



CITY OF LONG BEACH

DEPARTMENT OF PARKS, RECREATION & MARINE

2760 N. Studebaker Road, Long Beach, CA 90815-1697

(562) 570-3100 • FAX (562) 570-3109

www.lbparks.org

March 4, 2008

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Authorize the City Manager to execute a permit with the North Long Beach Community Garden Association for use of Southern California Edison Property leased by the City, located north of 65th Street, between Atlantic Avenue and Myrtle Avenue, for use as a community garden for a three-year term, through September 30, 2011. (District 9)

DISCUSSION

On October 17, 2006, the City of Long Beach (City) and Southern California Edison (SCE) entered into a license agreement permitting the City to use SCE-owned right-of-way property, located north of 65th Street, between Atlantic Avenue and Myrtle Avenue, for horticultural purposes (Attachment A). The license agreement enables the City to execute a permit with the North Long Beach Community Garden Association (Garden Association) for use of the SCE-owned right-of-way property as an 18-plot neighborhood community garden.

The Garden Association was established in 2001, with the intent of improving quality of life for local residents. The Garden Association provides a catalyst for neighborhood and community development by stimulating social interaction, encouraging self-reliance, beautifying neighborhoods, producing nutritious food, reducing family food budgets, and creating opportunities for recreation, exercise, therapy, and education.

The proposed permit contains the following provisions:

- Term: Three years, through September 30, 2011.
- Permit Area: The SCE right-of-way property, located north of 65th Street, between Atlantic Avenue and Myrtle Avenue (Attachment B).
- Permitted Use: The permit area shall only be used as a non-commercial community garden.
- Permit Fee: \$1 per year.

HONORABLE MAYOR AND CITY COUNCIL

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- Maintenance: The Garden Association shall be responsible for permit site maintenance and shall ensure the site is safe, clean, and in sanitary condition.
- Utilities: The City shall subsidize the cost of water services and trash collection up to \$5,000 per year. Any costs in excess of \$5,000 shall be the sole responsibility of the Garden Association.

This matter was reviewed by Deputy City Attorney Gary J. Anderson on February 22, 2008, and Budget Management Officer Victoria Bell on February 25, 2008.

TIMINING CONSIDERATIONS

City Council action is requested on March 4, 2008, to enable the execution of a permit.

FISCAL IMPACT

Sufficient funds for the expenditure up to \$5,000 are budgeted in the General Fund (GP) in the Department of Parks, Recreation and Marine (PR).

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



PHIL T. MESTER
DIRECTOR OF PARKS, RECREATION AND MARINE

PTH:TAS:ak

Attachments

APPROVED:



PATRICK H. WEST
CITY MANAGER



ATTACHMENT A

~~C-13~~

CITY OF LONG BEACH

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October 17, 2006

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Authorize the City Manager to execute a license agreement with Southern California Edison for use of Southern California Edison-owned right-of-way property. (District 9)

DISCUSSION

Since October 1996, the City of Long Beach and Southern California Edison (SCE) have had a license agreement that permits the City to use SCE-owned right-of-way property, between Atlantic Avenue and Myrtle Avenue, north of 65th Street, for horticultural purposes (Attachment A). The license agreement will enable the City to permit the North Long Beach Neighborhood Association's use of the property as a community garden.

License Agreement No. 28276 expired September 30, 2006. SCE has requested a new agreement with the following provisions:

- **Term:** Five years, from October 1, 2006, through September 30, 2011.

• Fee:	<u>Year</u>	<u>Permit Fee</u>
	1	\$1,846
	2	\$1,901
	3	\$1,958
	4	\$2,017
	5	\$2,078

- **Maintenance:** The City is responsible for keeping the property free of weeds and trash. However, the North Long Beach Neighborhood Association will be assigned this responsibility upon receipt of authorization to execute a permit to use the property as a community garden.

HONORABLE MAYOR AND CITY COUNCIL

October 17, 2006

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This matter was reviewed by Senior Deputy City Attorney Donna F. Gwin on October 9, 2006, and Acting Budget Officer Greg Sorensen on October 4, 2006.

TIMING CONSIDERATIONS

City Council action is requested on October 17, 2006, to authorize the execution of a new license agreement.

