CITY OF LONG BEACH CITY COUNCIL MINUTES

TUESDAY, FEBRUARY 15, 2022 TELECONFERENCE, 5:00 PM

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

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



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

Dr. Robert Garcia, Mayor

Charles Parkin, City Attorney

FINISHED AGENDA & MINUTES

CITY COUNCIL MEETING VIA TELECONFERENCE PURSUANT TO AB 361 (GOV. CODE SECTION 54953(e)(1)-(2))

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.

The Agenda Items were considered in the following order: Presentations, Consent Calendar, except for Item No. 3, Agenda Item Nos. 8, 26, 9 - 18, 24, 25 19 - 23.

ROLL CALL (5:03 PM)

Councilmembers Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin **Present:** and Richardson

Also present: Thomas Modica, City Manager; Linda Tatum, Assistant City Manager; Charles Parkin, City Attorney; Dawn McIntosh, Assistant City Attorney; Allison Bunma, Assistant City Clerk; Kyle Smith, City Clerk Specialist.

Mayor Garcia presiding.

Invocation: Moment of Silence.

Pledge of Allegiance: Cindy Allen, Councilwoman, Second District.

CONSENT CALENDAR (5:37 PM)

Dave Shukla spoke regarding Agenda Item No. 5.

Passed the Consent Calendar.

A motion was made by Councilman Austin, seconded by Councilmember Uranga, to approve Consent Calendar Items 1 - 7 & 27, except for Item 3. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

1. 22-0167 Recommendation to approve the minutes for the City Council meeting of Tuesday, February 1, 2022.

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

2. 22-0168 Recommendation to refer to City Attorney damage claims received between January 31, 2022 and February 7, 2022.

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

Recommendation to adopt Specifications No. RFP CM21-078 and award contracts to Long Beach Immigrants' Rights Coalition of Long Beach, CA, St. Mary Medical Center of Long Beach, CA, and Centro CHA, of Long Beach, CA, for Community Connector Services under the Long Beach Justice Fund, and to Immigrant Defenders Law Center, of Los Angeles, CA, for Legal Services under the Long Beach Justice Fund, in an annual aggregate amount not to exceed \$275,000, for a period of one year, with the option to renew for one additional one-year period, 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)

Teresa Chandler, Deputy City Manager, spoke.

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

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

4. 22-0170

Recommendation to authorize the refund of \$16,262 to the State of California Department of Health Care Services, for the Targeted Case Management Program (TCM) interim audit reconciliation process, tentative Settlement for Fiscal Year 2019 - 2020. (Citywide)

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

5. 22-0171

Recommendation to authorize City Manager, or designee, to execute any and all documents necessary including any necessary subsequent amendments, for a Lease with Mercedes-Benz USA, LLC, a Delaware limited liability company, for the City-owned surface parking lot at the corner of East Wardlow Road and Globemaster Way at the Long Beach Airport. (Districts 5)

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

6. 22-0172

Recommendation to receive and file the application of Delicatezza, LLC, dba Cheebos, for an original application of an Alcoholic Beverage Control (ABC) License, at 245 Pine Avenue, Suite 220. (District 1)

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

7. 22-0173

Recommendation to receive the application of GVKK Group, Incorporated, dba Epic Wings Long Beach, for an original application of an Alcoholic Beverage Control (ABC) License, at 4498 Atlantic Avenue, submit a Public Notice of Protest to ABC, and direct City Manager to withdraw the protest if a Conditional Use Permit Exemption (CUPEX) is granted. (District 8)

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

27. 22-0188

Recommendation to confirm City Manager's promulgation of the revised Quarantine Order for the Control of COVID-19, issued on February 10, 2022, by the City of Long Beach Health Officer as a regulation. (Citywide)

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

CEREMONIALS AND PRESENTATIONS (5:05 PM)

BLACK HISTORY MONTH

Vice Mayor Richardson spoke; and provided a video.

