

A G E N D A

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

Wednesday, October 6, 2010 at 9:30 a.m.

EXPO Center
Community Hall Room
3980 S. Bill Robertson Lane (Formerly Menlo Avenue)
Los Angeles, CA 90037

(Parking located in "Lot 1", at the corner of Martin Luther King
Boulevard and Menlo Avenue)

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. APPROVAL OF THE MINUTES:

Approval of the Minutes of the Meetings of September 23, 2010

2. GENERAL MANAGER'S REPORTS:

- 10-256 Brand Park - Community Building (#2800N)
(W.O.#E170935F) - Contract No. 3212 - Final Acceptance
- 10-257 David M. Gonzales Recreation Center - Building
Enclosure and Weight Room Conversion (W.O.#E170431F) -
Final Acceptance
- 10-258 Ross Snyder Recreation Center - Parking Lot and
Basketball (W.O.#E170941F) Project - Contract No. 3268
- Final Acceptance
- 10-259 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
- 10-260 Stoner Skate Plaza (W.O.#E170460F) - Contract No. 3286
- Discontinuance of Retention
- 10-261 Van Nuys Sherman Oaks Park - East Valley Multipurpose
Center (PRJ1580A) (W.O.#E1700475) - Contract No. 3272 -
Discontinuance of Retention

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- 10-262 North Atwater Park - Expansion (W.O.#E1907211) and Creek Restoration (W.O.#SZW00031) Projects - Review of Bids and Award of Contract
- 10-263 As-Needed Architectural Design Services - Frank R. Webb Architects, Inc., - Amendment No. 2 to Consultant Contract No. 2934
- 10-264 MacArthur Park - Bandshell Restrooms (#20478) (W.O.#E1907293) - Memorandum of Understanding between the Department of Recreation and Parks, the Bureau of Engineering and the Department of General Services
- 10-265 Helen Bernstein High School - Joint Use Agreement between the Department of Recreation and Parks and the Los Angeles Unified School District for the Shared Use of a Synthetic Turf Multi-Use Sportsfield and Exterior Restroom during Summer Seasons
- 10-266 Robert F. Kennedy Inspiration Park - Use Agreement between the Department of Recreation and Parks and the Los Angeles Unified School District for the Operation and Maintenance of a New Park on a Portion of School Property
- 10-267 Mar Vista Recreation Center - Agreement with Los Angeles Parks Foundation for the Donation of the Design and Partial Construction of a Skate Plaza
- 10-268 Holmby Park, Pan Pacific Recreation Center, and Sepulveda Basin Recreation Area-Anthony C. Bielsonson Park - Approval of Warner Bros. Corporate Sponsorship through the Los Angeles Park Foundation
- 10-269 Rescission of Previous Board Action Authorizing the Encumbrance of Funds - Bandini Canyon Trails (#1200A) (W.O.#E1906001)
- 10-270 Renewal Application to the California Department of Education for the 2010-2011 Summer Food Service Program
- 10-271 Jackie Tatum Harvard Recreation Center - Donation from the United States Tennis Association
- 10-272 EXPO Center - Donation from the Brotherhood Crusade
- 10-273 Various Donations to Operations East - Pacific Region
- 10-274 Various Communications

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3. COMMISSION TASK FORCES:

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

4. PRESENTATIONS:

- Bureau of Engineering - Project Update - Status Report on Current Projects
- Bureau of Contract Administration, General Services Division - Status Report on Subcontractor Approval Activity

5. GENERAL MANAGER'S ORAL REPORT:

Report on Department Activities and Facilities

6. FUTURE AGENDA ITEMS:

Requests by Commissioners to Schedule Specific Items on Future Agendas

7. 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.

8. NEXT MEETING:

The next scheduled meeting of the Board of Recreation and Park Commissioners will be held on Wednesday, October 20, 2010 at 9:30 a.m., at Westchester Recreation Center, 7000 West Manchester Avenue, Los Angeles, CA 90045.

9. 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

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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

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. 10-256

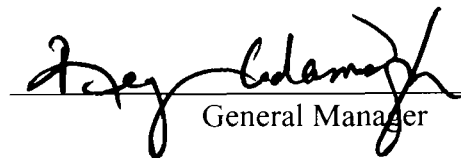
DATE October 6, 2010

C.D. 7

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: BRAND PARK – COMMUNITY BUILDING (#2800N) (W.O. #E170935F) –
CONTRACT NO. 3212 – FINAL ACCEPTANCE

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. Approve the final acceptance of work performed under Contract No. 3212 as outlined in the Summary of this report;
2. Assess liquidated damages in the amount of \$235,500 against Tek-Up Construction, Inc.;
3. Authorize the Department's Chief Accounting Employee to withhold all retention monies held under Contract No. 3212 to Tek-Up Construction, Inc., until outstanding labor violations are resolved; and,
4. Authorize the Board Secretary to furnish Tek-Up Construction, Inc., with a letter of completion.

SUMMARY:

The construction contract for Brand Park – Community Building (#2800N) (W.O. #E170935F) project was awarded to Tek-Up Construction, Inc., on April 19, 2007 (Board Report No. 07-98), in the amount of \$1,452,971. The statement of completion for the project, located at 15121 S. Brand Boulevard, Mission Hills, CA 91345, was issued on October 19, 2009.

REPORT OF GENERAL MANAGER

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The project scope of work consisted of the construction of a single-story wood-framed 3,050 square-foot community building which included an assembly room, small office, small serving/warming kitchen, restrooms, storage, and mechanical spaces. Landscaping improvements included a courtyard with a gazebo, trellis, paving, and irrigation work.

Plans for the project were prepared by Miralles Associates, Inc. The Bureau of Engineering, Construction Management Group completed the construction management of the project under the Recreational and Cultural Facilities Program (RCFP).

The RCFP Program Manager has informed the Department that the project is complete and that the contractor has furnished the required permits, drawings, operation and maintenance manuals, and guarantees. There were 22 Change Orders issued on this project in the amount of \$302,976 or 21% of the base contract amount. The final construction contract amount, including change orders, is \$1,755,947.

It is recommended that the Board assess liquidated damages against Tek-Up Construction, Inc. The contract end date, including all compensable and non-compensable time extensions, was on May 15, 2009. However, the contractor failed to complete the work until October 19, 2009, a difference of 157 days, when the Department of Public Works, Bureau of Contract Administration issued the Statement of Completion. The contract stipulated a liquidated damage rate of \$1,500 per day. The total liquidated damages amounts to \$235,500.

Department staff consulted with the Office of Contract Compliance concerning the status of the labor compliance requirements and the Affirmative Action requirements on the project. There are still outstanding prevailing wage violations against Tek-Up Construction, Inc., with both the Office of Contract Compliance and the City Attorney's Office involved in litigation. It is recommended that the Board withhold all retention monies until a resolution is reached concerning the prevailing wage violations of Tek-Up Construction, Inc.

FISCAL IMPACT STATEMENT:

The construction project was funded by Proposition K, Proposition A, Proposition 40 PC, Proposition 12 MH, Quimby, and Sites & Facilities funds. There is no fiscal impact to the Department's General Fund.

This report was prepared by Gary Lam, Project Manager, Recreational and Cultural Facilities Program, Bureau of Engineering. Reviewed by Neil Drucker, Program Manager, Recreational and Cultural Facilities Program, Bureau of Engineering; Deborah Weintraub, Chief Deputy City Engineer, Bureau of Engineering; and Michael A. Shull, Superintendent of Planning and Construction, Department of Recreation and Parks.

REPORT OF GENERAL MANAGER

NO. 10-257

DATE October 6, 2010

C.D. 7

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: DAVID M. GONZALES RECREATION CENTER - BUILDING ENCLOSURE AND WEIGHT ROOM CONVERSION (W.O. #E170431F) - FINAL ACCEPTANCE

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

[Signature]

 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board:

1. Approve the final acceptance of the work performed under the Memorandum of Understanding (MOU) with the Department of General Services (GSD) as outlined in the Summary of this report; and
2. Authorize the Board Secretary to furnish GSD with a letter of completion.

SUMMARY:

On May 21, 2008, the David M. Gonzalez Recreation Center - Building Enclosure and Weight Room Conversion (W.O. #E170431F) project was awarded to GSD through the approval of an MOU between the Department of Recreation and Parks (RAP), Bureau of Engineering (BOE), and GSD (Board Report No. 08-133). The project scope of work added new walls on the south and east sides of the existing patio to convert an open weight room to a 775 square-foot enclosed space with new air conditioning system and new floor tiles. The project also replaced a drinking water fountain. The total construction cost was \$96,125.84. There were no change orders on this project and it was completed under budget.

REPORT OF GENERAL MANAGER

PG. 2

NO. 10-257

GSD completed all work pertaining to the David M. Gonzalez Recreation Center – Building Enclosure and Weight Room Conversion (W.O. #E170431F) project. BOE Construction Management Division provided the construction management of the project. The Program Manager has advised the Department that GSD completed the construction of the project and that the quality of the work is very satisfactory.

