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1 RESOLUTION NO. RES-06-0126

2  
3 A RESOLUTION OF THE CITY COUNCIL OF THE  
4 CITY OF LONG BEACH MAKING CERTAIN FINDINGS  
5 REGARDING THE CONSTRUCTION OF CERTAIN PUBLIC  
6 IMPROVEMENTS WITH REDEVELOPMENT FUNDS  
7 (POLY HIGH ALLEY PAVEMENT IMPROVEMENTS)

8  
9 WHEREAS, the City Council of the City of Long Beach adopted and  
10 approved a certain Redevelopment Plan (the "Redevelopment Plan") for the Poly High  
11 Redevelopment Project (the "Project"); and

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

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

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

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

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

1 supported by the following facts:

2           Development of public improvements will facilitate the removal of  
3 blight and help create a safe, more cohesive and economically dynamic  
4 neighborhood. Street improvements will improve traffic flow and  
5 neighborhood access and circulation. Open space improvements will  
6 increase social and recreational opportunities in the community. It will  
7 transform the physical appearance of the neighborhood and promote a  
8 feeling of community amount project area neighborhoods.

9           Sec. 2.       The City Council determines that no other reasonable  
10 means of financing the above-described improvements are available to the community.  
11 This 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 2006-2007, the limited resources of the City's General Fund are  
19 committed to previously incurred obligations and planned projects.

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

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

27           I hereby certify that the foregoing resolution was adopted by the City  
28 Council of the City of Long Beach at its meeting of November 14, 2006 by

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the following vote:

Ayes: Councilmembers: S. Lowenthal, O'Donnell, Schipske,  
Reyes Uranga, Gabelich, Lerch,  
B. Lowenthal.

Noes: Councilmembers: None.

Absent: Councilmembers: DeLong, Richardson.

  
\_\_\_\_\_  
City Clerk

HAM:fl  
9/19/06  
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#06-04786

## **EXHIBIT "A"**

### **DESCRIPTION OF THE PUBLIC IMPROVEMENTS**

Street improvements and space development located in the Poly High Redevelopment Project Area bounded by Anaheim Street to the south, Pacific Coast Highway to the north, Atlantic Avenue to the west, and Martin Luther King Jr. Avenue to the east.