

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



Stacy Mungo, 5th District
Dr. Suely Saro, 6th District
Roberto Uranga, 7th District
Al Austin, 8th District
Rex Richardson, Vice Mayor, 9th District

Thomas B. Modica, City Manager
Monique De La Garza, City Clerk

Dr. Robert Garcia, Mayor

Charles Parkin, City Attorney

REVISED

MEMBERS OF THE PUBLIC HAVE THE OPTION TO USE eCOMMENT TO PROVIDE COMMENTS ON AGENDA ITEMS. WRITTEN COMMENTS MAY ALSO BE SUBMITTED BY EMAIL TO CITYCLERK@LONGBEACH.GOV

PLEASE VIEW THE MEETING FROM YOUR COMPUTER, TABLET, OR SMARTPHONE VIA: https://longbeach.granicus.com/ViewPublisher.php?view_id=84

PLEDGE OF ALLEGIANCE

NOTICE TO THE PUBLIC

The consent calendar shall be heard immediately after the pledge of allegiance, and prior to 6:30 PM. All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless the Mayor, City Councilmembers or the City Manager request specific items be discussed and/or removed from the Consent Calendar for separate action.

CONSENT CALENDAR: (1 - 12, 27)

1. [22-1043](#) Recommendation to authorize City Manager to execute a First Amendment to Agreement No. 32693, with the firm Keesal, Young & Logan, PC, to continue representation of the City in the matter entitled *Christopher Stuart, et al. vs. City of Long Beach*, Los Angeles Superior Court Case No. 21STCV21452.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

2. [22-1044](#) Recommendation to authorize City Attorney to submit two Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay 1) \$37,990 and also 2) separate authority to pay \$85,622.50 in compliance with the Appeals Board Order for Kevin Anderson.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

3. [22-1045](#) Recommendation to authorize City Attorney to submit Stipulations with Request for Award for approval by the Workers' Compensation Appeals Board, and if so approved, authority to pay \$148,842.50 for Stipulations with Request for Award with a life pension thereafter of \$115.96 subject to COLA increases per week in compliance with the Appeals Board Order for Mark Hansen.

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

4. [22-1046](#) Recommendation to approve the minutes for the City Council meetings of Tuesday, August 16, and August 23, 2022; the City Council Study Session of Tuesday, August 16, 2022; and the Special Meetings of Tuesday, August 23, 2022.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

5. [22-1047](#) Recommendation to refer to City Attorney damage claims received between August 15, 2022 and August 29, 2022.

Office or Department: CITY CLERK

Suggested Action: Approve recommendation.

6. [22-1048](#) Recommendation to approve the destruction of records for the Health and Human Services Department; and adopt resolution.
- Office or Department:** CITY CLERK
- Suggested Action:** Approve recommendation.
7. [22-1049](#) Recommendation to adopt Specifications No. RFP ED22-062 and award contracts to Tetra Growth Systems, LLC, dba Canna Business Services, of Pittsburgh, PA, and Tkach Ventures, Inc., of Temple City, CA, to provide direct technical assistance to Cannabis Equity Program participants pursuing cannabis business ownership or operating legal cannabis businesses in the City of Long Beach, in a total annual aggregate amount not to exceed \$293,750 through September 30, 2023, with the option to renew for two 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 subsequent amendments. (Citywide)
- Office or Department:** ECONOMIC DEVELOPMENT
- Suggested Action:** Approve recommendation.
8. [22-1050](#) Recommendation to receive and file the Investment Report for Quarter Ending June 30, 2022. (Citywide)
- Office or Department:** FINANCIAL MANAGEMENT
- Suggested Action:** Approve recommendation.