There are no contract compliance or labor issues with the work done under this MOU. Some of the construction work was completed by City employees and others by subcontractors under the supervision of GSD staff.

FISCAL IMPACT STATEMENT:

There is no fiscal impact to the Department's General Fund. The Department currently operates these facilities and operating budget is in place.

This report was prepared by Ejike Mbaruguru, Recreational and Cultural Facilities Program, and Richard Chang, Construction Management Division, Bureau of Engineering. Reviewed by Neil Drucker, Program Manager, Recreational and Cultural Facilities Program; and Michael A. Shull, Superintendent, Planning and Construction Division, Department of Recreation and Parks.

REPORT OF GENERAL MANAGER

NO. 10-258

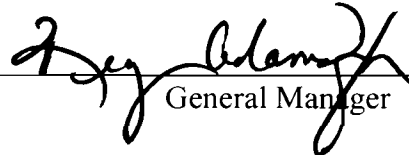
DATE October 6, 2010

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BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: ROSS SNYDER RECREATION CENTER – PARKING LOT AND BASKETBALL (W.O. #E170941F) PROJECT – CONTRACT NO. 3268 – FINAL ACCEPTANCE

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



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Approve the final acceptance of work performed under Contract No. 3268 as outlined in the Summary of this Report;
2. Authorize the Department’s Chief Accounting Employee to release all retention monies held under Contract No. 3268 to Tobo Construction, Inc., 35 calendar days after acceptance by the Board less the amount stipulated in Board Report No. 10-203; and,
3. Authorize the Board Secretary to furnish Tobo Construction, Inc., with a letter of completion.

SUMMARY:

The construction contract for the Ross Snyder Recreation Center – Parking Lot and Basketball Court (W.O. #E170941F) project was awarded to Tobo Construction, Inc., on November 7, 2008 (Board Report No. 08-296), in the amount of \$389,000. The project, located at 1501 E. 41st Street, Los Angeles, CA 90011, was completed on August 18, 2010. The project provided for construction of a new parking lot and basketball court.

REPORT OF GENERAL MANAGER

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Plans for the project were prepared by Kanner Architects. The project scope of work consisted of a new basketball court surface – asphalt with deco color paint, a permeable concrete block paved parking lot, concrete paths throughout, a new gate, and fencing, and landscaping including California native trees and drought tolerant shrubs, an automated irrigation system, security and general site lighting, and a drinking fountain.

The Bureau of Engineering, Construction Management Group completed the construction management of the project under the Recreational and Cultural Facilities Program (RCFP). The facility was opened to the public on January 25, 2010. The contractor received the Statement of Completion from the Contract Administration inspector on August 19, 2010.

The RCFP Program Manager has informed the Department that the project is complete and that the contractor has furnished the required permits, drawings, operation and maintenance manuals, and guarantees. There were 13 Change Orders issued in the amount of \$63,464.12 or 16% of the base contract amount. The final construction contract amount, including change orders, is \$452,464.12.

Department staff consulted with the Office of Contract Compliance concerning the status of the labor compliance requirements and Affirmative Action requirements on the project. There were wage violations against Tobo Construction, Inc. which were addressed in Board Report No. 10-203. An amount of \$35,056.46 is to be forfeited from the final retention.

FISCAL IMPACT STATEMENT:

The construction project was funded by Proposition K and Sites & Facilities funds. There is no fiscal impact to the Department at this time.

This report was prepared by Gary Lam, Project Manager, Recreational and Cultural Facilities Program, Bureau of Engineering and reviewed by Neil Drucker, Program Manager, Recreational and Cultural Facilities Program, Bureau of Engineering; and Michael A. Shull, Superintendent of Planning and Development, Department of Recreation and Parks.

REPORT OF GENERAL MANAGER

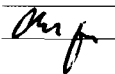
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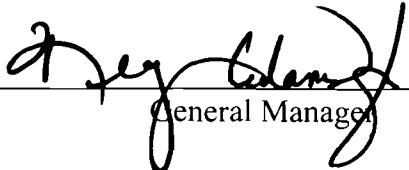
DATE October 6, 2010

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BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: 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

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



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

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

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 3237</u>	CD 10	General Contractor:	Western Alta Construction
Lafayette Park – Recreation Center		Claimant:	Hanson Aggregates LLC
(W.O. #E170317F)		Amount:	\$12,506.91
Project Status: 84% Complete			
Project Impact: none			

REPORT OF GENERAL MANAGER

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NO. 10-259

Project Status:
Project Impact: none

Claimant: Robertson's
Amount: \$5,211.59

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:

Contract 3272 CD 2

Van Nuys/Sherman Oaks - East Valley Multi-
Purpose Center (W.O. #E170317F)

General Contractor: Ford E.C., Inc.

Project Status:
Project Impact: none

Claimant: Eckles Construction, Inc.
Amount: \$10,793.51

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. 10-260

DATE October 6, 2010

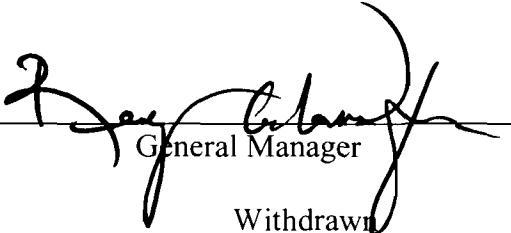
C.D. 11

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: STONER SKATE PLAZA (W.O. #E170460F) – CONTRACT NO. 3286 – DISCONTINUANCE OF RETENTION

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

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



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board:

1. Approve the request of California Skateparks, Inc., (Cal Skate) to discontinue further retention on the original contract value for all subsequently approved payment claims on the Stoner Skate Plaza (W.O. #E170460F) project, Contract No. 3286; and,
2. Direct the Board Secretary to notify all interested parties regarding said discontinuance of retention.

SUMMARY:

The Department is in receipt of a request from Cal Skate, contractor for the Stoner Skate Plaza (W.O. #E170460F) project, Contract No. 3286, to discontinue withholding further retention for all subsequently approved payment claims as the project is more than fifty percent (50%) complete, per General Requirements, Article 20 (D). The current construction contract amount is \$961,111. To date, the total retention funds withheld are \$94,452.35. The project is now 98% complete in construction.

Pursuant to Section 9-3.2 of the Standard Specifications for Public Works Construction, the Contract, retention of ten percent (10%) is held on the progress payment of each approved payment. After fifty percent (50%) of work has been completed, subject to a written request from the contractor, and if progress on the Work is satisfactory, the deduction to be made from remaining progress requests and from the final payment request may be limited to \$500 or 10% of the first half of total Contract amount, whichever is greater. This conforms to standard

REPORT OF GENERAL MANAGER

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practice on construction contracts.

The contractor has satisfactorily completed 98% of the original contract price, and all further pay requests will be for change orders that have been agreed to upon by all of the parties. In addition, the BOE Project Manager recommends that this request be honored, as Cal Skate, is in good standing and moving forward with the project.

FISCAL IMPACT STATEMENT:

There is no fiscal impact to the Department's General Funds as the monies involved are already appropriated to this contract. The project constructed a Skate Plaza, which is in use and maintained by the Department's maintenance staff.

This report was prepared by Shashi Bhakta, Project Manager, Recreational and Cultural Facilities Program, Bureau of Engineering. Reviewed by Neil Drucker, Program Manager; and Michael A. Shull, Superintendent, Planning and Construction Division, Department of Recreational and Parks.

REPORT OF GENERAL MANAGER

NO. 10-261

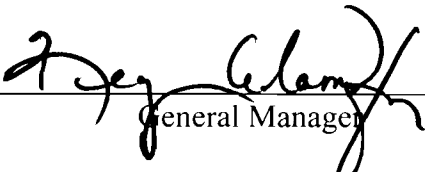
DATE October 6, 2010

C.D. 2

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: VAN NUYS SHERMAN OAKS PARK – EAST VALLEY MULTIPURPOSE CENTER (PRJ1580A) (W.O. #E1700475) – CONTRACT NO. 3272 – DISCONTINUANCE OF RETENTION

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



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Approve the request of Ford Engineering and Construction, Inc., (Ford E.C., Inc.), to discontinue further retention on the original contract value for all subsequently approved payment claims on the Van Nuys Sherman Oaks Park - East Valley Multipurpose Center (PRJ1580A) (W.O. #E1700475) project, Contract No. 3272; and,
2. Direct the Board Secretary to notify all interested parties regarding said discontinuance of retention.

SUMMARY:

The Department is in receipt of a request from Ford E.C., Inc., contractor for the Van Nuys Sherman Oaks Park – East Valley Multipurpose Center (PRJ1580A) (W.O. #E1700475) project, Contract No. 3272, to discontinue withholding further retention for all subsequently approved payment claims, as the project is more than fifty percent (50%) complete. The current construction contract amount is \$9,551,222. To date, the total retention funds withheld are \$706,954.64. The project is now 74% complete in construction.

