

CITY OF LONG BEACH

R-19

DEPARTMENT OF DEVELOPMENT SERVICES

333 West Ocean Blvd., 4th Floor Long Beach, CA 90802 Phone: 570.5237 Fax: 570.6205

January 19, 2010

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt the attached resolution making certain findings regarding the construction of certain public improvement projects with North Long Beach Redevelopment Project Area Funds. (District 9)

DISCUSSION

On July 13, 2009, the State Water Resources Control Board (SWRCB) and the City of Long Beach (City) entered into a project finance grant agreement through the Clean Water State Revolving Fund under the American Recovery and Reinvestment Act (ARRA) for improvements to the Pump Station SD13 in North Long Beach. The project was advertised for bid on October 23, 2009, and bids were opened on November 19, 2009. The Long Beach City Council approved a contract with the lowest responsive bidder, Humphrey Constructors, on December 15, 2009.

The storm drain project is designed to assist in the removal of blight through the capture and removal of trash and debris prior to entering storm drain pumps. This will significantly reduce the amount of trash and debris discharged into the Los Angeles River. A vicinity map of the area is attached as Exhibit A.

The Department of Public Works does not have sufficient funds to cover the full project, particularly related to architectural, engineering, and other soft costs. Since no other reasonable means of financing have been found, the Long Beach Redevelopment Agency (Agency) proposes to subsidize the unfunded balance of the project.

California Redevelopment Law provides that the Redevelopment Agency may, with the consent of the City Council, pay for public improvements that are publicly owned either within or outside of a Redevelopment Project Area, if the City Council determines all of the following:

HONORABLE MAYOR AND CITY COUNCIL

January 19, 2010

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- That the construction of such public improvements is of benefit to the redevelopment project area or the immediate neighborhood in which the public improvement project is located.
- That no other reasonable means of financing the public improvements are available to the community.
- That the payment of Redevelopment Agency funds for the construction of the public improvements will assist in the elimination of one or more blighting conditions within the project area.

Since the Agency is funding construction of these public improvements, these findings must be made. The Redevelopment Agency made the necessary findings on January 4, 2010.

These public improvements include the construction of a storm drain netting system that will further serve to support neighborhood and economic revitalization by reducing trash and debris discharged into the Los Angeles River, thereby enriching the character of neighborhoods, improving open space elements, and providing a unique and positive environmental signature for the Project Area.

A resolution is attached making certain findings regarding the construction of these public improvements with redevelopment funds in the Project Area.

This letter was reviewed by Chief Assistant City Attorney Heather A. Mahood on December 29, 2009 and by Budget and Performance Management Bureau Manager David Wodynski on December 29, 2009.

SUSTAINABILITY

This trash net system, similar to those installed at other City pump stations (SD1, SD3, SD4, SD5, & SD6), has proven to be very effective at capturing trash, sediment and green waste. An additional benefit derived from the netting system is that bacteria attached to the trash and debris will also be captured, improving the quality of the stormwater runoff water being discharged to the Los Angeles River.

TIMING CONSIDERATIONS

City Council action on this matter is requested on January 19, 2010, as the City Council authorized commencement of this Public Works project on December 15, 2009 (Exhibit B – December 15, 2009, City Council letter). Construction is projected to begin in February 2010 and should take approximately 60 working days.

FISCAL IMPACT

The previously awarded contract is for an estimated amount of \$367,900, plus a 15 percent contingency of \$55,185, if necessary. Funds to cover the contract are budgeted in the Capital Projects Fund (CP 201) in the Department of Public Works (PW). Additional

HONORABLE MAYOR AND CITY COUNCIL

January 19, 2010

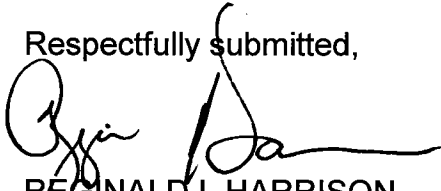
Page 3 of 3

architectural, engineering, and other soft costs related to this project are estimated to be approximately \$140,000 and are budgeted in the Redevelopment Fund and the Department of Development Services (DV). There will be no impact to the General Fund.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



