

ORDINANCE NO.

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Telephone (562) 570-2200

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH APPROVING, CONFIRMING AND RATIFYING ORDINANCE NO. HD-_____ OF THE BOARD OF HARBOR COMMISSIONERS OF THE CITY OF LONG BEACH, WHICH AUTHORIZES THE EXECUTION BY THE EXECUTIVE DIRECTOR OF AN EXCHANGE AGREEMENT BETWEEN AND AMONG THE CITY OF LONG BEACH, THE CITY OF LOS ANGELES, THE ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY AND KONOIKE-PACIFIC CALIFORNIA, INC., AND MAKING A DETERMINATION RELATING THERETO

WHEREAS, the Board of Harbor Commissioners of the City of Long Beach has adopted Ordinance No. HD-_____ on _____, 2006, a complete copy of which is attached hereto as Exhibit "A" and incorporated herein by this reference.

WHEREAS, Ordinance No. HD-_____ of the Board of Harbor Commissioners of the City of Long Beach authorizes the execution by the Executive Director of the Harbor Department of the City of Long Beach of an Exchange Agreement between and among the City of Long Beach, the City of Los Angeles, the Alameda Corridor Transportation Authority, and Konoike-Pacific California, Inc. (the "Exchange Agreement") and making a determination relating thereto; and

WHEREAS, this City Council concurs in the findings of, and wishes to approve, confirm and ratify the actions taken by, the Board of Harbor Commissioners of Ordinance No. HD-_____; and

WHEREAS, the Director of Planning and Environmental Services for the Harbor Department has determined and the Board has found and ordained that the

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1 Exchange Agreement is categorically exempt from the provisions of the California
2 Environmental Quality Act.

3 NOW, THEREFORE, the City Council of the City of Long Beach hereby
4 finds and ordains as follows:

5 Section 1. The City Council hereby finds and determines that the
6 Exchange Agreement is categorically exempt from the provisions of the California
7 Environmental Quality Act.

8 Sec. 2. The City Council of the City of Long Beach hereby concurs in the
9 findings of, and approves, confirms and ratifies the actions taken by, the Board of
10 Harbor Commissioners of the City of Long Beach in Ordinance No. HD-_____.

11 Sec. 3. The City Clerk shall certify to the passage of this ordinance by the
12 City Council and shall cause the same to be posted in three (3) conspicuous places in
13 the City of Long Beach. This ordinance shall take effect on the later of 31st day after its
14 approval by the Mayor of the City of Long Beach.

15 I HEREBY CERTIFY that the foregoing ordinance was adopted by the City
16 Council of the City of Long Beach at its meeting of _____, 2006 by the following
17 vote.

18 Ayes: Councilmembers: _____
19 _____
20 _____

21 Noes: Councilmembers: _____
22 _____

23 Absent: Councilmembers: _____
24 _____

25 _____
26 City Clerk

27 Approved: _____
28 _____
Mayor

DTH:rjr 08/31/06 #06-03825 REPRINT 09/27/06
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ORDINANCE NO. HD- 1963

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3 AN ORDINANCE OF THE BOARD OF HARBOR
4 COMMISSIONERS OF THE CITY OF LONG BEACH
5 AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE
6 AN EXCHANGE AGREEMENT BETWEEN AND AMONG THE
7 CITY OF LONG BEACH, THE CITY OF LOS ANGELES, THE
8 ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY
9 AND KONOIKE-PACIFIC CALIFORNIA, INC., AND MAKING
10 A DETERMINATION RELATING THERETO
11

12 WHEREAS, the Board of Harbor Commissioners of the City of Long
13 Beach ("Board") desires to enter into a real property Exchange Agreement and Joint
14 Escrow Instructions with the City of Los Angeles, acting by and through its Board of
15 Harbor Commissioners, the Alameda Corridor Transportation Authority, a joint powers
16 authority and Konoike-Pacific California, Inc., a California corporation (the "Exchange
17 Agreement"); and

18 WHEREAS, guidelines adopted by the Secretary of the California
19 Resources Agency and by the Board, pursuant to Sections 21082-21084 of the
20 California Public Resources Code, provide that certain classes of projects listed therein
21 have been determined not to have a significant effect on the environment and are
22 categorically exempt from the provisions of the California Environmental Quality Act;
23 and

24 WHEREAS, the Director of Planning and Environmental Services of the
25 Long Beach Harbor Department has determined that, in accordance with the
26 guidelines, the Exchange Agreement is categorically exempt.

27 NOW, THEREFORE, the Board of Harbor Commissioners of the City of
28 Long Beach ordains as follows:

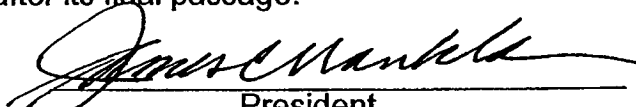
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1 Section 1. The Board hereby finds and determines that the Exchange
2 Agreement, a copy of which is available for inspection in the office of the Executive
3 Secretary of the Board and by this reference made a part hereof, is categorically
4 exempt from the provisions of the California Environmental Quality Act.

5 Sec. 2. The Executive Director of the Harbor Department of the City of
6 Long Beach is hereby authorized to execute the Exchange Agreement referred to in
7 Section 1, which is hereby approved.

8 Sec. 3. This ordinance shall be signed by the President or Vice President
9 of the Board and attested to by the Secretary. The Secretary shall certify to the
10 passage of this ordinance by the Board, shall cause the same to be posted in three (3)
11 conspicuous places in the City of Long Beach, and shall cause a certified copy of this
12 ordinance to be filed forthwith with the City Clerk of the City of Long Beach. This
13 ordinance shall take effect on the 31st day after its final passage.



President

14
15 ATTEST:

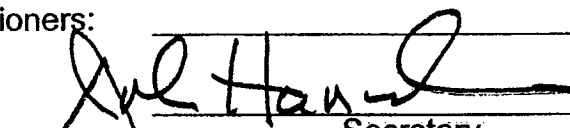

Secretary

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17
18 I hereby certify that the foregoing ordinance was adopted by the Board of
19 Harbor Commissioners of the City of Long Beach at its meeting of
20 August 14, 2006 by the following vote:

21 Ayes: Commissioners: Topsy-Elvord, Hancock, Cordero,
22 Hankla

23 Noes: Commissioners: _____

24 Absent: Commissioners: Walter

25 Not Voting: Commissioners: _____
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27 

Secretary

28 DTH:rjr 08/03/06 #06-03825
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ORDINANCE [08/03/06]