Pursuant to Division 01 – General Requirements, Section 20.D.1 and D.2 of the Contract, which states, “D.1 -Retention of ten percent (10%) will be held on the original Contract value of each approved payment claim until the amount paid of the original Contract equals fifty percent

REPORT OF GENERAL MANAGER

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(50%). The City may then, at its sole discretion discontinue further retention on the original Contract value for all subsequently approved payment claims” and if the project is progressing satisfactorily, that “D.2 - At any time during the course of the Contract, the City may, at its sole discretion, reinstate the ten percent (10%) retention.” This conforms to standard practice on construction contracts.

The contractor has satisfactorily completed 74% of the original contract price, and all further pay requests will be for change orders that have been agreed upon by all the parties. In addition, the Bureau of Engineering (BOE) Project Manager recommends that this request be honored, as Ford E.C., Inc., is in good standing and moving forward with this project.

FISCAL IMPACT STATEMENT:

There is no fiscal impact to the Department’s General Fund as the monies involved are already appropriated to this contract.

This report was prepared by Willis Yip, Project Manager, Architectural Division, Bureau of Engineering. Reviewed by Neil Drucker, Program Manager, Recreation and Cultural Facilities Program, Bureau of Engineering and Michael A. Shull, Superintendent, Planning and Construction Division, Department of Recreation and Parks.

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NO. 10-262

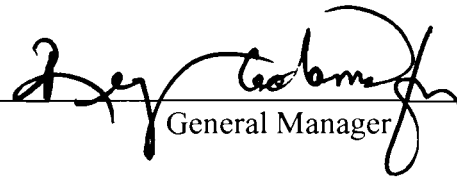
DATE: October 6, 2010

C.D. 4

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: NORTH ATWATER PARK – EXPANSION (W.O. #E1907211) AND CREEK RESTORATION (W.O. #SZW00031) PROJECTS – REVIEW OF BIDS AND AWARD OF CONTRACT

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



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board:

1. Find C.S. Legacy Construction, Inc., (C.S. Legacy) with a base bid of \$2,170,632, to be the lowest responsive and responsible bidder for the North Atwater Park – Expansion (W.O. #E1907211) and Creek Restoration (W.O. #SZW00031) projects;
2. Award the contract to C.S. Legacy, for a total contract award amount of \$2,170,632, all according to the plans and specifications;
3. Authorize the Department’s Chief Accounting Employee to encumber funds in the amount of \$2,170,632 from the following fund and account numbers under the awarding authority of this Board Report; and,

<u>Funding Source</u>	<u>Fund/Dept/Acct. No.</u>	<u>Encumbrance Amount</u>
Sewer Construction and Maintenance Fund	761/50/GGB2	\$399,703
Integrated Resource Watershed Management Grant (Proposition 50 Chapter 8) ⁽¹⁾	761/50GGC3	\$812,908
California River Parkways Grant Program (Proposition 50 Chapter 5)	305/50/F220	\$944,325

REPORT OF GENERAL MANAGER

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401 WQC Mitigation for Balboa Blvd. and Victory Blvd. Intersection mitigation through LADOT	100/78/E352	<u>\$13,696</u>
Total:		\$2,170,632

Note: ⁽¹⁾ To be front-funded by Sewer Construction and Maintenance Funds and reimbursed upon receipt of grant funds.

4. Direct staff to prepare a contract and authorize the Board President and Secretary to execute the contract, subject to City Attorney approval as to form.

SUMMARY:

On May 5, 2010, the Board approved the final plans and call for bids for the North Atwater Park-Expansion (W.O. #E1907211) and Creek Restoration (W.O. #SZW00031) projects, located at 3900 West Chevy Chase Drive, Los Angeles, CA 90039 (Board Report No. 10-101). The plans call for the construction of a new park and the restoration of an existing degraded remnant seasonal riparian stream tributary to the Los Angeles River, approximately 4.17 acres in size, with the project scope outlined as follows:

1. Structural Best Management Practices (BMPs) elements including reshaping the existing streambed to provide flood protection by slowing down storm flows to the Los Angeles River. Landscaping will include native plants to prevent erosion and decomposed granite walkways to allow public access. This will also include a trash capture device at the beginning of the stream bed, at Chevy Chase Dr. and also at the concrete channel at Verdant Street, along the equestrian arena;
2. Perimeter security gates and fences;
3. Parking lot with permeable pavers in the parking spaces;
4. Benches, trash receptacles, boulder/broken concrete retaining walls and seating areas, interpretive signage, picnic tables, concrete play tunnel, sand play yard and a drinking fountain;
5. Site utilities and service connections, grading, and an on-grade and underground site drainage system.

On June 29, 2010, nine (9) bids were received for this project. The lowest responsive and responsible bid is C.S. Legacy, Construction, Inc., with a base bid amount of \$2,162,482, which is \$1,837,518 below the City Engineer's cost estimate of \$4,000,000. The bid amounts received are as follow:

REPORT OF GENERAL MANAGER

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Bidders	Base Bid
C.S. Legacy, Construction, Inc.	\$2,162,482
Environmental Construction, Inc.	\$2,225,000
Los Angeles Engineering, Inc.	\$2,282,044
USS Cal Builders, Inc.	\$2,381,903
Ohno Construction Company	\$2,588,661
Fata Construction & Development	\$2,835,000
Morillo Construction, Inc.	\$2,868,000
SIMGEL Co., Inc.	\$2,972,000
PacWest Engineering	\$3,800,000

The bid documents stated that the determination of the lowest bidder would be based on the Base Bid amount.

All qualifying bidders were required to submit with their bids evidence of having under their employment a qualified Project Manager or Superintendent who will be on site at all times during construction and will oversee all work done. The person to be assigned as Project Manager or Superintendent for this project was to have met the requirements of having experience in construction of a minimum of three (3) creek restoration projects and have experience in techniques for creek re-vegetation planting, including installing willow wattles.

C.S. Legacy listed their Total Bid Amount incorrectly. The original Total Bid Amount was listed as \$2,162,482. Staff corrected their Total Bid Amount in accordance with the procedures set forth in the General Instructions and Information for Bidders. C.S. Legacy was contacted and notified of the correction. The correction did not change the order of the bids.

In addition to meeting all other bid requirements, C.S. Legacy did submit evidence that they met the minimum qualification requirements. Therefore, C.S. Legacy is the lowest responsive and responsible bidder. A summary of the review and verification of the qualification documentations submitted by the bidders is attached to this report. It is, therefore, recommended that the Board award the total award amount of \$2,170,632.

Staff has reviewed the subcontractor outreach effort made by C.S. Legacy and based on the documents submitted, has determined that a "good faith" effort has been made. C.S. Legacy, obtained a MBE/WBE participation of 0%, and satisfied ninety (90) out of the 100-point requirements outlined by the Board's outreach program which requires a score of 75 points out of 100 to achieve a "good faith" effort. The outreach document package is on file in the Board Office and a synopsis of said package is attached.

REPORT OF GENERAL MANAGER

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The City Attorney and staff have reviewed the bids submitted by C.S. Legacy, and found it to be in order. Staff recommends that the Board find C.S. Legacy, to be the lowest responsive and responsible bidder.

Staff reviewed the responsiveness and work performance of C.S. Legacy, on past Department projects and found them to be satisfactory. The Department of Public Works, Office of Contract Compliance (OCC) indicated that there have been no labor compliance violations and that all other legal requirements have been complied with by the bidder.

In accordance with the California Environmental Quality Act (CEQA), staff has determined that the subject project has been previously evaluated for environmental impacts, and the Department of Recreation and Parks has prepared a Notice of Exemption for the project. The Notice of Exemption was filed with the Los Angeles City and County Clerks on October 13, 2005. Staff finds that the project has not substantially changed from that previously evaluated, which otherwise would have required additional mitigation, and that the environmental conditions at the site have not substantially changed. Therefore, no additional mitigation and no additional CEQA documentation is required.

FISCAL IMPACT STATEMENT:

There is no immediate fiscal impact to the Department's General Fund as the project's costs will be fully funded by the above-listed funds specifically identified and approved for this project. Future operations and maintenance costs will be assessed upon completion of the project and addressed in the future budget request. The portion of the project to be funded by the Integrated Resource Watershed Management Grant (Proposition 50) will be front-funded by the Sewer Construction and Maintenance (SCM) Fund. The grant funds will be used to reimburse the SCM fund. SCM Funds may be drawn from the Sewer Capital Fund No. 761, the Waste Water System Commercial Paper B Construction Fund No. 70X, or any other funds established as a result of commercial paper or bond sales, at the discretion of the Director of Sanitation or appointed designee.

