

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 - 16)

1. [22-1104](#) Recommendation to suspend Council rule contained in Municipal Code Section 2.03.020 (B) relating to the meeting schedule of the City Council in order to cancel the City Council meeting of September 20, 2022.

Office or Department: MAYOR ROBERT GARCIA

Suggested Action: Approve recommendation.

2. [22-1083](#) Recommendation to authorize City Manager to execute a Fourth Amendment to Agreement No. 33850 with Burke, Williams & Sorensen, LLP to continue representation of the City in the matter of Hector Ochoa, et al., vs. City of Long Beach, USDC Case No. CV14-04307 DSF (FFMx).
- Office or Department:** CITY ATTORNEY
- Suggested Action:** Approve recommendation.
3. [22-1084](#) Recommendation to refer to City Attorney damage claims received between August 29, 2022 and September 2, 2022.
- Office or Department:** CITY CLERK
- Suggested Action:** Approve recommendation.
4. [22-1085](#) Recommendation to receive and approve changes for the Biennial Conflict of Interest Code for departments and commissions filed, in compliance with State law.
- Office or Department:** CITY CLERK
- Suggested Action:** Approve recommendation.
5. [22-1086](#) 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.

6. [22-1087](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any necessary documents and subsequent amendments, with the City of Los Angeles to accept and expend Workforce Innovation and Opportunity Act (WIOA) grant funding in an amount not to exceed \$150,000 to operate the Harbor Gateway YouthSource Center in San Pedro, CA, for the period of July 1, 2022, through September 30, 2022; and
- Increase appropriations in the Community Development Grants Fund in the Economic Development Department by \$150,000, offset by grant revenue. (Citywide)
- Office or Department:** ECONOMIC DEVELOPMENT
- Suggested Action:** Approve recommendation.
7. [22-1088](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any necessary documents and subsequent amendments, with the City of Pasadena, a municipal corporation, operating in its capacity as the contract and program administrator of the Foothill Employment and Training Consortium, to accept and expend grant funding in an amount not to exceed \$37,000 and participate in the Regional Plan Implementation 4.0 project for the period of April 1, 2021, through December 31, 2022. (Citywide)
- Office or Department:** ECONOMIC DEVELOPMENT
- Suggested Action:** Approve recommendation.

8. [22-1089](#) Recommendation to adopt resolution to authorize City Manager, or designee, to execute all documents necessary to amend Contract No. 36105 with McNeilus Financial, Inc., dba McNeilus Truck & Manufacturing, of Dodge Center, MN, for providing McNeilus brand truck parts, to increase the contract amount by \$115,000, for a revised annual contract amount of \$215,000, with a 15 percent contingency of \$32,250, for a revised total annual amount not to exceed \$247,250; and
- Increase appropriation in the Fleet Services Fund Group in the Financial Management Department by \$115,000, offset by funds available generated by revenue collected from user departments through the Fleet Memorandum of Understanding (MOU) monthly billing. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

9. [22-1090](#) Recommendation to adopt resolution acknowledging receipt of the annual report regarding the inspection of certain occupancies, including schools, hotels, motels, lodging houses, apartments, and residential care facilities, pursuant to Section 13146.4 of the California Health and Safety Code. (Citywide)

Office or Department: FIRE

Suggested Action: Approve recommendation.

10. [22-1091](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and all necessary documents and any subsequent amendments, including amendments to the amount of the award, with LA Care Health Plan and Health Net to accept and expend grant funding in the amount of \$810,808 for capacity building support to develop Enhanced Care Management and Community Supports under California Advancing and Innovating Medi-Cal's (CalAIM) Incentive Payment Program for a one-year period estimated to begin in October 2022, with the option to extend the agreement for an additional one-year period, at the discretion of the City Manager; and

Increase appropriation in the Health Fund Group in the Health and Human Services Department by \$810,808, offset by grant revenue. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

11. [22-1092](#) Recommendation to authorize City Manager, or designee, to execute an agreement, and any necessary amendments, with California State Library to accept and expend grant funding in the amount of \$56,800 for the Library's SEED: Growing a STEAM Ecosystem Grant Project, for the period ending June 30, 2023; and

Increase appropriations in the General Grants Fund Group in the Library Services Department by \$56,800, offset by grant revenue. (Citywide)

Office or Department: LIBRARY SERVICES

Suggested Action: Approve recommendation.

