

M I N U T E S

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

December 14, 2011

The Board of Recreation and Park Commissioners of the City of Los Angeles convened in regular session at the EXPO Center at 9:34 a.m. Present were President Barry Sanders, Vice President Lynn Alvarez and Commissioner Jerome Stanley. Absent: Commissioners Jill Werner and Johnathan Williams. Also present was Deputy City Attorney Arletta Maria Brimsey and Regina Adams, Executive Officer.

The following Department staff were present:

Kevin Regan, Assistant General Manager, Operations Branch  
Belinda Jackson, Director, EXPO Center  
Michael Shull, Superintendent, Planning, Construction & Maintenance Division  
Noel Williams, Sr. Management Analyst, Finance Division

APPROVAL OF THE MINUTES

It was moved by Vice President Alvarez, seconded by Commissioner Stanley, that the Minutes of the Meeting of November 2, 2011 and November 21, 2011 be approved as submitted. There being no objections, the Motion was unanimously approved.

GENERAL MANAGER'S REPORTS

11-312

DELANO PARK - SYNTHETIC SOCCER FIELD (PRJ20259) (W.O. #E170483F) PROJECT - CONTRACT NO. 3314 - FINAL ACCEPTANCE

11-313

HANSEN DAM - SKATE PLAZA (PRJ1237A) - FINAL ACCEPTANCE

11-314

VAN NUYS SHERMAN OAKS PARK - EAST VALLEY MULTIPURPOSE CENTER (PRJ1580A) (W.O.#E1700475) PROJECT - FINAL ACCEPTANCE

11-315

WILTON PLACE PARK - SKATE PLAZA (PRJ20448) - FINAL ACCEPTANCE

Michael Shull, Superintendent, Planning, Construction & Maintenance Division, requested that the report be amended to strike the words "Skate Plaza" from the title of the project.

11-316

1171-1177 MADISON AVENUE - EAST HOLLYWOOD PUBLIC GARDEN AND ACHIEVEMENT CENTER - ACCEPTANCE OF REAL PROPERTY

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11-317

SUPPLEMENTAL AGREEMENT NO. 2 TO CONSULTANT CONTRACT NO. 2936 WITH URS CORPORATION, A NEVADA CORPORATION, DBA URS CORPORATION AMERICAS FOR AS-NEEDED ENVIRONMENTAL CONSULTING SERVICES

11-318

LANARK PARK - SYNTHETIC SOCCER FIELD (PRJ20559) (W.O.#E1907431) PROJECT - MEMORANDUM OF UNDERSTANDING BETWEEN THE DEPARTMENT OF RECREATION AND PARKS, THE DEPARTMENT OF PUBLIC WORKS, BUREAU OF ENGINEERING AND THE DEPARTMENT OF GENERAL SERVICES, CONSTRUCTION SERVICES

11-319

PECK PARK - MOSAIC TILE WALL PROJECT

11-320

WILTON PLACE PARK - NAMING PROPOSAL

11-321

JIM GILLIAM CHILD CARE CENTER - CALIFORNIA DEPARTMENT OF EDUCATION - 2012-13 GENERAL CHILD CARE AND DEVELOPMENT AND CALIFORNIA STATE PRESCHOOL - RETROACTIVE AUTHORIZATION TO SUBMIT CONTINUED FUNDING APPLICATIONS FOR SUBSIDIZED PRESCHOOL; AND ACCEPTANCE OF GRANT FUNDS

11-322

CALIFORNIA DEPARTMENT OF EDUCATION - SUMMER FOOD SERVICE PROGRAM 2012-13 - RETROACTIVE AUTHORIZATION TO SUBMIT GRANT APPLICATION FOR SUMMER LUNCH AND AFTER SCHOOL SNACK PROGRAM; ACCEPTANCE OF GRANT FUNDS

11-323

SOLANO CANYON COMMUNITY GARDEN - AGREEMENT WITH LOS ANGELES COMMUNITY GARDEN COUNCIL FOR THE OPERATION AND MAINTENANCE OF A COMMUNITY GARDEN ON PARK PROPERTY

11-324

KAISER PERMANENTE - OPERATION SPLASH PROGRAM 2012 - RETROACTIVE AUTHORIZATION TO SUBMIT GRANT APPLICATION FOR AQUATICS PROGRAMMING; ACCEPTANCE OF GRANT FUNDS

11-325

PARTNERSHIP DIVISION - OPERATING EXPENDITURES FOR 2011 SUMMER SWIM PROGRAMS AT MIGUEL CONTRERAS LEARNING CENTER AND EAST VALLEY HIGH SCHOOL