This report was prepared by Renee Curtis, Project Manager, Bureau of Engineering Architectural Division. Reviewed by Neil Drucker, Program Manager, Bureau of Engineering Recreational and Cultural Facilities Program; and Michael A. Shull, Superintendent, Planning and Construction, Department of Recreation and Parks.

GOOD FAITH EFFORT CHECKLIST- EVALUATION DRAFT WORK

Bidder: CS Legacy Construction, Inc.

Bid Date: June 29, 2010

PROJECT: North Water Park – Expansion And Creek Restoration (E1907211 & SZW00031)

Indicator	Required Documentation	Description of Submitted or Missing Documentation	Points	
1	The bidder's or proposer's efforts to obtain participation by MBEs, WBEs and other business enterprises could reasonably be expected by the Board of Recreation and Park Commissioners (the "Board") to produce a level of participation by interested sub-contractors, including 15% MBE and 2% WBE.		0	0
2 Pre-Bid Meeting	a) Attend pre-bid meeting and be listed on the attendance sheet; or b) Submit a letter prior to the pre-bid meeting either by fax to (213) 847-0703, or by mail to the Bureau of Engineering, Project Award and Control Division, 1149 S. Broadway, 1 st Floor, Los Angeles, Ca. 90015.	Did not attend Pre-bid Mtg. nor submitted a letter of excuse.	10	0
3 Work Areas	Proof of this must be demonstrated in either Indicator 4 or 5.		13	13
4 Ad	A copy of the advertisement or a proof of publication statement or other verification which confirms the date the advertisement was published. The advertisement must be specific to the project, not generic, and may not be a planholder advertisement provided by the publication. It should include the City of Los Angeles project name, name of bidder, areas of work available for subcontracting, and a contact person's name and telephone number, information on the availability of plans and specifications and the bidder's policy concerning assistance to subcontractors in obtaining bonds, lines of credit and/or insurance. Consideration will be given to the wording of the advertisement to ensure that it did not exclude or seriously limit the number of potential respondents.		9	9
5 Letters to Potential Subs	A copy of each letter sent to available MBEs, WBEs and OBEs for each item of work to be performed. If there is only one master notification, then a copy of the letter along with a listing of all recipients will suffice. Faxed copies must include the fax transmittal confirmation slip showing the date and time of transmission. Mailed letters must include copies of the metered envelope or certified mail receipts. Letters must contain areas of work to be subcontracted, City of Los Angeles project name, name of the bidder, and contact person's name, address, and telephone number.		10	10
6 Follow-up to Letters	A copy of telephone logs. These logs must include the name of the company called, telephone number, contact person, who did the calling, time, date, and the result of the conversation. Bidder must follow-up with all subcontractors to whom they sent letters.		10	10
7 Plans	Include in Indicator 4 or 5, information detailing how, where and when the bidder will make the required information available to interested subcontractors.		5	5
8 Outreach Letters	A copy of each letter sent to outreach agencies requesting assistance in recruiting MBEs, WBEs and OBEs. Faxed copies must include the fax transmittal confirmation slip showing the date and time of transmission. Mailed letters must include copies of the metered envelopes or certified mail receipts. Letters must contain areas of work to be subcontracted, City of Los Angeles project name, name of the bidder, and contact person's name, address, and telephone number.		10	10
9 Negotiate in Good Faith	a) Copies of all MBE/WBE/OBE bids or quotes received; and b) Summary sheet organized by work area, listing bids received and the subcontractor selected for that work area. If the bidder elects to perform a listed work area with its own forces, they must include a bid that shows their own costs for the work.		26	26
10 Bonds	Include in Indicator 4 or 5, information about the bidder's efforts to assist with bonds, lines of credit and insurance.		7	7
TOTAL POINTS ACHIEVED			90	
MBE/WBE % ACHIEVED:			0%	

MBE= 0% WBE=0% OBE= 40% PRIME= 60%

RESPONSIVE

REPORT OF GENERAL MANAGER

NO. 10-263

DATE October 6, 2010

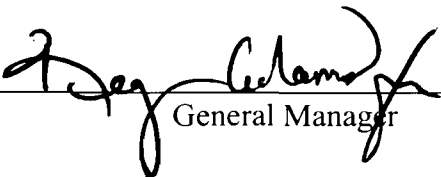
C.D. ALL

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: AS-NEEDED ARCHITECTURAL DESIGN SERVICES – FRANK R. WEBB ARCHITECTS, INC., – AMENDMENT NO. 2 TO CONSULTANT CONTRACT NO. 2934

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

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



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board:

1. Approve a proposed Amendment No. 2, substantially in the form on file in the Board Office, to Contract No. 2934, with Frank R. Webb Architects, Inc., extending the term of the contract by three years for a new total of fourteen (14) years and increasing the contract amount by \$300,000 from \$1,200,000 to \$1,500,000, subject to approval of the Mayor, the City Council, and the City Attorney as to form;
2. Find pursuant to Charter Section 371(c)(2) that competitive bidding is not practicable or advantageous as it is necessary for the Department to be able to call on contractors to perform this work as-needed and on an occasional, but frequent, basis without engaging in a new competitive process for each individual project to be performed; however, from among as-needed contractors each individual project is assigned on the basis of availability of an as-needed contractor to perform the work, the price to be charged and the unique expertise of the as-needed contractor;
3. Find pursuant to Charter Section 372 that obtaining competitive proposals or bids for each individual project for which work maybe performed pursuant to this agreement is not reasonable, practicable or compatible with the Department's interests of having available as-needed contractors who are assigned various projects on the basis of availability, price and expertise and that it is therefore necessary to have several as-needed contractors for this type of service available when called upon by the Department to perform services;

REPORT OF GENERAL MANAGER

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4. Find pursuant to Charter Section 1022 that the Department does not have, available in its employ, personnel with sufficient time or the necessary expertise to undertake these specialized professional tasks in a timely manner, and, it is therefore more feasible, economical and in the Department's best interest, to secure these services by contract;
5. Direct the Board Secretary to transmit the proposed Amendment to the Mayor in accordance with Executive Directive No. 3, and concurrently to the City Attorney for review and approval as to form; and,
6. Authorize the Board President and Secretary to execute the Amendment, upon receipt of the necessary approvals.

SUMMARY:

On February 17, 2000, the Department entered into a personal services contract with Frank R. Webb Architects, Inc., for as-needed architectural design services. The term was for six (6) years, expiring on February 16, 2006, and the amount was for up to \$600,000.

On January 30, 2006, Amendment No. 1 to the contract was executed which increased the contract amount by \$600,000, for a new contract amount of up to \$1,200,000 and extended the term of the contract for an additional five (5) years for a total of eleven (11) years.

The firm is currently working on the Hansen Dam Phase II – Ranger Station Project. The project is in construction and requires the administrative construction support from Frank R. Webb Architects, Inc. At this time, the project construction schedule extends beyond the term of the consultant contract.

The Department does not have available personnel to perform these specialized professional tasks in a timely manner due to staffing shortages and the existing demands on staff workloads, therefore, making it impossible to meet other project requirements and deadlines. The adjustment in yearly hourly rates from 2011 through 2013 is an acceptable industry practice and conforms to normal cost of living adjustments. This Amendment will allow this consultant to continue working on the Hansen Dam Phase II – Ranger Station Project through its completion.

This Amendment No. 2 is recommended in compliance with all Department and City procedures, policies and laws applicable to the award of the contracts. Principals of the firm are not employees or officials of the City; are free to make recommendations or perform the services specified in the contract; and have no authority, with respect to the City's decisions relating to the project, beyond fulfilling the provisions of the Amendment.

REPORT OF GENERAL MANAGER

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FISCAL IMPACT STATEMENT:

All compensation to the consultant is provided in the funding of each individual project that the firm works on; therefore, there will be no decrease in revenue or increase in costs to the Department's General Fund.

This report was prepared by Gino Ogtong, Management Analyst II, Planning and Construction Division.

