access/egress is not a factor, the buffer from the event venue shall be a minimum of 250 feet.; and (b) for events over 5,000 attendees where limited venue access/egress is not a factor, vendors must remain a minimum of 500 feet away from all entrance or exits to the event and 250 feet away from the venue perimeter; [3] allow one canopy for stationary vendors and increase the maximum operating space from 80 square feet to 100 square feet; [4] lessen distance between stationary vendors from 40 feet to 20 feet; [5] change the operating hours for residential areas to start at 8:00 AM; [6] allow flashing signs; [7] prohibit vending near freeway on-ramps and off-ramps; [8] require prominent signage displaying business name/identification; [9] include a 15-foot buffer from LA County waterways and flood control fencing; and [10] direct City Manager to: (a) study Junipero Beach to determine if a 20-foot distance between stationary vendors is sufficient to allow sufficient vending or if a different standard is needed, including a mapping of the area; (b) explore maintaining the 40-foot distance between stationary vendors in business districts with high pedestrian traffic; (c) explore more allowances for roaming vendors in parks and beaches, such as on greenspace; (d) explore if a health, safety, or welfare finding can be made to prohibit vending in mixed-use zoned areas for residential homes; (e) explore requiring general liability insurance at the \$500,000 coverage level and other options with an assessment of affordability and the City's liability; (f) report back on the possibility of allowing vending in the Pike and Rainbow Lagoon areas; (g) report back options to allow vending near schools, while seeking input from the schools and education partners with a focus on safe routes to schools; (h) report back on grant funding opportunities to specifically include sidewalk vendors to help them get their permits and

equipment such as signage; (i) report back to the City Council after six months of implementation to reassess and review the impacts of the regulations in areas outside of the coastal overlay zone; (j) report back on information on sidewalk vending zones and shareable areas; (k) report back on incentivizing Long Beach based commissaries; (l) report back on how to address enforcement after hours; (m) pursue a funding request for the State to pay for the \$260,000 that is unfunded; (n) report back on what the education details will look like to ensure it is clearly communicated for the community; and (o) increase our tier/usage of Foodborne Illness Incident Report app. The motion carried by the following vote:

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

REGULAR AGENDA (5:44 PM)

13. 23-0501

Recommendation to receive and file a presentation on the Right to Counsel Program for Tenant Evictions, data on the number and characteristics of Long Beach residents served by the program to date, and emerging trends and community needs regarding evictions in the City of Long Beach since the expiration of LA County's moratorium on evictions.

Barbara Schultz, Director of Housing Justice, Legal Aid Foundation of Los Angeles, spoke; and provided a PowerPoint presentation.

Mayor Richardson spoke.

Vice Mayor Allen spoke.

Councilwoman Saro spoke.

Barbara Schultz, Director of Housing Justice, Legal Aid Foundation of Los Angeles, spoke.

Lauren Harper, Data Analyst, Legal Aid Foundation of Los Angeles, spoke.

Councilwoman Zendejas spoke.

Mayor Richardson spoke.

Joel Barragan spoke.

Sheyla Diaz spoke.

Clayton Heard spoke.

Dave Shukla spoke.

Van Bui spoke.

Karen Reside spoke.

Sandra Cruz spoke.

Jessa McCormick spoke.

Erik Garcia spoke.

Donna Vunnelly spoke.

Irma Ferreira spoke.

Zakk Chichester spoke.

Tina T. spoke.

Mayor Richardson spoke.

Linda Tatum, Assistant City Manager, spoke.

A motion was made by Vice Mayor Allen, 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

14. 23-0498

Recommendation to receive, review and adopt the written findings regarding the August 23, 2022 City Council Public Hearing wherein the

City Council rejected the Hearing Officer's recommendation to reverse the denial of the business license application for JP23 Hospitality Company (JP23), located at 110 East Broadway, and to not issue a business license, in accordance with Courts Order; and

Adopt resolution containing the written findings regarding the August 23, 2022 City Council Public Hearing wherein City Council rejected the Hearing Officer's recommendation. (District 1)

Vice Mayor Allen recused herself from Agenda Item No. 14.

Dawn McIntosh, City Attorney, spoke.

Linda Tatum, Assistant City Manager, spoke.

Councilwoman Zendejas spoke.

Councilman Supernaw spoke.

Councilwoman Saro spoke.

Linda Tatum, Assistant City Manager, spoke.

Tara Mortensen, Bureau Manager, Financial Management, spoke.

