



# CITY OF LONG BEACH

# C-26

Department of Parks, Recreation and Marine

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July 5, 2005

HONORABLE MAYOR AND CITY COUNCIL

City of Long Beach

California

## RECOMMENDATION:

Authorize the City Manager to execute a first amendment to Agreement No. 26159, with Long Beach Aquarium of the Pacific, to update the maintenance responsibilities for the Wave Fountain located adjacent to the main entry plaza. (District 2)

## DISCUSSION

On January 20, 1998, the City Council authorized the City Manager to execute an agreement with the Long Beach Aquarium of the Pacific (Aquarium) whereby the City would assume responsibility for the construction, operation, maintenance and liability of a water education feature on a portion of the Aquarium leasehold (see Attachment A). The water education feature is also known as the Wave Fountain (Fountain). As part of the effort to increase the attraction of Rainbow Harbor and the Aquarium, in 2004 the Aquarium requested, and was awarded, grant funding from the Rivers and Mountains Conservancy to renovate the Fountain. The renovations modified the Fountain into an exhibit explaining the natural processes of the watershed and depicting the birth of the Los Angeles and San Gabriel Rivers flowing from the San Gabriel Mountains to the Pacific Ocean.

The renovation improvements included the following:

- Addition of tile art installed on the Fountain's exterior granite surface depicting the watershed;
- New fiber optic lighting connected within the Fountain's interior mechanical pump room area; and,
- New stainless steel box construction to house the fiber optic lighting to illuminate the new watershed interpretation, accommodated by the modification of the existing stainless steel railings.

The current agreement does not assign maintenance responsibilities for the improvements outlined above. Therefore, it is necessary to amend the agreement to identify the Aquarium as the responsible party. The Department of Parks, Recreation

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This matter was reviewed by Deputy City Attorney J. Charles Parkin on June 23, 2005 and Budget Management Officer David Wodynski on June 24, 2005.

TIMING CONSIDERATIONS

City Council action is requested on July 5, 2005 to allow the execution of a first amendment to establish maintenance responsibilities for the renovation improvements to the Fountain.

FISCAL IMPACT

The Aquarium shall be responsible for all maintenance costs related to the tile art installed on the Fountain's exterior granite surface, new fiber optic lighting within the Fountain's interior mechanical pump room and the new stainless steel boxes which house the fiber optic lighting.

SUGGESTED ACTION:

Approve recommendation.

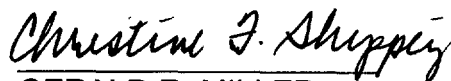
Respectfully submitted,



PHIL T. HESTER  
DIRECTOR OF PARKS, RECREATION AND MARINE

PTH:GP:gp  
Attachment – January 20, 1998 Council letter

APPROVED:

*for*   
GERALD R. MILLER  
CITY MANAGER