

CITY OF LONG BEACH



DEPARTMENT OF PUBLIC WORKS

333 West Ocean Boulevard 9th Floor • Long Beach, CA 90802 • (562) 570-6383 • Fax (562) 570-6012

December 4, 2012

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Authorize the City Manager to execute all documents necessary for the First Amendment to Lease No. 27973 between Richard Saliture, Trustee of the Saliture Trust, (Landlord) and the City of Long Beach (Tenant) for City-leased vacant land at 4555 Orange Avenue for its continued use as a Mini-Park. (District 8)

DISCUSSION

On September 24, 2002, the City Council authorized the execution of Lease No. 27973 for the development of a Mini-Park at 4555 Orange Avenue. Funded in partnership with Council District 8 and Toyota Motor Sales USA, the site was improved with landscaping and benches to provide passive open space for the surrounding community. In exchange for the free use of the site, the City is required to maintain the site and the improvements constructed thereon.

The Lease terminated on September 30, 2012. The Landlord and the City are amenable to extending the term of the Lease until such time as either party has need to terminate the agreement. The proposed First Amendment to Lease No. 27973 would contain the following major terms and provisions:

- Landlord: Richard Saliture, Trustee of the Saliture Trust.
- Tenant: City of Long Beach.
- Leased Premises: Approximately 13,510 square feet of land located at 4555 Orange Avenue at the southwest corner of Orange Avenue and San Antonio Drive.
- Term: The term of the Lease shall be extended for an additional five years and shall terminate on September 30, 2017. Either party may terminate the Lease without cause on thirty (30) days prior notice.

All other remaining terms and provisions of Lease No. 27973 shall remain in full force and effect.

HONORABLE MAYOR AND CITY COUNCIL

December 4, 2012

Page 2

This matter was reviewed by Deputy City Attorney Gary J. Anderson on November 4, 2012 and Budget Management Officer Victoria Bell on November 13, 2012.

TIMING CONSIDERATIONS

City Council action is requested on December 4, 2012, in order to execute the First Amendment in a timely manner to formalize the continued occupancy of the leased premises.

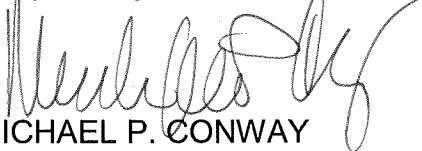
FISCAL IMPACT

Sufficient funds for maintenance of the leased premises are currently appropriated in the General Fund (GP) in the Department of Parks, Recreation and Marine (PR). There is no known local job impact associated with the recommended action.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



MICHAEL P. CONWAY
DIRECTOR OF
PUBLIC WORKS

MPC:GC:JMLR
12.04.12.Orange.MiniPark.2nd.Amendment v1.doc



GEORGE CHAPJIAN
DIRECTOR OF
PARKS, RECREATION AND MARINE

APPROVED:



PATRICK H. WEST
CITY MANAGER