

# C-14

September 19, 2023

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

## RECOMMENDATION:

Determine that the granting of Facility/Pipeline Permit Supplement No. S-4-23 under existing Facility/Pipeline Permit No. P-138-84 to Tesoro SoCal Pipeline Company will not be contrary to the public interest; and authorize the City Manager, or designee, to issue said permit supplement in accordance with Section 15.44.060, Permit Issuance, of the Long Beach Municipal Code for the installation of electrical and fiber conduit. (District 7)

## DISCUSSION

Tesoro SoCal Pipeline Company has filed an application for Facility/Pipeline Permit Supplement No. S-4-23, under existing Facility/Pipeline Permit No. P-138-84, to install approximately two hundred and sixty-six (266) feet of electrical and fiber PVC Conduit along West 28th Street crossing De Forest Avenue. Map for the location and legal description of the installation can be found in Attachment A.

This installation will allow Tesoro SoCal Pipeline Company to make upgrades to their existing Pipeline Vault to comply with Assembly Bill 864, known as the California Coastal Best Available Technology (CBAT) regulation. The installed equipment will provide power and communications to allow for an existing valve in an equipment vault to be remotely actuated off in the event of a spill. The goal of this is to minimize the amount of crude oil released and protect state waters and wildlife.

The Public Works Department has reviewed the application and found the proposed pipeline work to be compatible with existing installations and not an obstacle to any street use or any known proposed developments.

Traffic control requirements, stipulated by the Traffic Engineering Division, as well as typical trench resurfacing requirements will be included in the special conditions for the excavation permit. Liability insurance and cash bond for faithful performance will be processed following City Council authorization of the permit supplement.

This matter was reviewed by Deputy City Attorney Vanessa S. Ibarra on August 29, 2023 and by Budget Management Officer Nader Kaamouh on August 31, 2023.

TIMING CONSIDERATIONS

City Council action is being requested on September 19, 2023, to allow commencement of this work.

LEVINE ACT

This item is subject to the Levine Act. The Mayor, Councilmembers, and Commissioners who have received a contribution of more than \$250 within 12 months prior from a party, participant, or their representatives involved in this proceeding may do either of the following: (1) disclose the contribution on the record and recuse themselves from this proceeding; OR (2) return the portion of the contribution that exceeds \$250 within 30 days from the time the elected official knew or should have known about the contribution and participate in the proceeding.

All parties, participants, and their representatives must disclose on the record of this proceeding any contribution of more than \$250 made to the Mayor or any Councilmembers within 12 months prior to the date of the proceeding. The Mayor, Councilmembers, and Commissioners are prohibited from accepting, soliciting, or directing a contribution of more than \$250 from a party, participant, or their representatives during a proceeding and for 12 months following the date a final decision is rendered.

FISCAL IMPACT

If the Facility/Pipeline Permit Supplement is approved, a permit fee of approximately \$14,800 will be deposited in the General Fund Group in the Public Works Department. Additionally, the annual hazardous pipeline safety fee will be approximately \$462, which will be adjusted annually based on the Consumer Price Index (CPI) and will also be deposited into the General Fund Group in the Public Works Department (Attachment B). This recommendation has no staffing impact beyond the normal budgeted scope of duties and is consistent with existing City Council priorities. There is no local job impact associated with this recommendation.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