REGINALD I. HARRISON
INTERIM DIRECTOR OF DEVELOPMENT SERVICES



MICHAEL P. CONWAY
DIRECTOR OF PUBLIC WORKS

RH:AJB:TF

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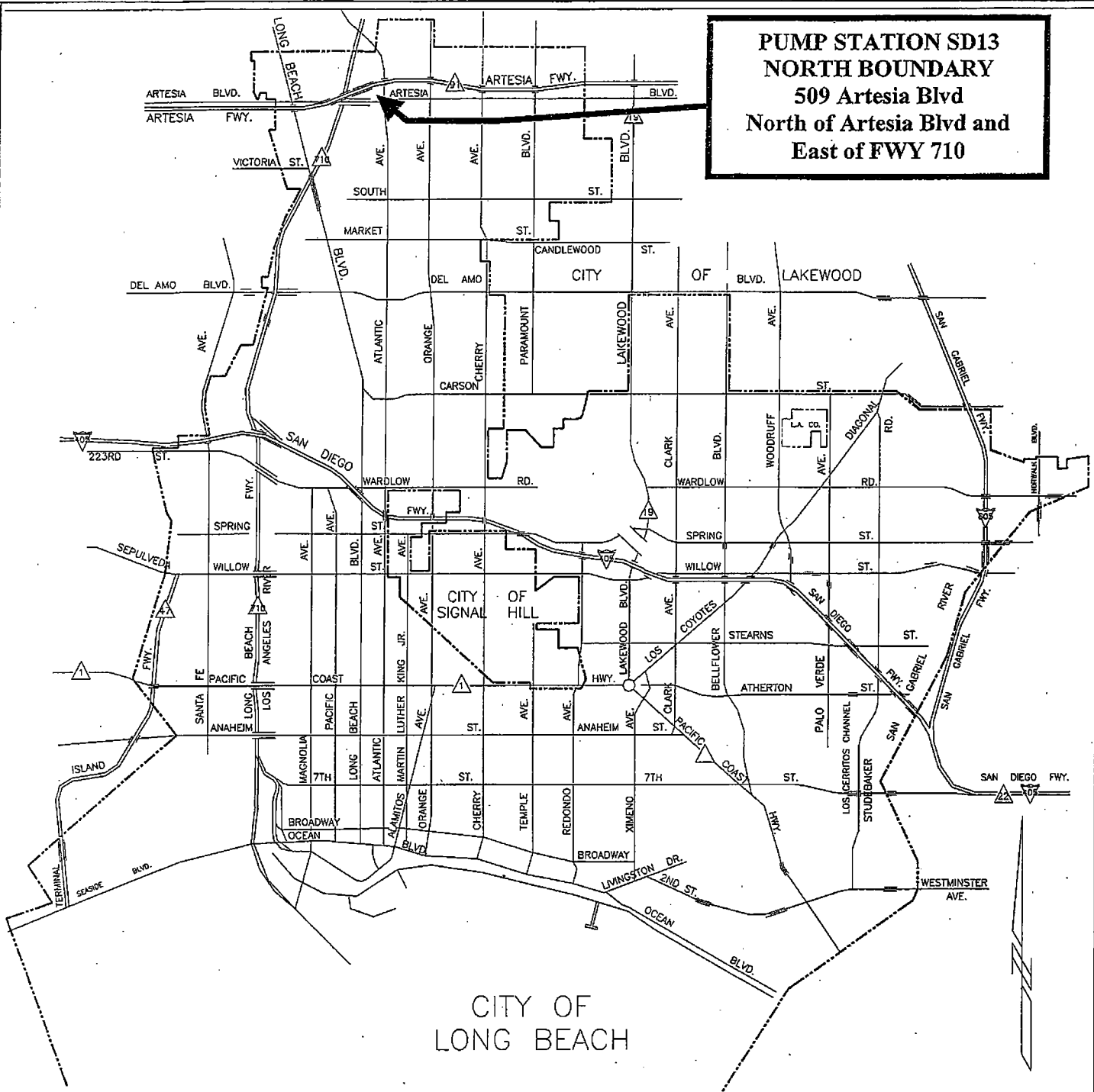
Attachments: Exhibit A – Vicinity Map
Exhibit B – December 15, 2009, City Council letter
City Council Resolution (1)

APPROVED:



