



# CITY OF LONG BEACH

DEPARTMENT OF PARKS, RECREATION & MARINE

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[www.lbparks.org](http://www.lbparks.org)

October 4, 2005

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

## RECOMMENDATION:

Authorize the City Manager to execute a right of entry permit with the Los Angeles and San Gabriel Rivers Watershed Council for access to City property for subsurface well testing at Veterans Park, for a term of two years, with two one-year options to renew at the sole discretion of the City Manager; and authorize the City Manager to execute any amendments. (District 6)

## DISCUSSION

On August 19, 2003, the City Council authorized the City Manager to execute a two-year right of entry permit with the Los Angeles and San Gabriel Rivers Watershed Council (Watershed Council) for use of City property for a research program (Attachment A). The program focus was to evaluate the benefits of storm water infiltration for enhancing environmental health, increasing urban green space, conserving water, providing jobs and increasing our local water supply. El Dorado Park and Veterans Park served as the selected program sites for collecting soil samples and testing. The program findings concluded that Veterans Park would be the best location for the construction of subsurface monitoring equipment to collect and percolate storm runoff. Monitoring equipment was established at the site and the Watershed Council continued collection and testing during the term of the permit.

The Watershed Council requested another right of entry permit to continue their monitoring efforts. The Department of Parks, Recreation and Marine Planning and Development Bureau and the Department of Public Works Storm Water Management Division have maintained communications with the Watershed Council and support the request. The right of entry permit will include the following major terms and conditions:

- Location: Veterans Park community center lawn and parking lot located at 101 E. 28<sup>th</sup> Street.
- Term: Two years, with two (2) one-year options to renew at the sole discretion of the City Manager.
- Size: The footprint of the monitoring equipment is an approximate 12-inch steel cover (for each well), flush with the surface.

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- Use: The Watershed Council will collect and test samples from the subsurface monitoring equipment after each storm. The findings will be shared with the City of Long Beach Department of Public Works Storm Water Management Division.
- Maintenance: The Watershed Council will be responsible for cleaning and maintaining the infiltration structure installed beneath the lawn. The City will be responsible for cleaning the catch basin inlets, as necessary.
- Equipment Removal: At the conclusion of the project, the City may require removal of the monitoring equipment by the Watershed Council.
- Insurance: The Watershed Council shall provide evidence of insurance, as required, by the City's Risk Manager.
- Indemnity: The Watershed Council will indemnify the City against any damage caused by its use of the site.
- Permit Fee: In lieu of a permit fee, the Watershed Council will provide the results of the study to the City, at no charge, for the City's future use.

This matter was reviewed by Senior Deputy City Attorney Donna Gwin on September 20, 2005, and Budget Management Officer David Wodynski on September 23, 2005.

TIMING CONSIDERATIONS

City Council action is requested on October 4, 2005, to allow the execution of a right of entry permit before the onset of the rainy season.

FISCAL IMPACT

There is no fiscal impact associated with the recommended action. The Watershed Council shall be responsible for all costs associated with the monitoring project.

SUGGEST ACTION :

Approve recommendation.

Respectfully submitted,



PHIL T. HESTER  
DIRECTOR OF PARKS, RECREATION AND MARINE

Attachment

APPROVED:



GERALD R. MILLER  
CITY MANAGER