

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH FINDING AND DETERMINING THAT A CREDIT IS DUE AGAINST THE TRANSPORTATION IMPROVEMENT FEE APPLICABLE TO THE CIVIC CENTER PROJECT; AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT REGARDING CREDIT FOR TRANSPORTATION IMPROVEMENTS MADE IN CONNECTION WITH THE CIVIC CENTER PROJECT

WHEREAS, Chapter 18.17 of the Long Beach Municipal Code imposes a Transportation Improvement Fee ("TIF" or "Impact Fee") upon certain new residential and commercial development within the City for purposes of assuring that the transportation level of service goals of the City as set forth in the Traffic Mitigation Program are met with respect to the additional demands placed on the transportation system by traffic generated from such development; and

WHEREAS, the City of Long Beach and Plenary Edgemoor Civic Partners, LLC, the parent company of Edgemoor Infrastructure and Real Estate ("Developer") is constructing the Civic Center Project which consists of a new City Hall, a new Port Building for Harbor Department administration, a new and relocated Main Library, a redeveloped Lincoln Park, a residential development, and a commercial mixed use development ("the Project"); and

WHEREAS, the Transportation Improvement Fee for the Project is \$1,798,713.00; and

WHEREAS, Developer will construct improvements consisting of traffic and street improvements at a cost of \$4,127,827.56 as is more fully set forth in Exhibit "A"; a copy of which is attached hereto and incorporated herein by this reference; and

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

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1 WHEREAS, Developer seeks offset of the Transportation Improvement Fee
2 in the amount of \$1,798,713.00; and

3 WHEREAS, such offset and credit is authorized under Section 18.17 of the
4 Municipal Code; and

5 WHEREAS, Developer has filed an application for a credit against the
6 Transportation Improvement Fees in accordance with the requirements of Section
7 18.17.110 of the Municipal Code, together with sufficient supporting documentation of
8 certain expenditures related to the Civic Center Project.

9 NOW, THEREFORE, the City Council of the City of Long Beach ordains as
10 follows:

11 Section 1. Having reviewed the Application for Credit filed by the Developer
12 and all other documentary evidence before it, the City Council hereby finds and
13 determines that Edgemoor Infrastructure and Real Estate are due a credit in the amount
14 of \$1,798,713.00 against the Transportation Improvement Fee otherwise payable in
15 connection with the Project.

16 Section 2. The City Manager is authorized to execute an agreement with
17 Edgemoor Infrastructure and Real Estate together with all other documents necessary to
18 carry out the terms thereof, regarding the construction of certain transportation
19 improvements in connection with the Civic Center Project in the City of Long Beach.

20 Section 3. The City Clerk shall certify to the passage of this ordinance by
21 the City Council and cause it to be posted in three conspicuous places in the City of Long
22 Beach, and it shall take effect on the thirty-first day after it is approved by the Mayor.

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CHARLES PARKER, City Attorney
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I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of _____, 2015, by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

City Clerk

Approved: _____

Mayor

LONG BEACH CIVIC CENTER

City Hall/Port Building

Magnolia Ave		Total
	Demolition	\$17,283.20
	Sidewalk, and other Concrete Work	\$105,666.39
	Asphalt Paving	\$26,000.00
	Earthwork	\$17,700.80
	Additional SWPPP	\$6,886.10
	Water, storm drain and other utilities	\$32,500.00
	Street trees, soil, irrigation and other Landscape	\$43,898.60
	Electrical	\$26,000.00
	Total Magnolia Ave	\$275,935.08
Ocean Boulevard		Total
	Demolition	\$31,693.21
	Sidewalk, bus pad and other Concrete Work	\$193,766.64
	Asphalt Paving	\$65,000.00
	Earthwork	\$36,480.60
	Additional SWPPP	\$16,526.64
	Water, storm drain, and other utilities	\$45,500.00
	Street trees, soil, irrigation and other Landscape	\$129,492.79
	Signals, and other Electrical	\$154,815.66
	Total Ocean Boulevard	\$673,275.55
Chestnut Ave		Total
	Demolition	\$22,651.13
	Sidewalk, bus pads, crossings and other Concrete Work	\$138,484.97
	Asphalt Paving	\$178,886.50
	Earthwork	\$72,703.96
	Additional SWPPP	\$45,448.26
	Water, storm drain, and other utilities	\$469,215.50
	Street trees, soil, irrigation and other Landscape	\$53,187.97
	Signals, street lights and other Electrical	\$65,000.00
	Total Chestnut Ave	\$1,045,578.28
Total City Hall/Port Building		\$1,994,788.91

Lincoln Park/Library

Broadway		Total
	Demolition	\$9,254.64
	Sidewalk, crossing and other Concrete Work	\$55,052.45
	Asphalt Paving	\$12,645.36
	Earthwork	\$23,794.68
	Additional SWPPP	\$7,820.54

EXHIBIT A

	Water, storm drain, and other utilities	\$129,784.24
	Street trees, soil, irrigation and other Landscape	\$8,190.00
	Electrical	\$42,105.70
	Total Broadway	\$288,647.61
Pacific Avenue		
		Total
	Demolition	\$26,441.83
	Sidewalk, bus pads, crossings and other Concrete Work	\$157,292.72
	Asphalt Paving	\$36,129.60
	Earthwork	\$67,984.80
	Additional SWPPP	\$22,344.40
	Water, storm drain, and other utilities	\$249,585.07
	Street trees, soil, irrigation and other Landscape	\$23,400.00
	Electrical	\$120,302.00
	Total Pacific Avenue	\$703,480.42
Ocean Boulevard		
		Total
	Demolition	\$13,881.96
	Sidewalk and other Concrete Work	\$82,578.68
	Asphalt Paving	\$18,968.04
	Earthwork	\$35,692.02
	Additional SWPPP	\$11,730.81
	Water, storm drain, and other utilities	\$359,402.50
	other Landscape	\$12,285.00
	other Electrical	\$63,158.55
	Total Ocean Boulevard	\$597,697.56
Cedar Avenue		
		Total
	Demolition	\$16,526.14
	Sidewalk, crossings and other Concrete Work	\$98,307.95
	Asphalt Paving	\$22,581.00
	Earthwork	\$42,490.50
	Additional SWPPP	\$13,965.25
	Water, storm drain, and other utilities	\$259,568.47
	Street trees, soil, irrigation and other Landscape	\$14,625.00
	Street lights and other electrical	\$75,188.75
	Total Cedar Avenue	\$543,253.06
	Total Lincoln Park/Library	\$2,133,078.65
GRAND TOTAL		\$4,127,867.56