REPORT OF GENERAL MANAGER

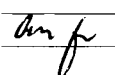
NO. 10-264

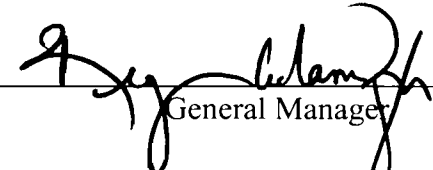
DATE October 6, 2010

C.D. 11

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: MACARTHUR PARK - BANDSHELL RESTROOMS (#20478)
(W.O. #E1907293) - MEMORANDUM OF UNDERSTANDING BETWEEN
THE DEPARTMENT OF RECREATION AND PARKS, THE BUREAU OF
ENGINEERING AND THE DEPARTMENT OF GENERAL SERVICES

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



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Approve a proposed Memorandum of Understanding (MOU), substantially in the form on file in the Board Office, between the Department of Recreation and Parks (RAP), the Bureau of Engineering (BOE) and the General Services Department (GSD), to provide construction services for the MacArthur Park - Bandshell Restrooms (#20478) (W.O. #E1907293) project, subject to the approval of the City Attorney as to form;
2. Request that the City Administrative Office (CAO) include in the CAO report to the City Council and Mayor, a recommendation that the following appropriations, in the amount of \$523,600 be approved for the construction of the MacArthur Park - Bandshell Restrooms (#20478) (W.O. #E1907293) project;

From:

<u>Funding Source</u>	<u>Fund No./ Dept. No./ Acct. No</u>	<u>Encumbrance Amount</u>
CDBG (35 TH Year)	424/22/F442	\$240,000
Economic Development Initiative (EDI) ⁽¹⁾	205/89/GF01	\$190,000
Quimby	302/89/460K-MD	\$ 93,600
Total:		\$523,600

REPORT OF GENERAL MANAGER

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NOTE: ⁽¹⁾ The EDI funds will be cash flowed from an approved Community Development Block Grant (CDBG) Float Loan, and these funds will be reimbursed immediately upon receipt of funds from the Federal government.

To:

Through GSD Account and from there to the appropriate GSD Account Fund 100, Department 40, as follows:

1014 – Construction Salaries	\$104,720
1101 – Hiring Hall Salaries	\$149,600
1121 – Hiring Hall Fringe Benefits	\$59,840
<u>3180 – Construction Materials and Supplies</u>	<u>\$209,440</u>
TOTAL	\$523,600

and transfer cash to GSD on an as-needed basis, upon review and approval of expenditure reports submitted by GSD and approval of these reports by the Bureau of Engineering Project Manager;

3. Direct the Board Secretary to transmit forthwith the MOU to the City Attorney for review and approval as to form; and,
4. Authorize the General Manager to execute the proposed MOU, subject to City Attorney approval as to form.

SUMMARY:

The proposed MacArthur Park - Bandshell Restrooms (#20478) (W.O. #E1907293) project is located at 2230 West 6th Street, Los Angeles, CA 90057. The improvements include attaching a restroom building to the exterior walls of the Bandshell. This addition is comprised of two Americans with Disabilities Act (ADA) compliant unisex toilet stalls with associated interior lavatories and one non-ADA compliant unisex toilet stall with associated interior lavatory and all landscape work per plans.

Staff recommends awarding this project to GSD in lieu of conducting a competitive construction bid process due to the following reasons:

- Construction of the toilet building addition has to be completed before end of June 2011, due to the scheduled use of the Bandshell for the summer performance program at the park. The total funds for the project were recently realized.

REPORT OF GENERAL MANAGER

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- The scope of work is a “Specialty Work”. GSD has shown knowledge and expertise in building restrooms to comply with the ADA, including but not limited to adding restrooms to an existing building, with a combination of their own forces and by hiring specialized vendors for sub-contracted work.
- GSD can perform the demolition work while the selection of a vendor is in process.
- Approximately three to four months can be saved from the bid and award time by having GSD and their selected City-approved vendors perform construction. GSD is authorized to perform this work per Los Angeles Administrative Code Section 22.535(a)(5).

In addition to timeliness, GSD has experience in successfully completing various RAP projects. BOE will provide construction management services for GSD in the construction of the project.

Approved project funds are available for the construction work in the following fund and accounts:

<u>Funding Source</u>	<u>Fund No./Dept. No./Acct. No.</u>
CDBG (35 TH Year)	424/22/F442
Economic Development Initiative (EDI) ⁽¹⁾	205/89/GF01
Quimby	302/89/460K-MD

- ⁽¹⁾ The EDI funds will be cash flowed from an approved Community Development Block Grant (CDBG) Float Loan, and these funds will be reimbursed immediately upon receipt of funds from the Federal government.

In compliance with the California Environmental Quality Act (CEQA), staff has determined that the proposed improvements resulting from the MOU have been previously evaluated for potential environmental impacts. A Mitigated Negative Declaration (MND) was adopted by the City Council on April 10, 2007 (Council File: 07-0986) and a Notice of Determination (NOD) was filed with the Los Angeles County Clerk on April 11, 2007. The scope of the proposed improvements would not result in any significant environmental effects beyond those already analyzed in the MND, and the environmental setting has not changed substantially since the adoption of the document. Therefore, no additional CEQA documentation is required for the Board’s approval of recommendations in this report.

REPORT OF GENERAL MANAGER

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FISCAL IMPACT STATEMENT:

There are adequate funds for the proposed construction project. Therefore, there is no anticipated fiscal impact on the Department's General Fund. The assessment of the future operations and maintenance costs has yet to be determined.

This report was prepared by Ada Fernandez-DeLaRosa, Project Manager, Architectural Division, Bureau of Engineering. Reviewed by Mahmood Karimzadeh, Program Manager, Architectural Division, Bureau of Engineering; Neil Drucker, Program Manager, Recreational and Cultural Facilities Program, Bureau of Engineering; and Michael A. Shull, Superintendent, Planning and Construction Division, Department of Recreation and Parks.

REPORT OF GENERAL MANAGER

NO. 10-265

DATE October 6, 2010

C.D. 13

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: HELEN BERNSTEIN HIGH SCHOOL – JOINT USE AGREEMENT BETWEEN THE DEPARTMENT OF RECREATION AND PARKS AND THE LOS ANGELES UNIFIED SCHOOL DISTRICT FOR THE SHARED USE OF A SYNTHETIC TURF MULTI-USE SPORTS FIELD AND EXTERIOR RESTROOM DURING SUMMER SEASONS

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

[Signature]
General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board:

1. Approve a proposed Joint Use Agreement (JUA), substantially in the form on file in the Board Office, between the Department of Recreation and Parks and the Los Angeles Unified School District, specifying the terms and conditions for the shared use of a synthetic turf multi-use sports field at the new Helen Bernstein High School during future summer seasons, subject to the approval of the Mayor and of the City Attorney as to form;
2. Direct the Board Secretary to transmit forthwith the proposed JUA to the Mayor’s Office in accordance with Executive Directive No. 3, and concurrently to the City Attorney for review and approval as to form; and,
3. Authorize the Board President and Secretary to execute the JUA upon receipt of the necessary approvals.

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-265

SUMMARY:

On June 4th 2008, the Board approved a Memorandum of Understanding (MOU) among the Department of Recreation and Parks (Department), Los Angeles Unified School District (LAUSD), and Community Redevelopment Agency of Los Angeles (CRA/LA) for the cooperative development of a synthetic turf multi-purpose athletic field (Field) at Helen Bernstein High School located at 1309 N. Wilton Place in Council District 13, and the future joint-use thereof. The proposed Joint Use Agreement (JUA) before the Board today is the JUA contemplated in said MOU. Pursuant to the terms and conditions of the MOU and a cooperative development agreement executed between the CRA and LAUSD in 2008, the CRA provided the District with the necessary funding for the Field's development and the District completed the Field as agreed. With the approval of the proposed JUA, the Department will contribute to the project summer programming during specified days and hours.

For more than thirty years the Department and LAUSD have entered into joint-use agreements involving capital improvements at schools and park sites. To date there have been over thirty such agreements ranging in scope from the shared use of pools and gymnasiums to that of fields, courts and tracks. In this particular case, the scope of shared use involves the City's use of only the synthetic turf multi-use field and adjacent exterior restrooms.

The CRA/LA funded half of the estimated \$1.2 million needed for the field improvements. This contribution met the matching requirement of the Board of Education's joint-use policy and reflects the CRA's intent to provide public recreational access on a more regular basis than could be achieved by obtaining temporary permits for the use of the site. The District in turn matched the CRA sum with bond funding to fully fund the Field's development. The Department's contribution to the project is to develop and offer public recreational programming at the site. The Hollywood area is growing rapidly and this site has the ability to fulfill much needed recreational programming for those area residents.

The level of programming that the Department will provide shall be limited to summer periods while school is not in session. The City previously provided shared use programming at the Field and restrooms during the summer of 2009 through a license agreement issued by the District allowing the public access to the Field. However, due to budgetary constraints the Department was unable to program during the 2010 summer. The purpose of the proposed JUA is to ensure the Department's access to the site for public use during future summer periods upon identification of necessary operating funds.

Pursuant to the terms and conditions of the proposed JUA, the maintenance and operations costs will be funded on a pro-rata shared basis between the Department and LAUSD, based on hours of actual use. Each party will be responsible for the cost of maintenance and repair applicable to each party's designated period of use.

