



OFFICE OF THE CITY ATTORNEY

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NB-21

DAWN MCINTOSH
City Attorney

February 21, 2023

GARY J. ANDERSON
Assistant City Attorney

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt a Resolution declaring that the COVID-19 Paid Supplemental Sick Leave Ordinance sunset on February 21, 2023 and declare an Ordinance repealing Ordinance No. ORD-20-0017 and Chapter 8.110 of the Long Beach Municipal Code to implement the sunset of the COVID-19 Paid Supplemental Sick Leave. (Citywide)

DISCUSSION

Pursuant to the City Council's request on February 14, 2023, this office has prepared and submits the above-described Ordinance and Resolution for the Council's consideration and approval.

The February 14, 2023 item erroneously referenced Long Beach Municipal Code Chapter 8.100 instead of Long Beach Municipal Code Chapter 8.110. The reference has been corrected in relation to the requested Ordinance and Resolution.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

DAWN MCINTOSH, City Attorney

By *Erin Weesner-McKinley*

Erin Weesner-McKinley
Deputy City Attorney

EWM:ag A23-00254

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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH DECLARING THAT THE COVID-19 PAID SUPPLEMENTAL SICK LEAVE, ORDINANCE NO. ORD-20-0017 AND LONG BEACH MUNICIPAL CODE CHAPTER 8.110, SUNSET ON FEBRUARY 21, 2023

WHEREAS, on April 14, 2020, the Long Beach City Council responded to the emerging COVID-19 pandemic by protecting workers by requesting the development of a COVID-19 Paid Supplemental Sick Leave Ordinance; and

WHEREAS, Ordinance No. ORD-20-0017 was adopted on May 19, 2020 adding Chapter 8.110 to the Long Beach Municipal Code and thereby establishing COVID-19 Paid Supplemental Sick Leave; and

WHEREAS, Long Beach Municipal Code section 8.110.130 provides that the City Council will determine the sunset date of Chapter 8.110; and

WHEREAS, the federal COVID-19 Paid Supplemental Sick Leave provided under the Families First Coronavirus Response Act provided paid supplemental sick leave to some workers, other workers remained without this important benefit; and

WHEREAS, the City's COVID-19 Paid Supplemental Sick Leave expanded eligibility to this important benefit; and

WHEREAS, the Federal paid leave under the Families First Coronavirus Response Act expired on December 13, 2020; and

WHEREAS, in September 2020, the State established its COVID-19 Supplemental Paid Sick Leave to protect workers, families and communities in the continuing COVID-19 pandemic; and

WHEREAS, California's 2022 COVID-19 Paid Supplemental Sick Leave continued this state protection through December 31, 2022;

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

Section 1. The City Council of the City of Long Beach hereby sunsets the COVID-19 Paid Supplemental Sick Leave, pursuant to Long Beach Municipal Code Section 8.110.130, on February 21, 2023.

Section 2. This resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall certify the vote adopting this resolution.

I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of _____, 2023, by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

Recusal(s): Councilmembers: _____

City Clerk

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ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH REPEALING ORDINANCE NO.
ORD-20-0017 AND CHAPTER 8.110 OF THE LONG BEACH
MUNICIPAL CODE

WHEREAS, on April 14, 2020 the Long Beach City Council responded to
the emerging COVID-19 pandemic by protecting workers by requesting the development
of a COVID-19 Paid Supplemental Sick Leave Ordinance; and

WHEREAS, Ordinance No. ORD-20-0017 was adopted on May 19, 2020
adding Chapter 8.110 to the Long Beach Municipal Code and thereby establishing
COVID-19 Paid Supplemental Sick Leave; and

WHEREAS, Long Beach Municipal Code Section 8.110.130 provides that
the City Council will determine the sunset date of Chapter 8.110; and

WHEREAS, the federal COVID-19 Paid Supplemental Sick Leave, provided
under the Families First Coronavirus Response Act, provided paid supplemental sick
leave to some workers while other workers remained without this important benefit; and

WHEREAS, the City's COVID-19 Paid Supplemental Sick Leave expanded
eligibility to this important benefit; and

WHEREAS, the Federal paid leave under the Families First Coronavirus
Response Act expired on December 31, 2020; and

WHEREAS, in September 2020, the State established its COVID-19 Paid
Supplemental Sick Leave to protect workers, families and communities in the continuing
COVID-19 pandemic; and

WHEREAS, California 2022 COVID-19 Paid Supplemental Sick Leave
continued this state protection through December 31, 2022; and

WHEREAS, pursuant to Section 8.110.130 of the Long Beach Municipal

1 Code, the City Council sunset the COVID-19 Paid Supplemental Sick Leave set forth in
2 Chapter 8.110 of the Long Beach Municipal Code on February 21, 2023;

3 NOW, THEREFORE, the City Council of the City of Long Beach ordains as
4 follows:

5 Section 1. Ordinance No. ORD-20-0017 and Chapter 8.110 of the Long
6 Beach Municipal Code are hereby repealed.

7 Section 2. The City Clerk shall certify to the passage of this ordinance by
8 the City Council and cause it to be posted in three (3) conspicuous places in the City of
9 Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the
10 Mayor.

11 I hereby certify that the foregoing ordinance was adopted by the City
12 Council of the City of Long Beach at its meeting of _____, 2023, by the following
13 vote:

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15 Ayes: Councilmembers: _____

16 _____

17 _____

18 _____

19 Noes: Councilmembers: _____

20 _____

21 Absent: Councilmembers: _____

22 _____

23 Recusal(s): Councilmembers: _____

24 _____

25 _____
City Clerk

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27 Approved: _____
28 (Date)

Mayor