Councilwoman Kerr spoke.

Dawn McIntosh, City Attorney, spoke.

Loara Cadavona spoke.

Debra Kahookele spoke.

Councilmember Ricks-Oddie spoke.

A motion was made by Councilwoman Zendejas, seconded by Councilman Supernaw, to approve recommendation and adopt Resolution No. RES-23-0071. The motion carried by the following vote:

Yes: 7 - Zendejas, Supernaw, Kerr, Saro, Uranga, Austin and Ricks-Oddie

Absent: 1 - Duggan

Recused: 1 - Allen

Enactment No: RES-23-0071

15. 23-0490

Recommendation to adopt resolution declaring City-owned properties located at 5870 Atlantic Avenue (a portion of APN 7124-032-900), 5895 Lime Avenue (APN 7124-032-912), and 5885 Lime Avenue (APN 7124-032-914) (collectively "Subject Properties") as "exempt surplus land" as defined in Government Code Section 54221(f)(1)(D); and, authorize City Manager, or designee, to take any actions and execute any documents necessary to ensure compliance with the Surplus Land Act and State regulations relating thereto. (District 9)

Mayor Richardson spoke.

Thomas Modica, City Manager, spoke; and provided a PowerPoint presentation.

Councilmember Ricks-Oddie spoke.

Councilman Austin spoke.

Councilman Supernaw spoke.

Mayor Richardson spoke.

Councilmember Uranga spoke.

Senay Kenfe spoke.

Melissa Infusino spoke.

A motion was made by Councilmember Ricks-Oddie, seconded by Councilman Austin, to approve recommendation and adopt Resolution No. RES-23-0069.

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

Enactment No: RES-23-0069

ORDINANCE (10:14 PM)

16. 23-0473 Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 2.69.060 relating to the City Council review for continuing a local emergency; read and adopted as read. (Citywide)

A motion was made by Councilwoman Kerr, seconded by Councilwoman Saro, to approve recommendation and adopt Ordinance No. ORD-23-0024. The motion carried by the following vote:

Yes: 8 - Zendejas, Allen, Supernaw, Kerr, Saro, Uranga, Austin and Ricks-Oddie

Absent: 1 - Duggan

Enactment No: ORD-23-0024

NEW BUSINESS (5:21 PM)

17. Agenda Item No. 17 is listed under Unfinished Business.

18. 23-0511 Recommendation continue the local emergency caused by conditions or threatened conditions of homelessness within the City of Long Beach, which if not corrected, constitute an imminent and proximate threat to the safety of persons and property within the City; and

Receive and file an update on the emergency declaration and associated activities and provide any additional direction to City staff regarding the emergency. (Citywide)

Thomas Modica, City Manager, spoke.

Kelly Colopy, Director of Health and Human Services, spoke; and provided a PowerPoint presentation.

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

Mayor Richardson spoke.

Councilwoman Zendejas spoke.

Councilmember Ricks-Oddie spoke.

Kelly Colopy, Director of Health and Human Services, spoke.

Paul Duncan, Homeless Services Manager, Health and Human Services, spoke.

Councilwoman Zendejas spoke.

Kelly Colopy, Director of Health and Human Services, spoke.

Tracy spoke.

A motion was made by Councilwoman Zendejas, seconded by Councilmember Ricks-Oddie, to approve recommendation.

The motion carried by the following vote:

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

19. Affidavit of Service for special meeting held Tuesday, May 16, 2023.

20. 23-0541 eComments received for the City Council meeting of Tuesday, May 16, 2023.

This Agenda Item was received and filed.

21. 23-0514 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, May 12, 2023.

This Agenda Item was received and filed.

PUBLIC COMMENT (10:15 PM)

Bella Allen spoke regarding street vendors.

ANNOUNCEMENTS (10:19 PM)

Councilwoman Saro requested that the meeting be adjourned in memory of Eric Gregory Brown III.

Councilman Austin made community announcements.

Councilwoman Kerr made community announcements and requested that the meeting be adjourned in memory of Gloria Molina.

Vice Mayor Allen made community announcements.

Councilwoman Zendejas extended condolences to the family of Gloria Molina; and made community announcements.

Councilmember Ricks-Oddie made community announcements.

Councilwoman Saro made community announcements.

Mayor Richardson spoke.

ADJOURNMENT (10:28 PM)

At 10:28 PM, Mayor Richardson adjourned the meeting in memory of Eric Gregory Brown III and Gloria Molina.

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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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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.

