

A G E N D A

BOARD OF RECREATION AND PARK COMMISSIONERS
OF THE CITY OF LOS ANGELES

Wednesday, August 11, 2010 at 9:30 a.m.

Sepulveda Garden Center
16633 Magnolia Boulevard, Encino, CA 90012

EVERY PERSON WISHING TO ADDRESS THE COMMISSION MUST COMPLETE A SPEAKER'S REQUEST FORM AT THE MEETING AND SUBMIT IT TO THE COMMISSION EXECUTIVE ASSISTANT PRIOR TO THE BOARD'S CONSIDERATION OF THE ITEM.

PURSUANT TO COMMISSION POLICY, COMMENTS BY THE PUBLIC ON AGENDA ITEMS WILL BE HEARD ONLY AT THE TIME THE RESPECTIVE ITEM IS CONSIDERED, FOR A CUMULATIVE TOTAL OF UP TO FIFTEEN (15) MINUTES FOR EACH ITEM. ALL REQUESTS TO ADDRESS THE BOARD ON PUBLIC HEARING ITEMS MUST BE SUBMITTED PRIOR TO THE BOARD'S CONSIDERATION OF THE ITEM. COMMENTS BY THE PUBLIC ON ALL OTHER MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD WILL BE HEARD DURING THE "PUBLIC COMMENTS" PERIOD OF THE MEETING. EACH SPEAKER WILL BE GRANTED TWO MINUTES, WITH FIFTEEN (15) MINUTES TOTAL ALLOWED FOR PUBLIC PRESENTATION.

1. INTRODUCTIONS:

Special Introduction and Opening Remarks by Councilmember Paul Koretz, Council District 5, or His Appointed Representative

Kevin Regan, Assistant General Manager, Operations West, will introduce the Staff of Sepulveda Garden Center

2. APPROVAL OF THE MINUTES:

Approval of the Minutes of the Meetings of July 14, 2010 and August 2, 2010

3. GENERAL MANAGER'S REPORTS:

10-201 Lafayette Park - Recreation Center (W.O.#E170317F) - Van Nuys Sherman Oaks - East Valley Multi-Purpose Center (W.O.#E1700475) - Acceptance and Release of Stop Notices on Construction Contracts

10-202 Elysian Park - Riverside Park Outdoor Development (Phase I) (W.O.#E1906090) - Escrow Agreement for Security Deposits in Lieu of Retention

10-203 Ross Snyder Recreation Center - Parking Lot and Basketball Court (W.O.#E170941F) - Release of Money Withheld Under Contract No. 3268

10-204 Lafayette Park - Multipurpose Community Center - Amendment to the Memorandum of Agreement with Heart of Los Angeles Youth, Inc., for the Placement of an Official Los Angeles Lakers Team Logo at Center-Court of the Park's New Gymnasium Basketball Court

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- 10-205 3304 Drew Street - Acceptance of Parcel for Park Purposes
- 10-206 Fernangeles Recreation Center - Building and Outdoor Park Improvement (PRJ20479) and Pool Rehabilitation (PRJ20268) - Quimby/Park Fees Plan for Projects
- 10-207 Central Recreation Center - Pool Improvements (PRJ20251) - Allocation of Zone Change Fees
- 10-208 Anderson Memorial Senior Citizens Center - Building Improvements (PRJ20238) - Allocation of Quimby Fees
- 10-209 Hollywood Recreation Center - Modern Gym and Pool Building (PRJ140B) Project - Allocation of Quimby Fees
- 10-210 Hope and Peace Park - Splash Pad Improvements (PRJ20363) - Allocation of Quimby Fees
- 10-211 MacArthur Park - Restroom Building (PRJ20478) - Allocation of Quimby Fees
- 10-212 Mid-Valley Multipurpose Center - Park Development (PRJ20163) - Allocation of Quimby Fees
- 10-213 Pecan Recreation Center - Outdoor Park Improvements (PRJ20484) - Allocation of Quimby Fees
- 10-214 Queen Anne Recreation Center - Splash Pad Improvements (PRJ20189) - Allocation of Quimby Fees
- 10-215 Runyon Canyon Park - Parking Area (PRJ1358A) - Allocation of Quimby Fees
- 10-216 Seoul International Park - Building Improvements (PRJ20178) - Allocation of Quimby Fees
- 10-217 Shadow Ranch Park - Universally Accessible Playground (PRJ1211L) and Outdoor Improvements (PRJ20087) - Allocation of Quimby Fees
- 10-218 Tarzana Recreation Center - Building and Outdoor Park Improvements (W.O.PRJ1902B) - Allocation of Quimby Fees
- 10-219 Valley Village Park (North Hollywood Park) - Outdoor Park Improvements (PRJ20069) - Allocation of Quimby Fees
- 10-220 Van Nuys - Multipurpose Senior Center (Bernardi Center) - Building Improvements (PRJ20333) - Allocation of Quimby Fees

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- 10-221 Proposition 12 Urban Recreational and Cultural Centers Grant - White Point Nature Preserve (#1413A) - Final Acceptance
- 10-222 Proposition A Cities Excess Funds - City Council Resolution Assigning Right to Apply for Grant Funds for the County of Los Angeles El Cariso Regional Park
- 10-223 Balboa Park Tennis Professional - Award of Concession Agreement to Match Point Management, Inc.
- 10-224 Pershing Square Park Food and Beverage Service Concession - Request for Proposals
- 10-225 Vending Machines - Award of Concession Agreement to Match Point Management
- 10-226 Brand Park Community Room - Catering Fees - Addition to Rates and Fees
- 10-227 Various Donations to Operations East - Metro Region
- 10-228 Operations East - Expo Center - Soboroff Sports Field - Donation from the Friends of EXPO Center for Field Programs from January to March 2010
- 10-229 Operations East - Expo Center - Soboroff Sports Field - Donation from the Friends of EXPO Center for Field Programs from April to May 2010
- 10-230 Operations East - EXPO Center - Donation from the Friends of EXPO Center for the 2010 Youth Camp Programs
- 10-231 Various Communications

4. UNFINISHED BUSINESS:

- 10-020 Old Encino Fire Station No. 83 - Transfer of **ITEM** Jurisdiction to Expand the Encino Community Center and **WITHDRAWN** Site Refurbishment
- 10-174 Electric Golf Carts Rental Concession - Cancellation of the Request for Proposals, Rejection of All Proposals Received, and Direction to Return All Proposal Deposits
- 10-176 Rancho Park Golf Course Restaurant - Award of Concession Agreement to Rancho Golf Restaurant, Inc.

5. COMMISSION TASK FORCES:

- Commission Task Force on Concessions (Commissioners Stanley and Williams)

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- Commission Task Force on Facility Repair and Maintenance
(Commissioners Sánchez and Werner)

6. GENERAL MANAGER'S ORAL REPORT:

Report on Department Activities and Facilities

7. FUTURE AGENDA ITEMS:

Requests by Commissioners to Schedule Specific Items on Future Agendas

8. PUBLIC COMMENTS:

Any comments which require a response or report by staff will be automatically referred to staff for a report at some subsequent meeting.

9. NEXT MEETING:

The next scheduled meeting of the Board of Recreation and Park Commissioners will be held on Wednesday, September 1, 2010 at 9:30 a.m., at EXPO Center (Formerly known as L.A. Swim Stadium) Community Hall Room, 3980 S. Menlo Avenue, Los Angeles, CA 90037

10. ADJOURNMENT:

Under the California State Ralph M. Brown Act, those wishing to make audio recordings of the Commission Meetings are allowed to bring tape recorders or camcorders in the Meeting.

Sign language interpreters, assistive listening devices, or any auxiliary aides and/or services may be provided upon request. To ensure availability, you are advised to make your request at least 72 hours prior to the meeting you wish to attend. For additional information, please contact the Commission Office at (213)202-2640.

Finalization of Commission Actions: In accordance with City Charter, actions that are subject to Section 245 are not final until the expiration of the next five meeting days of the Los Angeles City Council during which the Council has convened in regular session and if Council asserts jurisdiction during this five meeting day period the Council has 21 calendar days thereafter in which to act on the matter.

Commission Meetings can be heard live over the telephone through the Council Phone system. To listen to a meeting, please call one of the following numbers:

from Downtown Los Angeles	(213) 621-CITY (2489)
from West Los Angeles	(310) 471-CITY (2489)
from San Pedro	(310) 547-CITY (2489)
from Van Nuys	(818) 904-9450

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For information, please go to the City's website:
<http://ita.lacity.org/Residents/CouncilPhone/index.htm>

Information on agenda items may be obtained by calling the Commission Office at (213) 202-2640. Copies of the agenda and reports may be downloaded from the Department's website at www.laparks.org.

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REPORT OF GENERAL MANAGER

NO. 10-201

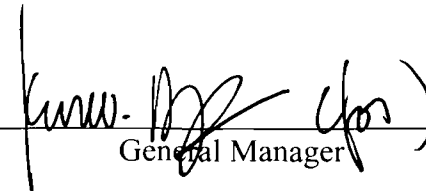
DATE August 11, 2010

C.D. 2, 10

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: LAFAYETTE PARK – RECREATION CENTER (W.O. #E170317F) AND VAN NUYS SHERMAN OAKS – EAST VALLEY MULTI-PURPOSE CENTER (W.O. #E1700475) – ACCEPTANCE AND RELEASE OF STOP NOTICES ON CONSTRUCTION CONTRACTS

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u><i>MS</i></u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Accept the following Stop Notice and direct staff to withhold the amount claimed in it, plus an additional sum equal to 25% thereof, to defray any costs of litigation in the event of court action, if said amount of said funds are available, and to notify the contractor, sureties, and other interested parties that the amount of said claim plus 25% will be withheld; and,
2. Accept the following Release of Stop Notice.

REPORT OF GENERAL MANAGER

PG. 2

NO. 10-201

SUMMARY:

STOP NOTICE:

The Department is in receipt of a legal notice to withhold construction funds, pursuant to California Civil Code Sections 3103 and 3181, on the following contract:

<u>Contract 3272</u>	CD 2	General Contractor:	Ford E.C., Inc.
Van Nuys/Sherman Oaks - East Valley Multi-Purpose Center (W.O. #E170317F)		Claimant:	Eckles Construction, Inc.
Project Status: 65% Complete		Amount:	\$10,793.51
Project Impact: none			

RELEASE OF STOP NOTICE:

The Department is in receipt of a Release of Stop Notice filed by the claimant below, which releases the Board from any and all liability for withholding funds from the general contractor or the sureties:

<u>Contract 3237</u>	CD 10	General Contractor:	Western Alta Construction
Lafayette Park -- Recreation Center (W.O. #E170317F)		Claimant:	CMC Steel Fabricators, Inc., dba CMC Joist & Deck
Project Status: 65% Complete		Amount:	\$28,801.50
Project Impact: none			

FISCAL IMPACT STATEMENT:

There is no fiscal impact to the Department's General Fund, as funds have already been appropriated for this purpose.

This report was prepared by LaTonya D. Dean, Commission Executive Assistant.

REPORT OF GENERAL MANAGER

NO. 10-202

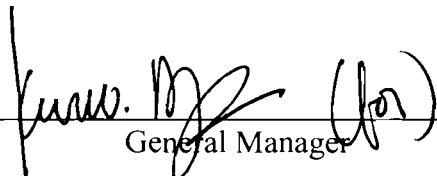
DATE August 11, 2010

C.D. 13

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: ELYSIAN PARK - RIVERSIDE PARK OUTDOOR DEVELOPMENT PHASE I (W.O. #E1906090) - ESCROW AGREEMENT FOR SECURITY DEPOSITS IN LIEU OF RETENTION

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u><i>M. Shull</i></u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Approve the request of Environmental Construction, Inc. to enter into an Escrow Agreement, substantially in the form on file in the Board Office, with the City of Los Angeles for Security Deposits in lieu of retention for the Elysian Park - Riverside Park Outdoor Development Phase I (W.O. #E1906090), Contract No. 3320, subject to approval as to form by the City Attorney; and
2. Direct the Board Secretary to execute said Escrow Agreement upon approval as to form by the City Attorney.

SUMMARY:

The Department is in receipt of a request from Environmental Construction, Inc., General Contractor for the Elysian Park - Riverside Park Outdoor Development Phase I (W.O. #E1906090), Contract No. 3320, to enter into an Escrow Agreement for Security Deposits in lieu of retention.

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-202

Pursuant to Section 22300 of the Public Contract Code of the State of California, the contractor has the option to deposit securities with an Escrow Agent as a substitute for retention earnings required to be withheld by the City as Owner, pursuant to the Construction Contract entered for the Elysian Park – Riverside Park Outdoor Development Phase I (W.O. #E1906090) in the amount of \$720,885 dated July 14, 2010.

At the Contractor's request, the City as owner shall make payment of retention earned on a project directly to an escrow account pursuant to the terms of an Escrow Agreement in the form prescribed by Section 22300. Upon approval of the Escrow Agreement, the City shall make payments of the retention withheld from each progress payment made during construction of this project directly to the Escrow Agent.

FISCAL IMPACT STATEMENT:

There is no fiscal impact on the Department's General Fund.

This report was prepared by LaTonya D. Dean, Commission Executive Assistant.

REPORT OF GENERAL MANAGER


NO. 10-203

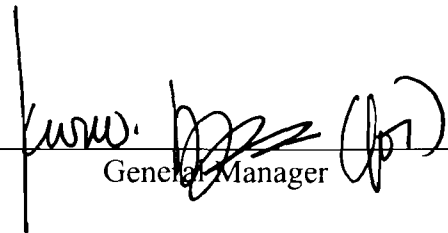
DATE August 11, 2010

C.D. 9

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: ROSS SNYDER RECREATION CENTER - PARKING LOT AND BASKETBALL COURT (W.O. #E170941F) - RELEASE OF MONEY WITHHELD UNDER CONTRACT NO. 3268

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board

1. Approve the forfeiture of \$35,056.46 on the Ross Snyder Recreation Center - Parking Lot and Basketball Court (W.O. #E170941F) project for wage restitution, penalties and unpaid training funds;
2. Authorize the Chief Accounting Employee to transfer funds in the amount of \$7,675 to Revenue Source 4331 – Penalties and Forfeitures for Fund 100 Department 76 of the City’s General Fund.
3. Authorize the Chief Accounting Employee to prepare a payment in the amount of \$210.20 payable to the California Apprenticeship Council, and forward the payment to the Bureau of Contract Administration, Office of Contract Compliance for processing to the State of California, Department of Industrial Relations; and
4. Authorize the Chief Accounting Employee to prepare a payment in the amount of \$27,171.26 payable to the State of California, and forward the payment to the Bureau of Contract Administration, Office of Contract Compliance for processing to the California Labor Commission.

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-203

SUMMARY:

The Office of Contract Compliance has determined that the prime contractor on the Ross Snyder Recreation Center - Parking Lot and Basketball Court (W.O. #E170941F), Tobo Construction, Inc. (Tobo), failed to comply with the labor compliance requirements of the contract. Based on the evaluation of the inspector logs, certified payroll records, worker complaints, worker interviews, and other pertinent payroll documents, it has been determined that Tobo failed to pay the correct prevailing wage rate and under-reported the number of workers employed on the project.

On June 24, 2009, a source document review (SDR) of Tobo's payroll documents was conducted at their place of business. During the review, Tobo failed to provide all the pertinent payroll records requested. In the ensuing investigation, the Office of Contract Compliance also received worker complaints and worker interviews alleging an underpayment of wages and unreported workers on the jobsite. Based on the evaluation of the certified payroll records, inspector logs, and the rest of the payroll documents, it has been determined that Tobo failed to pay the prevailing wage rate and under reported the number of workers on the project. On September 10, 2009, a letter (Attachment A) was sent to Tobo Construction, Inc., summarizing the details and calculations of a wage restitution assessed against their company for failing to pay the specified prevailing wage rates. On May 27, 2010, the City of Los Angeles and Tobo Construction, Inc., reached an agreement (Attachment B) wherein Tobo agreed to allow the City to permanently withhold the revised sum of \$35,056.46 in order to resolve the labor compliance issues on this project.

The total amount of wage restitution, State penalties, and unpaid training fund contributions to be forfeited from the final retention is \$35,056.46 as detailed below:

<u>CONTRACTOR</u>	<u>ALLOCATION</u>	<u>AMOUNT</u>
Tobo Construction Co., Inc.	Wage restitution	\$27,171.26
	State penalties	\$7,675.00
	Unpaid training funds	\$210.20
TOTAL		\$35,056.46

FISCAL IMPACT STATEMENT:

The sum of \$7,675 will be deposited into Revenue Account 4331 - Penalties and Forfeitures for Fund 100, Department 76 of the City's General Fund. Payments will be made out of funds already appropriated for this project. There is no fiscal impact to the Department's General Fund, as funds for this project have already been appropriated for this purpose.

This report was prepared by LaTonya D. Dean, Commission Executive Assistant.

CITY OF LOS ANGELES

CALIFORNIA



ANTONIO R. VILLARAIGOSA
MAYOR

BOARD OF PUBLIC WORKS
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COMMISSIONER

ANDREA A. ALARCÓN
COMMISSIONER

JAMES A. GIBSON
EXECUTIVE OFFICER

ATTACHMENT A

JOHN L. REAMER, JR.
Inspector of Public Works
and
Director

Bureau of
CONTRACT ADMINISTRATION
Office of Contract Compliance
1149 South Broadway, Suite 300
Los Angeles, CA 90015

(213) 847-1922
<http://bca.lacity.org>

CERTIFIED MAIL

Tobo Construction, Inc.
Attention: Misa Tang
500 Shatto Place, Suite 320
Los Angeles, CA 90020

September 10, 2009
OCC File No.: K09-001
Contract No.: C3268

Dear Ms Tang:

ROSS SNYDER RECREATION CENTER

W.O. E170941F

This letter is to inform you that your company, Tobo Construction, Inc., has failed to pay the specified prevailing wage rates to workers employed in the execution of the above contract. The certified payroll records, inspector logs, and pertinent payroll documents submitted to our office, substantiate an underpayment of wages.

Please be advised that Sections 1774 and 1815 of the California Labor Code specify that prevailing wage must be paid at all times for public work contracts.

Section 1774:

The contractor to whom the contract is awarded, and any subcontractor under him, shall pay not less than the specified prevailing rates of wages to all workmen employed in the execution of the contract.

Section 1815:

(in part) work performed by employees of contractors in excess of 8 hours per day, and 40 hours during any one week, shall be permitted upon public work upon compensation for all hours worked in excess of 8 hours per day at not less than 1½ times the basic rate of pay.

Any contractor found to be in violation of underpayment will be penalized according to Sections 1775 and 1813 of the California Labor Code:

September 10, 2009

Section 1775:

The contractor shall, as a penalty to the state or political subdivision on whose behalf the contract is made or awarded, forfeit not more than fifty dollars (\$50) for each calendar day, or portion thereof, for each worker paid less than the prevailing rates as determined by the director for the work or craft in which the worker is employed for any public work done under the contract by him or her or by any subcontractor under him or her.

Section 1813:

The contractor shall, as a penalty to the state or political subdivision on whose behalf the contract is made or awarded, forfeit twenty five dollars (\$25) for each workman employed in the execution of the contract or by any subcontractor for each calendar day during which the workman is required or permitted to work more than 8 hours in any one calendar day and 40 hours in any one calendar week in violation of the provisions of this article.

A portion of your retention payment may be withheld until this matter is satisfactorily resolved. Section 1727 of the California Labor Code specifies the withholding of forfeited sums:

Section 1727:

Before making payments to the contractor of money due under a contract for public work, the awarding body shall withhold and retain therefrom all amounts which have been forfeited pursuant to any stipulation in a contract for public work, etc.

For your convenience, the Summary of Wage Restitution and Penalty Log reflects the total wage restitution and city penalties. Please refer to the summary for instructions on preparing the checks. The Wage Restitution and Penalty Log which details the dates and workers for which required rates were not paid is also enclosed. Please prepare wage restitution checks payable to the workers based on the gross amounts specified. We request that the checks be received in our office within ten days of receipt of this letter.

Please mail the checks promptly to the following address:

Office of Contract Compliance
Attention: Jose Abad (K09-001)
1149 South Broadway, Suite 300
Los Angeles, CA 90015


September 10, 2009

If you have any questions, please contact Jose Abad by telephone at (213) 847-2673 or by email at jose.abad@lacity.org.

Sincerely,

HANNAH CHOI, Program Manager

By


JOSE RAMIREZ, Labor Compliance Officer
Labor Compliance Section

/Attachments
cc: chrono/lile

REVISED SUMMARY OF ASSESSED WAGE RESTITUTION AND PENALTY LOG

OCC FILE NO.: K09-001

August 21, 2009

WO NUMBER: E170941F

PROJECT: Ross Snyder Recreation Center

CONTRACTOR: Tobo Construction, Inc.

