

1 RESOLUTION NO. RES-07-0093

2  
3 A RESOLUTION OF THE CITY COUNCIL OF THE  
4 CITY OF LONG BEACH MAKING CERTAIN FINDINGS  
5 REGARDING THE CONSTRUCTION OF CERTAIN PUBLIC  
6 IMPROVEMENTS WITH REDEVELOPMENT FUNDS  
7 (WEST GATEWAY PROJECT)  
8

9 WHEREAS, the City Council of the City of Long Beach adopted and  
10 approved a certain Redevelopment Plan (the "Redevelopment Plan") for the Downtown  
11 Long Beach Redevelopment Project Area (the "Project"); and

12 WHEREAS, in furtherance of the Project and the immediate neighborhood  
13 in which the Project is located, the Redevelopment Agency of the City of Long Beach,  
14 California (the "Agency"), has recognized the need for certain public improvements,  
15 which improvements will be located within the boundaries of the Project, and proposes to  
16 use redevelopment funds to finance the improvements; and

17 WHEREAS, Section 33445 of the California Community Redevelopment  
18 Law (Health and Safety Code Section 33000 et seq.) requires the Agency to make  
19 certain findings prior to the acquisition of land and construction of public improvements or  
20 facilities thereon; and

21 WHEREAS, Section 33678 of the Community Redevelopment Law provides  
22 that under certain conditions tax increment funds shall not be subject to the  
23 appropriations limitation of Article XIIB of the California Constitution;

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

26 Section 1. The City Council determines that the construction of public  
27 improvements, more particularly described in Exhibit "A, is of benefit to the Project and  
28 the immediate neighborhood in which the Project is located. This finding is supported by

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ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
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1 the following facts:

2           These improvements will assist in the removal of blight by providing  
3 useable open space in Downtown's newly developing residential  
4 neighborhood, improving pedestrian flow through the Downtown,  
5 improving safety of the residents, and promoting business attraction along  
6 West Gateway and the nearby streets.

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

10           Before the passage of Proposition 13, most of the City's general  
11 operating and capital improvements were funded through property taxes.  
12 However, the initiative placed severe constraints on the City's ability to  
13 use property tax revenues to offset increases in operating and capital  
14 costs. It has also been difficult for the City, by itself, to provide sufficient  
15 funds to support the construction of major public improvements. In fiscal  
16 year 2006-2007, the limited resources of the City's General Fund are  
17 committed to previously incurred obligations and planned projects.

18           Section 3. The City Council further determines that the payment of funds  
19 for the construction of the public improvements will assist in the elimination of one or  
20 more blighting conditions within the Project, and is consistent with the implementation  
21 plan adopted pursuant to Health and Safety Code Section 33490.

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

24           I hereby certify that the foregoing resolution was adopted by the City  
25 Council of the City of Long Beach at its meeting of July 10, 2007 by the

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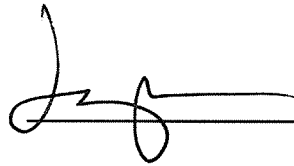
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following vote:

Ayes: Councilmembers: B. Lowenthal, S. Lowenthal, DeLong,  
O'Donnell, Schipske, Andrews,  
Reyes Uranga, Gabelich, Lerch.

Noes: Councilmembers: None.

Absent: Councilmembers: None.

  
\_\_\_\_\_  
City Clerk

HAMA:fl  
05/16/07  
#07-02427

## EXHIBIT A

The West Gateway Master Plan incorporates open space and streetscape elements along the three blocks bounded by Broadway, Chestnut Avenue, West 3<sup>rd</sup> Street and Maine Avenue.

The Redevelopment Agency will be working with Developers in the West Gateway project area to enhance their projects and provide linkages through the Downtown area. The Agency will fund a portion of the construction of public improvements, which could include relocation of utilities, construction of streetscapes, bicycle paths, public walkways for pedestrian use, enhancement of pedestrian rights-of-way, and public art.

These improvements will assist in the removal of blight by providing useable open space in Downtown's newly developing residential neighborhood, improving pedestrian flow through the Downtown, improving safety of the residents, and promoting business attraction along West Gateway and the nearby streets.