

RESOLUTION NO. RES-14-0052

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2  
3 A RESOLUTION OF THE CITY COUNCIL OF THE  
4 CITY OF LONG BEACH CONFERRING UPON AND  
5 DELEGATING TO THE CITY ENGINEER, OR HIS OR HER  
6 DESIGNEE, THE AUTHORITY TO APPROVE PLANS AND  
7 DESIGNS FOR ALL PUBLIC WORKS PROJECTS,  
8 PURSUANT TO THE DESIGN IMMUNITY PROVISIONS OF  
9 CALIFORNIA GOVERNMENT CODE SECTION 830.6  
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11 WHEREAS, California Government Code Section 830.6 provides that  
12 neither a public entity nor a public employee is liable for an injury caused by the plan or  
13 design of a construction of, or an improvement to, public property under certain  
14 conditions; and

15 WHEREAS, such conditions are that such plan or design must be approved  
16 in advance of the construction or improvement by the legislative body of the public entity,  
17 or by some other body or employee exercising discretionary authority to give such  
18 approval; and

19 WHEREAS, in order to facilitate efficiency in the review and approval of  
20 plans and designs for City projects and to preserve the City's design immunity protection  
21 under Section 830.6, the City Council now desires to confer upon and delegate the  
22 authority to approve plans and designs for all of the City's public works projects to the  
23 City Engineer, or his or her designee; and

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

26 Section 1. The City Council now confers upon and delegates to the City  
27 Engineer, or his or her designee, the authority to approve plans and designs, and all  
28 amendments and addenda thereto, in advance of construction or improvement of all

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
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1 public works projects within the City.

2 Section 2. The City Engineer shall sign and stamp such plan or design  
3 attesting to his or her approval thereof, or cause or direct his or her designee to do so.

4 Section 3. This resolution shall take effect immediately upon its adoption  
5 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

6 I hereby certify that the foregoing resolution was adopted by the City  
7 Council of the City of Long Beach at its meeting of July 1, 2014 by  
8 the following vote:


9

10 Ayes: Councilmembers: Garcia, Lowenthal, DeLong, O'Donnell,  
11 Schipske, Austin, Neal.

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13 \_\_\_\_\_

14 Noes: Councilmembers: None.  
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16 Absent: Councilmembers: Andrews, Johnson.  
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18 \_\_\_\_\_  
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20 \_\_\_\_\_  
21 City Clerk

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