Workers Name Social Security No.	Restitution Required	1775 Penalties	1813 Penalties	*Training Fund Contributions
Acosta, Robert XXX-XX-3760	\$238.62	\$50.00	\$0.00	\$0.00
Bucio, Gerardo XXX-XX-2222	\$318.16	\$50.00	\$0.00	\$0.00
Campos, Jaime XXX-XX-8587	\$2,942.98	\$600.00	\$0.00	\$0.00
Campos, Juan XXX-XX-7733	\$1,511.26	\$250.00	\$0.00	\$0.00
Cho, David XXX-XX-6482	\$159.08	\$50.00	\$0.00	\$0.00
Corneja, Fernando XXX-XX-3011	\$1,764.37	\$250.00	\$125.00	\$0.00
Durazo, Francisco XXX-XX-3903	\$159.08	\$50.00	\$0.00	\$0.00
Godínez, Rolando XXX-XX-7090	\$636.32	\$200.00	\$0.00	\$0.00
Guirao, Freddy XXX-XX-1678	\$1,272.64	\$200.00	\$0.00	\$0.00
Gutierrez, Jose XXX-XX-XXXX	\$1,590.80	\$250.00	\$0.00	\$0.00
Kim, Kyung XXX-XX-4510	\$238.62	\$50.00	\$0.00	\$0.00
Mares, Jose XXX-XX-7971	\$1,408.16	\$200.00	\$0.00	\$0.00
Pena, Fredy XXX-XX-3154	\$556.78	\$150.00	\$0.00	\$0.00
Ramirez, Emilio XXX-XX-XXXX	\$159.08	\$50.00	\$0.00	\$0.00
Rubalcava, Juan XXX-XX-4955	\$636.32	\$100.00	\$0.00	\$0.00
Serrano, Miguel XXX-XX-1143	\$835.17	\$150.00	\$0.00	\$0.00
Solorzano, Rafael XXX-XX-3205	\$159.08	\$50.00	\$0.00	\$0.00
Torres, Jose XXX-XX-8768	\$1,113.56	\$200.00	\$0.00	\$0.00
Valenzuela, Vicente XXX-XX-7979	\$397.70	\$100.00	\$0.00	\$0.00
Vallardes, Lorena XXX-XX-5566	\$861.65	\$200.00	\$100.00	\$0.00
Doe 1, John XXX-XX-XXXX	\$8,749.40	\$1,550.00	\$0.00	\$140.80
Doe 2, John XXX-XX-XXXX	\$2,823.67	\$500.00	\$0.00	\$45.44
Doe 3, John XXX-XX-XXXX	\$1,749.88	\$300.00	\$0.00	\$28.16
Doe 4, John XXX-XX-XXXX	\$954.48	\$150.00	\$0.00	\$15.36
Doe 5, John XXX-XX-XXXX	\$318.16	\$50.00	\$0.00	\$5.12
TOTALS	\$31,555.02	\$5,750.00	\$225.00	\$234.88

DIRECTIONS

1. Issue one check, made payable to the State of California, based on the gross amount listed in the "Restitution Required" column.
2. Issue one check payable to the City of Los Angeles for the sum of \$5,975.00
3. Issue one check payable to the California Apprenticeship Council for the sum of \$234.88
4. Mail all checks promptly to the following address:

Office of Contract Compliance
 Attention: Jose Abad K09-001
 1149 S. Broadway Ave., Suite 300
 Los Angeles, CA 90015

Note: the sum of the "Total" line of \$37,764.90 will be released from your final retention payment upon receipt of restitution and penalty checks.

ATTACHMENT B

SETTLEMENT AGREEMENT

This Agreement is entered into by and between the Parties identified hereinbelow as of May 27, 2010.

DEFINITION OF TERMS

A. Parties

The Parties to this Agreement are as follows:

1. Tobo Construction, Inc.; and
2. The City of Los Angeles, acting by and through its Office of Contract Compliance.

B. The Dispute

The Dispute refers to the audit ("Ross Snyder Recreation Center Audit") prepared by the City of Los Angeles Office of Contract Compliance (hereinafter the "City") relating to Tobo Construction, Inc.'s ("Tobo") work at the Ross Snyder Recreation Center (hereinafter "Project"), City contract no. E170941F, identified as Office of Contract Compliance ("OCC") file number K09-001, and dated May 5, 2010 (including those previous versions of the Ross Snyder Recreation Center Audit preceding the May 5, 2010 version). The Dispute arises out of a disagreement between the Parties relating to Tobo's alleged failure to remit prevailing wages to its employees that performed

work at the Project.

RECITALS

A. The City alleges, pursuant to OCC file no. K09-001, that Tobo failed to remit prevailing wages as defined by California labor code to its employees working at the Project. Tobo disputes the City's allegations.

B. This Settlement Agreement is not intended as an admission of liability. The Parties have entered into this Settlement Agreement to resolve various claims relating to OCC file no. K09-001 that have been asserted, and each Party hereto expressly denies the validity of every claim which has been asserted against it.

C. The Parties have agreed orally to settle this Dispute without the necessity of trial and this written Settlement Agreement is the embodiment of that agreement between the Parties.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the Parties hereto agree as follows:

1. Releases. The City of Los Angeles acting by and through OCC regarding OCC file no. K09-001, on behalf of itself and except as otherwise expressly provided in this Agreement, hereby forever releases, discharges and acquits Tobo

and its principals, insurance companies, subcontractors, bonding companies, sureties, agents, directors, officers, shareholders, employees, attorneys, and other representatives from any and all claims, costs and obligations of every kind, known and unknown, matured and unmatured, now existing or arising in the future, of any kind or nature whatsoever, including but not limited to, any and all claims, demands, debts, actions, actions for abuse of process, actions for malicious prosecution, causes of action, liabilities, costs and obligations, arising out of or in any way relating to the Dispute involving the payment of prevailing wages on OCC File No. K09-001.

2. Limitation on Releases. The releases contained within this Agreement are not intended by the Parties to apply to claims for breach of the terms of this Agreement.

3. Civil Code Section 1542 Waiver.

It is further understood and agreed that the releases contained herein extend to all claims of every nature and kind whatsoever, known and unknown relating to OCC File No. K09-001, and there is expressly hereby released with regard to such claims all rights under California Civil Code Section 1542 which provides as follows:

"A general release does not extend to claims which the creditor does not know or suspect

to exist in his or her favor at the time of executing the release, which if known by him or her must have materially affected his or her settlement with the debtor."

To the extent that it applies to a special release, the City of Los Angeles, acting by and through OCC regarding OCC file no. K09-001, hereby waives any and all rights it may have under Section 1542 as it presently reads or as it shall hereinafter be amended. In connection with this waiver, the City of Los Angeles, acting by and through OCC regarding OCC file no. K09-001, acknowledges that it is aware that it may hereafter discover claims presently unknown or unsuspected or facts in addition to or different from those they now know or believe to be true with respect to the claims released herein regarding OCC File No. K09-001. Nevertheless, it intends through this Agreement to release fully, finally, and forever, in the manner described herein, all claims released herein regarding OCC File No. K09-001. Accordingly, the release shall remain in effect as a full and complete release of the claims released notwithstanding the discovery or existence of any such additional facts or different claims relating thereto.

4. Acts In Furtherance of Settlement.

a. Tobo agrees to remit \$27,171.26 for wage restitution relating to the Ross Snyder Recreation Center Audit.

Attached hereto as Exhibit "A" is a breakdown of how those wages are to be allocated to the workers identified on the Ross Snyder Recreation Center Audit.

b. Tobo agrees to remit the amount of \$7,400.00 to the City for penalties associated with California Labor Code section 1775.

c. Tobo agrees to remit the amount of \$275.00 to the City for penalties associated with California Labor Code section 1813.

d. Tobo agrees to remit the amount of \$210.20 to the City for Training Fund Contributions. The City will be responsible for ensuring that the proper union receives the funds.

e. Tobo will remit those payments identified in subsections (a)-(d) by allowing the City to permanently withhold these sums from Tobo's contract balance relating to the Project. The City will then be responsible for forwarding payment to the workers.

f. Tobo will remit the amount of \$283.68 directly

to the Painters Trust Funds for fringe benefit contributions relating to that work performed by Fernando Corneja.

g. In exchange for those payments contemplated above, the City, acting by and through OCC regarding OCC file no. K09-001, agrees that it will not seek a judgment or any further monies relating to the Ross Snyder Recreation Center Audit regarding OCC file no. K09-001 and will withdraw its notice to withhold.

5. Successors and Assigns.

The Parties hereto further agree that this Agreement shall be binding upon their successors, predecessors, assigns, heirs, executors, administrators, spouses, associates, partners, officers, directors, principals, shareholders, servants, agents, attorneys, employees, insurance companies, bonding companies, sureties and affiliates.

6. Choice of Law.

If any action is commenced to enforce or interpret any of the provisions of this Agreement, the Parties hereby agree that this Agreement shall be interpreted, enforced and governed by the laws of the State of California. Each Party hereto agrees that any action to enforce this Agreement, or any rights

hereinafter, must be brought in a court or administrative body having its situs within the County of Los Angeles, State of California, and no other court. Pursuant to Evidence Code section 1123(b), this settlement agreement is enforceable, binding and admissible in a court of law.

7. Advice of Counsel.

The Parties acknowledge that they have been represented by counsel of their choice in the negotiations leading up to the execution of this Agreement and that they have read this Agreement and have had it fully explained to them by their counsel.

8. Construction.

Each Party has cooperated in the drafting and preparation of this Agreement. In interpreting this Agreement, any uncertain or ambiguous provision shall not be construed against any Party solely on the basis that that Party selected the uncertain or ambiguous language.

9. Authority.

The Parties represent and warrant they have the authority to execute a release of any such claims and that they have not heretofore assigned, transferred, sold, conveyed,

hypothecated or otherwise disposed of any claim or demand relating to any matter covered by this Agreement to any person, corporation, or entity. Additionally, the Parties hereto, and each of them, represent and warrant that they have authority to execute this Agreement. In the event that any Party breaches any of the representations or warranties contained in this Paragraph, such Party agrees to indemnify each other Party from any and all claims, demands, loss, damage, liability and expense, including costs of suit resulting from such breach.

10. Good Faith; Other Actions.

Each Party expressly covenants to deal with the other Parties in good faith in the performance of this Agreement. The Parties further agree and authorize their respective attorneys to execute any and all documents and to undertake any and all actions reasonably necessary to effectuate the terms of this Agreement.

11. Integration.

This Agreement contains the entire agreement of the Parties hereto with respect to the subject matter herein contained. There are no restrictions, promises, warranties, covenants, undertakings or representations other than those expressly set forth herein, and each Party hereby expressly

acknowledges that he, she or it has not relied upon any restrictions, promises, warranties, covenants, undertakings or representations whatsoever by any Party hereto, nor any agent or attorney of any other Party hereto, other than those expressly contained herein. This Agreement may be amended only by written instrument executed by all of the Parties hereto.

12. Counterparts.

This Agreement may be executed in counterparts and shall be effective when such counterparts have been executed by all Parties hereto, as if such Parties had all executed one original. A facsimile signature will be deemed to be equally as valid as an original signature.

13. Jurisdiction

The Department of Industrial Relations shall maintain jurisdiction over the parties to enforce the settlement until performance in full of the terms of the settlement pursuant to Code of Civil Procedure section 664.6.

(SIGNATURES ON PAGE 10)

signature page for that Settlement regarding Ross Snyder
Recreation Project, City contract no. E170941P, OCC file number
K09-001

TOBO CONSTRUCTION, INC.

By: 

Its: Corp. Secretary

CITY OF LOS ANGELES

By: 

Its: Contract Compliance Program Manager

REPORT OF GENERAL MANAGER

NO. 10-204


DATE August 11, 2010

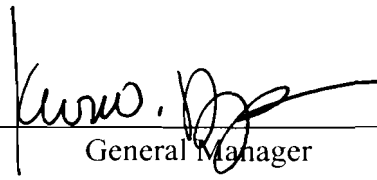
C.D. 10

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: LAFAYETTE PARK – MULTIPURPOSE COMMUNITY CENTER – AMENDMENT TO THE MEMORANDUM OF AGREEMENT WITH HEART OF LOS ANGELES YOUTH, INC., FOR THE PLACEMENT OF AN OFFICIAL LOS ANGELES LAKERS TEAM LOGO AT CENTER-COURT OF THE PARK’S NEW GYMNASIUM BASKETBALL COURT

R. Adams _____
H. Fujita _____
S. Huntley _____
V. Israel _____

F. Mok _____
K. Regan _____
*M. Shull 



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Approve the proposed Amendment to the Memorandum of Agreement (Amendment), substantially in the form on file in the Board Office, with Heart of Los Angeles Youth, Inc. (HOLA), a 501(c)3 non-profit organization, for the placement of the official team logo of the Los Angeles Lakers (Logo) at the center-court of the new Lafayette Park Multipurpose Community Center (Center) gymnasium basketball court, in recognition of the Lakers generous grant award to HOLA in the amount of Two Hundred Fifty Thousand dollars and no cents (\$250,000), to fund youth basketball programs at the Center, subject to the continuous operation of said programs for a period of ten (10) years;
2. Direct the Board Secretary to transmit the Amendment to the Mayor, in accordance with Executive Directive No. 3, subject to the approval of City Council and City Attorney as to form; and,
3. Authorize the Board President and Secretary to execute the Amendment upon receipt of the necessary approvals.

REPORT OF GENERAL MANAGER

PG. 2

NO. 10-204

SUMMARY:

HOLA, a California non-profit, public benefit organization, whose primary facility is located across the street from Lafayette Park, has been operating and providing youth programs and services in and around Lafayette Park (Park) for over twenty (20) years. The Board of Recreation and Parks Commissioners (Board) most recently approved a Gift Agreement and Memorandum of Agreement (MOA) with HOLA on September 19, 2007 (Report No. 07-217), specifying the terms and conditions for the use of grant funds in the amount up to \$722,070, provided to the Department for the expansion of the scope of construction work for the existing Lafayette Park – Multipurpose Community Center (PRJ1435A) (W.O. #E170317F) project, to include additional building improvements, and to authorize HOLA's use of facilities within the Park for a term of twenty-five (25) years for the enhancement of recreational youth programs at the Center.

HOLA has received a grant from the Los Angeles Lakers in the amount of Two-Hundred Fifty Thousand dollars and no cents (\$250,000), for the purpose of administering and operating community youth basketball programs (Programs) at the Center. In order to comply with the terms and conditions of the Grant Agreement between HOLA and the Lakers, attached hereto as Exhibit A, HOLA has requested authorization to place the Lakers official team logo at the center-court of the Center's new gymnasium in recognition of the Lakers' generous grant.

The Board's approval of the proposed Amendment will authorize HOLA to fund and place the name of the Lakers and Logo at center-court of the new gymnasium's basketball court, which shall include a standard center-circle in the form of a basketball with a radius of six feet (12 feet diameter), pursuant to the design plan attached hereto as Exhibit B, subject to the prior approval of the Department. In accordance with the terms and conditions of the proposed Amendment and the Grant Agreement, the Logo shall remain in place for a period of ten (10) years, subject to HOLA's continuous operation of said Programs at the Center for the same period through funding provided by the Lakers. The Department shall reserve the right to remove the Logo at its sole discretion, should the Lakers cease to provide funding for said Programs or HOLA ceases to operate such Programs at the Center.

The placement of the Logo shall be performed at HOLA's sole cost and expense through direct payments to a licensed contractor approved by and under the supervision of the Department and Bureau of Engineering. The Department shall have no financial responsibility related to the placement of the Logo.

Staff has determined that the subject project will consist of a minor modification to an existing park facility, and therefore, is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1, Class 1(1) of the City CEQA Guidelines.

REPORT OF GENERAL MANAGER

PG. 3

NO. 10-204

FISCAL IMPACT STATEMENT:

The placement of the Logo will not have any impact on the Department's General Fund as the costs of placing the Logo at the gymnasium's center-court will be funded and contracted entirely by HOLA.

This report was prepared by Joel Alvarez, Senior Management Analyst of the Department's Real Estate and Asset Management Section.

EXHIBIT A
LAKERS GRANT AGREEMENT

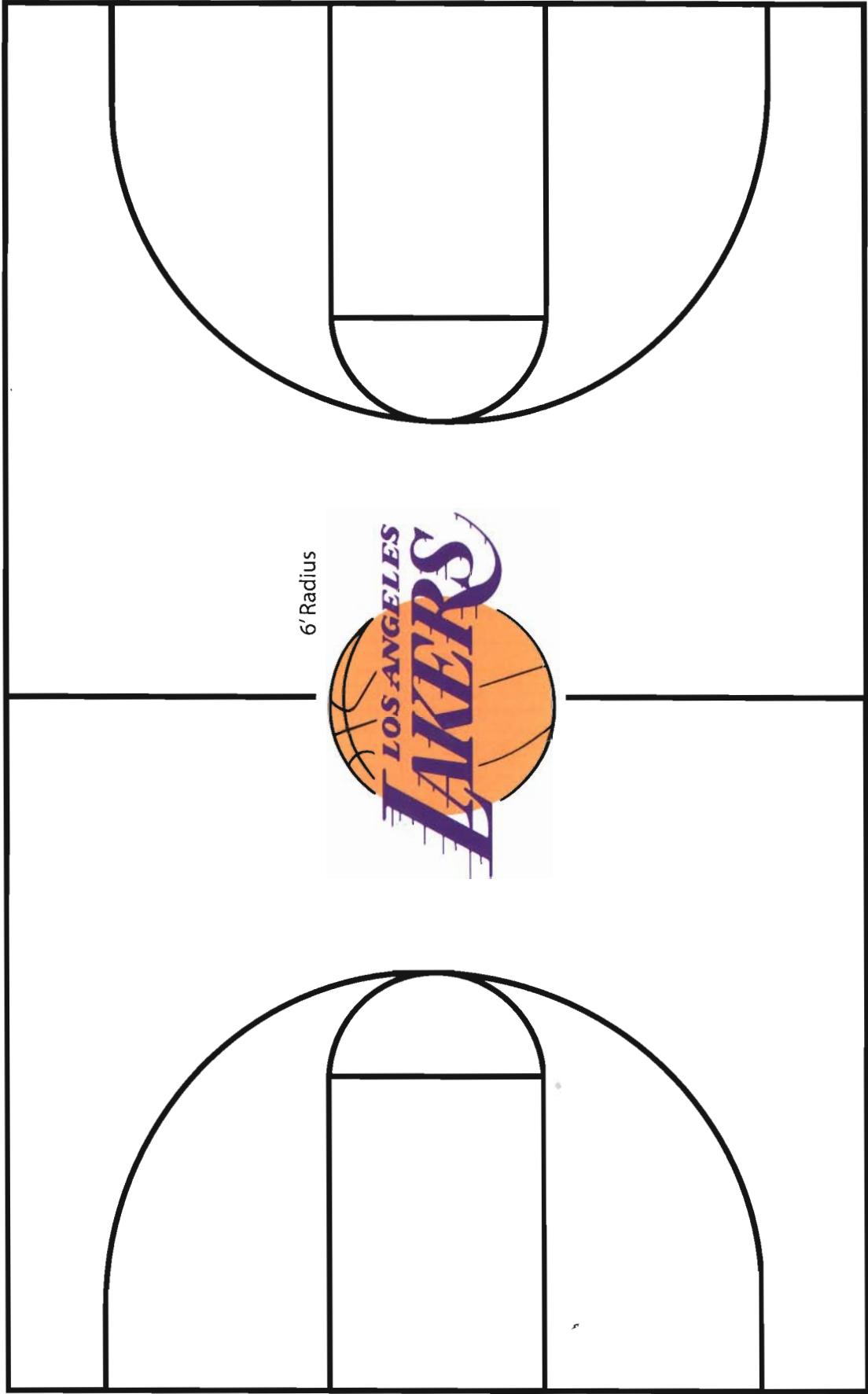


EXHIBIT-B

LAFAYETTE PARK GYMNASIUM DESIGN PLAN

LAKERS LOGO



2701 Wilshire Blvd. Los Angeles CA. 90057
Phone: 213.389.1148
Fax: 213.389.1085
www.heartofia.org

TO: Jeff Le Sage & Shira Saiger

FAX: 213-229-6504

PHONE: 213-229-7504

FROM: Tony Brown

Number of Pages (Including Cover): 7

Notes:

555 N. Nash Street

El Segundo, California

90245



310.426.6000

www.lakers.com

July 29, 2009

VIA FED EX 7978 0370 1682

Anthony M. Brown
Heart of Los Angeles
2701 Wilshire Boulevard, Suite 100
Los Angeles, CA 90067

Re: Grant Agreement

Dear Tony:

I am pleased to enclose an original signed Grant Agreement between The Los Angeles Lakers, Inc. and HOLA dated July 24, 2009. I look forward to our continued partnership.