9. [22-1051](#) Recommendation to authorize City Manager, or designee, to execute all documents necessary to amend Munis Contract No. 3150000021 with Griffin Pest Management, of Santa Ana, CA, for pest control services, to increase the contract amount by \$125,000, for a revised contract amount not to exceed \$922,000, and extend the term of the contract to October 30, 2022. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

10. [22-1052](#) Recommendation to receive and file the application of Katelynndawson Express Corporation, dba The Crab Shack Express, for an original application of an Alcoholic Beverage Control (ABC) License, at 325 The Promenade North. (District 1)

Office or Department: POLICE

Suggested Action: Approve recommendation.

11. [22-1053](#) Recommendation to adopt resolution authorizing City Manager, or designee, to execute all documents necessary including any necessary subsequent amendments, to enter into a Restricted Grant Agreement with the California Department of Transportation (Caltrans), to accept and expend grant funding in the amount of \$180,000, to implement the grant for the Clean California Grant Program for the Artesia Boulevard/State Route 91 Undercrossing Mural project. (District 9)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

12. [22-1054](#)

Recommendation to adopt resolution authorizing City Manager, or designee, to execute a contract, and any necessary documents including any necessary subsequent amendments, with Xylem Water Solutions USA, Inc., of Charlotte, NC, for the purchase of submersible fill pumps for the Rainbow Lagoon Facility, in an amount of \$145,242, with a 10 percent contingency in the amount of \$14,524, for a total contract amount not to exceed \$159,766, for a period of one year. (District 1)

Office or Department: PUBLIC WORKS; PARKS, RECREATION
AND MARINE

Suggested Action: Approve recommendation.

REVISED

27. [22-1106](#) Recommendation to adopt resolution making findings pursuant to Government Code Section 54953(e)(3) to authorize City legislative bodies to follow the teleconference meeting provisions of Government Code Section 54953(e)(1)-(2). (Citywide)

Office or Department: CITY ATTORNEY

Suggested Action: Approve recommendation.

CEREMONIALS AND PRESENTATIONS:

DISASTER PREPAREDNESS MONTH

CALIFORNIA DEPARTMENT OF REHABILITATION

BUDGET HEARING:

13. [22-1055](#) Recommendation to receive supporting documentation into the record, conclude the public hearing, and take the actions necessary to adopt the Fiscal Year 2023 budget as listed in Attachment A. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

13. [22-1056](#) Recommendation to adopt Mayor's proposed budget recommendations, as amended, to the Proposed FY 23 Budget. (A-1)
1

Suggested Action: Approve recommendation.

13. [22-1057](#) Recommendation to adopt Budget Oversight Committee's proposed
2 funding recommendations, as amended, to the Proposed FY 23 Budget.
(A-2)

Suggested Action: Approve recommendation.

13. [22-1058](#) Recommendation to adopt expenditures and revenues as identified in the
3 Proposed FY 23 Budget, as amended. (A-3)

Suggested Action: Approve recommendation.

13. [22-1059](#) Recommendation to adopt resolution amending the Master Fees and
4 Charges Schedule for specified City services for Citywide fees and
charges for the City of Long Beach. (A-4)

Suggested Action: Approve recommendation.

13. [22-1060](#) Recommendation to approve the FY 23 One-Year Capital Improvement
5 Program. (A-5)

Suggested Action: Approve recommendation.

13. [22-1061](#) Recommendation to declare ordinance amending the Departmental
6 Organization Ordinance; read the first time and laid over to the next regular
meeting of the City Council for final reading. (A-6)

Suggested Action: Approve recommendation.

13. [22-1062](#) Recommendation to adopt amended Salary Resolution for FY 23. (A-7)
7

Suggested Action: Approve recommendation.

13. [22-1063](#) Recommendation to adopt resolution approving the FY 23 budget for the
8 Long Beach Harbor Department as adopted by the Board of Harbor
Commissioners on May 23, 2022. (A-8)

Suggested Action: Approve recommendation.

13. [22-1064](#) Recommendation to adopt resolution approving the FY 23 budget of the
9 Long Beach Water Department as adopted by the Board of Water
Commissioners on June 23, 2022. (A-9)

Suggested Action: Approve recommendation.