REPORT OF GENERAL MANAGER

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Staff has determined that the activities contemplated in the proposed JUA have been previously evaluated in an Environmental Impact Report (EIR) prepared by the LAUSD for Helen Bernstein High School (Central Los Angeles Area New High School #1) (State Clearing House No. 200101090). The EIR evaluated the environmental effects of the new high school and public use of the facilities during non-school hours. The LAUSD found that all significant environmental impacts could be mitigated to a level less than significant with implementation of the prescribed mitigation measures, except for traffic and parking related impacts. However, these impacts were determined to be associated with regular school hours primarily during the morning peak hours and would not affect after-school activities. Nevertheless, LAUSD determined that the benefits of the project outweighed the significant traffic and parking impacts, and adopted a Statement of Overriding Considerations in compliance with CEQA, when the Final EIR was certified on October 2, 2001. A Notice of Determination (NOD) was filed with both the State Clearing House and the Los Angeles County Clerk on October 10, 2001. Staff has reviewed the EIR and finds that the proposed JUA for use of the facilities at Helen Bernstein High School during summer session will not have a significant impact on the environment or potentially significant environmental effects have been mitigated to a level less than significant, and no further documentation in compliance with CEQA.

The Assistant General Manager of Operations East, the Metro Region and the Office of Council District Thirteen concur with staff's recommendations.

FISCAL IMPACT STATEMENT:

The Department has allocated operations and maintenance funds to this site for prior shared use activities and shall submit a similar budget request for future summer operations and maintenance.

This report was prepared by Joel Alvarez, Senior Management Analyst, Real Estate and Asset Management.

This item not included in the package

10-266 Robert F. Kennedy Inspiration Park - Use Agreement
between the Department of Recreation and Parks and the
Los Angeles Unified School District for the Operation
and Maintenance of a New Park on a Portion of School
Property

REPORT OF GENERAL MANAGER

NO. 10-267

DATE October 6, 2010

C.D. 11

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: MAR VISTA RECREATION CENTER - AGREEMENT WITH LOS ANGELES PARKS FOUNDATION FOR THE DONATION OF THE DESIGN AND PARTIAL CONSTRUCTION OF A SKATE PLAZA

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

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

[Signature]

General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Accept, with gratitude, a gift from the Los Angeles Parks Foundation (Foundation) consisting of the design and partial construction of street-style skate plaza improvements at Mar Vista Recreation Center, valued at \$135,000;
2. Approve a proposed Agreement, substantially in the form on file in the Board Office, between the Department of Recreation and Parks (RAP) and Foundation, specifying the terms and conditions for the design, construction and operation of the proposed skate plaza, subject to approval of the Mayor and the City Attorney as to form;
3. Direct the Board Secretary to transmit the proposed 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 Agreement upon receipt of the necessary approvals.

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-267

SUMMARY:

The Los Angeles Parks Foundation (Foundation) has offered to donate to the City of Los Angeles, through its Department of Recreation and Parks (RAP), a gift consisting of the design and construction of certain street-style, skate plaza improvements (Plaza) at Mar Vista Recreation Center (Park), located at 11430 Woodbine Avenue in the community of Westdale. The Plaza will provide the community with a modern street-skate venue to satisfy the needs of today's urban-youth, street skater. As demonstrated by the success of other skate plaza projects on City park property, street skating is now a very popular form of skating among urban youth. Street skating has grown so much in popularity over recent years that it is now a professional sport and industry. Street skating grew in popularity among urban youth primarily due to the lack of accessible and/or challenging skate parks within urban neighborhoods, and the abundance of benches, platforms, handrails, and stairways found regularly on the street which serve perfectly as challenging obstacles for the modern young skater to maneuver around, on, and over.

The proposed Mar Vista Recreation Center skate plaza project includes a unique feature that has not been incorporated at other RAP skate plaza projects; a kiosk to house a video screen that will display content from the Annenberg Foundation, the Berrics, Inc., and Explore.org. The specific content of the video has not been determined, but shall be subject to the approval of the RAP. The kiosk is a sustainable vertical structure design, with a value of \$45,000. The kiosk, as mutually approved by RAP and Foundation shall be maintained by the Annenberg Foundation through its agreement with the Foundation, at no cost to the City. The Annenberg Foundation shall be solely responsible for all expenses related to the upkeep of the kiosk, including repairs due to normal wear and tear, vandalism, and/or any other type of damage. City shall bear no responsibility whatsoever associated with the kiosk, its installation, operation, maintenance, or repair; whether financial or otherwise.

Attached to this report as Exhibits A and B, are renderings of the proposed Plaza improvements and site plan showing the proposed Plaza location within the Park, respectively. The proposed project shall be cooperatively funded and constructed by the Foundation and RAP, with each party responsible for certain portions of the Plaza's construction. Plaza improvements will be installed pursuant to design plans approved by staff from the RAP's Planning and Construction Section. The Foundation will donate the Plaza's design and a portion of its construction, including the kiosk, at no cost to the City, valued at \$135,000. The Foundation has secured sufficient funding to complete the project through a grant awarded by the Annenberg Foundation in association with The Berrics, Inc., to partially fund the project estimated to have a total cost not-to-exceed \$270,000. The Foundation will use its funds to contract directly with California Skate Parks, Inc., for the Plaza's design and a portion of its construction. The remaining balance, up to a maximum of \$135,000, will be funded by RAP through available Quimby funds designated for outdoor improvements at the Park; previously approved by the Board for this

REPORT OF GENERAL MANAGER

PG. 3 NO. 10-267

purpose on July 9, 2008 (Report No. 08-198). The Quimby funds will be used directly for Department expenditures pertaining to capital costs associated with “flat work” installation, approximately 7,000 to 8,000 square feet of poured in place concrete. The projected time line for installation is approximately ninety (90) days.

The term of the proposed Agreement is three (3) years and authorizes Plaza signage to include the logos and trademarks of third parties, as will be requested by the Foundation, subject to approval by the Board, to be placed at an agreed upon number of locations in and around the Plaza and displayed in a size and manner mutually agreed to by the RAP and Foundation, pursuant to RAP’s policy and standards. The proposed Agreement also grants Foundation access to the site for a maximum of ten (10) non-consecutive days per year for exclusive use of the Plaza to conduct special events and programs, subject to the prior approval of RAP. Foundation shall select their preferred dates and times, and shall inform the RAP for its consideration and approval, at least ninety (90) days in advance prior to any planned event.

All Foundation events to be held at the Plaza shall be approved in advance by RAP, and shall not interfere with the Park’s normal or planned operations. Upon expiration of the proposed Agreement, RAP and Foundation will discuss continuing the relationship at the site, and if continuing the relationship is found to be mutually beneficial, a subsequent agreement shall be negotiated, subject to required City approval(s).

ENVIRONMENTAL:

Staff has determined that this project will consist of the design and construction of a street-skate plaza at Mar Vista Recreation Center, to complement the Park’s existing recreational amenities offered at the park. The skate plaza will be an accessory facility to the existing recreational uses at the park. Therefore, the project is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1a, Class 1, Category 14; Section 1(d), Class 4, Category 1; and Section 1k, Class 11, Category 3 of the City CEQA Guidelines.

Staff has discussed the proposed project with the Assistant General Manager of Operations West, the West Region, and the Office of Councilmember Bill Rosendahl of the Eleventh Council District, and each supports the project and concurs with staff’s recommendations.

REPORT OF GENERAL MANAGER

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FISCAL IMPACT STATEMENT:

There will be no fiscal impact to the Department's General Fund as the proposed Plaza will be designed and constructed through the proposed donation and eligible Quimby funding. All special events will be funded entirely by the Foundation and/or its affiliates.