If you have any questions regarding this matter, please feel free to contact me at (310) 426-6066.

Sincerely,

A handwritten signature in black ink, appearing to be "JB", with a horizontal line extending to the right.

Joseph B. McCormack
Senior Vice President, Finance
Chief Financial Officer

JBM/jjs

Enclosure

EXECUTION VERSION

GRANT AGREEMENT

This Grant Agreement (this "Agreement") is made and entered into as of July 24, 2009, by and between The Los Angeles Lakers, Inc., a California corporation (the "Lakers") and Heart of Los Angeles Youth, Inc., a 501(c)(3) California non-profit corporation ("HOLA"), with reference to the following facts:

A. The Lakers has made a grant to HOLA in the amount of two hundred fifty thousand dollars (\$250,000) (the "Grant").

B. HOLA desires to recognize the Grant from the Lakers by obtaining a limited right to the use of the name and logo of the Los Angeles Lakers professional basketball team (the "Lakers Marks") on the center of the basketball court (the "Court") at the gymnasium (the "Gymnasium") currently being built at the community center located at Lafayette Park (the "Lafayette Multipurpose Community Center") and, subject to the approval of the City of Los Angeles Board of Recreation and Park Commissioners (the "Board"), grant to the Lakers certain rights to use the Gymnasium, all upon the terms and conditions more particularly set forth herein.

NOW, THEREFORE, in consideration of the mutual promises and covenants set forth herein, the parties hereby agree as follows:

1. Naming and Use Rights.

1.1 Naming of the Basketball Court. The Lakers agrees to use its best efforts to obtain the consent of the National Basketball Association ("NBA") and subject to the approval of the Board, to allow HOLA to cause the Lakers Marks to be placed in the center of the Court (the "Court Name"), in an identical manner and size as that of the practice court of the Lakers located at 555 N. Nash Street, El Segundo, California, for a period of not more than ten years from the date of the opening of the Gymnasium (the "Naming Period"). Not later than three (3) months following the opening of the Gymnasium, at a date and time convenient to the Lakers, HOLA shall organize an appropriate naming ceremony to recognize the Grant and the Court Name. Such naming ceremony may be held in conjunction with a ceremony or program acknowledging gifts to HOLA from any donor (other than another professional sports team) matching the Lakers' Grant.

1.2 No Other Use. The Lakers Marks and the Court Name shall not be used or displayed for any other purpose without the prior written consent of both the Lakers and the NBA.

1.3 Use of Gymnasium. Subject to the approval of the City of Los Angeles Board of Recreation and Park Commissioners, for the term of the Naming Period, HOLA shall (i) administer community youth basketball leagues at the Court for elementary, middle and high school students; (ii) cause the Court to be available for two hours between 1 p.m. and 3 p.m. on the first Saturday of each month for administration of youth basketball clinics by the Lakers and HOLA; and (iii) cause the Court to be available from 7:30 pm – 10:00 pm every Tuesday and Thursday from September through March for wheelchair basketball practice, exhibitions and clinics.

2. Representations and Warranties of HOLA. HOLA hereby represents and warrants to the Lakers as follows:

2.1 Authority: Due Authorization. HOLA has all requisite power, authority and approvals required to enter into, execute and deliver this Agreement and to perform fully its obligations hereunder and has taken all actions necessary to authorize it to enter into and perform fully its obligations under this

EXECUTION VERSION

Agreement and to consummate the transactions contemplated herein. This Agreement is the legal, valid and binding obligation of HOLA, enforceable in accordance with its terms.

2.2 No Violation. Neither the execution nor delivery by HOLA of this Agreement, nor the consummation of the transactions contemplated herein, will: (a) violate, conflict with or constitute a default under, permit the termination or acceleration of, or cause the loss of any rights or options under, any contract; or (b) require any authorization, consent or approval of, exemption or other action by, or notice to, any party to any contract, other than the approval of the Board.

2.3 Charitable Organization. HOLA is and shall remain an organization exempt from income tax under Section 501(c)(3) of the Internal Revenue Code (a "Charitable Organization") throughout the Naming Period. If HOLA loses its exemption from federal income tax under Internal Revenue Code Section 501(c)(3), HOLA shall immediately return to the Lakers any of the Grant funds in its possession that have not been expended in accordance with the provisions of Section 1 of this Agreement and shall immediately cease the use of the Court Name and any variation thereof and cause its removal from any place it then appears.

2.4 Prohibited Activities. HOLA shall not expend any of the Grant funds to influence legislation, within the meaning of Internal Revenue Code Section 4945(d)(1) or (b), in an attempt to influence the outcome of any public election or to carry on, directly or indirectly, any voter registration drive within the meaning of Internal Revenue Code Section 4945(d)(2).

3. Representations and Warranties of the Lakers. The Lakers hereby represents and warrants to HOLA and the Board as follows:

3.1 Authority to Execute and Perform Agreements. The Lakers has all requisite power, authority and approval required to enter into, execute and deliver this Agreement and to perform fully its obligations hereunder. This Agreement is the legal, valid and binding obligation of the Lakers, enforceable in accordance with its terms.

3.2 No Violation. Neither the execution nor delivery by the Lakers of this Agreement, nor the consummation of the transactions contemplated herein, will: (a) violate, conflict with or constitute a default under, permit the termination or acceleration of, or cause the loss of any rights or options under, any contract; or (b) require any authorization, consent or approval of, exemption or other action by, or notice to, any party to any contract.

4. Indemnification; Remedies.

4.1 HOLA agrees to indemnify, defend and hold harmless the Lakers and the NBA their respective affiliates, licensees, lenders and contractors, as well as each of their respective officers, directors, partners, shareholders, employees, agents, representatives, successors and assigns (the "Indemnitees"), from and against any and all liabilities, losses, costs, expenses (including reasonable attorneys' fees) and damages arising out of all acts of HOLA, its employees, agents, independent contractors and suppliers, and in connection with the use of the Court and/or the Gymnasium and the areas surrounding each, including, without limitation, any claims for property damage, any claims for personal injury, including death, to any person and from any claims brought against any of the Indemnitees.

4.2 HOLA agrees to maintain liability and property damage insurance in the amount of at least \$1,000,000.00 (combined single limits), covering all acts of HOLA, its employees, agents, independent contractors and suppliers. Lakers and HOLA agree that all such insurance shall be primary.

EXECUTION VERSION

All such policies of insurance shall name as additional insureds each of the Indemnitees. HOLA shall deliver to the Lakers a Certificate of Insurance evidencing such insurance on or before the commencement of the Term of this Agreement. Said Certificate shall provide that none of such insurance may be canceled without at least 30 days' prior written notice to the Lakers.

5.3 Survival. This Section 5 shall survive the termination of this Agreement.

5. Miscellaneous.

5.1 Amendments. This Agreement may be amended at any time and from time to time, but any amendment must be in writing and signed by each of the parties hereto.

5.2 Binding Effect. This Agreement shall be binding upon the parties hereto and their respective heirs, administrators, personal representatives, successors and assigns, provided that the right to the use of the Court Name, or any derivation thereof may not be assigned by HOLA, including by operation of law, without the prior written consent of the Lakers, which consent may be withheld in the sole and absolute judgment of the Lakers. Any assignment or attempted assignment by HOLA in violation of the provisions of the preceding sentence shall be void and of no force or effect and in such event the Lakers may revoke the right granted to HOLA to use the Court Name or any derivation thereof and the Lakers may terminate this Agreement.

5.3 NBA Rules. This Agreement is subject to the constitution, by-laws and all rules, regulations and policies of the NBA as they currently exist or as they may exist from time to time.

5.4 Approvals. In order to maintain the high standards, style, appearance, propriety and quality associated with the Lakers, before commencing reproduction or execution of any materials (including rough artwork and promotion concepts) using or referring to the Lakers Marks, HOLA shall submit such materials to the Lakers for approval in advance of production or execution. HOLA shall allow adequate time for the Lakers to approve, comment upon or express its disapproval thereof. After an item has been approved by the Lakers, HOLA shall not depart therefrom in any material respect without the further review and approval by the Lakers.

5.5 Trademark Ownership. No trademark, service mark or copyright involving the Lakers Marks may be procured in HOLA's name without written consent of the Lakers, and any such intellectual property rights in and to the Lakers Marks that may accrue to HOLA shall inure to the benefit of the Lakers and shall be assigned to the Lakers upon request. This Agreement is not intended to convey any trademark, copyright or other property right in or to the Lakers Marks and all incidents of ownership therein shall remain vested in the Lakers. HOLA further agrees that all Lakers identified materials, as well as promotional themes developed hereunder, shall be used solely during the term hereof and in furtherance of this Agreement, unless otherwise agreed to by the parties.

5.6 Counterparts. This Agreement may be executed in any number of counterparts with the same effect as if all parties hereto had signed the same document. All counterparts shall be construed together and shall constitute one Agreement.

5.7 Entire Agreement. This instrument contains the entire agreement of the parties relating to the rights granted and the obligations assumed in this instrument. Any oral representations or modifications concerning this instrument shall be of no force or effect unless contained in a subsequent written modification signed by both parties.

EXECUTION VERSION

5.8 Further Assurances. Each of the parties shall execute and deliver any and all additional papers, documents, and other assurances and shall do any and all acts and things reasonably necessary in connection with the performance of their obligations hereunder and to carry out the intent of the parties hereto.

5.9 Attorneys' Fees. If either party shall bring an action against the other by reason of any alleged breach of any covenant, provision or condition or otherwise arising out of this Agreement, the unsuccessful party shall pay to the prevailing party all attorneys' fees and costs actually incurred by the prevailing party, in addition to any other relief to which it may be entitled. As used in this Section, "actual attorneys' fees" or "attorneys' fees actually incurred" means the full and actual cost of any legal services actually performed in connection with the matter for which such fees are sought calculated on the basis of the usual fees charged by the attorneys performing such services, and shall not be limited to "reasonable attorneys' fees" as that term may be defined in statutory or decisional authority.

5.10 Governing Law. The laws of the State of California shall govern the validity of the Agreement, the construction of its terms and the interpretation of the rights and duties of the parties. In any action brought under or arising out of this Agreement, each of the parties hereby consents to the *in personam* jurisdiction of any state or federal court sitting in Los Angeles County, California, waives any claim or defense that such forum is not convenient or proper, and consents to service of process by any means authorized by California law.

5.11 Severability. Provided that the intent of the parties to this Agreement can still be carried out, if any provision of this Agreement shall be held to be void or unenforceable, the other provisions of this Agreement shall be severed therefrom and shall be enforced without regard to the void or unenforceable provision.

5.12 Waiver. No purported waiver by any party of any default by another party of any term or provision contained in this Agreement shall be deemed to be a waiver of such term or provision unless the waiver is in writing and signed by the waiving party. No such waiver shall in any event be deemed a waiver of any subsequent default under the same or any other term or provision contained in this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first written above.

Lakers

Approved as to Form
Los Angeles Lakers
Legal Department

The Los Angeles Lakers, Inc.

By: 

Name: Joseph B. McCormack

Its: Senior Vice President - Finance and CFO

HOLA

Heart of Los Angeles Youth, Inc.

By: 

Name: ANTHONY M. BROWN

Its: EXECUTIVE DIRECTOR

REPORT OF GENERAL MANAGER

NO. 10-205

DATE August 11, 2010

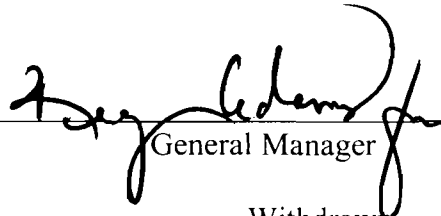
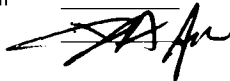
C.D. 13

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: 3304 DREW STREET - ACCEPTANCE OF PARCEL FOR PARK PURPOSES

R. Adams _____
H. Fujita _____
S. Huntley _____
V. Israel _____

F. Mok _____
K. Regan _____
*M. Shull _____



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Authorize the reallocation of \$34,597, previously allocated for the Glassell Park - Walking Path and Building Improvements (PRJ1257A) project, (Board Report No. 09-120), to the Quimby Fees Account No. 460K-00;
2. Authorize the Department's Chief Accounting Employee to transfer \$34,597 in Quimby Fees from the Glassell Park Account No. 460K-GT to the Quimby Fees Account No. 460K-00;
3. Authorize the Department's Chief Accounting Employee to establish a new Quimby Fees Account No. 460K-XQ with Drew Street Park as the Account Name;
4. Authorize the Department's Chief Accounting Employee to transfer \$15,000 in Quimby Fees from the Quimby Fees Account No. 460K-00 to the Drew Street Park Account No. 460K-XQ;
5. Approve the allocation of \$15,000 in Quimby Fees from the Drew Street Park Account No. 460K-XQ for the park acquisition project and related costs, as described in the Summary of this Report.

REPORT OF GENERAL MANAGER

PG. 2

NO. 10-205

6. Adopt the draft Resolution, substantially in the form on file in the Board Office, authorizing the acceptance of the donation of a vacant property parcel via Grant Deed from Wells Fargo Bank, N.A. (Bank), contingent on the review and approval of the Grand Deed by the Department of General Services (GSD), for the conveyance of approximately 0.11 acre or 4,992 square feet of vacant property located at 3304 Drew Street, near the corner of Drew Street and Estara Avenue and upon conveyance, setting apart and dedicating the property as a public park in perpetuity;
7. Authorize the Department's Chief Accounting Employee to expedite the processing of a demand for the Closing Costs and related acquisition costs in the amount to be determined by GSD payable to the designated Escrow Company (Escrow No. to be determined later) from Quimby Fees, Drew Street Park Account No. 460K-XQ;
8. Authorize the Board Secretary, subject to approval of the City Attorney as for form, to execute the escrow instructions and grant deed for the subject property;
9. Authorize GSD to acquire 3304 Drew Street and process the donation of the parcel for the conveyance of approximately 0.11 acre or 4,992 square feet of vacant property located at 3304 Drew Street, near the corner of Drew Street and Estara Avenue to RAP;
10. Authorize Department staff, upon the close of escrow, to proceed with erecting a fence around the property, if needed, and authorize the Department's Chief Accounting Employee to process demands from Quimby funds Fund 302 Department 89 Account No. 460K-XQ to pay for the required work; and,
11. Authorize the Department's Chief Accounting Employee to reimburse from Quimby funds expenses for the Phase I in the amount of \$3,685 from Quimby funds Fund 302 Department 89 Account 460K-XQ.

SUMMARY:

The 3304 Drew Street area and surrounding community has been living for several years now with a criminal element that has impacted negatively the quality of life of the residents in the area. The residents have reached out to the Council Office for assistance in dealing with the criminal element in the area.

REPORT OF GENERAL MANAGER

PG. 3

NO. 10-205

The City of Los Angeles (City) has done several things to bring calm and a new outlook for the future of the community. Recently, the Office of City Council District 13 approached the current owner (Wells Fargo Bank) of the Drew Street property with a proposal to have Wells Fargo Bank donate the vacant parcel to the City for the purpose of providing a community garden/park in the area. Wells Fargo Bank has agreed that the best option for the community is to donate the parcel to the City.

Wells Fargo Bank has offered to donate and convey via Grant Deed, a 0.11 acre or 4,992 square feet vacant parcel to the Department of Recreation and Parks (RAP). The subject property is located near the corner of Drew Street and Estara Avenue, at 3304 Drew Street as shown on the County of Los Angeles Assessor's Map, APN: 5458-025-024.

Wells Fargo Bank wants to donate the property to the City of Los Angeles to enhance the quality of life in the surrounding community. The surrounding community is an area that is park deficient and would tremendously benefit from the additional open space park area. One potential use of the site is to develop it into a Community Garden to be maintained by a non-profit. The dedication/addition of this open space parcel to RAP will allow for an increase in recreational activities in the area. The Council District 13 has expressed its strong support for this dedication.

Upon approval of this report, Quimby Fees in the amount of \$34,597, from a previous allocation of \$571,613.18 for the Glassell Park - Walking Path and Building Improvements (PRJ1257A) Project, approved on May 20, 2009, per Board Report No. 09-120, can be reallocated to the Quimby Fees Account No. 460K-00. This completes the Glassell Park Project, which has a residual amount of \$34,597.00. Of \$34,597.00, \$19,597.00 will be refunded to a residential development at Tentative Tract No. 62880. RAP will use the remaining \$15,000 to pay for fencing, appraisal, closing costs, and Phase I environmental costs for the Drew Street acquisition. This \$15,000 in Quimby fees can then be transferred from the Quimby Fees Account No. 460K-00 to Drew Street Park Account 460K-XQ for the park acquisition project at Drew Street Park.

The total Quimby allocation for the park acquisition project at Drew Street Park is \$15,000. These Fees were collected within one mile of Drew Street Park, which is the standard distance for the allocation of Quimby Fees for neighborhood recreational facilities.

A Phase I environmental site assessment report was prepared for the parcel proposed to be dedicated. The report concluded that there were no recognized environmental conditions or historically recognized environmental conditions on or near the parcel, therefore, no further environmental studies were recommended. Since the parcel dedication involves the transfer of ownership of interests in land to preserve open space, this action is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1, Class 25 of the City CEQA Guidelines.

REPORT OF GENERAL MANAGER

PG. 4

NO. 10-205

This project has the support from Council District 13. In addition, the Assistant General Manager of Operations East has been consulted and concurs with staff's recommendations.

FISCAL IMPACT STATEMENT:

Quimby Fees in the amount of \$34,597, from a previous allocation of \$571,613.18 for the Glassell Park - Walking Path and Building Improvements (PRJ1257A) Project, approved on May 20, 2009, per Board Report No. 09-120, will be reallocated to the Quimby Fees Account No. 460K-00. This completes the Glassell Park Project, which has a residual amount of \$34,597.00. Of that \$34,597.00, \$19,597.00 will be refunded to a residential development at Tentative Tract No. 62880.

RAP will use the remaining \$15,000 from the Glassell Park project to pay for fencing (\$1,203.50), appraisal, closing costs and Phase I (\$3,685) environmental costs associated with the Drew Street acquisition. This \$15,000 can be transferred from the Quimby Fees Account No. 460K-00 to Drew Street Park Account 460K-XQ for the park acquisition project at Drew Street Park.

The proposed Drew Street dedication will require an increase in maintenance cost demands and will require a budget increase which will be requested through the Department's standard budget process. Cost for improvements would increase if landscaping and other recreational features are included.

This report was prepared by John Barraza, Management Analyst II, Real Estate and Asset Management Division.

REPORT OF GENERAL MANAGER

NO. 10-206

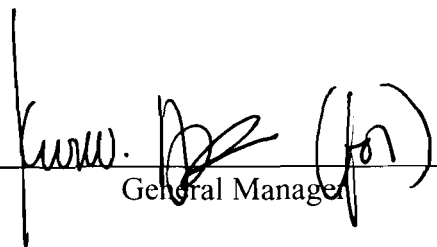
DATE August 11, 2010

C.D. 6

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: FERNANGELES RECREATION CENTER – BUILDING AND OUTDOOR PARK IMPROVEMENT (PRJ20479) AND POOL REHABILITATION (PRJ20268) – QUIMBY/PARK FEES PLAN FOR PROJECTS

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u><i>M. Shull</i></u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Take the following actions regarding Fernangeles Recreation Center - Building and Outdoor Park Improvements (PRJ20479):
 - A. Authorize the reallocation of \$115,000, previously allocated for the Branford Recreation Center - Building and Outdoor Park Improvement (PRJ20244) project at approved on January 20, 2010, per Board Report No. 10-021, for the Fernangeles Recreation Center - Building and Outdoor Park Improvement (PRJ20479) project;
 - B. Authorize the Department’s Chief Accounting Employee to transfer \$115,000 from Branford Recreation Center Account No. 440K-BR to Fernangeles Recreation Center Account No. 440K-FE; and,
 - C. Approve the allocation of \$115,000 in Zone Change Fees, from the Fernangeles Recreation Center Account No. 440K-FE, for the Fernangeles Recreation Center - Building and Outdoor Park Improvement (PRJ20479) project, as described in the Summary of this Report.

REPORT OF GENERAL MANAGER

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2. Take the following action regarding Fernangeles Recreation Center - Pool Rehabilitation (PRJ20268):
 - A. Revise the project scope of the Fernangeles Recreation Center - Pool Rehabilitation project (PRJ20268), approved on January 20, 2010 per Board Report No. 10-021, as described in the Summary of this Report.