FISCAL IMPACT

The Department will expend \$1,846 in Fiscal Year 2007 (FY 07), and an additional \$7,954 through FY 11. There are sufficient funds appropriated in the General Fund (GP) in the Department of Parks, Recreation and Marine (PR) to cover the FY 07 expenditure.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



FOR PHIL
HESTER

PHIL T. HESTER
DIRECTOR OF PARKS, RECREATION AND MARINE

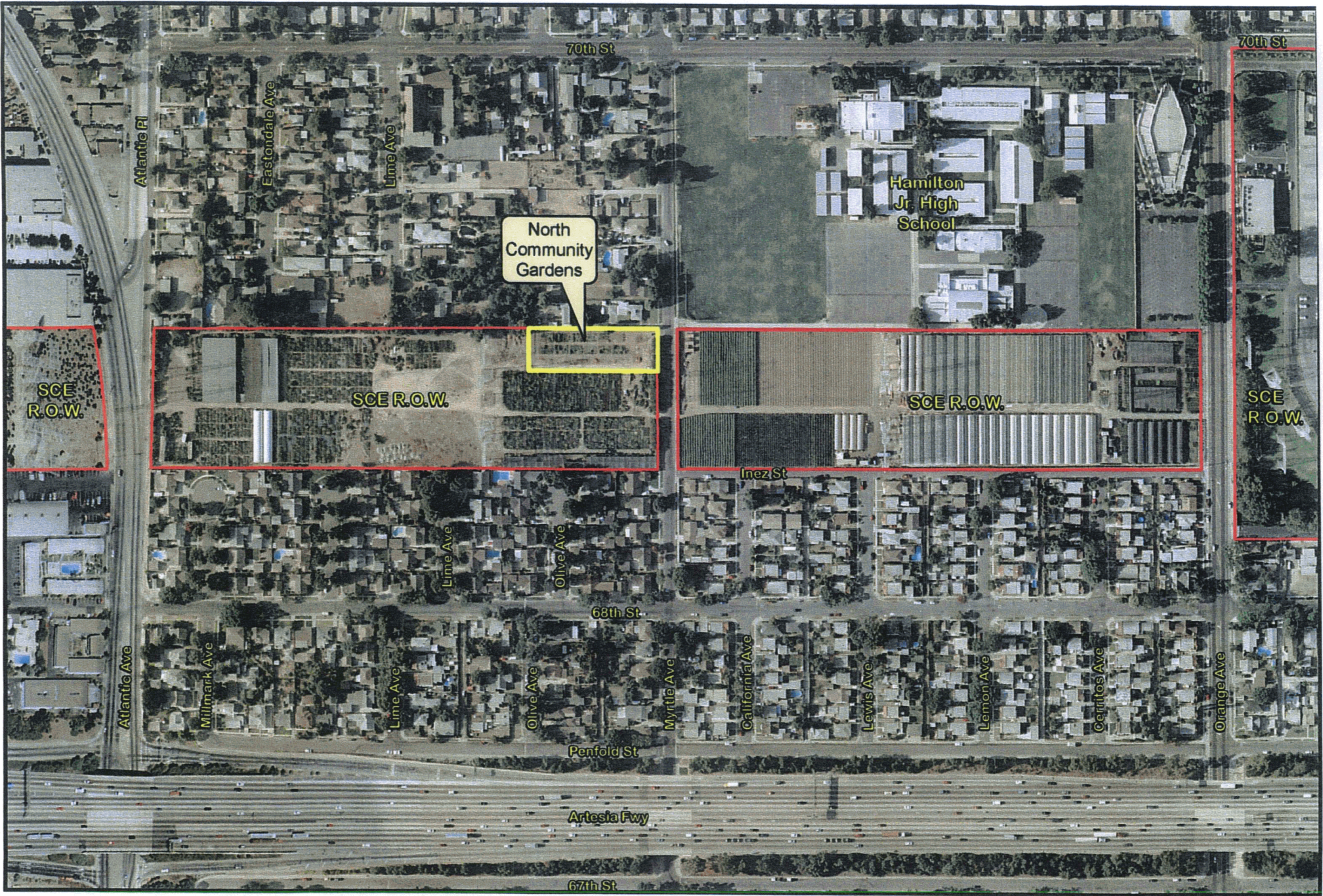
PTH:GP:RG

Attachment

APPROVED:



GERALD R. MILLER
CITY MANAGER



North Long Beach Community Gardens
ATTACHMENT B

