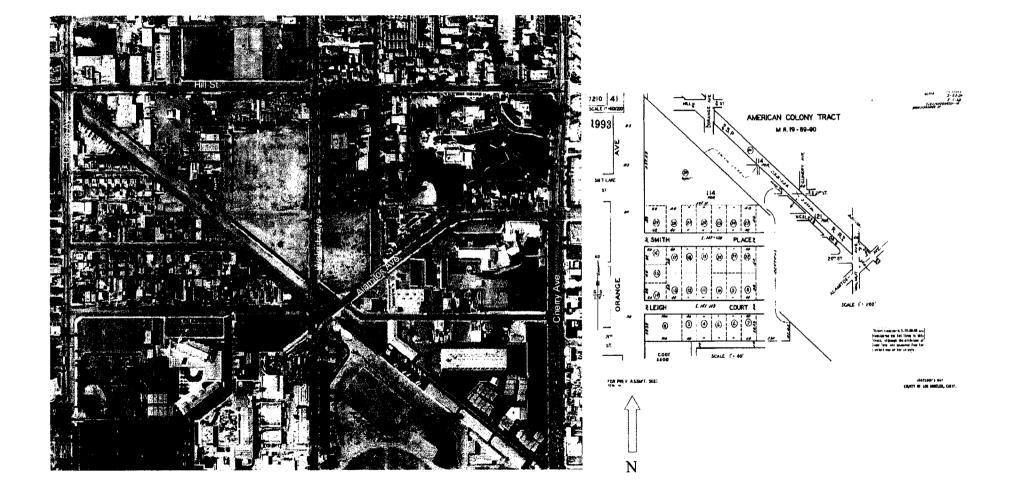


P.E. RIGHT OF WAY



**RESOLUTION NO.** 1 2 3 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH MAKING CERTAIN FINDINGS 4 5 REGARDING THE ACQUISITION OF CERTAIN 6 PROPERTY WITH REDEVELOPMENT FUNDS (PACIFIC 7 ELECTRIC RAILROAD RIGHT-OF-WAY BIKE TRAIL 8 PROJECT) 9 WHEREAS, the City Council of the City of Long Beach adopted and 10 approved a certain Redevelopment Plan (the "Redevelopment Plan") for the Central 11 Long Beach Redevelopment Project (the "Project"); and 12 13 WHEREAS, in furtherance of the Project and the immediate 14 neighborhood in which the Project is located, the Redevelopment Agency of the City of 15 Long Beach, California (the "Agency"), has recognized the need for certain public 16 improvements, which improvements will be located within the boundaries of the Project, 17 and proposes to 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 certain findings prior to the acquisition of land and construction of public improvements 20 21 or facilities thereon; and 22 WHEREAS, Section 33678 of the Community Redevelopment Law 23 provides that under certain conditions tax increment funds shall not be subject to the 24 appropriations limitation of Article XIIIB of the California Constitution; 25 NOW, THEREFORE, the City Council of the City of Long Beach resolves 26 as follows: 27 Section 1. The City Council determines that the acquisition of property, 28 more particularly described in Exhibit "A", are of benefit to the Project and the

Robert E. Shannon ity Attorney of Long Beach 33 West Ocean Boulevard Beach, California 90802-466 Felephone (562) 570-2200

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

The proposed Pacific Electric Railroad Right-of-Way Bike Trail Project (Project) will further the recommended open space development goals and strategic actions of the Long Beach 2010 Strategic Plan by increasing the inventory of open space and focusing attention on preserving and acquiring open space for those neighborhoods where rapid growth and increased density have significantly reduced potential parks and other open space development opportunities.

The development of the Project will create an additional 6.19 acres of open space in addition to enhancing regional bikeways and creating vital linkages to recreational and community centers throughout the central core of the City. The proposed Project consists of the design and construction of .75 miles of a 15-foot wide Class I bike/pedestrian path, constructed of asphalt concrete, along the Pacific Electric Right-of-Way and .75 miles of Class II bikeway along the street right-of-way. Access points will be located at the intersections of the Project with major arterial streets and bike/pedestrian push buttons, and crosswalks will be installed at all intersections.

20 Sec. 2. The City Council determines that no other reasonable 21 means of financing the above-described improvements are available to the community. 22 This finding is supported by the following facts:

Before the passage of Proposition 13, most of the City's general operating and capital improvements were funded through property taxes. However, the initiative placed severe constraints on the City's ability to use property tax revenues to offset increases in operating and capital costs. It has also been difficult for the City, by itself, to provide sufficient funds to support the construction of major public improvements. In fiscal

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1	year 2005-2006, the limited resources of the City's General Fund are					
2	committed to previously incurred obligations and planned projects.					
3	Se	Sec. 3. The City Council further determines that the payment of				
4	funds for the construction of the public improvements will assist in the elimination of one					
5	or more blighting conditions within the Project, and is consistent with the					
6	implementation plan adopted pursuant to Health and Safety Code Section 33490.					
7	Se	Sec. 4. This resolution shall take effect immediately upon its				
8	adoption by the City Council, and the City Clerk shall certify the vote adopting this					
9	resolution.					
10	I hereby certify that the foregoing resolution was adopted by the City					
11	Council of the City of Long Beach at its meeting of, 2005 by					
12	the following vote:					
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14					_	
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17	No	oes:	Councilmembers:		-	
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# Robert E. Shannon City Attorney of Long Beach 333 West Ocean Boulevard Long Beach, California 90802-4664 Telephone (562) 570-2200