SUMMARY:

Fernangeles Recreation Center is located at 8851 Laurel Canyon Boulevard in the Sun Valley community of the City. This 9.26 acre facility provides multipurpose fields, a play area, a swimming pool, and a recreation center for the use of the surrounding community. Due to the facilities, features, programs, and services it provides, Fernangeles Recreation Center meets the standard for a Community Park, as defined in the City's Public Recreation Plan.

Through site visits, facility inspections, and community input, Department staff has determined that various improvements are necessary at Fernangeles Recreation Center for the continued operation of the facility as well as for the benefit of park patrons and the surrounding community.

Fernangeles Recreation Center - Building and Outdoor Park Improvements (PRJ20479)

Department staff has determined that supplemental funding for an existing Proposition 40 project to improve and refurbish the outdoor basketball courts and replace the gymnasium floors at Fernangeles Recreation Center may be necessary to complete the project

Upon approval of this report, Zone Change Fees in the amount of \$115,000, from a previous allocation of \$172,607.52 for the Branford Recreation Center - Building and Outdoor Park Improvement (PRJ20244) project, approved on January 20, 2010, per Board Report No. 10-021, can be reallocated for the Fernangeles Recreation Center - Building and Outdoor Park Improvement (PRJ20479) project. These funds can be transferred from the Branford Recreation Center Account No. 440K-BR to Fernangeles Recreation Center Account No. 440K-FE.

The total Quimby Fees allocation for the Fernangeles Recreation Center - Building and Outdoor Park Improvement (PRJ20479) project at is \$115,000. These Fees were collected within two miles of Fernangeles Recreation Center, which is the standard distance for the allocation of the Quimby Fees for community recreational facilities. It is anticipated that the funds being allocated will be sufficient to complete this project.

REPORT OF GENERAL MANAGER

PG. 3 NO. 10-206

Staff has determined that the subject project will consist of modifications to existing park facilities involving negligible or no expansion of use and placement of new accessory structures. Therefore, the project is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1, Class 1(1) of the City CEQA Guidelines.

Fernangeles Recreation Center - Pool Rehabilitation (PRJ20268)

On January 20, 2010, in Board Report No. 10-021, the Commission approved the allocation of \$47,617.93 in Quimby Fees for improvements to the Fernangeles Recreation Center - Pool Rehabilitation (PRJ20268).

Department staff has determined that it is necessary to modify the scope of the Pool Rehabilitation project to include renovations to the gymnasium building, including roof improvements.

Staff has determined that the subject project is a continuation of an existing project approved on January 20, 2010 (Board Report No. 10-021) that is exempted from CEQA [Class 1(1)]. The work funded by the current Board action will not result in any additional environmental impacts, and therefore, is covered by the existing CEQA exemption. No additional CEQA documentation is required.

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of these projects are anticipated to be funded by Quimby Fees or funding sources other than the Department's General fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

NO. 10-207

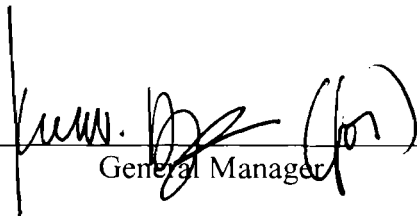
DATE August 11, 2010

C.D. 9

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: CENTRAL RECREATION CENTER – POOL IMPROVEMENTS (PRJ20251) – ALLOCATION OF ZONE CHANGE FEES

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u><i>MS</i></u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board approve the allocation of \$39,523.69 in Zone Change Fees, from Central Recreation Center Account No. 440K-CR, for the Central Recreation Center - Pool Improvements (PRJ20251) project as described in the Summary of this Report.

SUMMARY:

Central Recreation Center is located at 1357 East 22nd Street in the South Los Angeles area of the City. This 1.45 acre park provides a variety of services and programs to the community including a lighted athletic field, children’s play area, a swimming pool, and a recreation center. Due to the facilities, features, programs, and services it provides, Central Recreation Center meets the standard for a Community Park, as defined in the City’s Public Recreation Plan.

Department staff has determined that improvements to the pool facility, including to the pool recirculation systems and equipment are necessary for the park to continue to meet the needs of the surrounding community.

Currently, \$39,523.69 in Zone Change Fees is available in the Central Recreation Center Account No. 440K-CR.

REPORT OF GENERAL MANAGER

PG. 2

NO. 10-207

The total Quimby Fees allocation for the Central Recreation Center - Pool Improvements (PRJ20251) project is \$39,523.69. These Fees were collected within two miles of Central Recreation Center, which is the standard distance for the allocation of the Quimby Fees for community recreational facilities.

Staff has determined that the subject project will consist of restoration or rehabilitation of facilities or mechanical equipment and systems to meet current standards of public health and safety. Therefore, the projects are exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1, Class 1(4) of the City CEQA Guidelines.

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

NO. 10-208

DATE August 11, 2010

C.D. 15

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: ANDERSON MEMORIAL SENIOR CITIZENS CENTER – BUILDING IMPROVEMENTS (PRJ20238) – ALLOCATION OF QUIMBY FEES

R. Adams _____
H. Fujita _____
S. Huntley _____
V. Israel _____

F. Mok _____
K. Regan _____
*M. Shull *M. Shull*

[Signature]
General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Authorize the reallocation of \$14,144.16 in Quimby Fees, previously allocated for the White Point Nature Preserve - Utility Improvements project (PRJ1507A), approved on April 16, 2008 per Board Report No. 08-99, to the Anderson Memorial Senior Citizen Center - Building Improvements (PRJ20238) project;
2. Authorize the Department's Chief Accounting Employee to transfer \$14,144.16 in Quimby Fees from the White Point Nature Preserve Account No. 460K-WL to the Anderson Memorial Senior Citizen Center Account No. 460K-AM;
3. Authorize the reallocation of \$206,655.84 in Quimby Fees, previously allocated for the San Pedro Welcome Park - Park Expansion and Development (PRJ20063) project, approved on May 5, 2010 per Board Report No. 10-105, to the Anderson Memorial Senior Citizen Center - Building Improvements project;
4. Authorize the Department's Chief Accounting Employee to transfer \$206,655.84 in Quimby Fees from the San Pedro Welcome Park Account No. 460K-WU to the Anderson Memorial Senior Citizen Center Account No. 460K-AM; and,
5. Approve the allocation of \$220,800 in Quimby Fees from Anderson Memorial Senior Citizen Center Account No. 460K-AM for the Building Improvements project at Anderson Memorial Senior Citizen Center, as described in the Summary of this Report.

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-208

SUMMARY:

Anderson Memorial Senior Citizen Center is located at 828 South Mesa Street in the San Pedro community of the City. This 1.62 acre property includes a children's play area, basketball court, and a senior citizens center. Due to the facilities, features, programs, and services it provides, Anderson Memorial Senior Citizen Center meets the standard for a Community Park, as defined in the City's Public Recreation Plan.

On November 18, 2009, in Board Report No. 09-290, the Commission approved the allocation of \$3,568.25 in Quimby Fees for the Anderson Memorial Senior Citizens Center - Building Improvements (PRJ20238) project. The scope of the approved project included improvements to the senior citizen center building, including upgrades to the kitchen

Department staff has determined that supplemental funding for Anderson Memorial Senior Citizen Center - Building Improvements (PRJ20238) project will be necessary for the completion of this project.

On April 16, 2008, in Board Report No. 08-99, the Commission approved the allocation of \$124,000 in Quimby Fees for the White Point Nature Preserve - Utility Improvements (PRJ1507A) project. This project is now complete. The residual funds from this project are available to be reallocated to the Anderson Memorial Senior Citizen Center - Building Improvements project.

On May 5, 2010, in Board Report No. 10-105, the Commission approved the allocation of \$1,480,000.70 in Quimby Fees for the San Pedro Welcome Park - Park Expansion and Development (PRJ20063) project. As Staff has identified the Building Improvements project at Anderson Memorial Senior Citizen Center as a high priority project for the community, it is necessary to reallocate a portion of the Quimby Fees allocated to the Park Expansion and Development project to provide funding for the Anderson Memorial Senior Citizen Center - Building Improvements project.

Upon approval of this report, Quimby Fees listed below can be transferred to Anderson Memorial Senior Citizen Center Account No. 460K-AM for the Building Improvements project at Anderson Memorial Senior Citizen Center:

- \$14,144.16 in Quimby Fees from the White Point Nature Preserve Account No. 460K-WL
- \$206,655.84 in Quimby Fees from the San Pedro Welcome Park Account No. 460K-WU

REPORT OF GENERAL MANAGER

PG. 3 NO. 10-208

The total Quimby Fees allocation for the Building Improvements project at Anderson Memorial Senior Citizen Center, including previously allocated Quimby funds, is \$224,368.25. These Fees were collected within two miles of Anderson Memorial Senior Citizen Center, which is the standard distance for the allocation of the Quimby Fees for community recreational facilities.

Staff has determined that the subject project is a continuation of an existing project approved on November 18, 2009 (Board Report No. 09-290) that is exempted from CEQA [Class 1(1)]. The work funded by the current Board action will not result in any additional environmental impacts, and therefore, is covered by the existing CEQA exemption. No additional CEQA documentation is required.

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

NO. 10-209

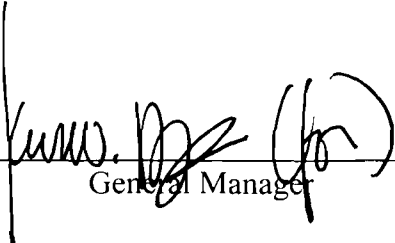
DATE August 11, 2010

C.D. 13

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: HOLLYWOOD RECREATION CENTER – MODERN GYM AND POOL BUILDING (PRJ1402B) PROJECT – ALLOCATION OF QUIMBY FEES

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u><i>ms</i></u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Authorize the Department’s Chief Accounting Employee to transfer \$115,031 in Zone Change Fees, which were collected in Fiscal Year 2007-2008, from the Zone Change Fees Account No. 440K-00 to the Hollywood Recreation Center Account No. 460K-HF;
2. Authorize the Department’s Chief Accounting Employee to transfer \$121,614 in Quimby Fees, which were collected in Fiscal Year 2007-2008, from the Quimby Fees Account No. 460K-00 to the Hollywood Recreation Center Account No. 460K-HF;
3. Authorize the Department’s Chief Accounting Employee to transfer \$729,212 in Quimby Fees, which were collected in Fiscal Year 2008-2009, from the Quimby Fees Account No. 460K-00 to the Hollywood Recreation Center Account No. 460K-HF; and,
4. Approve the allocation of \$965,857 in Quimby Fees from the Hollywood Recreation Center Account No. 460K-HF for the Hollywood Recreation Center - Modern Gym and Pool Building (PRJ1402B) project, as described in the Summary of this Report.

SUMMARY:

The Hollywood Recreation Center is located at 1122 Cole Avenue in the Hollywood community of the City. This 3.12 acre property includes a play area, multipurpose field, gymnasium, basketball court, and a swimming pool. Due to the facilities, features, programs, and services it

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-209

provides, Hollywood Recreation Center meets the standard for a Community Park, as defined in the City's Public Recreation Plan.

On March 5, 2008, in Board Report No. 08-63, the Commission approved the allocation of \$3,234,109 in Quimby Fees for a Proposition K project to Hollywood Recreation Center - Modern Gym and Pool Building (PRJ1402B) project.

Department staff has determined that supplemental funding for the existing Proposition K Project at Hollywood Recreation Center will be necessary for the completion of the project.

Upon approval of this report, Quimby Fees listed below can be transferred to Hollywood Recreation Center Account No. 460K-HF for the Hollywood Recreation Center - Modern Gym and Pool Building (PRJ1402B) project:

- \$115,031 in Zone Change Fees, which were collected in Fiscal Year 2007-2008, from the Zone Change Fees Account No. 440K-00
- \$121,614 in Quimby Fees, which were collected in Fiscal Year 2007-2008, from the Quimby Fees Account No. 460K-00
- \$729,212 in Quimby Fees, which were collected in Fiscal Year 2008-2009, from the Quimby Fees Account No. 460K-00

The total Quimby and Zone Change Fees allocation for the Hollywood Recreation Center - Modern Gym and Pool Building (PRJ1402B) project, including previously allocated Quimby funds, is \$4,199,966. These Fees were collected within two miles of Hollywood Recreation Center, which is the standard distance for the allocation of the Quimby Fees for community recreational facilities.

The California Environmental Quality Act (CEQA) will be addressed when the complete project scope has been determined and sufficient funds have been identified to begin the project.

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

NO. 10-210

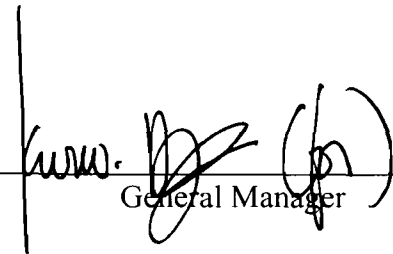
DATE August 11, 2010

C.D. 15

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: HOPE AND PEACE PARK – SPLASH PAD IMPROVEMENTS (PRJ20363) – ALLOCATION OF QUIMBY FEES

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u><i>M. Shull</i></u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Authorize the Department’s Chief Accounting Employee to transfer \$454,636 in Quimby Fees from the Quimby Fees Account No. 460K-00 to the Hope and Peace Park Account No. 460K-HD; and,
2. Approve the allocation of \$454,636 in Quimby Fees from Hope and Peace Park Account No. 460K-HD for the Hope and Peace Park - Splash Pad Improvements (PRJ20363), as described in the Summary of this Report.

SUMMARY:

Hope and Peace Park is located at 843 South Bonnie Brae Street in the Westlake community of the City. This 0.57 acre park provides a half basketball court, children’s play area, and a splash pad for the use of the surrounding community. Due to the facilities, features, programs, and services it provides, Hope and Peace Park meets the standard for a Neighborhood Park, as defined in the City's Public Recreation Plan.

Department staff has determined that improvements to the splash pad, including upgrades to the recirculation systems, and the construction of a new restroom building, are necessary for the continued operation of the facility and will benefit the surrounding community.

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-210

Upon approval of this report, \$454,636 in Quimby Fees from the Quimby Fees Account No. 460K-00 can be transferred to Hope and Peace Park Account No. 460K-HD for the Splash Pad Improvements project at Hope and Peace Park.

The total Quimby Fees allocation for the Splash Pad Improvements project at Hope and Peace Park is \$454,636. These Fees were collected within one mile of Hope and Peace Park, which is the standard distance for the allocation of the Quimby Fees for neighborhood recreational facilities.

Staff has determined that the subject project will consist of modifications to existing park facilities involving negligible or no expansion of use and placement of new accessory structures. Therefore, the project is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1, Class 1(1) and Class 11(3) of the City CEQA Guidelines.

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

NO. 10-211

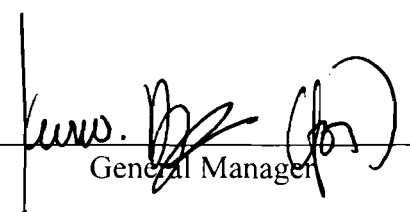
DATE August 11, 2010

C.D. 1

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: MACARTHUR PARK - RESTROOM BUILDING (PRJ20478) - ALLOCATION OF QUIMBY FEES

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u><i>M. Shull</i></u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Authorize the Department's Chief Accounting Employee to transfer \$196,000 in Quimby Fees, which were collected in Fiscal Year 2009-2010, from the Quimby Fees Account No. 460K-00 to the MacArthur Park Account No. 460K-MD; and,
2. Approve the allocation of \$196,000 in Quimby Fees from the MacArthur Park Account No. 460K-MD for the MacArthur Park - Restroom Building (PRJ20478), as described in the Summary of this Report.

SUMMARY:

MacArthur Park is located at 2230 West 6th Street in the Westlake community of the City. This 29.87 acre property includes a play area, band shell, lake and boathouse, and picnic areas. Due to the facilities, features, programs, and services it provides, MacArthur Park meets the standard for a Community Park, as defined in the City's Public Recreation Plan.

Department staff has determined that supplemental funding for the existing Community Development Block Grant funded MacArthur Park - Restroom Building (PRJ20478) (W.O. #E1907293) will be necessary for the completion of this project.

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-211

Upon approval of this report, Quimby Fees listed below can be transferred to MacArthur Park Account No. 460K-MD for the MacArthur Park - Restroom Building (PRJ20478) (W.O. #E1907293):

- \$196,000 in Quimby Fees, which were collected in Fiscal Year 2009-2010, from the Quimby Fees Account No. 460K-00

The total Quimby Fees allocation for the MacArthur Park - Restroom Building (PRJ20478) is \$196,000. These Fees were collected within two miles of MacArthur Park, which is the standard distance for the allocation of the Quimby Fees for community recreational facilities.

Staff has determined that this project was previously approved on April 10, 2007 in accordance with California Environmental Quality Act (CEQA). A Notice of Determination (NOD) for a Mitigated Negative Declaration was filed April 11, 2007.

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division

REPORT OF GENERAL MANAGER

NO. 10-212

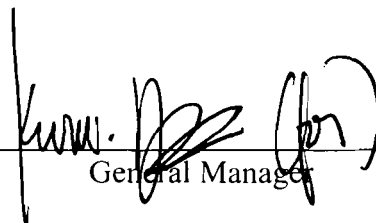
DATE August 11, 2010

C.D. 7

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: MID-VALLEY MULTIPURPOSE CENTER – PARK DEVELOPMENT (PRJ20163) – ALLOCATION OF QUIMBY FEES

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u><i>M. Shull</i></u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Authorize the Department's Chief Accounting Employee to transfer \$36,510 in Zone Change Fees, which were collected in Fiscal Year 2005-2006, from the Zone Change Fees Account No. 440K-00 to the Mid-Valley Multipurpose Center Account No. 460K-MM;
2. Authorize the Department's Chief Accounting Employee to transfer \$593,594.41 in Quimby Fees, which were collected in Fiscal Year 2005-2006, from the Quimby Fees Account No. 460K-00 to the Mid-Valley Multipurpose Center Account No. 460K-MM;
3. Authorize the Department's Chief Accounting Employee to transfer \$22,310 in Quimby Fees, which were collected in Fiscal Year 2006-2007, from the Quimby Fees Account No. 460K-00 to the Mid-Valley Multipurpose Center Account No. 460K-MM;
4. Authorize the Department's Chief Accounting Employee to transfer \$92,098 in Quimby Fees, which were collected in Fiscal Year 2007-2008, from the Quimby Fees Account No. 460K-00 to the Mid-Valley Multipurpose Center Account No. 460K-MM;

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-212

5. Authorize the Department's Chief Accounting Employee to transfer \$6,996 in Quimby Fees, which were collected in Fiscal Year 2009-2010, from the Quimby Fees Account No. 460K-00 to the Mid-Valley Multipurpose Center Account No. 460K-MM; and,
6. Approve the allocation of \$752,038.61 in Quimby Fees from Mid-Valley Multipurpose Center Account No. 460K-MM for the Mid-Valley Multipurpose Center - Park Development (PRJ20163), as described in the Summary of this Report.

SUMMARY:

Mid-Valley Multipurpose Center is proposed to be developed on a 2.66 acre site located at 9540 Van Nuys Boulevard in the Panorama City community of the City. When complete, the Mid-Valley Multipurpose Center will provide adult and senior programs and supportive services for the use of the local community. Additionally a small outdoor park space would be developed as a part of the project. Due to the size of the proposed project, and the facilities, features, programs, and services it could provide once complete, Mid-Valley Multipurpose Center would meet the standard for a Community Park, as defined in the City's Public Recreation Plan.

Department staff has determined that supplemental funding for the existing Proposition K project at Mid-Valley Multipurpose Center - Park Development (PRJ20163) may be necessary for the completion of this project. The scope of this Park Development project includes the construction of a new senior multipurpose center building and a small outdoor open space.

Currently, there is \$530.20 in unallocated Quimby fees available in the Mid-Valley Multipurpose Center Account No. 460K-MM. Upon approval of this report, Quimby Fees listed below can be transferred to Mid-Valley Multipurpose Center Account No. 460K-MM for Mid-Valley Multipurpose Center - Park Development (PRJ20163):

- \$36,510 in Zone Change Fees, which were collected in Fiscal Year 2005-2006, from the Zone Change Fees Account No. 440K-00
- \$593,594.41 in Quimby Fees, which were collected in Fiscal Year 2005-2006, from the Quimby Fees Account No. 460K-00
- \$22,310 in Quimby Fees, which were collected in Fiscal Year 2006-2007, from the Quimby Fees Account No. 460K-00
- \$92,098 in Quimby Fees, which were collected in Fiscal Year 2007-2008, from the Quimby Fees Account No. 460K-00
- \$6,996 in Quimby Fees, which were collected in Fiscal Year 2009-2010, from the Quimby Fees Account No. 460K-00

REPORT OF GENERAL MANAGER

PG. 3 NO. 10-212

The total Quimby Fees allocation for the Mid-Valley Multipurpose Center - Park Development (PRJ20163) is \$752,038.61. These Fees were collected within two miles of Van Nuys Multipurpose Center, which is the standard distance for the allocation of the Quimby Fees for community recreational facilities.