Mayor Garcia spoke.

Councilman Austin spoke.

Councilmember Uranga spoke.

MLK JR. GRAND MARSHAL AND PEACE MAKERS AWARD

Councilwoman Saro spoke; and provided a PowerPoint presentation.

Carla Johnson spoke.

Charles Song spoke.

Rocio Torrres spoke.

Sharon Diggs-Jackson spoke.

Trace Fukuhara spoke.

Mayor Garcia spoke.

TEEN DATING VIOLENCE AWARENESS MONTH

Councilwoman Price spoke.

Sharon Wie spoke.

Andrea Sotelo spoke.

Councilwoman Price spoke.

Mayor Garcia spoke.

PUBLIC COMMENT (6:06 PM)

Chris Nutts spoke regarding eviction.

Dave Shukla spoke regarding freedom of speech.

Tai Du spoke regarding parking issues.

REGULAR AGENDA (5:44 PM)

8. <u>22-0174</u> Recommendation to receive and approve Commission appointments to Non-Charter Commissions.

Mayor Garcia spoke.

Councilwoman Zendejas spoke.

Councilman Austin spoke.

Councilwoman Allen spoke.

Councilmember Uranga spoke.

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

Yes: 8 - Zendejas, Allen, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Absent: 1 - Price

9. 22-0175

Recommendation to direct City Attorney to amend LBMC Chapters 5.53 and 5.55 to remove their sunset clauses thereby making Chapters 5.53 and 5.55 permanent; and

Direct City Attorney to rewrite LBMC sections 5.53.010 and 5.55.010 to reflect that the purpose of the City's recall and retention ordinances (LBMC 5.53 and 5.55) is to ensure an equitable recovery from COVID-19 for Long Beach hotel and janitorial workers and to protect workers against the dangers posed by future pandemics, including future COVID-19 variants and surges, and to return with the amended ordinance within 7 days.

Vice Mayor Richardson spoke.

Councilwoman Allen spoke.

Councilwoman Mungo spoke.

Vice Mayor Richardson spoke.

Councilwoman Mungo spoke.

Charles Parkin, City Attorney, spoke.

Councilwoman Zendejas spoke.

Councilman Austin spoke.

Councilmember Uranga spoke.

Councilwoman Saro spoke.

Councilwoman Price spoke.

10. 22-0176

Mayor Garcia spoke. Charlie Carnow spoke. Maria Gurrola spoke. Raquel Lezama spoke. Christian Castro spoke. Gary Hytrek spoke. Grecia Lopez-Reyes spoke. James Suazo spoke. Ann Burdette spoke. Robert Nothoff spoke. Lee Charley spoke. Veronica Lagunas spoke. Anabella Aguirre spoke. A motion was made by Vice Mayor Richardson, seconded by Councilwoman Allen, to approve recommendation. The motion carried by the following vote: Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson Recommendation to respectfully request City Council approval of the 2022 Federal Legislative Agenda as recommended by the Federal Legislation Committee. Tyler Curley, Manager, Government Affairs, spoke.

Vice Mayor Richardson spoke.

Mayor Garcia spoke.

Tyler Curley, Manager, Government Affairs, spoke.

Mayor Garcia spoke.

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

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

11. <u>22-0177</u>

Recommendation to receive and file a report on the evaluation of the City of Long Beach Citizen Police Complaint Commission (CPCC); and

Receive general direction from the City Council on the recommendations to begin the process for a Charter Amendment on a new CPCC structure and initiate the meet and confer process with employee labor organizations. (Citywide)

Mayor Garcia spoke.

Linda Tatum, Assistant City Manager, spoke.

Patrick Weithers, Manager, Citizen Police Complaint Commission, spoke; and provided a PowerPoint presentation.

Kathryn Olson, Polis Change Integration Team, spoke; and continued the PowerPoint presentation.

Denise Rodriguez, Polis Change Integration Team, spoke; and continued the PowerPoint presentation.

