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RESOLUTION NO. RES-07-0085

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3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH CONSENTING TO THE
5 ESTABLISHMENT OF 7TH STREET ON RAMP
6 WESTBOUND BRIDGE OVER METRO PARKING, 9TH
7 STREET ON RAMP BRIDGE OVER HARBOR SCENIC
8 DRIVE-PICO AVENUE, 10TH STREET OFF RAMP
9 BRIDGE OVER LONG BEACH FREEWAY-HARBOR
10 SCENIC DRIVE, LONG BEACH BOULEVARD UNDER
11 UNION PACIFIC RAILROAD BRIDGE, MARTIN LUTHER
12 KING JR. BRIDGE OVER SOUTHERN PACIFIC
13 TRANSPORTATION COMPANY RAILROAD,
14 QUEENSWAY NORTHBOUND AND SOUTHBOUND
15 BRIDGE OVER SHORELINE DRIVE, AND QUEENSWAY
16 SOUTHBOUND RAMPS J AND K BRIDGE OVER HARBOR
17 SCENIC DRIVE, WITHIN SAID CITY, AS PART OF THE
18 SYSTEM OF HIGHWAYS OF THE COUNTY OF LOS
19 ANGELES
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21 WHEREAS, the County of Los Angeles Board of Supervisors on April 17,
22 2007, duly adopted a Resolution declaring the bridge portions of 7th Street on-ramp
23 westbound Bridge over Metro Parking, 9th Street on-ramp Bridge over Harbor Scenic
24 Drive-Pico Avenue, 10th Street off-ramp Bridge over Long Beach Freeway-Harbor Scenic
25 Drive, Long Beach Boulevard under Union Pacific Railroad Bridge, Martin Luther King Jr.
26 Bridge over Southern Pacific Transportation Company Railroad, Queensway northbound
27 and southbound Bridge over Shoreline Drive, and Queensway southbound ramps J and
28 K Bridge over Harbor Scenic Drive, in the City of Long Beach, to be a part of the County

1 System of Highways for the purpose of performing a seismic safety retrofit of the bridges
2 at the aforementioned locations, as provided in Sections 1700-1702 inclusive of the
3 Streets and Highways Code of the State of California; and

4 WHEREAS, said Board of Supervisors by said Resolution requested the
5 City Council of the City of Long Beach to give its consent to allow the County to perform
6 seismic safety retrofit of the bridges ("Retrofit Work"), within the City of Long Beach; and

7 WHEREAS, it is the intent of the County of Los Angeles Board of
8 Supervisors to perform the Retrofit Work, provided the consent of the City Council of the
9 City of Long Beach shall first be given under the terms herein;

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

12 Section 1. Consent to Inclusion in County Highway System - This City
13 Council does hereby consent to include the bridges as part of the System of Highways of
14 the County of Los Angeles as provided in the Sections 1700-1702 inclusive of the Streets
15 and Highways Code of the State of California, for the limited purpose of performing a
16 seismic safety retrofit of the bridges at this location.

17 Section 2. Indemnification - That the City of Long Beach shall fully
18 indemnify, defend, and hold the County of Los Angeles harmless in connection with any
19 and all claims, liability, injury (as defined by Government Code Section 810.8) or damage
20 relating to the bridges that is not caused by County's Retrofit Work.

21 Section 3. Roadway Maintenance - The City of Long Beach will remain
22 the owner of the bridges and remain responsible for all roadway maintenance activities
23 on the portions of 7th Street on ramp westbound Bridge over Metro Parking, 9th Street on
24 ramp Bridge over Harbor Scenic Drive-Pico Avenue, 10th Street off ramp Bridge over
25 Long Beach Freeway-Harbor Scenic Drive, Long Beach Boulevard under Union Pacific
26 Railroad Bridge, Martin Luther King Jr. Bridge over Southern Pacific Transportation
27 Company Railroad, Queensway northbound and southbound Bridge over Shoreline
28 Drive, and Queensway southbound ramps J and K Bridge over Harbor Scenic Drive prior

1 to the start of construction by the County and following the completion and field
2 acceptance of said construction. Following completion of construction and County's field
3 acceptance of the Retrofit Work, the City of Long Beach accepts ownership and full
4 responsibility for all roadway maintenance, including relating to the Retrofit Work.

5 Section 4. Environmental Documentation - The City of Long Beach does
6 hereby consent to adopt and concurs with the environmental findings pursuant to the
7 California Environmental Quality Act that has been adopted by the County in connection
8 with the Retrofit Work.

9 Section 5. Warranty for Retrofit Work - The County hereby assigns to the
10 City of Long Beach all of its right, title, and interest in and to any unexpired portion of a
11 one-year warranty granted to the County by the construction contractor performing the
12 Retrofit Work following completion of construction of the Retrofit Work and field
13 acceptance of said construction by County. The City of Long Beach agrees to accept
14 said assignment as its sole remedy against the County in connection with defects relating
15 to said Retrofit Work.

16 Section 6. This resolution shall take effect immediately upon its adoption
17 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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