California Environmental Quality Act (CEQA) for the project will be addressed when the scope of the project has been determined and sufficient funds have been identified to begin project implementation.

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

NO. 10-213

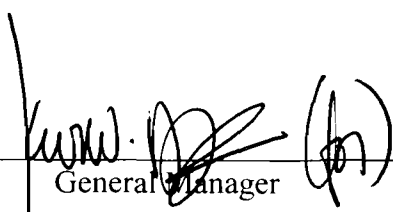
DATE August 11, 2010

C.D. 14

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: PECAN RECREATION CENTER – OUTDOOR PARK IMPROVEMENTS
(PRJ20484) – ALLOCATION OF QUIMBY FEES

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u><i>ms</i></u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Authorize the Department's Chief Accounting Employee to transfer \$25,000 in Quimby Fees, which were collected in Fiscal Year 2005-2006, from the Quimby Fees Account No. 460K-00 to the Pecan Recreation Center Account No. 460K-PK; and,
2. Approve the allocation of \$25,000 in Quimby Fees, from Pecan Recreation Center Account No. 460K-PK for Pecan Recreation Center - Outdoor Park Improvements (PRJ20484), as described in the Summary of this Report.

SUMMARY:

Pecan Recreation Center is located at 127 South Pecan Street in the Boyle Heights community of the City. This 4.28 acre facility provides a children's play area, multipurpose fields, a gymnasium, and a swimming pool for the use of the surrounding community. Due to the facilities and features it provides, Pecan Recreation Center meets the standard for a community park, as defined in the City's Public Recreation Plan.

Department staff has determined that improvements to the outdoor park areas, including turf, landscape, and irrigation infrastructure, and installation of new fencing and signage, will benefit the surrounding community.

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-213

Upon approval of this report, Quimby Fees listed below can be transferred to Pecan Recreation Center Account No. 460K-PK for Pecan Recreation Center - Outdoor Park Improvements (PRJ20484) project:

- \$25,000 in Quimby Fees, which were collected in Fiscal Year 2005-2006, from the Quimby Fees Account No. 460K-00

The total Quimby Fees allocation for the Pecan Recreation Center - Outdoor Park Improvements (PRJ20484) is \$25,000. These Fees were collected within two miles of Pecan Recreation Center, which is the standard distance for the allocation of the Quimby Fees for community recreational facilities. It is anticipated that the funds being allocated to this facility are sufficient to meet the scope of this project.

Staff has determined that the subject project will consist of modifications to existing park facilities and placement of new accessory structures. Therefore, the project is exempt from the provisions of the CEQA pursuant to Article III, Section 1, Class 1(1,3) and Class 11(3) of the City CEQA Guidelines.

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

NO. 10-214

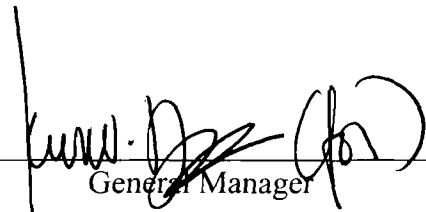
DATE August 11, 2010

C.D. 10

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: QUEEN ANNE RECREATION CENTER – SPLASH PAD IMPROVEMENTS (PRJ20189) – ALLOCATION OF QUIMBY FEES

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u>ms</u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Authorize the Department’s Chief Accounting Employee to transfer \$9,945.92 in Quimby Fees, which were collected in Fiscal Year 2006-2007, from the Quimby Fees Account No. 460K-00 to the Queen Anne Recreation Center Account No. 460K-QA;
2. Authorize the Department’s Chief Accounting Employee to transfer \$218,272 in Quimby Fees, which were collected in Fiscal Year 2007-2008, from the Quimby Fees Account No. 460K-00 to the Queen Anne Recreation Center Account No. 460K-QA; and,
3. Approve the allocation of \$228,217.92 in Quimby Fees from Queen Anne Recreation Center Account No. 460K-QA for the Queen Anne Recreation Center - Splash Pad Improvements (PRJ20189), as described in the Summary of this Report.

SUMMARY:

Queen Anne Recreation Center is located at 1240 West Boulevard in the Mid-City community of the City. This 5.23 acre park provides ball diamonds, a play area, and recreation center for the use of the surrounding community. Due to the facilities, features, programs, and services it provides, Queen Anne Recreation Center meets the standard for a Neighborhood Park, as defined in the City's Public Recreation Plan.

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-214

On February 17, 2010, in Board Report No. 10-038, the Commission approved the allocation of \$85,285.84 in Quimby Fees for a Proposition 40 project to improve the Queen Anne Recreation Center - Splash Pad Improvements (PRJ20189).

Department staff has determined that supplemental funding for the existing Proposition 40 funded Queen Anne Recreation Center - Splash Pad Improvements (PRJ20189) project will be necessary for the completion of this project.

Upon approval of this report, Quimby Fees listed below can be transferred to Queen Anne Recreation Center Account No. 460K-QA for the Queen Anne Recreation Center - Splash Pad Improvements (PRJ20189):

- \$9,945.92 in Quimby Fees, which were collected in Fiscal Year 2006-2007, from the Quimby Fees Account No. 460K-00
- \$218,272 in Quimby Fees, which were collected in Fiscal Year 2007-2008, from the Quimby Fees Account No. 460K-00

The total Quimby Fees allocation for the Splash Pad Improvements project, including previously allocated Quimby funds, at Queen Anne Recreation Center is \$313,503.76. These Fees were collected within one mile of Queen Anne Recreation Center, which is the standard distance for the allocation of the Quimby Fees for neighborhood recreational facilities.

Staff has determined that the subject project is a continuation of an existing project approved on February 17, 2010 (Board Report No. 10-038) that is exempted from CEQA [Class 1(1)]. The work funded by the current Board action will not result in any additional environmental impacts, and therefore, is covered by the existing CEQA exemption. No additional CEQA documentation is required.

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General Fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

NO. 10-215

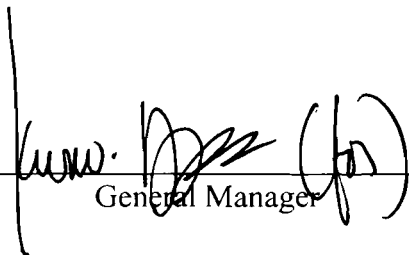
DATE August 11, 2010

C.D. 4

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: RUNYON CANYON PARK – PARKING AREA (PRJ1358A) – ALLOCATION OF QUIMBY FEES

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u><i>M. Shull</i></u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Authorize the Department's Chief Accounting Employee to transfer \$92,196 in Quimby Fees, which were collected in Fiscal Year 2007-2008, from the Quimby Fees Account No. 460K-00 to the Runyon Canyon Park Account No. 460K-RN;
2. Authorize the Department's Chief Accounting Employee to transfer \$102,136.35 in Quimby Fees, which were collected in Fiscal Year 2009-2010, from the Quimby Fees Account No. 460K-00 to the Runyon Canyon Park Account No. 460K-RN; and,
3. Approve the allocation of \$250,000 in Quimby Fees from Runyon Canyon Park Account No. 460K-RN for the Runyon Canyon Park - Parking Area (PRJ1358A), as described in the Summary of this Report.

SUMMARY:

Runyon Canyon Park is located at 2000 North Fuller Avenue in the Hollywood community of the City. This 136.76 acre facility provides open space, hiking trails, and an off-leash dog exercise area for the use of the local community. Due to the facilities, features, programs, and services it provides, Runyon Canyon Park meets the standard for a Community Park, as defined in the City's Public Recreation Plan.

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-215

On September 20, 2006, in Board Report No. 06-276, the Commission approved the allocation of \$200,000 in Quimby Fees for a Proposition K project to construct parking lot enhancements, develop a new parking area, and relocate the open lawn area at Runyon Canyon Park - Parking Area (PRJ1358A).

Department staff has determined that supplemental funding is necessary to complete the project.

Currently, there is \$55,667.65 in unallocated Quimby fees available in the Runyon Canyon Park Account No. 460K-RN. Upon approval of this report, Quimby Fees listed below can be transferred to Runyon Canyon Park Account No. 460K-RN for the Runyon Canyon Park - Parking Area (PRJ1358A):

- \$92,196 in Quimby Fees, which were collected in Fiscal Year 2007-2008, from the Quimby Fees Account No. 460K-00
- \$102,136.35 in Quimby Fees, which were collected in Fiscal Year 2009-2010, from the Quimby Fees Account No. 460K-00

The total Quimby Fees allocation for the Runyon Canyon Park - Parking Area (PRJ1358A), including previously allocated funds, is \$450,000. These Fees were collected within two miles of Runyon Canyon Park, which is the standard distance for the allocation of the Quimby Fees for community recreational facilities. It is anticipated that the funds being allocated are sufficient to meet the scope of this project.

In accordance with the CEQA, staff has determined that the subject project has been previously evaluated for environmental impacts, and has prepared and adopted a Mitigated Negative Declaration (MND). The MND was adopted by the Board on June 4, 2008, and a Notice of Determination was filed with the Los Angeles City and County Clerks on June 5, 2008. Staff finds that the project being supplemented by the Quimby funding has not substantially changed from that previously evaluated that would not require any additional mitigations, nor have the environmental conditions at the site substantially changed. Therefore, no additional CEQA documentation is required for approval of the supplemental funding of the project.

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

NO. 10-216

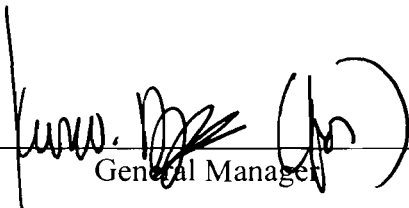
DATE August 11, 2010

C.D. 10

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: SEOUL INTERNATIONAL PARK - BUILDING IMPROVEMENTS
(PRJ20178) - ALLOCATION OF QUIMBY FEES

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u>anf</u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board approve the allocation of \$576,340.14 in Quimby Fees, from Seoul International Park Account No. 460K-AR for the Seoul International Park - Building Improvements (PRJ20178), as described in the Summary of this Report.

SUMMARY:

Seoul International Park is located at 3250 San Marino Street in the Koreatown community of the City. This 3.47 acre park provides a ball diamond, play area, and gymnasium for the use of the surrounding community. Due to the facilities, features, programs, and services it provides, Seoul International Park meets the standard for a Neighborhood Park, as defined in the City's Public Recreation Plan.

Department staff has determined that supplemental funding for the existing Proposition K project at Seoul International Park (W.O. #E170495A), which includes the expansion of the existing recreation center building, may be necessary for the completion of this project.

Currently, there is \$576,340.14 in unallocated Quimby fees available in the Seoul International Park Account No. 460K-AR.

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-216

The total Quimby Fees allocation for the Seoul International Park - Building Improvements (PRJ20178) is \$576,340.14. These Fees were collected within one mile of Seoul International Park, which is the standard distance for the allocation of Quimby Fees for neighborhood recreational facilities. It is anticipated that the funds needed exceeds the available funding, however, the identified improvements will be developed and prioritized with the community to match funding being allocated.

Staff has determined that this project was previously approved in accordance with California Environmental Quality Act (CEQA) and found to be Categorically Exempt. A Notice of Exemption was filed with the Los Angeles County Clerk on April 23, 2002.

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

NO. 10-217

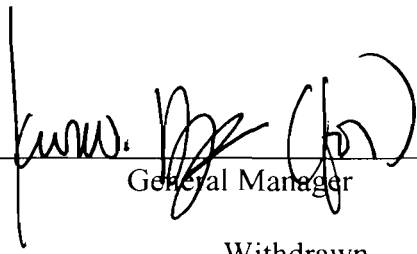
DATE August 11, 2010

C.D. 3

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: SHADOW RANCH PARK – UNIVERSALLY ACCESSIBLE PLAYGROUND (PRJ1211L) AND OUTDOOR IMPROVEMENTS (PRJ20087) – ALLOCATION OF QUIMBY FEES

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u>MS</u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Take the following actions regarding Shadow Ranch Park - Universally Accessible Playground (PRJ1211L):
 - A. Authorize the Department’s Chief Accounting Employee to transfer \$35,000 in Quimby Fees from the Quimby Fees Account No. 460K-00 to the Shadow Ranch Park Account No. 460K-SG; and,
 - B. Approve the allocation of \$35,000 in Quimby Fees from Shadow Ranch Park Account No. 460K-SG for the Universally Accessible Playground project at Shadow Ranch Park, as described in the Summary of this Report.

2. Take the following actions regarding Shadow Ranch Park - Outdoor Park Improvements (PRJ20087):
 - A. Authorize the Department’s Chief Accounting Employee to transfer \$66,058 in Quimby Fees from the Quimby Fees Account No. 460K-00 to the Shadow Ranch Park Account No. 460K-SG; and,

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-217

- B. Approve the allocation of \$66,058 in Quimby Fees from Shadow Ranch Park Account No. 460K-SG for the Shadow Ranch Park - Outdoor Park Improvements (PRJ20087), as described in the Summary of this Report.

SUMMARY:

Shadow Ranch Park is located at 22633 Vanowen Street in the West Hills area of the City. This 12.03-acre park provides baseball diamonds, basketball courts, a community building, and a play area for the community. Due to the facilities, features, programs, and services it provides, Shadow Ranch Park meets the standard for a Community Park, as defined in the City's Public Recreation Plan.

Shadow Ranch Park - Universally Accessible Playground (PRJ1211L)

On January 4, 2006, in Board Report No. 06-05, the Commission approved the allocation of \$38,000 in Quimby Fees for an existing Proposition 40 project to develop a universally accessible playground at Shadow Ranch Park - Universally Accessible Playground (PRJ1211L). On April 15, 2009, in Board Report No. 09-081, the Commission approved the allocation of an additional \$600,000 in Quimby Fees for the Universally Accessible Playground project.

Department staff has determined that supplemental funding may be necessary to complete the project.

Upon approval of this report, \$35,000 in Quimby Fees can be transferred from the Quimby Fees Account No. 460K-00 to the Shadow Ranch Park Account No. 460K-SG for the Universally Accessible Playground project at Shadow Ranch Park - Universally Accessible Playground (PRJ1211L).

The total Quimby Fees allocation, including previously allocated Quimby Fees, for the Universally Accessible Playground project at Shadow Ranch Park is \$673,000. These Fees were collected within two miles of Shadow Ranch Park, which is the standard distance for the allocation of the Quimby Fees for community recreational facilities.

Staff has determined that this project was previously approved in accordance with California Environmental Quality Act (CEQA) and found to be Categorical Exempt. A Notice of Exemption was filed with the Los Angeles City Clerk on April 24, 2006 and the Los Angeles County Clerk on May 10, 2006.

REPORT OF GENERAL MANAGER

PG. 3 NO. 10-217

Shadow Ranch Park - Outdoor Park Improvements (PRJ20087)

On October 9, 2009, in Board Report No. 09-259, the Commission approved the allocation of \$293,046.93 in Quimby Fees for the Shadow Ranch Park – Outdoor Park Improvement (PRJ20087). The scope of the approved project included improvements to the parking lot, including park entrance and driveway enhancements, as well as walkway improvements.

Department staff has determined that supplemental funding may be necessary to complete the project.

Upon approval of this report, \$66,058 in Quimby Fees can be transferred from the Quimby Fees Account No. 460K-00 to the Shadow Ranch Park Account No. 460K-SG for the Shadow Ranch Park – Outdoor Park Improvement (PRJ20087).

The total Quimby Fees allocation, including previously allocated Quimby Fees, for the Outdoor Park Improvements project at Shadow Ranch Park is \$359,104.93. These Fees were collected within two miles of Shadow Ranch Park, which is the standard distance for the allocation of the Quimby Fees for community recreational facilities.

Staff has determined that the subject project is a continuation of an existing project approved on October 9, 2009 (Board Report No. 09-259) that is exempted from CEQA [Class 1(1)]. The work funded by the current Board action will not result in any additional environmental impacts, and therefore, is covered by the existing CEQA exemption. No additional CEQA documentation is required.

FISCAL IMPACT STATEMENT:

The approval of these allocations of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

NO. 10-218

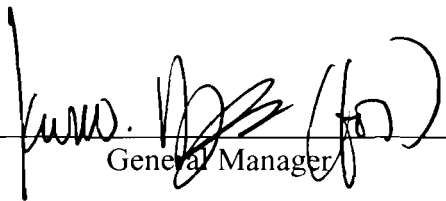
DATE August 11, 2010

C.D. 3

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: TARZANA RECREATION CENTER – BUILDING AND OUTDOOR PARK IMPROVEMENTS (W.O. PRJ1902B) – ALLOCATION OF QUIMBY FEES

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u><i>M. Shull</i></u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board approve the allocation of \$22,550 in Quimby Fees, from Tarzana Recreation Center Account No. 460K-TB for the Tarzana Recreation Center - Building and Outdoor Park Improvements (PRJ1902B) project, as described in the Summary of this Report.

SUMMARY:

Tarzana Recreation Center is located at 5655 Vanalden Street in the Tarzana community of the City. This 5.57 acre facility provides a gymnasium, child care center, baseball diamonds, basketball courts, children’s play area, and volleyball courts. Due to the facilities and features it provides, Tarzana Recreation Center meets the standard for a Neighborhood Park, as defined in the City’s Public Recreation Plan.

On July 9, 2008, in Board Report No. 08-200, the Commission approved the allocation of \$43,000 in Quimby Fees for building improvements, including the replacement of nonfunctioning scoreboards and other related improvements, and outdoor park improvements, including the renovation of the basketball courts for the Tarzana Recreation Center - Building and Outdoor Park Improvements (PRJ1902B)

Department staff has determined that supplemental funding may be necessary to complete the project.

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-218

Currently, \$22,550 in Quimby Fees is available in the Tarzana Recreation Center Account No. 460K-TB.

The total Quimby Fees allocation, including previously allocated Quimby funds, Tarzana Recreation Center - Building and Outdoor Park Improvements (PRJ1902B) is \$65,550. These Fees were collected within one mile of Tarzana Recreation Center, which is the standard distance for the allocation of the Quimby Fees for neighborhood recreational facilities.

Staff has determined that the subject project is a continuation of an existing project approved on July 9, 2008 (Board Report No. 08-200) that is exempted from CEQA [Class 1(1)]. The work funded by the current Board action will not result in any additional environmental impacts, and therefore, is covered by the existing CEQA exemption. No additional CEQA documentation is required.

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

NO. 10-219

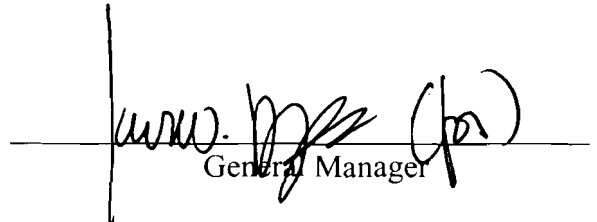
DATE August 11, 2010

C.D. 2

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: VALLEY VILLAGE PARK (NORTH HOLLYWOOD PARK) – OUTDOOR PARK IMPROVEMENTS (PRJ20069) – ALLOCATION OF QUIMBY FEES

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u><i>M. Shull</i></u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Authorize the Department's Chief Accounting Employee to change the Account Name of the North Hollywood Park Account No. 460K-VV to Valley Village Park;
2. Authorize the Department's Chief Accounting Employee to transfer \$149,601.83 in Quimby Fees, which were collected in Fiscal Year 2004-2005, from the Quimby Fees Account No. 460K-00 to the Valley Village Park Account No. 460K-VV;
3. Authorize the Department's Chief Accounting Employee to transfer \$192,205 in Quimby Fees, which were collected in Fiscal Year 2005-2006, from the Quimby Fees Account No. 460K-00 to the Valley Village Park Account No. 460K-VV;
4. Authorize the Department's Chief Accounting Employee to transfer \$53,544 in Quimby Fees, which were collected in Fiscal Year 2006-2007, from the Quimby Fees Account No. 460K-00 to the Valley Village Park Account No. 460K-VV;
5. Authorize the Department's Chief Accounting Employee to transfer \$148,275 in Quimby Fees, which were collected in Fiscal Year 2007-2008, from the Quimby Fees Account No. 460K-00 to the Valley Village Park Account No. 460K-VV; and,

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-219

6. Approve the allocation of \$462,495.13 in Quimby Fees, from Valley Village Park Account No. 460K-VV for the Valley Village Park (North Hollywood Park) - Outdoor Park Improvements (PRJ20069) project, as described in the Summary of this Report.