Patrick Weithers, Manager, Citizen Police Complaint Commission spoke; and continued the PowerPoint presentation.

Linda Tatum, Assistant City Manager, spoke.

Mayor Garcia spoke.

Tai Du spoke.

Tiffany Semoy Davy spoke.

Mayor Garcia spoke.

Charles Parkin, City Attorney, spoke.

Mayor Garcia spoke.

Kathryn Olson, Polis Change Integration Team, spoke.

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Mayor Garcia spoke.

Kathryn Olson, Polis Change Integration Team, spoke.

Mayor Garcia spoke.

Councilman Austin spoke.

Councilwoman Saro spoke.

Kathryn Olson, Polis Change Integration Team, spoke.

Councilwoman Saro spoke.

Councilman Austin spoke.

Kathryn Olson, Polis Change Integration Team, spoke.

Vice Mayor Richardson spoke.

Linda Tatum, Assistant City Manager, spoke.

Vice Mayor Richardson spoke.

Councilmember Uranga spoke.

Councilwoman Mungo spoke.

Thomas Modica, City Manager, spoke.

Councilwoman Mungo spoke.

Councilwoman Price spoke.

Kathryn Olson, Polis Change Integration Team, spoke.

Councilwoman Price spoke.

Councilwoman Allen spoke.

Linda Tatum, Assistant City Manager, spoke.

Thomas Modica, City Manager, spoke.

Councilman Supernaw spoke.

Mayor Garcia spoke.

Thomas Modica, City Manager, spoke.

Mayor Garcia spoke.

Councilman Austin spoke.

A motion was made by Councilwoman Saro, seconded by Councilman Austin, to approve recommendation, as amended, to begin Charter Amendment process. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

12. 22-0178

Recommendation to authorize City Manager, or designee, to execute the First Amendment to Amended and Restated Lease No. 35432, and necessary documents, with MWN Community Hospital, LLC (Tenant), for modifications to various provisions of such Lease; and

Adopt resolution finding that the Community Hospital and surrounding campus remains necessary for the City of Long Beach use as a general healthcare campus with related community-serving uses and authorizing the recordation of amended covenants so restricting use of the Subject Property. (District 3)

John Keisler, Director of Economic Development, spoke; and provided a PowerPoint presentation.

Councilwoman Price spoke.

Vice Mayor Richardson spoke.

Tiffany Semoy Davy, spoke.

Vice Mayor Richardson spoke.

Councilman Supernaw spoke.

A motion was made by Councilwoman Price, seconded by Councilman Supernaw, to approve recommendation and adopt Resolution No. RES-22-0032. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: RES-22-0032

13. 22-0179

Recommendation to authorize City Manager, or designee, to execute contracts, and any necessary documents including any subsequent amendments, with College of Instrument Technology, of Bellflower, CA; Long Beach Memorial Medical Center, of Long Beach, CA; Los Angeles Unified School District, of Los Angeles, CA; Nurses Development Center Inc., of Cypress, CA; and Regents of the University of California, a public nonprofit educational institution, on behalf of University Extension of the University of California, Los Angeles DBA University of California Los Angeles Extension, of Los Angeles, CA, to provide training and employment services to residents, in a total aggregate amount not to exceed \$1,000,000, through December 31, 2022, with the option to renew for an additional one-year period, at the discretion of the City Manager. (Citywide)

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

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

14. 22-0180

Recommendation to adopt resolution authorizing City Manager, or designee, to execute a contract, and any necessary documents including subsequent amendments, with Office Depot, Inc., of Cincinnati, OH, for furnishing and delivering custodial supplies, on the same terms and conditions afforded to Region 4 Education Service Center (ESC), of Texas, through Omnia Partners, in an annual amount of \$2,000,000, with a 10 percent contingency of \$200,000, for a total annual contract amount not to exceed \$2,200,000, until the Omnia Partners contract expires on January, 31, 2025, with the option to renew for as long as the Omnia Partners contract is in effect, at the discretion of the City Manager. (Citywide)