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

Exhibit-A
Design Renderings

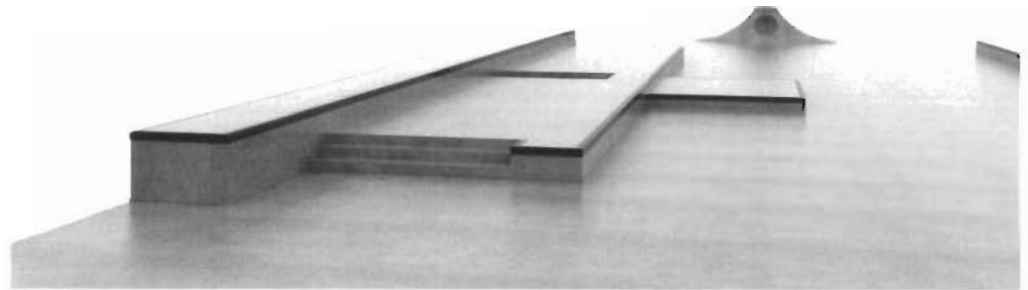
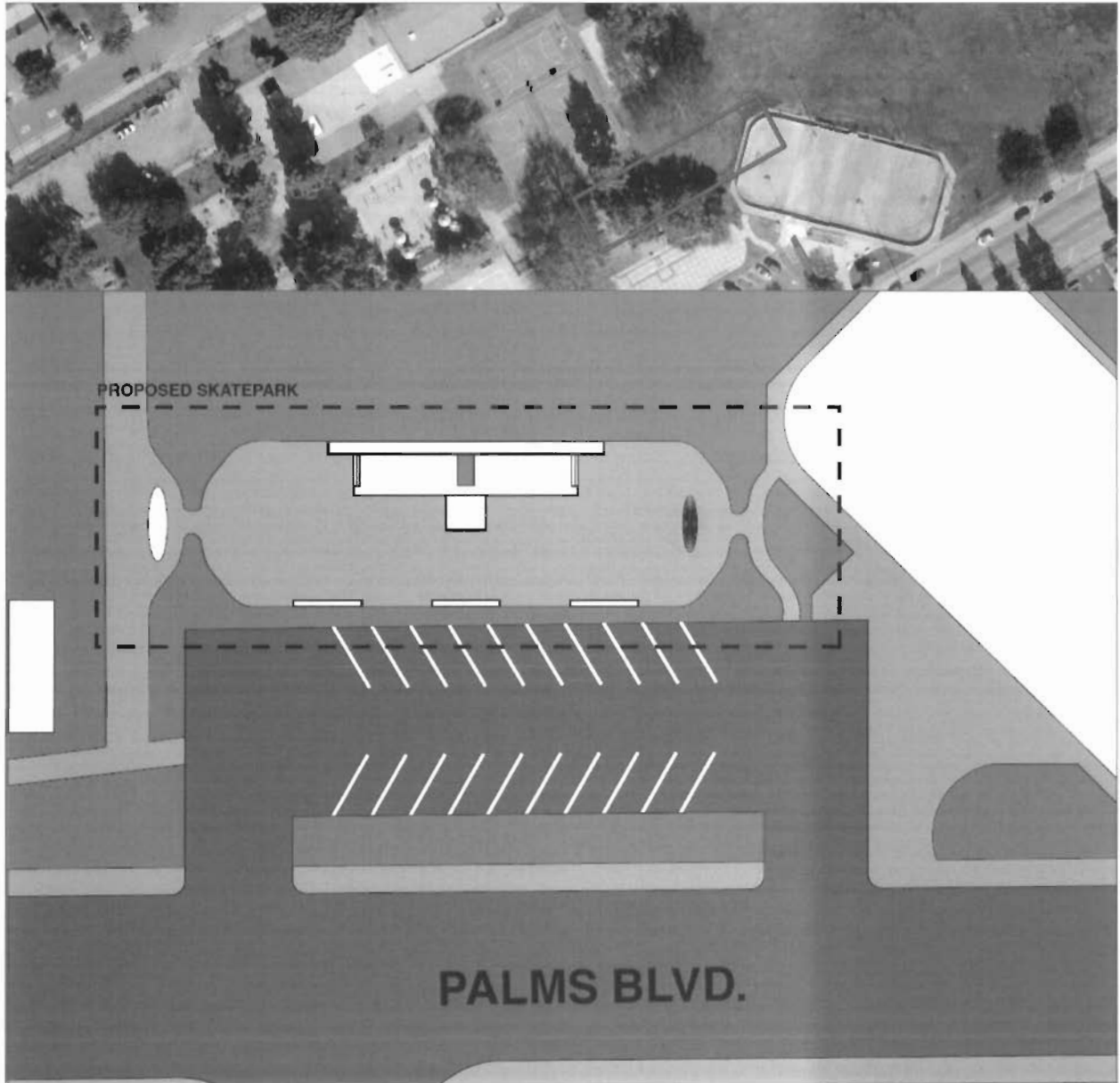


Exhibit-B
Park Site Plan and Plaza Location

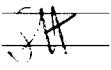


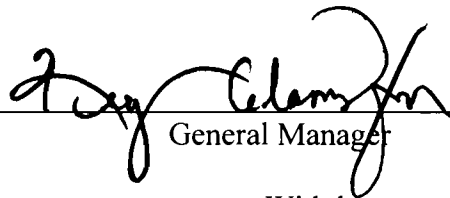
This item not included in the package

10-268 Holmby Park, Pan Pacific Recreation Center, and
Sepulveda Basin Recreation Area-Anthony C. Bielenso
Park - Approval of Warner Bros. Corporate Sponsorship
through the Los Angeles Park Foundation

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: RESCISSION OF PREVIOUS BOARD ACTION AUTHORIZING THE ENCUMBRANCE OF FUNDS - BANDINI CANYON TRAILS (#1200A) (W.O.#E1906001)

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



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Rescind approval of Recommendation No. 2 of Board Report No. 09-228, approved by the Board at its meeting of September 2, 2009, which recommended the encumbrance of \$371,500 from Proposition 40 Urban Parks funding (Fund No. 205, Department 89, Account No. WV01); and,
2. Authorize the Department's Chief Accounting Employee to encumber funds and to process project-related invoice payments and reimbursements associated with the construction management services provided by LANI under the proposed Agreement C-112258, not to exceed the total amount of \$371,500 from Proposition 40 Urban Park Act of 2001 (Fund No. 205, Department 89, Account No. WV01), Proposition 40 Per Capita (Fund No. 47T, Department 22, Account No. A807), and CDBG (Fund No. 424, Department 22, Account No. A745).

SUMMARY:

On September 2, 2009, the Board of Recreation and Park Commissioners approved a \$50,000 increase to Agreement No. C-112258 to cover the Geotechnical Engineer's services plus other related City and County permit fees through use of Proposition 40 Urban Park (UP) grant funds for the Bandini Canyon Trail project (#1200A) (W.O.#E1906001). The Geotechnical Engineer is required during construction to observe the performance of work related to grading,

REPORT OF GENERAL MANAGER

PG. 2

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excavation, fill, and backfill, and to provide daily observation reports, laboratory testings, and final compaction certification.

As a result of a change order payment, the Proposition 40 UP grant has insufficient funds to cover the cost of the \$50,000 increase. In order to cover this contractual construction management service, the \$50,000 increase can be paid from two other designated funding sources, Proposition 40 Per Capita and CDBG.

FISCAL IMPACT STATEMENT:

There is no anticipated fiscal impact on the Department's General Fund for the completion of the project.

This report was prepared by Kai Wong, Management Analyst II, Grants Administration, Department of Recreation and Parks.

REPORT OF GENERAL MANAGER

N.O. 10-270

DATE October 6, 2010

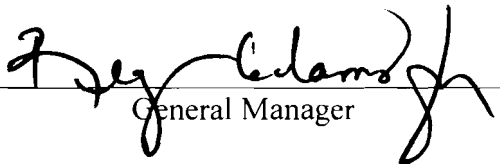
C.D. Various

BOARD OF RECREATION AND PARKS COMMISSIONERS

SUBJECT: RENEWAL APPLICATION TO THE CALIFORNIA DEPARTMENT OF EDUCATION FOR THE 2010-2011 SUMMER FOOD SERVICE PROGRAM

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 submission of a renewal grant application for approximately \$1.3 million in reimbursements to the California Department of Education for the 2010-2011 Summer Food Service Program;
2. Direct Staff to transmit the renewal grant application to the Mayor and City Council, requesting approval; and,
3. Authorize the General Manager to represent the City and execute the corresponding grant agreement, and any subsequent amendments thereto, pursuant to Administrative Code Section 14.6 et seq. as may be amended, on behalf of the City, subject to approval as to form by the City Attorney.

SUMMARY:

The Summer Food Service Program (SFSP) is an entitlement program funded by the United States Department of Agriculture (USDA) and administered by the California Department of Education (CDE). The Department of Recreation and Parks (Department) submits an annual application to CDE each program year that includes both the traditional summer and school periods.

REPORT OF GENERAL MANAGER

PG. 2

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Funds are used to provide a free nutritious lunch at recreation centers Citywide to children age one through 18 years who are on summer vacation from school. Funds are also used to provide an afternoon snack year-round. The purpose of this valuable program is to ensure that low-income children continue to receive a nutritious meal when school is not in session and a healthy afternoon snack. All recreation centers are “drop-in” sites where meals are available to all children in the area. Children do not need to apply, meet eligibility requirements, sign up or sign in. Lunches and snacks are nutritious and well-balanced meals that meet Federal requirements.

The current reimbursement rate is \$3.1950 per lunch and \$0.7450 per snack. An increase in the rate of reimbursement is determined by the USDA each January. Costs vary depending on the bid price for meals, number of lunches and snacks ordered and served, number of meals, any regulation violations, and the annual reimbursement rate. Rates are calculated based on the number of “first” meals (those meals served that do not include leftovers or second servings to the same children), with an allowable conversion of second meals of 2%.

The total estimated cost of the program is \$1,394,317 and is based on the projected number of meals served using the current year’s data. The exact figures above are unknown until the end of the grant year when actual costs are available. The Department’s program is conducted as a part of the Community Block Grant funded Youth Recreation and Nutrition program, also known as “LA Kids,” which covers program costs beyond the total reimbursement.

