

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

1 RESOLUTION NO. RES-09-0090

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 WEST LONG BEACH
7 INDUSTRIAL REDEVELOPMENT FUNDS (HARBOR
8 DISTRICT)

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

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

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

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

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

27 Section 1. The City Council determines that the construction of public
28 improvements, more particularly described in Exhibit "A", are of benefit to the Project and

1 the immediate neighborhood in which the Project is located. This finding is supported by
2 the following facts:

3 These improvements will assist in the removal of blight by assisting the
4 development of modern, pollution-reducing port terminal facilities, and enhancing the
5 traffic flow in the Harbor area.

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

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

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

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

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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 September 1, 2009 by the following vote:

Ayes: Councilmembers: Garcia, Lowenthal, DeLong,
O'Donnell, Andrews.

Noes: Councilmembers: Schipske, Reyes Uranga, Gabelich,
Lerch.

Absent: Councilmembers: None.



City Clerk

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EXHIBIT "A"

**Public Improvements for Reimbursement
West Long Beach Industrial Redevelopment Project
Board of Harbor Commissioners of the City of Long Beach
and
City of Long Beach Redevelopment of Agency**

- Install traffic signals and reconstruct intersections, including curb, gutter, storm drain, traffic islands, and landscaping
 - New Dock Street and the State Route 47 on/off ramps \$1,000,000
 - Pier S Lane and Pier T Avenue \$500,000

- Replace Gerald Desmond Bridge \$1,125,000,000