# EXHIBIT "A"

# **DESCRIPTION OF THE PUBLIC IMPROVEMENTS**

The acquisition of the undeveloped portions of the former Pacific Electric Railroad Right-of-Way from Martin Luther King, Jr., Boulevard to Walnut Avenue for the development of the proposed Pacific Electric Railroad Right-of-Way Bike Trail Project (Project).

**RESOLUTION NO.** 1 2 3 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH MAKING CERTAIN FINDINGS 4 5 REGARDING THE ACQUISITION OF CERTAIN 6 PROPERTY WITH REDEVELOPMENT FUNDS (DRAKE/ 7 CHAVEZ GREEN BELT PROJECT) 8 9 WHEREAS, the City Council of the City of Long Beach adopted and approved a certain Redevelopment Plan (the "Redevelopment Plan") for the Central 10 Long Beach Redevelopment Project (the "Project"); and 11 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 Long Beach, California (the "Agency"), has recognized the need for certain public 14 improvements, which improvements will be located within the boundaries of the Project, 15 16 and proposes to use redevelopment funds to finance the improvements; and 17 WHEREAS, Section 33445 of the California Community Redevelopment Law (Health and Safety Code Section 33000 et seq.) requires the Agency to make 18 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 provides that under certain conditions tax increment funds shall not be subject to the 22 23 appropriations limitation of Article XIIIB of the California Constitution; 24 25 NOW, THEREFORE, the City Council of the City of Long Beach resolves 26 as follows: 27 The City Council determines that the acquisition of property, Section 1. more particularly described in Exhibit "A", are of benefit to the Project and the 28

Robert E. Shannon City Attorney of Long Beach 333 West Ocean Boulevard Long Beach, California 90802-4664 Telephone (562) 570-2200 1 immediate neighborhood in which the Project is located. This finding is supported by2 the following facts:

The Drake/Chavez Greenbelt Project (Project) would be attractive for school field trips, as a Los Angeles River trail highlight and as an interesting designation for the general public. Direct access from the nearby community as well as the Los Angeles River bicycle trail, will be constructed to the wetlands areas. The on-site trail system would include an on-grade trail up to the marsh edge; with observation platforms equipped with interpretive signage and benches and would be large enough to accommodate small groups. An additional over-marsh trail, a separate on-grade loop trail, observation platforms, individual benches and signage will be developed to accommodate the general public. In particular, residents of the surrounding densely populated neighborhoods are currently underserved in terms of open space and recreational opportunities.

Once developed, there will be increased public access to the Los Angeles River, the river path and access to the wetlands and open space. Educational benefits will be enhanced along the river with outdoor educational programs created and offered by naturalists from the El Dorado Nature Center and marine biologists from the Long Beach Aquarium of the Pacific.

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

Before the passage of Proposition 13, most of the City's general
operating and capital improvements were funded through property taxes.
However, the initiative placed severe constraints on the City's ability to
use property tax revenues to offset increases in operating and capital

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costs. It has also been difficult for the City, by itself, to provide sufficient 1 2 funds to support the construction of major public improvements. In fiscal year 2005-2006, the limited resources of the City's General Fund are 3 4 committed to previously incurred obligations and planned projects. 5 Sec. 3. The City Council further determines that the payment of funds for the construction of the public improvements will assist in the elimination of one 6 7 or more blighting conditions within the Project, and is consistent with the implementation plan adopted pursuant to Health and Safety Code Section 33490. 8 This resolution shall take effect immediately upon its 9 Sec. 4. adoption by the City Council, and the City Clerk shall certify the vote adopting this 10 11 resolution. 12 I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of \_\_\_\_\_, 2005 by 13 14 the following vote: 15 Councilmembers: Aves: 16 17 18 Councilmembers: 19 Noes: 20 Councilmembers: 21 Absent: 22 23 24 City Clerk 25 26 HAM-fl 27 6/9/05 L:\APPS\CtvLaw32\WPDOCS\D009\P004\00075256.WPD 28 #05-02564

# Robert E. Shannon City Attorney of Long Beach 333 West Ocean Boulevard Long Beach, California 90802-4664 Telephone (562) 570-2200

### EXHIBIT "A"

## DESCRIPTION OF THE PUBLIC IMPROVEMENTS

The acquisition of approximately seven areas of land along the lower Los Angeles River currently owned by Union Pacific Railroad for the proposed development of the Drake/Chavez Greenbelt Project (Project). The Project proposes the creation of a tidal marsh habitat with the development of native shrub habitats; trail linkages and public access from adjacent neighborhoods. This plan would consist of opening a tidal connection to the Los Angeles River and accommodate public access at a relatively high level to provide enhanced opportunities for passive use and elementary education.