SUMMARY:

Valley Village Park, a part of North Hollywood Park, is located at 500 Westpark Drive in the Valley Village community of the City. This 6.47 acre facility provides open spaces, picnic areas, and a children's play area for the use of the local community. Due to the facilities, features, and services it provides and the fact that the park is a part of North Hollywood Park, Valley Village Park meets the standard for a Community Park, as defined in the City's Public Recreation Plan.

Department staff has determined that improvements to the outdoor park areas, including turf, landscape, and irrigation infrastructure, upgrades to existing pedestrian lighting and ball diamonds, and installation of new walking paths, benches, outdoor fitness equipment, shade structures, and signage, will benefit the surrounding community.

Upon approval of this report, Quimby Fees listed below can be transferred to Valley Village Park Account No. 460K-VV:

- \$149,601.83 in Quimby Fees, which were collected in Fiscal Year 2004-2005, from the Quimby Fees Account No. 460K-00
- \$192,205 in Quimby Fees, which were collected in Fiscal Year 2005-2006, from the Quimby Fees Account No. 460K-00
- \$53,544 in Quimby Fees, which were collected in Fiscal Year 2006-2007, from the Quimby Fees Account No. 460K-00
- \$148,275 in Quimby Fees, which were collected in Fiscal Year 2007-2008, from the Quimby Fees Account No. 460K-00

The total Quimby Fees allocation for the Valley Village Park (North Hollywood Park) - Outdoor Park Improvements (PRJ20069) Park is \$462,495.13. These Fees were collected within two miles of Valley Village Park, which is the standard distance for the allocation of the Quimby Fees for community recreational facilities. It is anticipated that the funds being allocated to this facility are sufficient to meet the scope of this project.

Staff has determined that the subject project will consist of modifications to existing park facilities and placement of new accessory structures. Therefore, the project is exempt from the provisions of the CEQA pursuant to Article III, Section 1, Class 1(1,3) and Class 11(3) of the City CEQA Guidelines.

REPORT OF GENERAL MANAGER

PG. 3

NO. 10-219

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

NO. 10-220

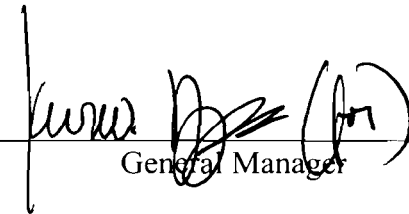
DATE August 11, 2010

C.D. 6

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: VAN NUYS – MULTIPURPOSE SENIOR CENTER (BERNARDI CENTER) – BUILDING IMPROVEMENTS (PRJ20333) – ALLOCATION OF QUIMBY FEES

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
S. Huntley	_____	*M. Shull	<u><i>M. Shull</i></u>
V. Israel	_____		



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Authorize the Department's Chief Accounting Employee to transfer \$67,616.20 in Quimby Fees, which were collected in Fiscal Year 2005-2006, from the Quimby Fees Account No. 460K-00 to the Van Nuys Multipurpose Center Account No. 460K-VL;
2. Authorize the Department's Chief Accounting Employee to transfer \$153,767 in Quimby Fees, which were collected in Fiscal Year 2006-2007, from the Quimby Fees Account No. 460K-00 to the Van Nuys Multipurpose Center Account No. 460K-VL; and,
3. Approve the allocation of \$318,264.46 in Quimby Fees from Van Nuys Multipurpose Center Account No. 460K-VL for the Van Nuys - Multipurpose Senior Center (Bernardi Center) - Building Improvements (PRJ20333), as described in the Summary of this Report.

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-220

SUMMARY:

Van Nuys Multipurpose Center is located at 6514 Sylmar Avenue in the Van Nuys community of the City. This 1.38 acre facility provides adult and senior programs and supportive services for the use of the local community. Due to the facilities, features, programs, and services it provides, Van Nuys Multipurpose Center meets the standard for a Community Park, as defined in the City's Public Recreation Plan.

Department staff has determined that improvements to the building's Heating, Ventilation, and Air Conditioning (HVAC) systems, roof, as well as various fire, life, and safety upgrades, will benefit the surrounding community.

Currently, there is \$96,881.26 in unallocated Quimby fees available in the Van Nuys Multipurpose Center Account No. 460K-VL. Upon approval of this report, Quimby Fees listed below can be transferred to Van Nuys Multipurpose Center Account No. 460K-VL for the Van Nuys - Multipurpose Senior Center (Bernardi Center) - Building Improvements (PRJ20333).

- \$67,616.20 in Quimby Fees, which were collected in Fiscal Year 2005-2006, from the Quimby Fees Account No. 460K-00
- \$153,767 in Quimby Fees, which were collected in Fiscal Year 2006-2007, from the Quimby Fees Account No. 460K-00

The total Quimby Fees allocation for the Van Nuys - Multipurpose Senior Center (Bernardi Center) - Building Improvements (PRJ20333) is \$318,264.46. These Fees were collected within two miles of Van Nuys Multipurpose Senior Center, which is the standard distance for the allocation of the Quimby Fees for community recreational facilities. It is anticipated that the funds being allocated are sufficient to meet the scope of this project.

Staff has determined that the subject project will consist of replacement of the existing heating and air-conditioning systems. Therefore, the project is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1, Class 1(1) and Class 2(6) of the City CEQA Guidelines.

FISCAL IMPACT STATEMENT:

The approval of this allocation of Quimby Fees should not have any fiscal impact on the Department, as the costs of this project is anticipated to be funded by Quimby Fees or funding sources other than the Department's General Fund.

This report was prepared by Darryl Ford, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER


NO. 10-221

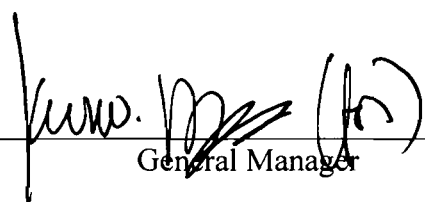
DATE August 11, 2010

C.D. 15

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: PROPOSITION 12 URBAN RECREATIONAL AND CULTURAL CENTERS
GRANT – WHITE POINT NATURE PRESERVE (#1413A) – FINAL ACCEPTANCE

R. Adams	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____
*S. Huntley		M. Shull	_____
V. Israel	_____		



General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board accept the work on the White Point Nature Preserve (#1413A) project performed by the Palos Verdes Peninsula Land Conservancy (PVPLC) under City Contract No. C-109709 between the Department of Recreation and Parks and PVPLC.

SUMMARY:

On April 25, 2006, the Department of Recreation and Parks and PVPLC, a non-profit organization, entered into a contract (C-109709) whereby PVPLC agreed to design and construct a visitor’s center, demonstration garden and interpretative trails at the White Point Nature Preserve (located at the intersection of Western Avenue and Paseo Del Mar in San Pedro, California), pursuant to their master plan (see Board Report No. 00-118). In return, the Department agreed to provide funding by applying for and accepting \$445,000 in Proposition 12 Urban Recreation and Cultural Centers (URCC) grant funds from the State of California. The project was completed for a total cost of \$444,975.

Construction work was completed in December 2009 under the supervision of Department staff Landscape Architect Tom Gibson, Superintendent Mark Mariscal, and Principal Grounds Maintenance Supervisor Juan Benitez. The grand opening was held on May 23, 2010, and the PVPLC submitted a Letter of Completion to the Department on June 4, 2010.

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FISCAL IMPACT STATEMENT:

There is no anticipated fiscal impact on the Department's General Fund for the completion of this project. The Department currently operates these facilities and operating budgets are in place.

This report was prepared by Jason Lew, Management Analyst II, Grants Administration.

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NO. 10-222

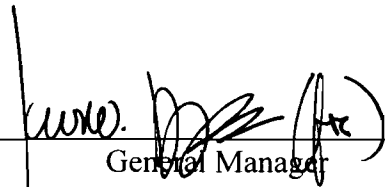
DATE August 11, 2010

C.D. 7

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: PROPOSITION A CITIES EXCESS FUNDS – CITY COUNCIL RESOLUTION ASSIGNING RIGHT TO APPLY FOR GRANT FUNDS FOR THE COUNTY OF LOS ANGELES’ EL CARISO REGIONAL PARK

R. Adams _____	F. Mok _____
H. Fujita _____	K. Regan _____
*S. Huntley <u>ICA for</u>	M. Shull _____
V. Israel _____	



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board recommend that the City Council adopt the Resolution, substantially in the form on file in the Board Office, which assigns to the County of Los Angeles the right to apply for Proposition A Cities Excess Funds in the amount of \$4,972,635.20 available to the Third Supervisorial District of the County of Los Angeles, on condition the funds are used for completion of the El Cariso Regional Park Phase II project, located within the City of Los Angeles.

SUMMARY:

The County of Los Angeles is proposing to construct two artificial turf soccer fields and a universally accessible playground at the El Cariso Community Regional County Park located at 13100 Hubbard Street, Sylmar, CA 91342 (CD 7). The park is owned and operated by the County of Los Angeles and the County intends to begin work on this project in Fiscal Year 2010-11. The estimated cost of the project is \$13 million. According to the Safe Neighborhood Parks Proposition of 1996 (Proposition A-II), a portion of the funding to be used for the project will need to be assigned to the County from the City in which the project is located. The County is requesting the City’s assistance in securing the Proposition A Excess Funds for this project by assigning the right to apply for the funds pursuant to the Proposition A guidelines. There is \$4,972,635.20 in Proposition A Cities Excess Funds available through the Third Supervisorial District of the County that is scheduled to be used for the project.

Council action adopting the attached resolution will assign the right to apply for these funds to the County of Los Angeles. Once the City’s resolution is approved and a copy is submitted to the County, the County will recommend to its Board of Supervisors to allocate the Proposition A

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Cities Excess Funds to the City, and then to accept the assignment of the City's right to apply for Cities Excess Funds for the El Cariso Park Phase II Project. Once the County Board approves the allocation, the County's Regional Park and Open Space District will administer the funds and assume responsibility for project completion.

FISCAL IMPACT:

There is no fiscal impact to the General Fund as necessary funding for the completion of the project will become the responsibility of the County of Los Angeles.

Report prepared by Charlie Maranan, Management Analyst, Grants Administration.

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DATE August 11, 2010

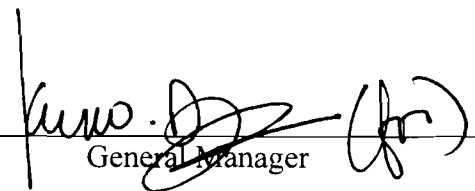
C.D. 12

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: BALBOA PARK TENNIS PROFESSIONAL – AWARD OF CONCESSION AGREEMENT TO MATCH POINT MANAGEMENT, INC.

R. Adams _____
H. Fujita _____
S. Huntley _____
V. Israel _____

*F. Mok 20 ✓
K. Regan _____
M. Shull _____



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Approve a proposed Concession Agreement, between the City of Los Angeles Department of Recreation and Parks (Department) and Match Point Management, Inc., for the operation and maintenance of the Balboa Park Tennis Professional Concession for a term of five (5) years with two (2) five-year renewal options exercisable at the sole discretion of the General Manager, substantially in the form on file in the Board Office, subject to the approval of the Mayor, City Council, and of the City Attorney as to form;
2. Find, in accordance with Charter Section 1022, that the Department does not have personnel available in its employ with sufficient time and expertise to undertake these specialized professional tasks and that it is more feasible and more economical to secure these services by contract;
3. Find, in accordance with Charter Section 371(e)(10) and Los Angeles Administrative Code Section 10.15(a)(10), that the use of competitive bidding would be undesirable, impractical or otherwise excused by the common law and the Charter because, unlike the purchase of a specified product, there is no single criterion, such as price comparison, that will determine which proposer can best provide the services required by the Department for the improvement, operation and maintenance of the Department's concession. In order to select the best proposer for this concession, the Board finds it is necessary to utilize a standard request for proposals process and to evaluate proposals received based upon the criteria included in the Request for Proposals (RFP). Also find

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that the narrower and more specialized competitive sealed proposal process authorized but not required by Charter Section 371, subsection (b), would not meet the Department's needs and therefore opts to utilize the standard request for proposals process;

4. Direct the Board Secretary to transmit the proposed Concession Agreement to the Mayor in accordance with Executive Directive No. 3 and, concurrently, to the City Attorney for review and approval as to form; and,
5. Authorize the Board President and Secretary to execute the Concession Agreement upon receipt of the necessary approvals.

SUMMARY:

The Balboa Park Tennis Professional Concession is located at 5651 Balboa Boulevard, Encino, CA 91316, in the southern part of the Sepulveda Basin Recreation Area in the San Fernando Valley. The Balboa Sports Center has sixteen newly-resurfaced lighted tennis courts, making it one of the largest tennis court complexes in the City of Los Angeles. The City-operated pay-tennis system at this park is among the busiest in the Department. In addition to the tennis activities, the Balboa Sport Center is home to a gymnasium, basketball courts, baseball diamonds, soccer fields, playgrounds, and picnic areas.

On-Court Tennis Management Systems (OCTMS) operated the concession on a 30-day revocable permit from June 2000 through December 2006, offering numerous programs, including private lessons, adult clinics, and junior programs. On November 19, 2007, the Board approved the award of the concession agreement to Innovative Tennis, LLC (Board Report No. 07-276), at which time OCTMS abandoned the concession. In May 2008, staff received the agreement and made preparations for execution. On October 31, 2008, Innovative Tennis, LLC, sent a formal notification to the Department of their intent to not proceed with the concession agreement.

On February 4, 2009, the Board approved the release of the Request for Proposals (RFP) in order to enter into a multi-year concession agreement (Board Report No. 09-022). The Board also instructed staff to find an interim operator until a contract resulting from the RFP was executed. On August 12, 2009, the Board approved a short-term concession agreement with Match Point Management, Inc., to operate and maintain the Balboa Park Tennis Professional Concession (Board Report No. 09-218).

The RFP was released on June 1, 2009 and advertised in L.A. Daily Journal, La Opinion, The Korean Journal, and Chinese Daily; made available on the Department's website and posted on Los Angeles Business Assistance Virtual Network (BAVN). In addition, a letter inviting bids was mailed to over a hundred (100) organizations and individuals from a mailing list maintained by the Concessions Unit.

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On July 9, 2009, a Pre-Proposal Conference was held at the Central Service Yard and attended by six companies.

Five addendums to the RFP were release in order to clarify items in the RFP and provide staff additional time to respond to questions asked by potential proposers, and for potential proposers to adequately prepare the necessary documents in order to submit. On May 18, 2010, one proposal was received from the incumbent, Match Point Management, Inc.

As stipulated in the RFP, evaluation of the bid proposals was to occur in two levels. Level I would be a check and review for required compliance and submittal documents and Level II would be a comprehensive evaluation of the proposal. Proposers must successfully pass the first level to proceed to the next level.

Staff performed a level I review of the following required documents:

Level I Evaluation

Staff performed a Level I review of the following required documents:

Compliance Documents:

- 1) Proposer's Signature Declaration and Affidavit
- 2) Disposition of Proposals
- 3) Affirmative Action Plan
- 4) Contractor Responsibility Ordinance Statement
- 5) Equal Benefits Ordinance Statement
- 6) Living Wage Ordinance/Service Contractor Worker Retention Ordinance
- 7) Good Faith Effort Subcontractor Outreach
- 8) Bidder Certification - CEC Form 50

Submittal Documents:

- 1) Cover Letter
- 2) Proposal Deposit
- 3) Ability to Finance
- 4) Background and Experience
- 5) Proposed Business Plan
- 6) Proposed Rental Payment
- 7) On-Going Refurbishment, Improvements, and Maintenance
- 8) Concession Improvements

Proposals are found either Responsive (pass) or Non-Responsive (fail). The following is the complete Level I findings:

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- Match Point Management, Inc., was found Responsive in seven compliance documents, non-responsive in one compliance document (Good Faith Effort Subcontractor Outreach), and responsive in all eight submittal documents (Attachments A-1 and A-2).

With one proposal submitted in response to the RFP, staff reviewed the proposal and finds that Match Point Management, Inc., (MPM) has the experience, background, and financial capability to successfully operate the concession inspite of inadequate Good Faith Effort Subcontractor Outreach documentation.

MPM has been the incumbent operator at the Balboa Park Tennis Professional Concession since October 2009. The two primary members have over 40 years of combined experience in providing professional tennis instruction and tennis professional sales and services.

MPM has proposed to pay twelve percent (12%) of gross revenue from all tennis lessons and pro shop sales of goods and services. MPM also proposed to pay eight (8%) of gross revenue from all tournaments and five percent (5%) from all sponsorship agreements. Upon execution of the Concession Agreement, MPM will install a small patio area adjacent to the pro shop, paint the interior and exterior of the pro- shop, and install new flooring.

As the incumbent operator, MPM has repaired the ceiling of the pro shop and overhead lighting fixtures, painted and patched the interior walls, replaced weathered flooring with new baseboards, and purchased a pressure washer to clean the on-court benches and picnic tables.

As the sole proposal was received from MPM, no other proposer would be disadvantaged by the award of a concession agreement to MPM, even if MPM was non-responsive to one compliance document. Staff therefore recommends that the concession agreement be awarded to MPM for a term of five (5) years, with two (2) five-year options to renew, exercisable at the sole discretion of the General Manager.

Charter Section 1022

Los Angeles City Charter Section 1022 prohibits contracting out work that could be done by City employees unless the Board determines it is more economical and /or feasible to contract out the service.

The Personnel Department previously determined that the Department had City classifications which met the minimum qualifications to provide tennis lessons to the public. However, the quality of the lessons and the ability to independently manage a tennis program on a day-to-day basis requires expertise that a Park Service Attendant, Recreation Assistant, or a Recreation Instructor is unable to provide. Also, the tennis instructors are required to hold certifications from the United States Professional Tennis Association (USPTA). Compensation at the rate of the City classifications would make it extremely difficult to find and retain qualified instructors;

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it is therefore more feasible to contact out the service to ensure a sufficient level of instruction to meet the needs of the public.

Contract Cost Analysis

Based on a contract cost analysis performed for this agreement, Staff determined that it would cost the department \$1,088,866.51 to perform the service in-house over the five-year term of the agreement (Attachment B). With estimated gross concession revenue of \$709,694.00, the Department would operate at a loss of \$379,172.51. The concessionaire's rent is proposed to be twelve percent (12%) of the gross revenue, or \$85,163.28. After contract administrative costs are considered, the Department would realize a net gross of \$25,253.25 by contracting out the operation; it is therefore more economical to contract out the service.

FISCAL IMPACT STATEMENT:

During the five-year term of the concession agreement, it is estimated that approximately \$85,163 will be paid in rent to the Department. Of that amount, \$76,647 will be deposited in the Department's General Fund and \$8,516 will be deposited into the Concession Improvement account (Fund 302, Department 89, Account 70K).

Report prepared by Shaun Larsuel, Management Analyst II, Concessions Unit, Administrative Resources Section, Finance Division.