12. [22-1093](#) Recommendation to authorize City Manager, or designee, to execute any and all documents necessary for a License Agreement with GCC Long Beach, a Delaware limited liability company, for the short-term use of the private access road known as Koz Way, located at the eastern boundary of 2401 East Wardlow Road, for the Plane Pull and Festival of Flight events at the Long Beach Airport; and

Authorize City Manager, or designee, to execute any and all documents necessary for Release and Indemnification Agreements with any tenants of the Long Beach Airport, granting the City of Long Beach use of their ground service equipment, or other personal property, in connection with the Festival of Flight. (Districts 4,5)

Office or Department: LONG BEACH AIRPORT

Suggested Action: Approve recommendation.

13. [22-1094](#) Recommendation to authorize City Manager, or designee, to execute any and all documents necessary to enter into an agreement with Airports Council International - North America to host the 2023 ACI-NA Annual Conference and Exhibition; and

Increase appropriations in the Airport Fund Group in the Airport Department by \$590,000 offset by funds available. (Districts 4,5)

Office or Department: LONG BEACH AIRPORT

Suggested Action: Approve recommendation.

14. [22-1095](#) Recommendation to receive and file the application of Elevated Restaurant Group, LLC, dba Dave's Hot Chicken, for an original application of an Alcoholic Beverage Control (ABC) License, at 5246 East 2nd Street. (District 3)

Office or Department: POLICE

Suggested Action: Approve recommendation.

15. [22-1096](#) Recommendation to receive and file the application of Viking 4111, LLC, dba Cali Chilli, for a person to person and premise to premise transfer of an Alcoholic Beverage Control (ABC) License, at 4111 North Viking Way. (District 5)

Office or Department: POLICE

Suggested Action: Approve recommendation.

16. [22-1097](#) Recommendation to authorize City Manager, or designee, to allocate Public, Education, and Government (PEG) fee revenue equally among these three categories of cable access providers, each receiving one-third of the total available revenue; and

Increase appropriations in the General Services Fund Group in the Technology and Innovation Department by \$819,255, offset by PEG fee revenue. (Citywide)

Office or Department: TECHNOLOGY AND INNOVATION

Suggested Action: Approve recommendation.

CEREMONIALS AND PRESENTATIONS:

HISPANIC HERITAGE MONTH

EMPLOYEE OF THE MONTH

REVISED

CONTINUED BUDGET HEARING:

17. [22-1055](#) WITHDRAWN
~~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.

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:

18. [22-1098](#) Recommendation to direct City Manager to take any FY 22 year-end operating budget savings from the current allocation for the Dr. Martin Luther King Jr. Parade in the Special Advertising and Promotions Fund Group in the City Manager's Department to be reserved at the end of FY 22 and carried over into FY 23 to be utilized for the 2023 Dr. Martin Luther King Jr. Parade.

Office or Department: COUNCILWOMAN SUELY SARO, SIXTH DISTRICT

Suggested Action: Approve recommendation.

19. [22-1099](#) Recommendation to authorize City Manager, or designee, to execute all documents necessary to amend Contract No. 34597 with Falcon Fuels, of Paramount, CA, and Contract No. 34598 with Merrimac Energy Group, of Long Beach, CA, for purchase and delivery of petroleum fuels, to increase the aggregate contract amount by \$1,428,000, for a revised contract amount not to exceed \$15,028,000, and extend the term to January 31, 2023. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

20. [22-1100](#) Recommendation to authorize City Manager, or designee, to submit a grant application to the U.S. Department of Housing and Urban Development (HUD), for the Continuum of Care Supplemental to Address Unsheltered and Rural Homelessness program;

Authorize City Manager, or designee, to execute an agreement, and all necessary documents, subgrants, and any amendments including amendments to the amount of the award or to extend the grant term, with HUD to accept and expend grant funding in an amount up to \$5,193,648 for a period of three (3) years estimated to begin in the Winter of 2022; and

Increase appropriations in the Health Fund Group in the Health and Human Services Department by \$5,193,648, offset by grant revenues. (Citywide)

Office or Department: HEALTH AND HUMAN SERVICES

Suggested Action: Approve recommendation.

REVISED

21. [22-1101](#) Recommendation to authorize City Manager, or designee, to execute all documents, including any necessary amendments, with the Federal Aviation Administration, to accept the Bipartisan Infrastructure Law Airport Terminal Program Grant award for federal Fiscal Year 2022 funding, for the Roadway Improvements Project at the Long Beach Airport, in an amount not to exceed \$12,800,000. (Districts 4,5)

Office or Department: LONG BEACH AIRPORT

Suggested Action: Approve recommendation.