A motion was made by Councilmember Uranga, seconded by Councilwoman Saro, to approve recommendation and adopt Resolution No. RES-22-0033. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: RES-22-0033

15. 22-0054

Recommendation to authorize City Manager, or designee, to execute a contract, and any necessary documents including any necessary subsequent amendments, with the Helen Sanders Cat Protection and Welfare Society, of Boulder, CO, to partner with Long Beach Animal Care Services to take cats and kittens into its care directly from Long Beach Animal Care Services for the purpose of rehoming, providing spay/neuter education to adopters, and arranging for routine and other necessary medical care services to cats and kittens transferred into their care, for an annual contract amount not to exceed \$50,000, from January 1, 2021 to December 31, 2025, with two optional five-year renewals, at the discretion of the City Manager. (Citywide)

Councilwoman Mungo spoke.

A motion was made by Councilman Supernaw, seconded by Councilwoman Saro, to approve recommendation, as amended, to direct staff to report back in 60 days with formal operational policy that supports all City approved rescue partners to receive \$100 for mandated care sterilization. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

16. 22-0181

Recommendation to authorize City Manager, or designee, to accept grant funds from the California Department of Parks and Recreation, in an amount not to exceed \$12,050,000, for capital improvements at Bixby, El Dorado, MacArthur, and Ramona Parks;

Increase appropriations in the Capital Projects Fund Group in the Parks, Recreation and Marine Department by \$305,000, offset by grant revenue:

Increase appropriations in the Capital Projects Fund Group in the Parks, Recreation and Marine Department by \$305,000, offset by a transfer of the California Department of Parks and Recreation grant funds from the Capital Grants Fund;

Increase appropriations in the Capital Projects Fund Group in the Public Works Department by \$11,745,000, offset by grant revenue; and

Increase appropriations in the Capital Projects Fund Group in the Public Works Department by \$11,745,000, offset by a transfer of the California Department of Parks and Recreation grant funds from the Capital Grants Fund. (Districts 2,5,6,9)

Councilwoman Price spoke.

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

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

17. <u>22-0182</u>

Recommendation to adopt resolution authorizing City Manager, or designee, to execute a contract, and any necessary documents including any necessary subsequent amendments, with the Conservation Corps of Long Beach, of Long Beach, CA, to provide public service conservation work for youth on City of Long Beach property, in a total annual amount not to exceed \$4,000,000, for a period of five years, with the option to renew for one additional five-year period, at the discretion of the City Manager. (Citywide)

Vice Mayor Richardson spoke.

Dan Knapp, Director of Conservation Corps Long Beach, spoke.

A motion was made by Councilmember Uranga, seconded by Councilwoman Saro, to approve recommendation and adopt Resolution No. RES-22-0034. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: RES-22-0034

18. 22-0183

Recommendation to adopt resolution to authorize City Manager, or designee, to submit a Notice of Intent to Comply with the regulations of Senate Bill 1383 (SB 1383) per the Senate Bill 619 (SB 619) Statute. (Citywide)

Councilman Austin spoke.

Dave Shukla spoke.

A motion was made by Councilwoman Saro, seconded by Councilman Austin, to approve recommendation and adopt Resolution No. RES-22-0035. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: RES-22-0035

ORDINANCES (9:38 PM)

19. 22-0152

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending and restating Chapter 21.67 relating to Inclusionary Housing, read and adopted as read. (Citywide)

Tai Du spoke.

A motion was made by Councilwoman Allen, seconded by Councilwoman Saro, to approve recommendation and adopt Ordinance No. ORD-22-0004. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: ORD-22-0004

20. <u>22-</u>0153

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending and restating Chapter 21.11, relating to no net loss of affordable residential housing units in the City, read and adopted as read. (Citywide)

Naida Tushnet spoke.