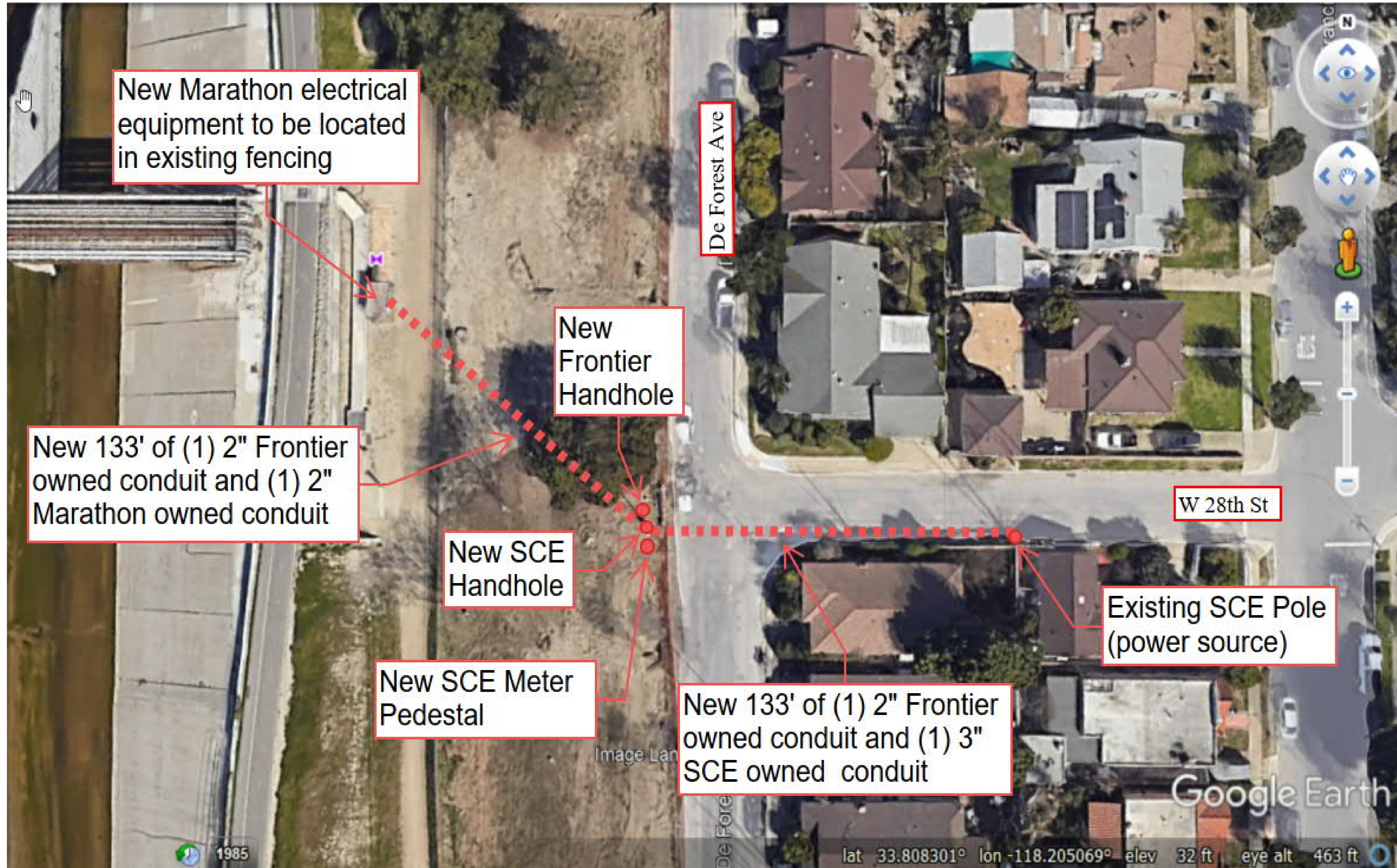



ERIC LOPEZ  
DIRECTOR OF PUBLIC WORKS

APPROVED:



THOMAS B. MODICA  
CITY MANAGER



DRAWING PHASE	
DESIGNER	APPROVER
REVISION DESCRIPTION	ISSUED FOR PLAN CHECK
PROJECT ID#	
MOC #	
DATE	6/15/23
REV	E
VAULT 56 - 2801 1/2 DEFOREST AVE	
LONG BEACH, CALIFORNIA	
SITE MAP	
	
SCALE	AS NOTED
DATE	5/10/22
DGNR.	J.B.
APRVR.	
PROJ. ID	
DISC. DRAWING NO.	V56-E-MAP

1 SITE MAP  
NOT TO SCALE

THIS DRAWING IS THE PROPERTY OF MARATHON PETROLEUM COMPANY LP AND IS NOT TO BE USED OR REPRODUCED WITHOUT EXPRESSED WRITTEN CONSENT OF MARATHON PETROLEUM COMPANY LP.

# Attachment A

2" PVC conduit

3" PVC conduit

A. In 28<sup>th</sup> Street and Los Angeles County Flood Control ROW

A 2 inch Frontier PVC conduit as constructed, in all of its courses, being more particularly described as follows: Beginning at an existing SCE power pole 114 feet East from the centerline of DeForest Avenue and 1 foot North from the South Right of Way line of 28<sup>th</sup> street, thence Northwesterly 6.43 feet to an angle point, said angle point being 109 feet East from the centerline of De Forest Avenue and 5 feet North from the South Right of way line of 28<sup>th</sup> street; Thence Westerly on a 45 degree deflection left a distance of 119.11 feet to a point lying on the boundary line between the Westerly Right of way line of DeForest Avenue and the Easterly line of the Los Angeles County Flood Control Channel; Thence Northwesterly 1.71 feet to an angle point, said angle point being 1.21 feet West from the Westerly Right of way line of DeForest Avenue and 8.47 feet South from the prolongation of the centerline of 28<sup>th</sup> street; Thence Westerly on a 45 degree deflection left a distance of 0.79 feet to the centerline of a proposed Frontier hand hole said hand hole being 8.47 feet South from the centerline of 28<sup>th</sup> street and 2 feet west from the Westerly Right of way line of DeForest Avenue; Thence continuing Westerly, parallel to prolongation of the centerline of 28<sup>th</sup> street a distance of 5.56 feet to an angle point, said angle point being 8.47 feet South from the centerline of 28<sup>th</sup> street and 7.59 feet West from the Westerly Right of way line of DeForest Avenue; Thence Northwesterly on a 45 degree deflection angle a distance of 125.41 feet on to a point said point being the center of a proposed SCE electrical meter panel, said point being 66.49 feet North from the centerline of 28<sup>th</sup> street and 108.07 feet West from the Westerly Right of way line of DeForest Avenue.