13. [22-1065](#) Recommendation to adopt a motion approving the FY 23 budget for the
10 Long Beach Community Investment Company in the amount of
\$14,085,000. (A-10)

Suggested Action: Approve recommendation.

13. [22-1066](#) Recommendation to adopt a motion approving the estimated transfer of
11 \$22,786,322 from the Harbor Fund Group to the Tidelands Operations
Fund Group. (A-11)

Suggested Action: Approve recommendation.

13. [22-1067](#) Recommendation to adopt resolution establishing the Gann Appropriations
12 Limit for FY 23 pursuant to Article XIII (B) of the California Constitution.
(A-12)

Suggested Action: Approve recommendation.

13. [22-1068](#) Recommendation to adopt a motion approving the Financial Policies, as
13 amended. (A-13)

Suggested Action: Approve recommendation.

13. [22-1069](#) Recommendation to declare an emergency to exist. (A-14)
14

Suggested Action: Approve recommendation.

13. [22-1070](#) Recommendation to declare the Appropriations Ordinance for FY 23,
15 creating and establishing the fund groups of the Municipal Government
and appropriating money to and authorizing expenditures from said funds
and for said fiscal year as an Emergency Ordinance, read, and adopted
as read and laid over to the next regular meeting of the City Council for
final reading. (A-15)

Suggested Action: Approve recommendation.

PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM THE CITY CLERK

Opportunity to address the City Council (on non-agenda items) is given to the first 10 persons who submit Speaker Cards to the City Clerk beginning at 15 minutes prior to 5:00 p.m. Each speaker is allowed three minutes to make their comments.

REGULAR AGENDA:

14. [22-1071](#) Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$10,550, offset by the Fifth Council District One-Time District Priority Funds transferred from the Citywide Activities Department to provide a donation to the following:
- 1) Rancho Los Cerritos Foundation, in the amount of \$2,500, in support of their annual fundraising event;
 - 2) International City Theatre, in the amount of \$300, to support their annual fundraising event;
 - 3) Long Beach Branch NAACP, in the amount of \$2,000, in support of their annual fundraising event;
 - 4) Bixby Knolls Community Foundation, in the amount of \$3,000, in support of their mission to activate the spaces in and around Bixby Knolls;
 - 5) Long Beach Public Library Foundation, in the amount of \$2,750 to support their annual fundraising event; and

Decrease appropriations in the General Fund Group in the Citywide Activities Department by \$10,550 to offset a transfer to the City Manager Department.

Office or Department: COUNCILWOMAN STACY MUNGO, FIFTH DISTRICT

Suggested Action: Approve recommendation.

15. [22-1072](#) Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$1,500, offset by the Second Council District One-time District Priority Funds, transferred from the Citywide Activities Department, to provide a contribution to the Long Beach Public Library Foundation for their Grape Expectations event on September 18, 2022; and

Decrease appropriations in the General Fund Group in the Citywide Activities Department by \$1,500, to offset a transfer to the City Manager Department.

Office or Department: COUNCILWOMAN CINDY ALLEN, SECOND DISTRICT

Suggested Action: Approve recommendation.

16. [22-1073](#) Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$1,000, offset by the Seventh Council District One-Time District Priority Funds, transferred from the Citywide Activities Department to provide a contribution to Century Villages at Cabrillo (CVC) in the amount of \$1,000 to support their 25th Anniversary Celebration; 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.

Office or Department: COUNCILMEMBER ROBERTO URANGA, SEVENTH DISTRICT

Suggested Action: Approve recommendation.

17. [22-1074](#) Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$1,000, offset by the Seventh Council District One-Time District Priority Funds, transferred from the Citywide Activities Department to provide a contribution to Long Beach Public Library Foundation in the amount of to support their Grape Expectations Annual Gala on September 18, 2022; 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.