ROLL CALL (5:06 PM)

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

Also present: Linda Tatum, Assistant City Manager; April Walker, Administrative Deputy City Manager, Anita Lakhani, Deputy City Attorney; Monique De La Garza, City Clerk; Kyle Smith City Clerk Specialist.

Mayor Richardson presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Al Austin, Councilman, Eighth District.

CONSENT CALENDAR (5:13 PM)

Passed the Consent Calendar.

A motion was made by Councilwoman Saro, seconded by Councilmember Uranga, to approve Consent Calendar Items 1 - 15, except for Items 1 and 14. The motion carried by the following vote:

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

1. 23-0515

WITHDRAWN

~~Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$250, offset by the Ninth Council District One-time District Priority Funds transferred from the Citywide Activities Department to provide a contribution to ABLE PAC in support of the 2023 Long Beach Disability Pride Celebration; and~~

~~Decrease appropriations in the General Fund Group in the Citywide Activities Department by \$250 to offset a transfer to the City Manager Department.~~

This Agenda Item was withdrawn.

2. 23-0516

Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$500, offset by the Ninth Council District One-time District Priority Funds transferred from the Citywide Activities Department to provide a donation to Long Beach Partners of Parks in support of the 2023 Long Beach Juneteenth Celebration; and

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

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

3. 23-0517

Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$1,000, offset by the Fifth Council District One-Time District Priority Funds transferred from the Citywide Activities Department to provide a contribution to The LGBTQ Center Long Beach (The Center) for their annual Black and White Ball;

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.

4. 23-0518 Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$2,500, offset by the Fourth Council District One-time District Priority Funds transferred from the Citywide Activities Department to provide a contribution to Rancho Los Alamitos Foundation in support of the Cottonwood Awards Luncheon; and

Decrease appropriations in the General Fund Group in the Citywide Activities Department by \$2,500 to offset a transfer to the City Manager Department.

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

5. 23-0519 Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$5,000, offset by the Fourth Council District One-time District Priority Funds transferred from the Citywide Activities Department to provide a contribution to Bridge the Gap Tennis Management in support of the Free Youth Tennis Play Day; and

Decrease appropriations in the General Fund Group in the Citywide Activities Department by \$5,000 to offset a transfer to the City Manager Department.

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

6. 23-0520 Recommendation to approve the minutes for the City Council meetings of Tuesday, May 2 and May 9, 2023.

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

7. 23-0521 Recommendation to refer to City Attorney damage claims received between May 8, 2023 and May 15, 2023.

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

8. 23-0523 Recommendation to authorize City Manager, or designee, to execute all documents necessary for an office sublease agreement between 4900 Long Beach Office, LLC, a Delaware limited liability company (Landlord), and the City of Long Beach (Tenant), for office space at 4900 Airport Plaza Drive, Suite 110, and 4910 Airport Plaza Drive, Suite 225 for the City of Long Beach Human Resources Department's Risk Management and Safety Bureaus. (District 4)

Levine Act: Yes

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

9. 23-0524 Recommendation to authorize City Manager, or designee, to execute a Memorandum of Understanding, and all necessary documents, including any subsequent amendments, with the Los Angeles County District Attorney's Office, to implement and use the Electronic Charge Evaluation Request (eCER) portal, for the period of May 1, 2023 to April 30, 2029. (Citywide)

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

10. 23-0525 Recommendation to adopt resolution amending the City Salary Schedule effective March 25, 2023. (Citywide)

A motion was made to approve recommendation and adopt Resolution No. RES-23-0072 on the Consent Calendar.

Enactment No: RES-23-0072

11. 23-0526 Recommendation to authorize City Manager, or designee, to execute a Right-of-Entry Permit, and any related documents, with the Naples Island Garden Club, a nonprofit organization, and/or its agents, to provide landscape improvements and maintenance at La Bella Fontana di Napoli Park, for a term of four years, with two three-year renewal options, at the discretion of the City Manager. (District 3)

Levine Act: Yes

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

12. 23-0527 Recommendation to authorize City Manager, or designee, to enter into a Lease Agreement with Sean Khan Consulting Company, Inc., of Chino Hills, CA, for the lease of a prefabricated modular building, for a period of five years, in an amount not to exceed \$81,300. (District 4)

Levine Act: Yes

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

13. 23-0530 Recommendation to authorize City Manager, or designee, to execute an easement deed to be granted to Los Angeles County Flood Control District (LACFCD) for construction improvements to the Alamitos Bay Pump Station Discharge Replacement line, located at 5437 East Ocean Boulevard; and