ORDINANCES:

22. [22-1061](#) Recommendation to declare ordinance adopting an amendment to Ordinance No. C-6496, adopted July 5, 1988, and amended on January 24, 1989, July 11, 1989, December 5, 1989, March 20, 1990, July 3, 1990, September 18, 1990, July 2, 1991, July 7, 1992, January 26, 1993, August 24, 1993, June 28, 1994, July 18, 1995, November 28, 1995, October 1, 1996, March 25, 1997, October 7, 1997, October 27, 1998, April 20, 1999, October 19, 1999, October 17, 2000, October 30, 2001, March 19, 2002, November 26, 2002, January 6, 2004, February 8, 2005, November 1, 2005, December 5, 2006, March 20, 2007, May 22, 2007, December 18, 2007, July 15, 2008, September 21, 2010, September 13, 2011, September 11, 2012, October 3, 2013, and September 9, 2014, September 22, 2015, September 20, 2016, September 12, 2017, and September 11, 2018, September 3, 2019, and September 8, 2020, and September 7, 2021 relating to the Departmental Organization of the City of Long Beach, read and adopted as read. (Citywide)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

REVISED

23. [22-1070](#) Recommendation to declare ordinance approving and adopting the official budget of the City of Long Beach for the Fiscal Year 2022-2023, creating and establishing the funds of the municipal government of the City of Long Beach and appropriating money to and authorizing expenditures from said funds for said Fiscal Year; declaring the urgency thereof, and providing that this ordinance shall take effect at 12:01 A.M. on October 1, 2022, read and adopted as read. (Citywide)
(Emergency Ordinance No. ORD-22-0026)

Office or Department: FINANCIAL MANAGEMENT

Suggested Action: Approve recommendation.

NEW BUSINESS:

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

22. Agenda Item No. 22 is listed under Ordinances.

23. Agenda Item No. 23 is listed under Ordinances.

24. [22-1110](#) Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$2,000, offset by the Eighth Council District One-time District Priority Funds, transferred from the Citywide Activities Department, to provide a donation to Food Finders in support of the Food for the Soul: Farm to Tableaux Event; and

Decrease appropriation in the General Fund Group in the Citywide Activities Department by \$2,000, to offset a transfer to the City Manager Department.

Office or Department: COUNCILMAN AL AUSTIN, EIGHTH DISTRICT

Suggested Action: Approve recommendation.

REVISED

25. [22-1111](#) Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$340, offset by the First Council District One-Time District Priority Funds, transferred from the Citywide Activities Department, to provide a donation to Jamie Nichols for the Craftsman Village Historic District National Night Out 2022; and

Decrease appropriations in the General Fund Group in the Citywide Activities Department by \$340 to offset a transfer to the City Manager Department.

Office or Department: COUNCILWOMAN MARY ZENDEJAS,
FIRST DISTRICT

Suggested Action: Approve recommendation.

26. [22-1112](#) Recommendation to authorize City Manager or designee, to execute any and all documents necessary, including an Agreement for Acquisition of Real Property and Escrow Instructions (Agreement), with H.B., LLC, a California limited liability corporation (Seller), for the purchase of certain real property located at 5950 Long Beach Boulevard, Assessor Parcel Number 7307-017-002, in an amount not to exceed \$16,500,000; and

Accept the Categorical Exemption CE-22-143. (District 9)

Office or Department: ECONOMIC DEVELOPMENT; HEALTH AND
HUMAN SERVICES

Suggested Action: Approve recommendation.

REVISED

27. [22-1113](#) Recommendation to adopt Specifications No. RFP PW22-067 and award a contract to Circuit Transit, Inc., of West Palm Beach, FL, for the operation of a micro-transit shuttle program, in the amount of \$1,140,000, with a contingency in the amount of \$200,000, for a total contract amount not to exceed \$1,340,000, for a period of two years; and, authorize City Manager, or designee, to execute all documents necessary to enter into the contract, including any necessary subsequent amendments;

Increase appropriations in the Capital Projects Fund Group in the Public Works Department by \$450,324, offset by Prop A revenue; and

Increase appropriations in the Capital Projects Fund Group in the Public Works Department by \$1,601,724, offset by transfer of \$1,151,400 from the General Fund and \$450,324 a transfer of Prop A revenue.
(Districts 1,2,3)

Office or Department: PUBLIC WORKS

Suggested Action: Approve recommendation.

[22-1114](#) Supplemental Memorandum - Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, September 9, 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.

HEARING REMINDERS:

Tuesday, October 4, 2022 - Hearing for an Appeal of the Planning Commission's July 21, 2022 decision at 2630 East Ocean Boulevard. (District 2)

Tuesday, October 4, 2022 - Hearing for SPFISH LB, LLC DBA San Pedro Fish Market on Alamitos Bay to Grant a Permit, with Conditions, for Entertainment without Dancing. (District 3)

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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

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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 ។