Length	<u>258.97' of 2" PVC conduit</u>
Total	258.97'

B. In 28<sup>th</sup> Street and Los Angeles County Flood Control ROW

A 3 inch Southern California Edison PVC conduit as constructed, in all of its courses, being more particularly described as follows: Beginning at an existing SCE power pole, said power pole being 114 feet East from the centerline of DeForest Avenue and 1 foot North from the South Right of Way line of 28<sup>th</sup> street; Thence Northwesterly 6.43 feet to an angle point, said angle point being 109.11 feet East from the centerline of

# Attachment A

De Forest Avenue and 5 feet north from the South Right of Way line of 28<sup>th</sup> street; Thence Westerly on a 45 degree deflection left a distance of 119.05 feet to a point lying on the boundary line between the Westerly Right of way line of DeForest Avenue and the Easterly line of the Los Angeles County Flood Control Channel; Thence continuing Westerly 2 feet to an angle point, said angle point being 9.72 feet South from the centerline of 28<sup>th</sup> street and 2 feet West from the Westerly Right of Way line of DeForest Avenue, said point also being the center of a proposed SCE hand hole; Thence Southerly on a 90 degree right deflection a distance of 3.00 feet to a point, said point being 12.74 feet south from the centerline of 28<sup>th</sup> street and 2 feet west from the westerly line of DeForest Avenue, said point also being the center of a Proposed SCE pedestal.

Length	<u>130.98' of 3" PVC conduit</u>
Total	130.98'

C. In Los Angeles County Flood Control ROW

A 2 inch Marathon PVC conduit as constructed, in all of its courses, being more particularly described as follows: Beginning at the center of a Proposed SCE Pedestal, with the Los Angeles County Flood Control Channel Right of Way, said pedestal being 12.74 feet South from the centerline of 28<sup>th</sup> street and 2 feet West from the Westerly line of DeForest Avenue, thence Northwesterly a distance of 132.40 feet to a point, said point being the center of a proposed SCE electrical meter panel, said point also being 66.49 feet North from the centerline of 28<sup>th</sup> street and 108.07 feet West from the Westerly Right of way line of DeForest Avenue.

Length	<u>132.40' of 2" PVC conduit</u>
Total	132.40'

Summary

2" PVC Conduit = 391.37 Ft.

3" PVC Conduit = 130.98 Ft.



July 21, 2023

## **LEVINE ACT DISCLOSURE STATEMENT**

California Government Code Section 84308, commonly referred to as the "Levine Act," prohibits any Long Beach City Councilmember, the Mayor, and Commissioner ("City Officer") from participating in any action related to a proceeding if they receive any political contributions totaling more than \$250 within the previous twelve months, while a proceeding is pending, and for 12 months following the date a final decision in a proceeding concerning a license, permit, entitlement, franchise or, contract (collectively "license, permit, or contract") has been made, from the person or company awarded the said license or contract. The Levine Act also requires a City Officer that has received such a contribution to disclose the contribution on the record of the proceeding.

City Officers are listed at the following sites:

- The Mayor and Councilmembers - <https://www.longbeach.gov/officials/>
- Harbor Commissioners - <https://polb.com/commission>
- Water Commissioners - <https://lbwater.org/about-us/current-water-commissioners/>
- Planning Commissioners - <https://www.longbeach.gov/mayor/action/commissions/>
- Parks and Recreation Commissioners - <https://www.longbeach.gov/mayor/action/commissions/>
- Board of Examiners, Appeals, and Condemnation - <https://www.longbeach.gov/mayor/action/commissions/>
- Cultural Heritage Commission - <https://www.longbeach.gov/mayor/action/commissions/>
- Long Beach Community Investment Company - <https://www.longbeach.gov/lbds/hn/lbcic/>

**Proposers are responsible for accessing these links to review the names prior to answering the following questions.**

1. Have you or your company, or any agent on behalf of you or your company, made any political contributions of more than \$250 to any City Officer in the 12 months preceding the date of the submission of your proposals or the anticipated date of any City Council, Board, or Commission action related to this license, permit, or contract?

YES

NO

If yes, please identify the City Officer(s):

2. Do you or your company, or any agency on behalf of you or your company, anticipate or plan to make any political contribution of more than \$250 to any City Officer in the 12 months following any City Council, Board, or Commission action related to this license, permit, or contract?


YES

NO

If yes, please identify the City Officer(s):

Answering yes to either of the two questions above does not preclude the City of Long Beach from awarding a license, permit, or contract to your firm or any taking any subsequent action related to the said license, permit, or contract. It does, however, preclude the identified City Officers from participating in any actions related to this license, permit, or contract.

\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Signature of authorized individual

\_\_\_\_\_  
Type or write name of authorized individual

\_\_\_\_\_  
Type or write name of company