Accept that the project is within the scope of the Los Angeles County Water Resources Core Services discharge line replacement project for the Alamitos Bay Pump Station, previously analyzed as part of Mitigated Negative Declaration IS/MND, adopted by the County of Los Angeles Board of Supervisors on March 4, 2020. (District 3)

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

14. 23-0528 Recommendation to authorize City Manager, or designee, to accept an easement deed from Duke Realty Orange LP, a Delaware limited partnership, property owner at 2851 Orange Avenue, for street widening, pedestrian, and ADA purposes; and

Accept CEQA Notice of Determination, State Clearinghouse number 2019100514. (District 5)

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

Yes: 8 - Zendejas, Allen, Duggan, Supernaw, Saro, Uranga, Austin and Ricks-Oddie

Recused: 1 - Kerr

15. 23-0529 Recommendation to authorize City Manager, or designee, to accept an easement deed from 888-5 Partners LLC, a California limited liability company, property owner at 3443 Long Beach Boulevard, for the installation of public utilities; and

Accept CEQA Notice of Determination, State Clearinghouse number 2018121025. (District 8)

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

CEREMONIALS AND PRESENTATIONS (5:08 PM)

ACS PET ADOPTION

- 23-0559 Staycee Dains, Manager, Long Beach Animal Care Services, Parks, Recreation and Marine, spoke; and presented a PowerPoint

presentation.

Megan Ignacio, Community Information Specialist, Parks, Recreation and Marine, spoke; and continued the PowerPoint presentation.

Mayor Richardson spoke.

This Agenda Item was received and filed.

HEARING (6:15 PM)

- 16. 23-0531** Recommendation to receive the supporting documentation into the record, conclude the public hearing, and adopt resolution amending the Master Fee and Charges Schedule. (Citywide)

April Walker, Administrative Deputy City Manager, spoke.

Geraldine Alejo, Revenue Manger, Financial Management, spoke.

Councilmember Ricks-Oddie spoke.

A motion was made by Councilmember Ricks-Oddie, seconded by Councilwoman Kerr, to approve recommendation and adopt Resolution No. RES-23-0073. The motion carried by the following vote:

Yes: 8 - Zendejas, Allen, Duggan, Supernaw, Kerr, Uranga, Austin and Ricks-Oddie

Absent: 1 - Saro

Enactment No: RES-23-0073

PUBLIC COMMENT (6:18 PM)

- 23-0588 Emily spoke regarding public safety; and submitted a handout.

Tiffany spoke regarding public safety.

Tanya spoke regarding public safety.

Daisy spoke regarding public safety.

Kathleen spoke regarding public safety.

Scott spoke regarding public safety.

Nat spoke regarding public safety.

Joe Harding spoke regarding public safety.

Rosemary Palermo spoke regarding public safety.

Mars X spoke regarding housing policy.

Mayor Richardson spoke.

This Handout was received and filed.

REGULAR AGENDA (6:44 PM)

17. 23-0533 Recommendation to request City Auditor to conduct a comprehensive audit on fiscal liabilities and economic impacts to the City of Long Beach stemming from California's transition away from crude oil and natural gas production to assist in the City's transition planning efforts, and refer findings to the Climate, Environment, and Coastal Protection Committee for input and discussion.

Mayor Richardson spoke.

Councilmember Duggan spoke.

Councilman Austin spoke.

Vice Mayor Allen spoke.

Councilwoman Zendejas spoke.

Mayor Richardson spoke.

Laura Doud, City Auditor, spoke.

Senay Kenfe spoke.

Dave Shukla spoke.

Dawny'all Heydari spoke.

Pete Marsh spoke.

Bill Nash spoke.

Jesse Marquez spoke.

Christopher Chavez spoke.

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

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

- 18. 23-0522** Recommendation to request City Manager to direct Public Works to provide a comprehensive update on the status of the Studebaker Road major corridor improvements project at the June 6, 2023 Council meeting.

Councilmember Supernaw spoke; and presented a PowerPoint presentation.

Councilmember Duggan spoke.

Councilwoman Zendejas spoke.

Councilwoman Kerr spoke.

Mayor Richardson spoke.

Dave Shukla spoke.