Office or Department: COUNCILMEMBER ROBERTO URANGA,
SEVENTH DISTRICT

Suggested Action: Approve recommendation.

18. [22-1075](#) Recommendation to adopt resolution authorizing the Financial Management Department to record a 10-year interfund loan of \$21,832,202 between the Fleet Services Fund Group and the General Fund Group from the General Fund's contributions for vehicle replacement in the Fleet Acquisitions Fund, to reimburse \$21,832,202 from the General Fund Group to the Water Fund Group, pursuant to the outcome of Measure M litigation. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

19. [22-1077](#) Recommendation to approve the Harbor Department Salary Resolution for FY 2023.

Office or Department: HARBOR

Suggested Action: Approve recommendation.

20. [22-1076](#) Recommendation to authorize City Manager, or designee, to execute all necessary documents, including subsequent amendments, with the Department of Justice, Bureau of Justice Assistance, to receive and expend grant funding up to \$1,200,000 from the Fiscal Year 2022 Byrne Discretionary Community Project Funding Program, for the period of March 15, 2022 to March 31, 2025; and

Increase appropriations in the General Grants Fund Group in the Police Department by \$1,200,000, offset by grant revenue. (Citywide)

Office or Department: POLICE

Suggested Action: Approve recommendation.

ORDINANCES:

21. [22-1003](#) Recommendation to declare ordinance amending the Long Beach Municipal Code by amending and restating Table 35-2 in Chapter 21.35 regarding park dedications/designations, read and adopted as read. (District 7)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

22. [22-1004](#) Recommendation to declare ordinance setting aside and dedicating in perpetuity certain lands owned by the City of Long Beach for public park purposes and uses, read and adopted as read. (District 7)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

23. [22-1005](#) Recommendation to declare ordinance amending the Use District Map of the City of Long Beach as said Map has been established and amended by amending portions of Part 14 of said Map for park rezoning, read and adopted as read. (District 7)

Office or Department: DEVELOPMENT SERVICES

Suggested Action: Approve recommendation.

REVISED

NEW BUSINESS:

New Business items are additions to the City Council Agenda subsequent to the posting of the agenda on Monday afternoon.

24. [22-1102](#) Recommendation to direct City Manager to extend the parklet installation completion deadline to January 2, 2023, only for restaurants that have an existing temporary parklet and are in the process of establishing a permanent parklet in accordance with the City's Permanent Parklet Guidelines, for those restaurants who received notice from the City Traffic Engineer that their proposed permanent parklet is feasible and have met all requirements of the permanent parklet application process; and, extend all existing OAP's to January 2, 2023. (Citywide)

Office or Department: MAYOR ROBERT GARCIA

Suggested Action: Approve recommendation.

REVISED

25. [22-1103](#)

Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$1,300, offset by the Sixth Council District One-Time District Priority Funds transferred from the Citywide Activities Department, to provide contributions of:

- \$800 to Peer Education Community Center to support the restoration of the jackrabbit artwork on the utility box located on Atlantic Avenue and 17th Street;
- \$500 to the Long Beach Branch NAACP to support the 2022 Gala Celebration on September 24, 2022; and

Decrease in the General Fund Group in the Citywide Activities Department by \$1,300 to offset a transfer to the City Manager Department.

Office or Department: COUNCILWOMAN SUELY SARO, SIXTH DISTRICT

Suggested Action: Approve recommendation.

REVISED

26. [22-1105](#) Recommendation to request City Council receive and file a presentation on outcomes of the temporary amnesty program waiving first-time pet licensing fees and late penalty fees for expired pet licenses adopted on June 21, 2022;
- Request City Attorney to draft resolution providing for a temporary amnesty program waiving first-time pet licensing fees and late penalty fees for expired pet licenses in Community Development Block Grant-designated areas until December 31, 2022; and
- Request City Manager to work with City staff to investigate the feasibility of utilizing available funding sources as potential offsets for any loss of revenue resulting from the temporary amnesty program and pet license fee waiver.
- Office or Department:** COUNCILMAN AL AUSTIN, EIGHTH DISTRICT; COUNCILWOMAN SUZIE A. PRICE, THIRD DISTRICT; COUNCILWOMAN STACY MUNGO, FIFTH DISTRICT
- Suggested Action:** Approve recommendation.

