



Legislation Text

File #: 12-0738, **Version:** 1

Recommendation to authorize City Manager to accept a non-monetary donation of planning, labor, and materials for the improvement and ongoing maintenance of a vacant parcel in Orizaba Park; and to execute a right-of-entry permit and any related documents with the East Anaheim Street Business Alliance for the development and maintenance of the parcel, as recommended by the Parks and Recreation Commission, for a term of five years, with one five-year renewal option at the discretion of the City Manager or his designee. (District 4)

Orizaba Park includes a non-contiguous remnant parcel of the former Pacific Electric Right-of-Way located at the southwest corner of 14th Street and Orizaba Avenue (Attachment A). The former Redevelopment Agency (Agency) of the City of Long Beach (City) had plans to landscape this parcel. With the demise of the Agency, the East Anaheim Street Business Alliance (EASBA) stepped in and successfully applied for a Neighborhood Partners Program grant from the Development Services Department, Neighborhood Services Bureau, for the improvement of this vacant parcel.

EASBA has presented plans to the Department of Parks, Recreation and Marine (PRM) to develop the parcel through the addition of landscaping, irrigation, drainage, and seating to complement the existing landscaping at Orizaba Park (Attachment B). In addition to the improvement, EASBA has committed to the future maintenance of this parcel. There will be no cost to PRM related to the development or maintenance of the parcel.

On July 12, 2012, the Parks and Recreation Commission approved the proposed improvement and recommended City Council approval of the proposed amenities and the right-of-entry permit.

The proposed right-of-entry permit contains the following major provisions:

- Location: The parcel consists of approximately 0.01 acres of City-owned former Pacific Electric Right-of-Way property located at the southwest corner of 14th Street and Orizaba Avenue.
- Term: Five years, commencing October 1, 2012 through September 30, 2017, with one, five-year renewal option at the discretion of the City Manager or his designee.
- Authorized Use: Access to City-owned property for the sole purpose of the development and ongoing maintenance of a vacant parcel in Orizaba Park.
- Development Requirement: The EASBA shall meet with PRM staff prior to the start of construction and shall meet regularly with PRM throughout the construction period.
- Consideration: The EASBA shall develop and maintain the site at no cost to the City.

- Insurance: The right-of-entry permit will require the EASBA to indemnify the City and provide insurance as defined by the City's Risk Manager.

This matter was reviewed by Deputy City Attorney Gary J. Anderson on August 8, 2012, and Budget Management Officer Victoria Bell on August 14, 2012.

City Council action is requested on September 4, 2012, in order to formalize and execute the right-of-entry permit to allow the East Anaheim Street Business Alliance to proceed with the development of the project.

There is no fiscal impact associated with the recommended action. The recommended action will result in a positive impact on jobs. However, the exact number is unknown at this time.

Approve recommendation.

GEORGE CHAPJIAN
DIRECTOR OF PARKS, RECREATION AND MARINE

APPROVED:

PATRICK H. WEST
CITY MANAGER