PATRICK H. WEST
CITY MANAGER

**PUMP STATION SD13
NORTH BOUNDARY
509 Artesia Blvd
North of Artesia Blvd and
East of Fwy 710**



CITY OF
LONG BEACH

VICINITY MAP
SCALE: NONE

EXHIBIT A

VICINITY MAP FOR PLANS AND SPECIFICATIONS R-6809
FOR THE CONSTRUCTION OF
STORM DRAIN POLLUTION TRAP NETS AT PUMP STATION SD13
IN THE CITY OF LONG BEACH, CALIFORNIA



CITY OF LONG BEACH

R-34

DEPARTMENT OF PUBLIC WORKS

333 West Ocean Boulevard 9th Floor • Long Beach, CA 90802 • (562) 570-6383 • Fax (562) 570-6012

December 15, 2009

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt Plans and Specifications No. R-6809 for the construction of storm drain pollution trap nets at pump station No. 13, and authorize the City Manager to award and execute the contract with Humphrey Contractors, in an estimated amount of \$367,900 plus a 15 percent contingency in the amount of \$55,185, if necessary and if funds are available, for a total of \$423,085, and any amendments thereto. (District 9)

DISCUSSION

On July 13, 2009, the State Water Resources Control Board (SWRCB) and the City of Long Beach entered into a project finance agreement through the Clean Water State Revolving Fund under the American Recovery and Reinvestment Act (ARRA). This project involves the construction of a trash net system at City-owned Pump Station No. 13 located at 509 Artesia Boulevard. A vicinity map of the area is attached as Exhibit A. The trash net system will capture and remove trash and debris prior to entering the pumps, thereby significantly reducing trash and debris discharged into the Los Angeles River.

The project includes removing the existing trash rack, constructing a storm drain pollution trap netting system within an existing pump station forebay/trash pit, including a steel frame to receive a manufactured netting system, furnishing and installing the manufactured netting system components, modifications to the existing trash pit, and construction of trash racks.

City Council adoption of the plans and specifications and award of the contract to the lowest responsible bidder are being recommended as detailed in Exhibit B. The project was advertised for bid on October 23, 2009, and bids were opened on November 19, 2009. Information regarding the lowest responsible bidder, Humphrey Constructors, is provided on the attached contract awards document. In accordance with the California Environmental Quality Act, Categorical Exemption number CE-61-07 has been issued for this project.

This matter was reviewed by Deputy City Attorney Amy Burton on November 23, 2009 and by Budget and Performance Management Bureau Manager David Wodynski on November 20, 2009.

SUSTAINABILITY

This trash net system, similar to those installed at other City pump stations (SD1, SD3, SD4, SD5, & SD6), has proven to be very effective at capturing trash, sediment and green waste. An additional benefit derived from the netting system is that bacteria attached to the trash and debris will also be captured, improving the quality of the stormwater runoff water being discharged to the Los Angeles River.

TIMING CONSIDERATIONS

In accordance with the project finance agreement, a Notice to Proceed must be issued to the contractor by December 31, 2009. City Council action on this matter on December 15, 2009 will authorize commencement of this Public Works project. Construction is projected to begin in February 2010 and should take approximately 60 working days.

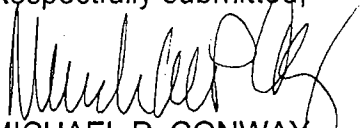
FISCAL IMPACT

The contract award is for an estimated amount of \$367,900 plus a 15 percent contingency amount of \$55,185, if necessary, and if funds are available. Sufficient funds to cover the contract are budgeted in the Capital Projects - Fund (CP 201) in the Department of Public Works (PW).