In the 2009-2010 program year, 220,383 snacks and 407,260 lunches were served (including the lunches served during the off-track year-round schedule). Adjustments are made this year to include after-school snacks at 100 sites and the elimination of the off-track lunch schedule. Lunches are being served during the summer only at 106 sites, due to changes in the Los Angeles Unified School District’s (LAUSD) school calendar which eliminated year-round schedules.

The SFSP has been in existence since 1975, and since then has added various services such as serving lunches year round while LAUSD maintained a year-round school calendar, and serving snacks after school. The Summer Lunch Program provides an important service to the City of Los Angeles, serving thousands of children each year. Additionally, the Summer Lunch Program supplements programs already in place at recreation centers, giving recreation centers the ability to use time and resources that would have otherwise been spent on meals and snacks. The program also brings children to recreation centers where they will be more likely to participate in other programs and be more physically active.

FISCAL IMPACT STATEMENT:

Based on the projected number of meals served using the current year’s data, there is no anticipated cost to the Department’s General Fund for this program.

This report was prepared by Alexa Esparza, Senior Management Analyst, West Region.

REPORT OF GENERAL MANAGER

NO. 10-271

DATE October 6, 2010

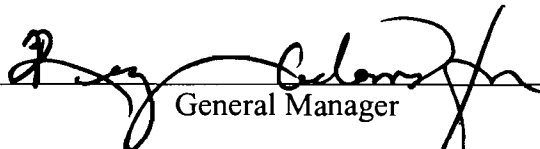
C.D. 8

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: JACKIE TATUM HARVARD RECREATION CENTER – DONATION FROM THE UNITED STATES TENNIS ASSOCIATION

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 following donation as noted in the Summary of this Report, and that appropriate recognition be given to the donor.

SUMMARY:

The United States Tennis Association (USTA) in conjunction with American Express (collectively referred to as “Donors”), has donated improvements to the tennis courts at Jackie Tatum Harvard Recreation Center. The donation is made as a part of the “Fresh Courts” program, which provides donations to community groups and government entities to support the promotion of sports in an effort to increase youth sports participation (specifically in tennis) and to provide positive social change in the area of fitness.

Consistent with the Fresh Courts program’s goal to provide better conditions for youth to participate in tennis, the donors will donate enhancements and the required labor for such enhancements valued at \$50,000 to the Department of Recreation and Parks (Department). The Donors have contracted directly with Zaino Tennis Courts, Inc., a company which was selected through a competitive bid process conducted by the Donors. The improvements scheduled to be made are resurfacing and re-stripping of the courts as well as lowering the dividing fences to the six feet high. A temporary Right-Of-Entry (ROE) permit was issued at the region level to facilitate the improvements.

Acknowledgements should be sent to United States Tennis Association, 70 West Red Oak Land, White Plains, NY 10604 and American Express, 622 3rd Avenue, 8th Floor, New York, NY 10017.

REPORT OF GENERAL MANAGER

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FISCAL IMPACT STATEMENT:

Acceptance of this donation results in no fiscal impact to the Department's General Fund, as the costs of the improvements will be funded and contracted entirely by the Donors at their sole expense. Maintenance of these courts is accounted for in the Department's maintenance budget for this facility.

Report prepared by Olujimi A. Hawes, Management Analyst II.

REPORT OF GENERAL MANAGER

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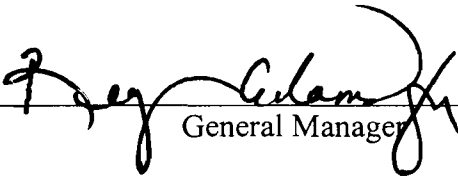
DATE October 6, 2010

C.D. 8

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: EXPO CENTER – DONATION FROM THE BROTHERHOOD CRUSADE

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 following donation, as noted in the Summary of this Report, and that appropriate recognition be given to the donor.

SUMMARY:

EXPO Center received \$1,440 from the Brotherhood Crusade to be used for EXPO Center’s summer day camp programming.

Founded in 1968, the Brotherhood Crusade's principal mission is dedicated to building and sustaining an institution that raises funds and resources from within the community and distributes those funds directly back into the community. The Brotherhood Crusade partners with EXPO Center to offer a variety of programs and services to our members.

FISCAL IMPACT STATEMENT:

Acceptance of this donation results in no fiscal impact to the Department’s General Fund. 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

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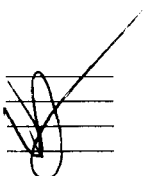
DATE: October 6, 2010

C.D. Various

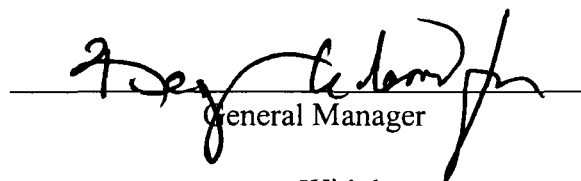
BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: VARIOUS DONATIONS TO OPERATIONS EAST – PACIFIC 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 following donations, as noted in the Summary of this Report, and that appropriate recognition be given to the donors.

SUMMARY:

Operations East, Pacific Region, has received the following donations:

109th Street Recreation Center

Big Sunday donated \$510.96 to the Teen Club for working the Big Sunday event.

CVS Corporation (CVS Pharmacy) donated \$200 to be used for supplies for the CLASS Parks Program.

Angels Gate Recreation Center

Belmont Shore Railroad Club donated \$181 to be used for the Music by the Sea Program.

Cabrillo Marine Aquarium

Girl Scout Fullerton Community Day Camp donated \$360 to assist with educational programs.

Destination Truth (Destination Truth Productions, Inc.) donated \$300 to assist with educational programs.

REPORT OF GENERAL MANAGER

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Martin Luther King, Jr. Therapeutic Recreation Center

Michi Tokko Corp. (DBA Union Bagel) donated 40 bagels and cream cheese, with an estimated total value of \$68, to be used for refreshments for the Commission Meeting.

Normandale Recreation Center

Rosie's Catering donated \$175 to be used for the Women's Adult Soccer Program.

Watts Senior Citizen Center

St. Lawrence Catholic Church donated \$100 and two cases of water, with an estimated total value of \$5, to be used for the Annual Fashion Show and Luncheon in the Rose Garden.

FISCAL IMPACT STATEMENT:

Acceptance of these donations results in no fiscal impact to the Department's General Fund, except unknown savings, as donations may offset some expenditures. All cash donations will be deposited into the various facilities' Municipal Recreation Program (MRP) accounts for program-related expenses.

Report prepared by Olujimi A. Hawes, Management Analyst II, Pacific Region

REPORT OF GENERAL MANAGER

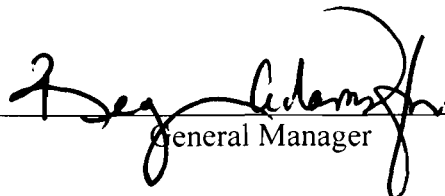
NO. 10-274

DATE October 6, 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 proposed Amendments to Contracts with Clean Harbors Environmental Services, Inc.

2) Mayor, relative to an annual review of the General Manager.

3) Mayor, relative to a proposed Agreement with Willy Bietak Productions for Downtown on Ice at Pershing Square.

4) City Clerk, relative to a proposed Donation Agreement for Limekiln Canyon Park.

5) City Clerk, relative to a proposed public-private partnership for the City's parking structures.

6) City Clerk, relative to a National Recreation and Park Association Food Program Grant.

Recommendation:

Refer to staff for further processing.

Referred to an Ad Hoc Committee at the September 23, 2010 Board Meeting.

Refer to staff for further processing.

Refer to staff for further processing.

Note and file.

Refer to General Manager.

REPORT OF GENERAL MANAGER

PG. 2

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- | | |
|--|--|
| 7) City Clerk, relative to funding for Rancho Cienega Sports Complex. | Refer to General Manager. |
| 8) City Clerk, relative to Vernon Branch Library Pocket Park. | Note and file. |
| 9) City Clerk, relative to a lease with Hilltop Nursery School. | Refer to General Manager. |
| 10) Chief Legislative Analyst, forwarding the Legislative Report for the week ending August 20, 2010 | Note and file. |
| 11) Twelve Communications, relative to issues concerning Oakwood Recreation Center. | Refer to General Manager. |
| 12) Cynthia J. Dunbar, relative to noise from Stoner Skate Park. | Refer to General Manager. |
| 13) Michael Bernback, President, Ready Golf, relative to the Electric Golf Cart Concession. | Note and file. The matter was acted on at the September 1, 2010 Board Meeting. (Report No. 10-240) |
| 14) Kenneth Okumura, relative to the availability of a map of Griffith Park. | Refer to General Manager. |

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>

None

PROPOSALS TO BE RECEIVED:

11/09/10	Bar and Beverage Services
10/26/10	Hansen Dam - Skate Plaza (PRJ1237A) - REBID
10/26/10	Tierra De La Culebra - Outdoor Improvements (W.O.#E170925F)
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