A motion was made by Councilman Supernaw, seconded by Councilmember Duggan, to approve recommendation. The motion carried by the following vote:

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

- 19. 23-0535** Recommendation to reaffirm adoption and approval of Mitigated Negative Declaration IS/MND 06-22, as previously approved and adopted by the City Council on February 21, 2023, and reaffirm that the Project is consistent with the previously adopted Mitigated Negative Declaration (IS/MND 06-22) and the findings of fact related thereto; and

Approve Conditional Use Permit findings and conditions of approval memorializing the City Council's February 21, 2023, action to uphold an appeal (APL22-005) and approve a Conditional Use Permit (CUP 2211-18) for a new car wash located at 1911 East Pacific Coast Highway in the Community R-4-N Commercial (CCN) Zoning District. (District 6)

A motion was made by Councilwoman Saro, seconded by Vice Mayor Allen, to approve recommendation. The motion carried by the following vote:

Yes: 8 - Zendejas, Allen, Duggan, Supernaw, Kerr, Saro, Uranga and Austin

Recused: 1 - Ricks-Oddie

- 20. 23-0536** Recommendation to approve the Fiscal Year 2023 second departmental and fund budget appropriation adjustments in accordance with existing City Council policy. (Citywide)

A motion was made by Councilmember Ricks-Oddie, seconded by Councilwoman Kerr, to approve recommendation as amended, to approve all sub-items except for sub-items 10 and 11. The motion carried by the following vote:

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

A motion was made by Councilwoman Kerr, seconded by Councilwoman Zendejas, to approve recommendation as amended, to approve sub-item 10. The motion carried by the following vote:

Yes: 8 - Zendejas, Duggan, Supernaw, Kerr, Saro, Uranga, Austin and Ricks-Oddie

Recused: 1 - Allen

A motion was made by Councilman Austin, seconded by Councilwoman Zendejas, to approve recommendation as amended, to approve sub-item 11. The motion carried by the following vote:

Yes: 8 - Zendejas, Allen, Supernaw, Kerr, Saro, Uranga, Austin and Ricks-Oddie

Recused: 1 - Duggan

21. 23-0537

Recommendation to authorize City Manager, or designee, to execute all documents necessary to amend Contract No. 36053 with AKM Consulting Engineers, Inc., of Irvine, CA; Contract No. 36042 with Anchor QEA, LLC, of Seattle, WA; Contract No. 36043 with Ardurra Group, Inc., of Tampa, FL; Contract No. 36094 with Arup North America Ltd., of Los Angeles, CA; Contract No. 36052 with Atlas Technical Consultants LLC, of Austin, TX; Contract No. 36088 with Buro Happold Consulting Engineers, Inc., of Los Angeles, CA; Contract No. 36038 with Dewberry Engineers Inc., of Fairfax, VA; Contract No. 36090 with Geosyntec Consultants, Inc., of Boca Raton, FL; Contract No. 36045 with HDR Engineering, Inc., of Long Beach, CA; Contract No. with 36089 IDC Consulting Engineers, Inc., of Anaheim, CA; Contract No. 36050 with Kleinfelder, Inc., of San Diego, CA; Contract No. 36046 with KOA Consulting, Inc., of Huntington Beach, CA; Contract No. 36048 with KOA Corporation, of Monterey Park, CA; Contract No. 36054 with KPFF Consulting Engineers, of Seattle, WA; Contract No. 36049 with Langan Engineering and Environmental Services, Inc., of Parsippany, NJ; Contract No. 36087

with Michael Baker International Inc., of Moon Township, PA; Contract No. 36092 with Moffatt & Nichol, of Long Beach, CA; Contract No. 36044 with Psomas, of Culver City, CA; Contract No. 36047 with Public Works Consulting Engineers, Inc., of Los Angeles, CA; Contract No. 36051 with Swain Consultants, of Santa Monica, CA; Contract No. 36093 with Tetra Tech, Inc., of Pasadena, CA; and Contract No. 36091 with Wood Environment & Infrastructure Solutions, Inc., of Los Angeles, CA, for as-needed professional engineering services, to increase the aggregate contract amount by \$30,000,000, for a revised aggregate contract amount not to exceed \$90,000,000. (Citywide)

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

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

22. 23-0538

Recommendation to adopt resolution approving a list of projects citywide for repaving and resurfacing that are proposed to receive Road Maintenance and Rehabilitation Account funding totaling an estimated \$11,500,000 in the Fiscal Year 2024 Paving Program. (Citywide)

Eric Lopez, Director of Public Works, spoke.

Councilman Austin spoke.

Councilwoman Kerr spoke.

Mayor Richardson spoke.