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

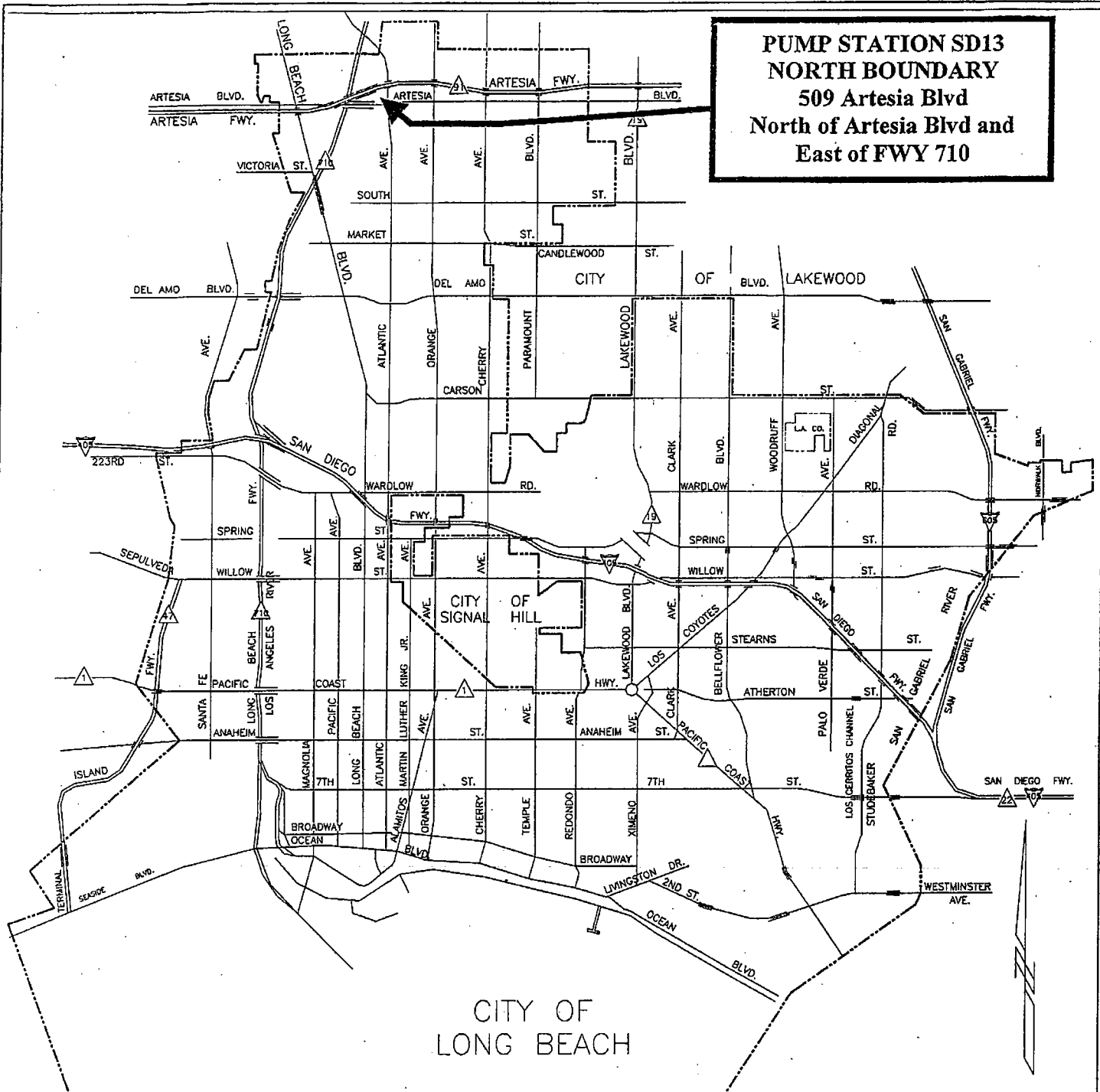

MICHAEL P. CONWAY
DIRECTOR OF PUBLIC WORKS

APPROVED:


PATRICK H. WEST
CITY MANAGER

MPC::MAC:AGA:nv
P/CL/R-6809 Pollution Trap Nets at SD13 CL.doc

Exhibit A – Vicinity Map
Exhibit B – Award Document



CITY OF
LONG BEACH

VICINITY MAP
SCALE: NONE

**VICINITY MAP FOR PLANS AND SPECIFICATIONS R-6809
FOR THE CONSTRUCTION OF
STORM DRAIN POLLUTION TRAP NETS AT PUMP STATION SD13
IN THE CITY OF LONG BEACH, CALIFORNIA**

Exhibit B to Council letter
dated 12-15-09

Recommended Contract Award for December 15, 2009

<u>PROJECT NUMBER</u>	<u>DESCRIPTION</u>	<u>FUNDING SOURCE</u>	<u>LOWEST RESPONSIBLE BIDDER/LOCATION</u>	<u>AWARD AMOUNT</u>
R - 6809	CONSTRUCTION OF STORM DRAIN POLLUTION TRAP NETS AT PUMP STATION SD13 DISTRICT: 9	AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA)	Humphrey Constructors 21314 Hideout Dr. Diamond Bar, CA 91765 BIDDER IS NOT AN MBE/WBE/DBE	\$367,900.00 plus 15% contingency

Sixteen (16) Plans and Specifications were sold. Three (3) bids were received; none were from MBE, WBE, DBE, or local firms.