A motion was made by Councilwoman Allen, seconded by Councilmember Uranga, to approve recommendation and adopt Ordinance No. ORD-22-0005. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: ORD-22-0005

21. 22-0155

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending and restating Chapter 8.99, relating to just cause for termination of tenancies, read and adopted as read. (Citywide)

A motion was made by Councilwoman Allen, seconded by Councilwoman Saro, to approve recommendation and adopt Ordinance No. ORD-22-0006. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: ORD-22-0006

22. 22-0156

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending and restating Chapter 8.102 to terminate the prohibition on termination of certain lawful residential tenancies, effective as of March 17, 2022, read and adopted as read. (Citywide)

A motion was made by Councilwoman Allen, seconded by Councilwoman Saro, to approve recommendation and adopt Ordinance No. ORD-22-0007. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: ORD-22-0007

23. 22-0157

Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 8.120, temporary enforcement of Long Beach health orders related to COVID-19; declaring the urgency thereof; and declaring that this ordinance shall take effect immediately, read and adopted as read. (Citywide)

A motion was made by Councilwoman Saro, seconded by Councilwoman Zendejas, to approve recommendation and adopt Emergency Ordinance No. ORD-22-0003. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Enactment No: ORD-22-0003

NEW BUSINESS (9:37 PM)

24. 22-0189

Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$500, offset by the Eighth Council District One-time District Priority Funds, transferred from the Citywide Activities Department, to provide a donation to the African American Heritage Society of Long Beach; 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 by Councilman Austin, seconded by Councilmember Uranga, to approve recommendation. The motion carried by the following vote:

Yes: 9 - Zendejas, Allen, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

25. 22-0190

Recommendation to increase appropriations in the General Fund Group in the City Manager Department by \$400, offset by Sixth Council District One-time District Priority Funds transferred from the Citywide Activities Department to support the African American Heritage Society of Long Beach virtual Black History Month program, "Breaking Barriers: Sports Edition"; and

Decrease appropriations in the General Fund Group in the Citywide Activities Department by \$400 to offset a transfer to the City Manager Department.

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, Price, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

26. <u>22-0165</u>

Recommendation to receive Charter Commission appointments

approved by the Government, Personnel and Elections Oversight Committee pursuant to Section 509 of the City Charter and Section 2.03.065 of the Long Beach Municipal Code.

Councilman Supernaw spoke.

Mayor Garcia spoke.

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

Yes: 8 - Zendejas, Allen, Supernaw, Mungo, Saro, Uranga, Austin and Richardson

Absent: 1 - Price

- 27. Agenda Item No. 27 is listed under Consent Calendar.
- **28.** <u>22-0193</u> Supplemental Memorandum Corrections and/or additions to the City Council Agenda as of 12:00 noon, Friday, February 11, 2022.

This Agenda Item was received and filed.

29. <u>22-0212</u> eComments received for the City Council meeting of Tuesday, February 15, 2022.

This Agenda Item was received and filed.

PUBLIC COMMENT (9:48 PM)

Tiffany Semoy Davy spoke regarding SART.

ANNOUNCEMENTS (9:50 PM)

Vice Mayor Richardson made community announcements.

ADJOURNMENT (9:50 PM)

At 9:50 PM Vice 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.

បើមានការចង់បានឲ្យមានការបកប្រែឯកសារស្តីពីរបៀបវារៈ និងកំណត់ហេតុឲ្យ អ្នកដែលមិនចេះនិយាយអង់គ្លេស សូមមេត្តាធ្វើសំណើរអ្នកតាមទូរស័ព្ទដោយហៅ ការិយាល័យស្ពៀនក្រុងតាមរយៈលេខ (562) 570-6101 (72 ម៉ោងធ្វើការមុននឹង ចាប់ផ្តើមបើកកិច្ចប្រជុំគណកម្មការធម្មនុញ្ញ)។