A motion was made by Councilman Austin, seconded by Councilmember Uranga, to approve recommendation and adopt Resolution No. RES-23-0074. The motion carried by the following vote:

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

Enactment No: RES-23-0074

ORDINANCES (7:40 PM)

- 23. 23-0532** Recommendation to declare ordinance amending the Long Beach Municipal Code (LBMC) to reinstate language in Chapter 5.92 related to the operation of adult-use dispensaries in mixed-used buildings in Downtown Long Beach to correct the clerical/scrivener error and allow the approved ordinance amendments from June 15, 2021, to remain in place, read for the first time and laid over to the next regular meeting of the City Council. (Citywide)

Edgar Cruz spoke.

A motion was made by Councilwoman Zendejas, seconded by Councilwoman Kerr, to declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading. The motion carried by the following vote:

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

- 24. 23-0489** Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Chapters 21.25, Division IX (Local Coastal Development Permits), 21.65 (Interim Motel/Hotel Conversions) and 21.66 (Unpermitted Dwelling Unit Amnesty Program), read and adopted as read. (Citywide)

A motion was made by Councilman Austin, seconded by Councilwoman Zendejas, to approve recommendation and adopt Ordinance No. ORD-23-0025. The motion carried by the following vote:

Yes: 8 - Zendejas, Allen, Duggan, Supernaw, Kerr, Saro, Uranga and Austin

Recused: 1 - Ricks-Oddie

Enactment No: ORD-23-0025

NEW BUSINESS (5:14 PM)

25. 23-0545 Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$1,000, offset by Second Council District One-Time District Priority Funds, transferred from the Citywide Activities Department, to provide contributions of:

- \$500 to Love Beyond Limits to support their 10th anniversary event, Connecting Beyond Limits, on May 19, 2023;
- \$250 to the Bluff Heights Neighborhood Association to support their 4th of July Block Party;
- \$250 to Long Beach Forward to support their fundraiser, Blossoming, on May 6, 2023; 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 by Vice Mayor Allen, seconded by Councilwoman Zendejas, to approve recommendation. The motion carried by the following vote:

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

26. 23-0512 Recommendation to request City Manager to enter discussions with LA County to partner on establishing a reward of no less than \$25,000 for information leading to the arrest of the suspect(s) involved in the May 9, 2023, fatal shooting on the 2200 Block of Lewis Avenue.

Mayor Richardson spoke.

Councilwoman Saro spoke.

Councilman Austin spoke.

Councilwoman Zendejas spoke.

Councilmember Uranga spoke.

Linda Tatum, Assistant City Manager, spoke.

Mayor Richardson spoke.

Councilwoman Kerr spoke.

Vice Mayor Allen spoke.

Councilman Supernaw spoke.

Councilmember Ricks-Oddie spoke.

Councilmember Duggan spoke.

Mayor Richardson spoke.

Lovell Brown spoke.

Eric Brown Sr. spoke.

Senay Kenfe spoke.

Mayor Richardson spoke.

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

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

27. 23-0544

Recommendation continue the local emergency caused by conditions or threatened conditions of homelessness within the City of Long Beach, which if not corrected, constitute an imminent and proximate threat to the safety of persons and property within the City; and

Receive and file an update on the emergency declaration and associated activities and provide any additional direction to City staff regarding the emergency. (Citywide)

Linda Tatum, Assistant City Manager, spoke.

Eric Lopez, Director of Public Works, spoke.

Alejandro Sanchez-Lopez, Advanced Planning Officer, Development Services, spoke; and provided a PowerPoint presentation.

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

Mayor Richardson spoke.

Councilman Austin spoke.

Councilmember Uranga spoke.

Councilwoman Zendejas spoke.

Vice Mayor Allen spoke.

Councilwoman Kerr spoke.

Tanya spoke.

Peaches spoke.

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

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

28. Affidavit of Service for special meeting held Tuesday, May 23, 2023.

29. 23-0587 eComments received for the City Council meeting of Tuesday, May 23, 2023.

This Agenda Item was received and filed.

30. 23-0546 Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, May 19, 2023.

This Agenda Item was received and filed.

PUBLIC COMMENT (7:45 PM)

Yvonne Gomez spoke regarding Long Beach Animal Care Services.

ANNOUNCEMENTS (7:47 PM)

Vice Mayor Allen made community announcements.

Councilwoman Saro made community announcements.

Councilmember Ricks-Oddie made community announcements.

ADJOURNMENT (7:49 PM)

At 7:49 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.

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