Deputy City Attorney Amy R. Burton approved the Plans and Specifications on October 20, 2009.

The above is a construction contract, which can be increased up to 15% above the award amount with no further City Council Actions, per the standard Specifications for Public Works Construction ("Green Book"), which has been adopted by the City Council.

PROCUREMENT OUTREACH: Advertisements are placed in the Press-Telegram. In a continuing effort to increase participation of Long Beach businesses, MBEs and WBEs, bids for construction projects exceeding \$100,000 are sent, by the Public Works Department, to approximately 20 trade publications and plan rooms catering to the construction industry. Bids and Request for Proposals are available for viewing at the Purchasing Division Public Center; current bids are announced on the Public Works' bid page: <http://www.PlanetBids.com/LongBeach/Bidframe.cfm>.

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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH MAKING CERTAIN FINDINGS
REGARDING THE CONSTRUCTION OF CERTAIN PUBLIC
IMPROVEMENTS WITH NORTH REDEVELOPMENT
FUNDS (HARBOR DISTRICT)

WHEREAS, the City Council of the City of Long Beach adopted and approved a certain Redevelopment Plan (the "Redevelopment Plan") for the North Long Beach Redevelopment Project Area (the "Project"); and

WHEREAS, in furtherance of the Project and the immediate neighborhood in which the Project is located, the Redevelopment Agency of the City of Long Beach, California (the "Agency"), has recognized the need for certain public improvements, which improvements will be located within the boundaries of the Project, and proposes to use redevelopment funds to finance the improvements; and

WHEREAS, Section 33445 of the California Community Redevelopment Law (Health and Safety Code Section 33000 et seq.) requires the Agency to make certain findings prior to the acquisition of land and construction of public improvements or facilities thereon; and

WHEREAS, Section 33678 of the Community Redevelopment Law provides that under certain conditions tax increment funds shall not be subject to the appropriations limitation of Article XIIB of the California Constitution;

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

Section 1. The City Council determines that the construction of public improvements, more particularly described in Exhibit "A", are of benefit to the Project and the immediate neighborhood in which the Project is located. This finding is supported by

1 the following facts:

2 The proposed improvements will assist in the removal of blight
3 through the capture and removal of trash and debris prior to entering storm
4 drain pumps, thereby facilitating a significant reduction of trash and debris
5 discharged into the Los Angeles River, which runs through the Project Area,
6 improving the health and safety of the residents and creating a more
7 attractive, sustainable and economically dynamic community in the Project
8 Area.

9 Section 2. The City Council determines that no other reasonable means
10 of financing the above-described improvements are available to the community. This
11 finding is supported by the following facts:

12 Before the passage of Proposition 13, most of the City's general
13 operating and capital improvements were funded through property taxes.
14 However, the initiative placed severe constraints on the City's ability to
15 use property tax revenues to offset increases in operating and capital
16 costs. It has also been difficult for the City, by itself, to provide sufficient
17 funds to support the construction of major public improvements. In fiscal
18 year 2009-2010, the limited resources of the City's General Fund are
19 committed to previously incurred obligations and planned projects.

20 Section 3. The City Council further determines that the payment of funds
21 for the construction of the public improvements will assist in the elimination of one or
22 more blighting conditions within the Project, and is consistent with the implementation
23 plan adopted pursuant to Health and Safety Code Section 33490.

24 Section 4. This resolution shall take effect immediately upon its adoption
25 by the City Council, and the City Clerk shall certify to the vote adopting this resolution.

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

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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

EXHIBIT "A"

Public Improvements for Reimbursement
North Long Beach Redevelopment Project
and
City of Long Beach Redevelopment Agency

- Construction of Trash Net System at City-owned Pump Station Number 13
 - Redevelopment Agency Contribution - \$140,224