

1 RESOLUTION NO. RES-05-0049

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH MAKING CERTAIN FINDINGS
5 REGARDING THE ACQUISITION OF CERTAIN
6 PROPERTY WITH REDEVELOPMENT FUNDS (PACIFIC
7 ELECTRIC RAILROAD RIGHT-OF-WAY BIKE TRAIL
8 PROJECT)

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

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
20 certain findings prior to the acquisition of land and construction of public improvements
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 XIIB 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

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

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

10 The development of the Project will create an additional 6.19 acres
11 of open space in addition to enhancing regional bikeways and creating
12 vital linkages to recreational and community centers throughout the
13 central core of the City. The proposed Project consists of the design and
14 construction of .75 miles of a 15-foot wide Class I bike/pedestrian path,
15 constructed of asphalt concrete, along the Pacific Electric Right-of-Way
16 and .75 miles of Class II bikeway along the street right-of-way. Access
17 points will be located at the intersections of the Project with major arterial
18 streets and bike/pedestrian push buttons, and crosswalks will be installed
19 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:

23 Before the passage of Proposition 13, most of the City's general
24 operating and capital improvements were funded through property taxes.
25 However, the initiative placed severe constraints on the City's ability to
26 use property tax revenues to offset increases in operating and capital
27 costs. It has also been difficult for the City, by itself, to provide sufficient
28 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 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.

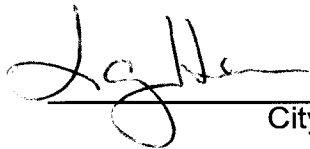
7 Sec. 4. This resolution shall take effect immediately upon its
8 adoption by the City Council, and the City Clerk shall certify the vote adopting this
9 resolution.

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 July 5, 2005 by
12 the following vote:

13 Ayes: Councilmembers: Lowenthal, Baker, Colonna,
14 O'Donnell, Kell, Richardson,
15 Reyes Uranga, Lerch.

16
17 Noes: Councilmembers: None.

18
19 Absent: Councilmembers: Gabelich.

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21
22 
23 _____
24 City Clerk

25
26
27 HAM:fl
28 6/9/05
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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).