



# CITY OF LONG BEACH

DEPARTMENT OF COMMUNITY DEVELOPMENT

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802

April 19, 2005

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

## RECOMMENDATION:

Authorize the City Manager to execute a License Agreement between the City of Long Beach and Standard Pacific Corp., a Delaware Corporation, for access over and across the portion of Victory Park bounded on the north by Ocean Boulevard, on the south by Seaside Way, on the west by Hart Place and on the east by Linden Avenue. (District 2)

## DISCUSSION

On February 19, 2002, the City Council approved license agreements with Genesis Realty for the use of a portion of Victory Park for the construction of both a residential project and a three-level subterranean parking structure (Exhibit "A"). Since the three-level parking structure was being constructed underneath a portion of Victory Park, a temporary license agreement was required for the construction period and a permanent license agreement was required for the ongoing subsurface use of the portion of Victory Park bounded on the north by Ocean Boulevard, on the south by Seaside Way, on the west by Hart Place and on the east by Linden Avenue (Exhibit "B"). The term of the permanent license was in effect for as long as Genesis Realty, or its subsidiaries, owned and operated the parking structure ("Improvements"). Subsequent owners of the Improvements were required to secure a new license agreement.

Genesis Realty intends to sell the Improvements to Standard Pacific Corp., ("Licensee") and a new license agreement is required for the new owner. The term of the license agreement will be for as long as the Licensee owns and operates the Improvements. No rent will be charged for the license agreement; however, the Licensee assumes the full cost and responsibility for maintaining the portion of Victory Park in front of their project.

This letter was reviewed by Assistant City Attorney Heather A. Mahood on March 30, 2005 and Budget Management Officer David Wodyski on April 6, 2005.

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TIMING CONSIDERATIONS

City Council action is requested on April 19, 2005, in order to facilitate the sale transaction.

FISCAL IMPACT

There is no fiscal impact associated with this action.

SUGGESTED ACTION

Approve recommendation.

Respectfully submitted,



MELANIE S. FALLON  
DIRECTOR OF COMMUNITY DEVELOPMENT



PHIL T. HESTER  
DIRECTOR OF PARKS, RECREATION AND MARINE

MSF:PTH:MPC:MFT:lel

Attachments: "Exhibit A" – Council Letter Dated February 19, 2002  
"Exhibit B" – Site Map

APPROVED:



GERALD R. MILLER  
CITY MANAGER