**DEPARTMENT OF RECREATION AND PARKS
LEVEL I EVALUATION**

**BALBOA PARK TENNIS PROFESSIONAL RFP
MATCH POINT MANAGEMENT, INCORPORATED**

I. Compliance Documents		Submitted	In Compliance	Comments
1.	Affidavit of Non-Collusion	Yes	Yes	
2.	Disposition of Proposals	Yes	Yes	
3.	Affirmative Action Plan	Yes	Yes	
4.	Contractor Responsibility Ordinance Statement	Yes	Yes	
5.	Equal Benefits Ordinance Statement	Yes	Yes	
6.	Living Wage/Service Contract Worker Retention Ordinance Forms	n/a	n/a	
7.	Good Faith Effort Subcontractor Outreach	Yes	No	46 points awarded. 75 points required to pass.
8.	Bidder Certification CEC Form 50	Yes	Yes	

II. Submittal Documents		Submitted	In Compliance	Comments
1.	Cover Letter	Yes	Yes	
2.	Proposal Deposit	Yes	Yes	
3.	Ability to Finance	Yes	Yes	
4.	Background and Experience	Yes	Yes	
5.	Proposed Business Plan	Yes	Yes	
6.	Proposed Rental Payment	Yes	Yes	
7.	On-Going Refurbishment, Improvements, and Maintenance	Yes	Yes	
8.	Concession Improvements	Yes	Yes	

**DEPARTMENT OF RECREATION AND PARKS
GOOD FAITH EFFORT OUTREACH SCORING**

**BALBOA PARK TENNIS PROFESSIONAL RFP
MATCH POINT MANAGEMENT, INCORPORATED**

	Indicator	Possible Points	Awarded Points	Comment (Reason for Failing)
1.	Level of Anticipated MBE/WBE/OBE Participation	0	0	
2.	Attended Pre-Bid Meeting	10	10	
3.	Sufficient Work Identified for Subconsultant	10	0	No published ads or letters were submitted with the proposal.
4.	Advertisement	9	0	No published ads or letters were submitted with the proposal.
5.	Written Notices to Subconsultant	15	0	No documentation of notices sent to subconsultants were submitted with the proposal.
6.	Follow-Up on Initial Solicitation	10	10	
7.	Plans, Specifications, and Requirements	5	0	No published ads or letters were submitted with the proposal.
8.	Contacted Recruitment / Placement Organizations	10	0	No documentation of contact with agencies were submitted with the proposal.
9.	Negotiated in Good Faith	26	26	
10.	Bond, Lines of Credit, and Insurance	5	0	No published ads or letters were submitted with the proposal.
	TOTAL SCORE:	100	46	<i>Less than 75 points is failing - Passed</i>

**DEPARTMENT OF RECREATION AND PARKS
CONTRACT COST ANALYSIS**

Attachment B

BALBOA TENNIS PROFESSIONAL CONCESSION

Cost to the Department to Self Operate							
Position Title	No. of Positions	Monthly Salary	Total Monthly Salary Cost	Overhead Cost (4.5%)	Flex Cost	Duration (Months)	TOTAL COST
Recreation Instructor (Lessons)	6	\$ 2,088.00	\$ 12,528.00	\$ 563.76	\$ -	60	\$ 785,505.60
Park Service Attendant I (Pro Shop)	1	\$ 2,945.82	\$ 2,945.82	\$ 132.56	\$ 741.75	60	\$ 229,207.91
		Total Labor: \$					1,014,713.51
		Equipment (Tennis Balls, Racquets, Buckets, String Equipment, Store Merchandise)					74,153.00
		Total Goods and Equipment: \$					74,153.00
		Total Cost to Operate and Maintain the Concession - Self Operation (5 Years): \$					1,088,866.51
		Projected Revenue: \$					709,694.00
		TOTAL PROFIT / LOSS TO CITY: \$					(379,172.51)

Cost to Contract Out the Operation							
Position Title	No. of Positions	Monthly Salary	Total Monthly Salary Cost	Overhead Cost (4.5%)	Flex Cost	Duration (Months)	TOTAL COST
Management Analyst II	0.111	\$ 6,979.14	\$ 774.68	\$ 34.86	\$ 82.42	60	\$ 53,517.92
Accounting Clerk I	0.019	\$ 4,673.64	\$ 88.80	\$ 4.00	\$ 13.74	60	\$ 6,392.11
		Contract Administrative Costs: \$					59,910.03
		Anticipated Revenue from Contracting Concession (Rent to City): \$					85,163.28
		TOTAL PROFIT / LOSS TO CITY: \$					25,253.25

REPORT OF GENERAL MANAGER

NO. 10-224

DATE August 11, 2010

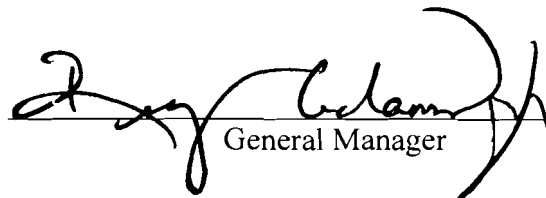
C.D. 9

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: PERSHING SQUARE PARK FOOD AND BEVERAGE SERVICE CONCESSION – REQUEST FOR PROPOSALS

R. Adams _____
H. Fujita _____
S. Huntley _____
V. Israel _____

*F. Mok RAH
K. Regan _____
M. Shull _____



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board:

1. Approve the Pershing Square Park Food and Beverage Service Concession Request for Proposals (RFP) for a ten-year Concession Agreement, with two (5) five-year renewal options exercisable at the General Manager's sole discretion, substantially in the form on file in the Board Office, subject to approval of the City Attorney as to form;
2. Direct the Board Secretary to transmit the RFP to the City Attorney for review and approval as to form; and,
3. Direct staff, subsequent to City Attorney review and approval as to form, to advertise the RFP and conduct the RFP process for the Concession.

SUMMARY:

Pershing Square Park is located at 532 South Olive Street, Los Angeles, CA 90012. The park provides a variety of free cultural programming for the community, including an extensive summer concert series, an annual St. Patrick's Day concert, an outdoor ice rink (Downtown on Ice), and a number of other special events. The park is used daily by the public for recreational purposes, filming, and general public gatherings.

The Department has attempted to install a seasonal food service operator at the location for a number of years in order to serve the public during the summer and winter events held at the

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park. However, the temporary business ventures failed to maximize participation levels by only marketing to the public attending the events. As the park is located in the center of the downtown business district and surrounded by private businesses, a year-round operation will be able to maximize participation by marketing to the surrounding businesses, to the downtown residents, and for the special events held at the location.

Staff has developed and is ready to release at the direction of the Board, an RFP for this concession. With this RFP, the Department will seek a qualified, experienced, and financially sound operator who will meet or exceed the Department's expectations in all operational and financial areas, provide improvements, and optimize service to the public and profitability to the business.

Proposal and Contractual Provisions

1. Proposal Deposit: A \$5,000 proposal deposit will be required with the submission of each proposal. The deposit shall be in the form of a cashier's check only.
2. Term: Ten years, with two five-year renewal options at the sole discretion of the General Manager.
3. Rental Terms: Percentage of gross revenue from food and beverage sales as proposed. Minimum will be \$12,000 per year.
4. Ability to Finance: Proposers must provide proof of funds for the improvements and start-up costs with the submitted proposal.
5. Background and Experience: Proposers must have a minimum of ten (10) years of experience in operating a food service operation (which may include a combination of fast casual and full-service) that includes the serving of alcoholic beverages.
6. Business Plan: The operator must launch an initial comprehensive marketing campaign with the collaboration of an established public relations firm.
7. Concession Improvements: Improvements include a minimum investment of \$250,000 for the expansion and renovation of the current facility, including the construction of a patio area to accommodate up to at least seventy (70) patrons within the defined premises.
8. Utilities: The operator will be required to pay an amount of \$500.00 with the rental payment for water and electricity as separate meters have not yet been installed at this location. The operator will pay directly to the service provider upon the installation of

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separate meters. A separate gas line and meter will be required to be provided by the selected proposer at no expense to the City.

9. Contractual and Financial Terms: The City will enter into an Agreement whereby the City will have no financial responsibility or liability for the operation while it will share in profits in the form of a percentage of gross revenue.
10. Faithful Performance Deposit: A Faithful Performance Deposit will be required to be maintained for the duration of the Agreement in the amount of Ten-Thousand Dollars (\$10,000).

Evaluation Process

Proposals will be evaluated in two Levels. Level I will be a check and review by staff for required compliance and submittal documents; Level II will be a comprehensive evaluation of the proposals by a panel consisting of City employees and/or non-City employees with sufficient experience and expertise in the food service industry and/or concession and contracting process. Proposers must successfully pass Level I to proceed to Level II.

RFP Evaluation Criteria Areas

For the purposes of evaluation, the proposals responsive in respect to Level I will be evaluated on the criteria below (Level II):

- 1) Ability to Finance (15 points)
- 2) Background and Experience (20 points)
- 3) Business Plan (20 points)
- 4) Rental Payment (20 points)
- 5) On-Going Refurbishment and Maintenance (15 points)
- 6) Concession Improvements (10 points)

The RFP will be advertised in several periodicals. The RFP documents will be available on the Department's website and on the Los Angeles Business Assistance Virtual Network (BAVN). In addition, a letter inviting bids will be mailed to over two hundred organizations and individuals from a mailing list maintained by the Concessions Unit. The anticipated time of completion for the RFP process is approximately six months to approve an award of an agreement. Metro Region, which oversees the Pershing Square Park facilities, has previously reviewed the RFP and provided input.

A conference will be held approximately one month after the release of the RFP in order to provide potential proposers with a review of the submittal documents, compliance documents,

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and requirements for the Good Faith Effort Subcontractor Outreach as required by Executive Directive No. 2001-26, Riordan Series and the Board's Policy (Board Report No. 177-89).

FISCAL IMPACT STATEMENT:

Releasing the Request for Proposals has no impact to the Department's General Fund.

Report prepared by Robert N. Morales, Senior Management Analyst II, Administrative Resources Section, Finance Division

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NO. 10-225

DATE August 11, 2010

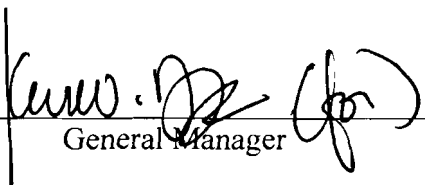
C.D. ALL

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: VENDING MACHINES – AWARD OF CONCESSION AGREEMENT TO FIRST CLASS VENDING, INC.

R. Adams _____
H. Fujita _____
S. Huntley _____
V. Israel _____

*F. Mok msv
K. Regan _____
M. Shull _____



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Approve a proposed Concession Agreement, between the City of Los Angeles Department of Recreation and Parks (Department) and First Class Vending, Inc., for the operation and maintenance of the Vending Machines Concession for a term of five (5) years with two (2) five-year renewal options exercisable at the sole discretion General Manager, substantially in the form on file in the Board Office, subject to the approval of the Mayor, City Council, and of the City Attorney as to form;
2. Find, in accordance with Charter Section 371(e)(10) and Los Angeles Administrative Code Section 10.15(a)(10), that the use of competitive bidding would be undesirable, impractical or otherwise excused by the common law and the Charter because, unlike the purchase of a specified product, there is no single criterion, such as price comparison, that will determine which proposer can best provide the services required by the Department for the improvement, operation and maintenance of the Department's concession. In order to select the best proposer for this concession, the Board finds it is necessary to utilize a standard request for proposals process and to evaluate proposals received based upon the criteria included in the Request for Proposals (RFP). Also find that the narrower and more specialized competitive sealed proposal process authorized but not required by Charter Section 371, subsection (b), would not meet the Department's needs and therefore opts to utilize the standard request for proposals process;

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3. Direct the Board Secretary to transmit the proposed Concession Agreement to the Mayor in accordance with Executive Directive No. 3 and, concurrently, to the City Attorney for review and approval as to form; and,
4. Authorize the Board President and Secretary to execute the Concession Agreement upon receipt of the necessary approvals.

SUMMARY:

The Vending Machines Concession currently provides vending machines to 89 locations throughout the City; additional locations will be included during the first year of operation under the new concession agreement. Beverages and snack items are provided at reasonable costs to patrons of recreation centers, aquatic centers and neighborhood and regional parks.

The Vending Machines Concession is currently operated by Compass Group USA, Inc., dba Canteen on a month-to-month basis since January 12, 2006 and currently pays 26.5% of gross sales as rent to the Department. In calendar year 2009, the concession generated \$440,101 in gross receipts and paid \$112,293 in rent to the Department.

On May 20, 2009, the Board approved the release of an RFP for the Vending Machines Concession (Board Report 09-131). The RFP was released on August 19, 2009 and advertised in L.A. Daily Journal, Korean Daily, and Chinese Daily; made available on the Department's website and posted on the Los Angeles Business Assistance Virtual Network (BAVN). In addition, a letter inviting bids was mailed to over one-hundred and fifty (150) organizations and individuals from a mailing list maintained by the Concession Unit. On September 30, 2009, a Pre-Proposal Conference was held at the Central Service Yard and attended by eleven (11) companies.

Three addendums to the RFP were released to provide staff time to respond to questions of potential proposers and to revise the anticipated participation level of the Good Faith Effort Subcontractor Outreach requirement as instructed by the Los Angeles Business Minority Business Opportunity Center (LAMBOC). Potential proposers were given adequate time to prepare the necessary documents for the submission with their proposals. On May 25, 2010, the following two proposals were received:

- First Class Vending, Inc.
- Compass Group USA, Inc., dba Canteen

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As stipulated in the RFP, evaluation of the bid proposals was to occur in two levels. Level I would be a check and review for required compliance and submittal documents and Level II would be a comprehensive evaluation of the proposal. Proposers must successfully pass the first level to proceed to the next level.

Level I Evaluation

Staff performed a Level I review of the following required documents:

Compliance Documents:

- 1) Proposer's Signature Declaration and Affidavit
- 2) Disposition of Proposals
- 3) Affirmative Action Plan
- 4) Contractor Responsibility Ordinance Statement
- 5) Equal Benefits Ordinance Statement
- 6) Living Wage Ordinance/Service Contractor Worker Retention Ordinance
- 7) Good Faith Effort Subcontractor Outreach
- 8) Bidder Certification - CEC Form 50

Submittal Documents:

- 1) Cover Letter
- 2) Proposal Deposit
- 3) Ability to Finance
- 4) Experience and Qualifications
- 5) Proposed Business Plan
- 6) Proposed Revenue Sharing Payment
- 7) Proposed Sponsorship Payment

Proposals are found either Responsive (pass) or Non-Responsive (fail). The following is the complete Level I findings:

- First Class Vending, Inc., was found Responsive in all eight compliance documents and all seven submittal documents (Attachments A-1 and A-2).
- Compass Group USA, Inc. dba Canteen was found Responsive in seven compliance documents, non-responsive in one compliance document (Good Faith Effort Subcontractor Outreach), and responsive in all seven submittal documents (Attachments B-1 and B-2).

With one responsive proposal submitted in response to the RFP, staff reviewed the proposal and finds that First Class Vending, Inc., has the experience, background, and financial capability to successfully operate the concession.

REPORT OF GENERAL MANAGER

PG. 4

NO. 10-225

First Class Vending, Inc., was established in 1994 by Matthew Marsh and Ryan Marsh. The company has become a top-tier vending service organization headquartered in Los Angeles County. The company currently employs seven people and manages in excess of \$50,000,000 in annual vending machine gross revenues for clients such as: the City of Riverside, Knott's Berry Farm, Universal Studios, and Six Flags Magic Mountain. In 2003, Matthew Marsh, the president of First Class Vending, received the Vending Operator of the Year Award.

First Class Vending, Inc., proposed 34% of total sales gross receipts as the revenue sharing payment with a minimum guarantee of \$125,000 per year, and 1.5% of total sales gross receipts as payment for utilities.

Staff recommends that the Vending Machines Concession Agreement be awarded to First Class Vending, Inc., for a term of five (5) years, with two (2) five-year options to renew, exercisable at the sole discretion of the General Manager.

Charter Section 1022

Los Angeles City Charter Section 1022 prohibits contracting out work that could be done by City employees unless the Board determines it is more economical and/or feasible to contract out the service.

On March 3, 2009 the Personnel Department completed a Charter Section 1022 review and determined that since this contract does not have a labor component, a Charter Section 1022 determination is not required.

FISCAL IMPACT STATEMENT:

During the five-year term of the concession agreement, it is estimated that approximately \$625,000 will be paid in rent to the Department. Of that amount, \$562,500 will be deposited in the Department's General Fund, \$31,250 will be deposited into the Concession Improvement Account (Fund 302, Department 89, Account 070K) and \$31,250 will be deposited in the appropriate account for the facility requesting the service.

Report prepared by Orville Patino, Management Analyst II, Concessions Unit, Administrative Resources Section, Finance Division.

**DEPARTMENT OF RECREATION AND PARKS
LEVEL I EVALUATION**

**VENDING MACHINES CONCESSION RFP
FIRST CLASS VENDING, INCORPORATED**

I. Compliance Documents		Submitted	In Compliance	Comments
1.	Affidavit of Non-Collusion	Yes	Yes	
2.	Disposition of Proposals	Yes	Yes	
3.	Affirmative Action Plan	Yes	Yes	
4.	Contractor Responsibility Ordinance Statement	Yes	Yes	
5.	Equal Benefits Ordinance Statement	Yes	Yes	
6.	Living Wage/Service Contract Worker Retention Ordinance Forms	n/a	n/a	
7.	Good Faith Effort Subcontractor Outreach	Yes	Yes	
8.	Bidder Certification CEC Form 50	Yes	Yes	

II. Submittal Documents		Submitted	In Compliance	Comments
1.	Cover Letter	Yes	Yes	
2.	Proposal Deposit	Yes	Yes	
3.	Ability to Finance	Yes	Yes	
4.	Experience and Qualifications	Yes	Yes	
5.	Proposed Business Plan	Yes	Yes	
6.	Proposed Revenue Sharing Payment	Yes	Yes	
7.	Proposed Sponsorship Payment	Yes	Yes	

**DEPARTMENT OF RECREATION AND PARKS
GOOD FAITH EFFORT OUTREACH SCORING**

**VENDING MACHINES CONCESSION RFP
FIRST CLASS VENDING, INCORPORATED**

	Indicator	Possible Points	Awarded Points	Comment (Reason for Failing)
1.	Level of Anticipated MBE/WBE/OBE Participation	0	0	
2.	Attended Pre-Bid Meeting	10	10	
3.	Sufficient Work Identified for Subconsultant	10	10	
4.	Advertisement	9	9	
5.	Written Notices to Subconsultant	15	15	
6.	Follow-Up on Initial Solicitation	10	10	
7.	Plans, Specifications, and Requirements	5	5	
8.	Contacted Recruitment / Placement Organizations	10	10	
9.	Negotiated in Good Faith	26	26	
10.	Bond, Lines of Credit, and Insurance	5	5	
	TOTAL SCORE:	100	100	<i>Less than 75 points is failing - Passed</i>

**DEPARTMENT OF RECREATION AND PARKS
LEVEL I EVALUATION**

**VENDING MACHINES CONCESSION RFP
COMPASS GROUP USA, INCORPORATED DBA CANTEEN**

I. Compliance Documents		Submitted	In Compliance	Comments
1.	Affidavit of Non-Collusion	Yes	Yes	
2.	Disposition of Proposals	Yes	Yes	
3.	Affirmative Action Plan	Yes	Yes	
4.	Contractor Responsibility Ordinance Statement	Yes	Yes	
5.	Equal Benefits Ordinance Statement	Yes	Yes	
6.	Living Wage/Service Contract Worker Retention Ordinance Forms	n/a	n/a	
7.	Good Faith Effort Subcontractor Outreach	No	No	10 points awarded for attending proposal conference. 75 points required to pass. Documentation of outreach was not submitted in the proposal.
8.	Bidder Certification CEC Form 50	Yes	Yes	

II. Submittal Documents		Submitted	In Compliance	Comments
1.	Cover Letter	Yes	Yes	
2.	Proposal Deposit	Yes	Yes	
3.	Ability to Finance	Yes	Yes	
4.	Experience and Qualifications	Yes	Yes	
5.	Proposed Business Plan	Yes	Yes	
6.	Proposed Revenue Sharing Payment	Yes	Yes	
7.	Proposed Sponsorship Payment	Yes	Yes	

**DEPARTMENT OF RECREATION AND PARKS
GOOD FAITH EFFORT OUTREACH SCORING**

**VENDING MACHINES CONCESSION RFP
COMPASS GROUP USA, INCORPORATED DBA CANTEEN**

	Indicator	Possible Points	Awarded Points	Comment (Reason for Failing)
1.	Level of Anticipated MBE/WBE/OBE Participation	0	0	
2.	Attended Pre-Bid Meeting	10	10	
3.	Sufficient Work Identified for Subconsultant	10	0	Documentation of outreach was not submitted in proposal.
4.	Advertisement	9	0	Documentation of outreach was not submitted in proposal.
5.	Written Notices to Subconsultant	15	0	Documentation of outreach was not submitted in proposal.
6.	Follow-Up on Initial Solicitation	10	0	Documentation of outreach was not submitted in proposal.
7.	Plans, Specifications, and Requirements	5	0	Documentation of outreach was not submitted in proposal.
8.	Contacted Recruitment / Placement Organizations	10	0	Documentation of outreach was not submitted in proposal.
9.	Negotiated in Good Faith	26	0	Documentation of outreach was not submitted in proposal.
10.	Bond, Lines of Credit, and Insurance	5	0	Documentation of outreach was not submitted in proposal.
	TOTAL SCORE:	100	10	<i>Less than 75 points is failing - Failed</i>

REPORT OF GENERAL MANAGER

NO. 10-226


DATE August 11, 2010

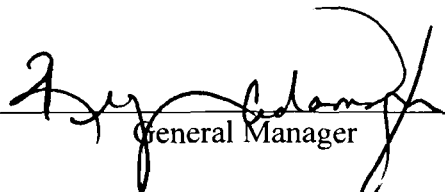
C.D. 7

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: BRAND PARK COMMUNITY ROOM – CATERING FEES – ADDITION TO RATES AND FEES

R. Adams _____
H. Fujita _____
S. Huntley _____
V. Israel _____

F. Mok _____
*K. Regan 
M. Shull _____


General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board:

1. Approve an addition to the Department’s Schedule of Rates and Fees, as outlined in the Summary of this report and the attached schedule, effective upon Board approval; and,
2. Authorize staff to amend the Schedule of Rates and Fees to incorporate these changes.

