



OFFICE OF THE CITY ATTORNEY
Long Beach, California

C-3

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November 9, 2010

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt Resolution of the City Council of the City of Long Beach in Support of Overturning Proposition 8 Which Defined Marriage as Being Only Between One Man and One Woman.

DISCUSSION


Pursuant to your request of October 5, 2010, this office has prepared and submits the above-described resolution for your consideration.

SUGGESTED ACTION:

Approve recommendation.

Very truly yours,

ROBERT E. SHANNON, City Attorney

By 

J. CHARLES PARKIN
Principal Deputy City Attorney

JCP:abc
A10-02920
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Attachment

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

1 RESOLUTION NO.

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH IN SUPPORT OF OVERTURNING
5 PROPOSITION 8 WHICH DEFINED MARRIAGE AS BEING
6 ONLY BETWEEN ONE MAN AND ONE WOMAN

7
8 WHEREAS, in May 2008 in the In re Marriage Cases, the California
9 Supreme Court held that individuals of the same sex have the right to marry under the
10 California Constitution; and

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

14 WHEREAS, in November 2009, the voters of California approved
15 Proposition 8, which amended the California Constitution to define marriage as being
16 only between one man and one woman; and

17 WHEREAS, on August 25, the City of Long Beach Human Relations
18 Commission submitted a letter to the Mayor and City Council opposing Proposition 8 and
19 calling for full marriage equality; and

20 WHEREAS, the Human Relations Commission has requested the City
21 Council of the City of Long Beach adopt a resolution affirming the City's support for
22 marriage equality and for overturning Proposition 8;

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

25 Section 1. The City of Long Beach hereby strongly opposes Proposition
26 8 an amendment to the California Constitution to define marriage as being only between
27 one man and one woman and affirming the City's support for marriage equality and for
28 overturning Proposition 8.

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

Section 3. 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 _____, 2010, by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

City Clerk