



# CITY OF LONG BEACH

C-7

Department of Parks, Recreation and Marine

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May 11, 2004

## HONORABLE MAYOR AND CITY COUNCIL

City of Long Beach  
California

**SUBJECT:** Permit With Turomatic Machine Company, Inc. DBA Sight Instruments, for Coin-Operated Telescopes at Rainbow Harbor and Bluff Park (Districts 2 and 3)

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### DISCUSSION

Turomatic Machine Company, Inc., DBA Sight Instruments (Turomatic), has been operating coin-operated telescopes on public property by permit with the City since the early 1970s. Currently, Turomatic operates telescopes under two separate permits. One permit, approved by the Recreation Commission in 1972, applies to two telescope platforms in Bluff Park and has no expiration date. The second permit, approved by the City Council on May 12, 1998, applies to five telescope platforms in the Rainbow Harbor area, which was then referred to as Queensway Bay. The Rainbow Harbor permit has expired, but a five-year option to renew is available. Rather than exercise the renewal option for Rainbow Harbor, City staff and Turomatic have agreed to request City Council approval of a new permit consolidating all terms and conditions for telescope platforms operated by Turomatic on City property into a single permit document.

The major terms and conditions of the proposed permit are as follows:

- **Permit Areas:** Designated locations in Rainbow Harbor and Bluff Park as indicated on Attachment A. Additional locations may be permitted with the prior written approval from the Director of the Department of Parks, Recreation and Marine.
- **Permitted Use:** Turomatic shall have the right to use and occupy the permit areas for the installation and operation of coin-operated telescopes similar to those shown on Attachment B.

**Rent:** Turomatic shall pay the City twice each calendar year fifty percent of the gross receipts received from the operation of all permitted telescope platforms. Payments will be due on June 1<sup>st</sup> and December 31<sup>st</sup> each year. The minimum rental rate shall be \$2,900 per calendar year. If the sum of payments for a calendar year is less than \$2,900, Turomatic will pay the difference within 30 days of the end of the calendar year.

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- Term: Five years, commencing January 1, 2004.

This letter was reviewed by Deputy City Attorney J. Charles Parkin on April 12, 2004, and Budget Manager Michael Killebrew on April 12, 2004.

TIMING CONSIDERATIONS

City Council action on this item is not time critical.

FISCAL IMPACT

Revenue received from the permit will be deposited in the Tidelands Fund (TF) in the Department of Parks, Recreation and Marine (PR). At a minimum, \$2,900 will be deposited each calendar year.

IT IS RECOMMENDED THAT THE CITY COUNCIL:

Authorize the City Manager to execute a permit with Turomatic Machine Company, Inc., DBA Sight Instruments for coin-operated telescopes in Rainbow Harbor and Bluff Park for a term of five years, commencing January 1, 2004.

Respectfully submitted,



PHIL T. HESTER  
DIRECTOR OF PARKS, RECREATION AND MARINE

APPROVED:



GERALD R. MILLER  
CITY MANAGER

PTH:DR:dr  
Attachments