SUMMARY:

The Brand Park Memory Gardens is located in Mission Hills, directly across the street from the San Fernando Mission. For over 80 years, residents have used the Park’s gardens and picnic grounds for many different kinds of events and gatherings, such as weddings, birthdays, and quincineras. Demand for some type of building to hold community meetings, and for catering events, has steadily increased since the facility’s opening. The Department secured grant and Quimby funding, and on April 15, 2010, the Brand Park Community Facility was opened.

The one-story building includes a multi-purpose assembly room, entrance lobby, small office, and a serving/warming kitchen.

The proposed attached fee schedule is similar to other Department rental sites of a similar size.

REPORT OF GENERAL MANAGER

PG. 2

NO. 10-226

FISCAL IMPACT STATEMENT:

Approval of this report, adding Brand Park to the Department's Schedule of Rates and Fees, is expected to positively impact the Department's General Fund by generating additional revenue, and likewise, to impact the Valley Region in Operations West as a result of the proposed fees. Valley Region will utilize the additional funds to cover program costs.

Report prepared by Louis Loomis, Management Analyst II, Operations West, Valley Region.

BRAND PARK COMMUNITY FACILITY

Brand Park Community Facility may be utilized for special event rental based on availability, under the following guidelines and fee structure.

FACILITY USE FEES

*50% of fees are to be deposited into the respective facility's Municipal Recreation Program (MRP) Account; 50% of fees to be deposited into the Department of Recreation and Parks' General Fund Account. Facility Use fees include event staffing.

	<u>1st 3 Hours</u>	<u>4-6 Hours</u>	<u>Each Hour over 6</u>
Non Prime Time (Monday-Thursday)	\$250.00*	\$500.00*	\$50.00*
Prime Time (Friday, Saturday, Sunday)	\$500.00*	\$1,000.00*	\$75.00*

ADDITIONAL CHARGES

Refundable Deposit \$300.00

Pre/Post Event Charges \$20.00 per hour

A fee will be charged for any use of facility before or after the event for activities, including food handling, decorating, set-up, deliveries, extra cleanup, pick-up, etc.

Security Services Security service required on all events ending after 7pm and/or serving alcohol. Fees quoted on request, based on actual cost. Two security guards required, and services include 30 minutes before and 30 minutes after the event.

Rehearsal Fee \$100.00

Rehearsals may be scheduled within 60 days of event, Monday-Thursday, 4:00 PM – 8:00 PM

Alcohol Permits \$200.00

Permittees planning on having alcohol at their event must use the Department contracted vendor for bar service that allows the user to serve liquor, beer, wine and champagne. The bar service carries their own insurance.

PAYMENT OF FEES

Minimum payment to guarantee reservation is payable within ten (10) days of initial reservation.

Non-Prime Time (Monday-Thursday)	\$200.00
Prime Time (Friday-Sunday)	\$400.00

Cancellation Fees

Cancellation within 60 days of event	50% off all fees*
Cancellation prior to 60 days of event	\$150.00*
Postponement	\$100.00*

SPECIAL USE

Special use of Brand Park Community Room is available for other City agencies and Department sponsored groups Monday – Friday between 8:00 AM – 4:00 PM. Non-City government agencies may qualify for the Special Use Fee subject to availability and the purpose of the event. The nature of such usage should involve training, work meetings, and other government business activities authorized by the General Manager or designee.

The following conditions apply to all Special Usage:

Authorization for Special Use

Request for use of these facilities must be submitted in writing and approved by the General Manager or designee.

Scheduling of Special Use Events

Use of the facility is subject to its availability determined by the following guidelines:

- Special Use Events may be scheduled only 60 days in advance of the event date. (RAP-City of LA is exempt from this guideline)
- Any one group may not exceed two separate days per week.
- None of the above guidelines preclude a Special Use party from maintaining or procuring additional dates or hours under the regular rate provisions.
- A community meeting scheduled by and facilitated by the Mayor’s Office or local Council Office is specifically exempt from the fee. There may be staff charges if the use is during non-business hours.
- Staff fees may be applied to all Special Use events.

SPECIAL USE FEES

		<u>Government</u>
Special Use Fee	50% of fees	No Charge
Kitchen Fee	N/A	No Charge
Cancellation Fee	\$50.00*	No Charge
Cancellation within 48 hours	\$100.00*	No Charge

Insurance may be required. See insurance requirements.

Prohibited Special Use Events

Revenue producing events, fundraisers, subletting or assignment of Special Uses is not permitted.

REPORT OF GENERAL MANAGER

NO. 10-227

DATE August 11, 2010

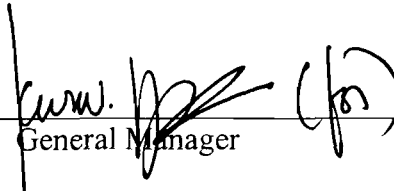
C.D. 1, 4, 5, 14

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: VARIOUS DONATIONS TO OPERATIONS EAST – METRO REGION

R. Adams _____
 H. Fujita _____
 S. Huntley _____
 *V. Israel _____

F. Mok _____
 K. Regan _____
 M. Shull _____



 General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board accept the donations as noted in the Summary of this report and that appropriate recognition be given to the donors.

SUMMARY:

Operations East, Griffith-Metro Region, has received the following donations:

Alpine Recreation Center

East Wing Foundation for Youth donated summer day camp T-shirts with an estimated total value of \$386.87, to be distributed to 2010 Summer Day Camp participants.

Costello Recreation Center

Debra Cain donated \$300.00 to be used for the 2010 Youth Baseball and Softball programs.

Downey Recreation Center

Ross Swiss Dairy donated ice cream bars with an estimated total value of \$100.00 to be used for the 2010 Youth Baseball Program Opening Day ceremony.

Eagle Rock Child Care Center

Director's Bureau donated a \$750.00 Target Gift Card to be used for the purchase of Child Care Program materials (i.e. games, toys, books, prizes, etc).

REPORT OF GENERAL MANAGER

PG. 2

NO. 10-227

Eagle Rock Recreation Center

Pedro Holgado III donated baseball equipment (i.e. balls, bat caddy and catcher's mask with throat extension) with an estimated total value of \$150.00 to be used for the pre-school and the 2010 Youth Baseball Program.

Highland Park Recreation Center

Genie Dental Lab donated baseball equipment (i.e. helmets, bases, home plate, catcher's mask, glove, and bat) with an estimated total value of \$150.00 to be used for the 2010 Youth Baseball Program.

Las Palmas Senior Citizen Center

Las Palmas Senior Citizen Club donated an HP Photosmart C4750 printer with an estimated total value of \$120.00 to be used for the center's color printing needs.

Pan Pacific Senior Activity Center

National Council on Aging donated \$500.00 to be used for program supplies.

Poinsettia Recreation Center

Trader Joe's donated a variety of drinks (i.e. water and sodas) with an estimated total value of \$80.00 to be used for the 2010 Youth Baseball Program Opening Day ceremony.

Msgr. Ramon Garcia Recreation Center

Los Angeles Dodgers donated a variety of Dodger baseball souvenirs (i.e. bobble heads, blankets, and rally towels) with an estimated total value of \$300.00 to be distributed at the 2010 Youth Baseball Program Opening Day ceremony.

Ramona Gardens Recreational Center

S.W.A.T on Patrol donated a variety of toys, games, and sports equipment with an estimated total value of \$3,000 to be distributed to youth attending the Community Holiday Celebration.

FISCAL IMPACT STATEMENT:

Acceptance of these donations results in no fiscal impact on the Department's General Fund except for unknown savings as donations may offset some expenditures.

All cash donations will be deposited into various Municipal Recreation Program (MRP) accounts for program related expenses.

This report was prepared by Jason Kitahara, Senior Recreation Director II, Metro Region.

REPORT OF GENERAL MANAGER

NO. 10-228

DATE August 11, 2010

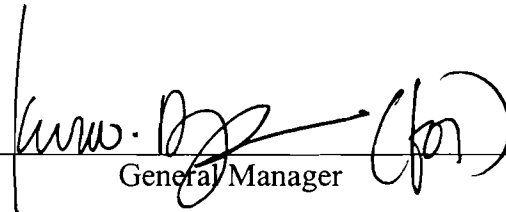
C.D. 8

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: OPERATIONS EAST – EXPO CENTER – SOBOROFF SPORTS FIELD – DONATION FROM THE FRIENDS OF EXPO CENTER FOR FIELD PROGRAMS FROM JANUARY TO MARCH 2010

R. Adams _____
H. Fujita _____
S. Huntley _____
*V. Israel _____

F. Mok _____
K. Regan _____
M. Shull _____



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board accept the donation as noted in the Summary of this report and that appropriate recognition be given to the donor.

SUMMARY:

EXPO Center received \$25,953 from the Friends of Expo Center, to offset the cost of equipment and staffing for Soboroff Sports Field programs for the period of January to March 2010.

The Friends of Expo Center (The Friends) was established as a 501 (c)(3) organization in 1998 to develop the site of the 1932 Los Angeles Swim Stadium and construct a state-of-the-art recreational and community center. Today, a 30-member volunteer Board comprised of community and business leaders continues to provide strategic support and financial assistance to Expo Center.

The Friends of Expo Center received a grant from the Ralph M. Parsons Foundation in the amount of \$75,000, and a \$50,000 grant payable over two years from the Rose Hills Foundation to support programming on Soboroff Sports Field. The Friends disburses the funds to EXPO Center upon receipt of an invoice and documentation of expenditures for the reporting period.

The \$25,953 will be used to offset the cost of equipment, uniforms, game officials, and staffing for programs on Soboroff Sports Field.

REPORT OF GENERAL MANAGER

PG. 2

NO. 10-228

FISCAL IMPACT STATEMENT:

Acceptance of this donation results in no fiscal impact to the Department's General Fund. This donation reduced the Department's cost of providing programming which otherwise would have been provided at the Department's expense.

The funds were deposited into the EXPO (EPICC) Donation Account for program related expenses.

This report was prepared by Belinda Jackson, Executive Director, EXPO Center.

REPORT OF GENERAL MANAGER

NO. 10-229

DATE August 11, 2010

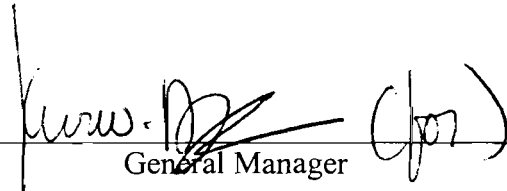
C.D. 8

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: OPERATIONS EAST – EXPO CENTER – SOBOROFF SPORTS FIELD –
DONATION FROM THE FRIENDS OF EXPO CENTER FOR FIELD
PROGRAM FROM APRIL TO MAY 2010

R. Adams _____
H. Fujita _____
S. Huntley _____
*V. Israel _____

F. Mok _____
K. Regan _____
M. Shull _____



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board accept the donation as noted in the Summary of this report and that appropriate recognition be given to the donor.

SUMMARY:

EXPO Center received \$18,093 from the Friends of Expo Center, to offset the cost of equipment and staffing for Soboroff Sports Field programs for the period of April to May 2010.

The Friends of Expo Center (The Friends) was established as a 501 (c)(3) organization in 1998 to develop the site of the 1932 Los Angeles Swim Stadium and construct a state-of-the-art recreational and community center. Today, a 30-member volunteer Board comprised of community and business leaders continues to provide strategic support and financial assistance to Expo Center.

The Friends of Expo Center received a grant from the Ralph M. Parsons Foundation in the amount of \$75,000, and a \$50,000 grant payable over two years from the Rose Hills Foundation, to support programming on Soboroff Sports Field. The Friends disburses the funds to EXPO Center upon receipt of an invoice and documentation of expenditures for the reporting period.

The \$18,093 will be used to offset the cost of equipment and staffing for programs on Soboroff Sports Field.

REPORT OF GENERAL MANAGER

PG. 2

NO. 10-229

FISCAL IMPACT STATEMENT:

Acceptance of this donation results in no fiscal impact to the Department's General Fund. This donation reduced the Department's cost of providing programming which otherwise would have been provided at the Department's expense.

The funds were deposited into the EXPO (EPICC) Donation Account for program related expenses.

This report was prepared by Belinda Jackson, Executive Director, EXPO Center.

REPORT OF GENERAL MANAGER

NO. 10-230


DATE August 11, 2010

C.D. 8

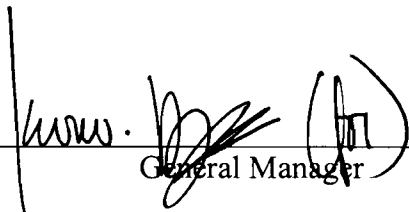
BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: OPERATIONS EAST – EXPO CENTER – DONATION FROM THE FRIENDS OF EXPO CENTER FOR THE 2010 YOUTH CAMP PROGRAMS

R. Adams _____
 H. Fujita _____
 S. Huntley _____
 *V. Israel _____



F. Mok _____
 K. Regan _____
 M. Shull _____



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board accept the donation as noted in the Summary of this Report and that appropriate recognition be given to the donor.

SUMMARY:

EXPO Center received \$37,500 in scholarship assistance for the 2010 Youth Camp Programs from the Friends of Expo Center. This is a 75% installment of the \$50,000 that has been allotted for summer 2010 by the Friends of Expo Center.

The Friends of Expo Center (The Friends) was established as a 501(c)(3) organization in 1998 to develop the site of the 1932 Los Angeles Swim Stadium and to construct a state-of-the-art recreational and community center. Today, a 30-member volunteer board comprised of community and business leaders continues to provide strategic support and financial assistance to EXPO Center. A major goal of the Friends is to serve low income families in the Exposition Park community by providing scholarship assistance to subsidize all fee-based camp programs. Campers must be residents of the City of Los Angeles, to receive scholarship assistance.

The \$37,500 will be used to offer approximately 500 full and partial camp scholarships to families who have completed an application and qualify to receive assistance based on their financial situation. Scholarships are given out on a first come, first served basis to families that meet the qualifications.

REPORT OF GENERAL MANAGER

PG. 2

NO. 10-230

FISCAL IMPACT STATEMENT:

Acceptance of this donation results in no fiscal impact to the Department's General Fund, except for unknown savings, as donations may offset some expenditures. Without this donation, camp attendance would be much lower than the level we have been able to achieve.

The funds were deposited into the EXPO (EPICC) Donation Account for program related expenses.

This report was prepared by Belinda Jackson, Executive Director, EXPO Center.

REPORT OF GENERAL MANAGER

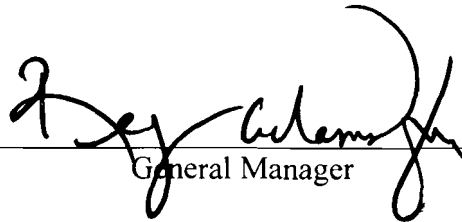
NO. 10-231

DATE August 11, 2010

C.D. Various

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: VARIOUS COMMUNICATIONS



General Manager

Approved _____

Disapproved _____

Withdrawn _____

The following communications have been received by the Board and recommended action thereon is presented.

From:

1) Mayor, relative to a proposed Agreement with Jeffrey T. Barber for Golf Youth Instruction.

2) Mayor, relative to a proposed Use Agreement with the Los Angeles County Flood Control District relative to the North Atwater Park Expansion.

3) Mayor, relative to a proposed Gift Agreement with the Rob Dyrdek Foundation for a skate plaza at Rancho Cienega Sports Complex.

4) Mayor, relative to a proposed Gift Agreement with the Rob Dyrdek/DC Shoes Foundation for a skate plaza at Hollenbeck Park.

5) Mayor, relative to a proposed Gift Agreement with the Rob Dyrdek/DC Shoes Foundation for a skate plaza at North Hollywood Park.

Recommendation:

Refer to staff for further processing.

Refer to staff for further processing.

Refer to staff for further processing.

Refer to staff for further processing.

Refer to staff for further processing.

REPORT OF GENERAL MANAGER

PG. 2

NO. 10-231

- | | |
|---|--|
| 6) Mayor, relative to a proposed Memorandum of Understanding with the Bureau of Sanitation relative to the Garvanza Park Storm Water Best Management Practices Project. | Refer to staff for further processing. |
| 7) Mayor, relative to a proposed Supplemental Agreement with Simat, Helliesen, and Eichner, Inc. | Refer to staff for further processing. |
| 8) Mayor, relative to a proposed Gift Agreement with Boundless Playgrounds, Inc., relative to Gilbert Lindsey Park. | Refer to staff for further processing. |
| 9) Mayor, relative to a proposed Agreement with the Southern California Golf Association Foundation relative to junior golf fees. | Refer to staff for further processing. |
| 10) City Attorney, relative to the disqualification of the Board in respect of an agreement with the North Valley Family YMCA at Porter Ranch. | Note and file. |
| 11) City Controller, to the General Manager, relative to the Audit of Citywide Fixed Assets and Equipment. | Note and file. |
| 12) City Clerk, relative to reprogramming funds for the Rancho Cienega Sports Complex. | Refer to General Manager. |
| 13) City Clerk, relative to submission of a Proposition 84 grant application for the South Los Angeles Wetlands Nature Educational Project. | Refer to General Manager. |
| 14) City Clerk, relative to funding for the Summer Night Lights program. | Refer to General Manager. |
| 15) City Clerk, relative to acceptance of Economic Development Initiative funds for MacArthur Park. | Refer to General Manager. |

REPORT OF GENERAL MANAGER

PG. 3

NO. 10-231

- 16) City Clerk, relative to an RFP to transition fourteen Cultural Facilities to public-private partnerships. Note and file.
- 17) City Clerk, relative to funding for “Downtown on Ice” at Pershing Square. Note and file.
- 18) City Clerk, relative to funding for the Summer Night Lights program. Refer to General Manager.
- 19) Chief Legislative Analyst, forwarding the Legislative Report for the weeks ending June 18, June 25, and July 2, 2010. Note and file.
- 20) Ted Winship, Chair, Golf Advisory Committee, relative to the future of the Department’s Golf program. Note and file.
- 21) Mike Eng, Assemblymember, 49th District, relative to the proposed Bruce Lee statue at Alpine Recreation Center. Note and file.
- 22) Kevin De León, Assemblymember, 45th District, relative to the proposed Bruce Lee statue at Alpine Recreation Center. Note and file.
- 23) Betty T. Yee, Chairwoman, State Board of Equalization, relative to the proposed Bruce Lee statue at Alpine Recreation Center. Note and file.
- 24) Forty communications, relative to Oakwood Recreation Center and the environs. Note and file.
- 25) Four communications, relative to the City of Los Angeles (COLA) swim program at Van Nuys/Sherman Oaks Pool. Refer to General Manager.
- 26) Venice Beach Boardwalk Coalition members, two communications relative to vending on Venice Beach. Refer to General Manager.

REPORT OF GENERAL MANAGER

PG. 4

NO. 10-231

- 27) Gwen Jackson, relative to setting up a summer food/after-school food program. Refer to General Manager.
- 28) Gina Papa, relative to an event at Rancho Cienega Sports Complex. Refer to General Manager.
- 29) Two communications, relative to a proposed moratorium on "raves" at the Los Angeles Memorial Coliseum. Note and file.
- 30) Maurice Sutton, relative to the morale of part-time golf division staff. Refer to General Manager.
- 31) Lucinda Phillips, relative to crime in Griffith Park. Refer to General Manager.
- 32) William McCleary, relative to noise at Stoner Skate Plaza. Refer to General Manager.
- 33) Steve Bloom, relative to Golf reservations. Note and file.

This report was prepared by Paul Liles, Clerk Typist, Commission Office.

MATTERS PENDING

Matters Pending will be carried for a maximum of six months, after which time they will be deemed withdrawn and rescheduled whenever a new staff report is received.

GENERAL MANAGER'S REPORTS:

ORIGINALLY	PLACED	
PLACED ON	ON MATTERS	DEEMED
<u>BOARD AGENDA</u>	<u>PENDING</u>	<u>WITHDRAWN</u>

<u>02/17/10</u>	<u>03/15/10</u>	<u>09/15/10</u>
10-043	Amendments to the Park Advisory Board Member Handbook	

PROPOSALS TO BE RECEIVED:

TBD	Film Production Instruction (CLASS Parks)
ON HOLD	Hansen Dam Golf Course Professional Concession
ON HOLD	Hansen Dam Golf Course Restaurant Concession
ON HOLD	Woodley Lakes Golf Course Restaurant Concession
ON HOLD	Woodley Lakes Golf Course Professional Concession