27. Agenda Item No. 27 is listed under Consent Calendar.

- [22-1107](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, September 2, 2022.

PUBLIC COMMENT: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity is given to those members of the public who have not addressed the City Council on non-agenda items. Each speaker is limited to three minutes unless extended by the City Council.

REVISED

STANDING COMMITTEE REMINDERS:

Tuesday, September 6, 2022 - Budget Oversight Committee at 2:00 P.M., Civic Chambers.

Tuesday, September 13, 2022 - Budget Oversight Committee at 3:00 P.M., Civic Chambers.

kb/jn

NOTE:

The City Council agenda and supporting documents are available on the Internet at www.longbeach.gov. Agenda items may also be reviewed in the Office of the City Clerk or online at the Main Library and at the Branch Libraries. Persons interested in obtaining an agenda via e-mail should subscribe to the City of Long Beach LinkLB System at www.longbeach.gov/linklb.

Any supplemental writings or documents regarding an agenda item that are distributed to a majority of the City Council after the posting of this agenda will be available for public inspection in the Office of the City Clerk during normal business hours and available on the internet at <http://longbeach.legistar.com/Calendar.aspx>.

If oral language interpretation for non-English speaking persons is desired or if a special accommodation is desired pursuant to the Americans with Disabilities Act, please make your request by phone to the Office of the City Clerk at (562) 570-6101, 24 business hours prior to the City Council meeting.

Kung humihiling ng pasalitang interpretasyon ng wika ng agenda at minutes ng Konseho ng Lungsod o kung humihiling ng isang natatanging pagtulong ayon sa Americans with Disabilities Act, mangyaring humiling sa pamamagitan ng telepono sa Opisina ng Clerk ng Lungsod sa (562) 570-6101, 24 oras ng negosyo bago isagawa ang pulong ng Konseho ng Lungsod.

Si desea interpretación oral en otro idioma para las personas que no hablan inglés o si desea una adaptación especial en conformidad con la Ley de Estadounidenses con Discapacidades, haga su solicitud por teléfono a la oficina del secretario municipal al (562) 570-6101, 24 horas hábiles antes de la reunión del ayuntamiento de la ciudad.

បើមានការចង់បាននូវការបកប្រែភាសាផ្ទាល់មាត់សម្រាប់អ្នកមិនចេះនិយាយអង់គ្លេស

ឬបើមានការចង់បាននូវការជួយសម្របសម្រួលពិសេសដែលយោងទៅតាមច្បាប់ស្តីពីជនពិការអាមេរិកាំងនោះ

សូមមេត្តាធ្វើការស្នើសុំទៅកាន់ស្នើនៃសាលាក្រុងតាមទូរសព្ទដែលមានលេខ (562) 570-6101 រយៈពេល 24

ម៉ោងធ្វើការនៅមុនកិច្ចប្រជុំនៃក្រុមប្រឹក្សាក្រុង ។

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 pagsasalín 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.

បើមានការចង់បាននូវការបកប្រែភាសាឯកសារកម្មវិធី និងកំណត់ហេតុប្រជុំក្រុមប្រឹក្សាសម្រាប់អ្នកមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើការស្នើសុំទៅកាន់ស្នើសុំនៃសាលាក្រុងតាមទូរស័ព្ទដែលមានលេខ (562) 570-6101 រយៈពេល 72 ម៉ោងធ្វើការនៅមុនកិច្ចប្រជុំនៃក្រុមប្រឹក្សាក្រុង ។