11-326

PARTNERSHIP DIVISION - SEPULVEDA BASIN RECREATION AREA - ANTHONY C. BEILSON PARK - AGREEMENT WITH LOS ANGELES PARKS FOUNDATION FOR THE DESIGN, CONSTRUCTION AND DONATION OF IMPROVEMENTS FOR AN ADA ADAPTIVE BALL FIELD

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11-327

PARTNERSHIP DIVISION - DONATION FROM PEOPLE FOR PARKS FOR THE CONTINUED SUPPORT OF THE SOUTH LOS ANGELES INITIATIVE - WATTS CLUSTER SPORTS PROGRAM

11-328

LOS ANGELES PARKS FOUNDATION - JULY 2011 THROUGH SEPTEMBER 2011 QUARTERLY REPORT OF GIFTS MADE FOR THE BENEFIT OF LOS ANGELES CITY PARKS

11-329

APPOINTMENT OF CHIEF ACCOUNTING EMPLOYEE

11-330

SCHEDULE OF RATES AND FEES - GOLF SENIOR CITIZEN GREEN FEES PILOT PROGRAM

Kevin Regan, Assistant General Manager, Operations Branch, requested that page 2, paragraph 5, line 2 of the report be amended to replace the word "weekday" with "weekend."

11-331

VARIOUS DONATIONS TO OPERATIONS BRANCH - GOLF DIVISION

11-332

VARIOUS DONATIONS TO OPERATIONS BRANCH - METRO REGION

11-333

VARIOUS COMMUNICATIONS

The above items were each separately described and presented to the Board by Department staff, and the Board further discussed various of the items in detail. Public comment was invited on all items of the agenda. Comment was presented by three members of the public.

It was moved by Vice President Alvarez, seconded by Commissioner Stanley, that the General Manager's Reports be approved as amended, and that the Resolutions recommended in the reports be thereby approved. There being no objections, the Motion was unanimously approved.

Prior to the unanimous vote, President Sanders disclosed his title as Chairman of the Board of the Los Angeles Parks Foundation, consistent with the advice of the City Attorney.

UNFINISHED BUSINESS

11-029

BALDWIN HILLS RECREATION CENTER - CONCEPTUAL APPROVAL FOR NAMING OF THE OUTDOOR BASKETBALL COURTS AND THE INSTALLATION OF APPROPRIATE SIGNAGE

The report was withdrawn.

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11-232

CAMP HIGH SIERRA - AGREEMENT BETWEEN THE DEPARTMENT OF RECREATION AND PARKS AND MAMMOTH MOUNTAIN SKI AREA, LLC, FOR THE DEVELOPMENT, OPERATION, AND MAINTENANCE OF THE CAMPGROUND

The report was held.

11-238

SHERMAN VILLAGE RIVER GREENWAY PARK - PRELIMINARY AUTHORIZATION TO PROCEED WITH THE LEASE OF PROPERTY OWNED BY THE COUNTY OF LOS ANGELES FOR THE DEVELOPMENT OF A NEW PUBLIC PARK AND A MEMORANDUM OF AGREEMENT BETWEEN THE DEPARTMENT OF RECREATION AND PARKS, THE COUNTY OF LOS ANGELES, AND IMT CAPITAL, LLC, FOR THE DEVELOPMENT AND MAINTENANCE OF THE NEW PUBLIC PARK

The report was held.

11-276

NORMANDALE RECREATION CENTER EXPANSION - REQUEST FOR FINAL AUTHORIZATION TO ACQUIRE PROPERTY - APPROVAL OF PURCHASE AND SALE AGREEMENT, AND ALLOCATION OF PROPOSITION K FUNDS

The report was held.

NEW BUSINESS

MEMORANDUM

PEDAL BOAT OPERATIONS

The report was received and filed.

COMMISSION TASK FORCES

Commission Task Force on Concession (Commissioners Williams and Stanley)

Commissioner Stanley reported that the Consultant's report along with comments would be presented to the full Board within the next two Board meetings.

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

Nothing to report.

GENERAL MANAGER'S ORAL REPORT

Regina Adams, Executive Officer, reported on Department activities.

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FUTURE AGENDA ITEMS

Commissioner Stanley requested a report on Chatsworth Park Lake remediation activity.

PUBLIC COMMENTS

Public comment was invited. However, no requests for public comment were made.

At 10:41 a.m. President Sanders motioned to Recess the Regular meeting to enter into the Special meeting of the Board. There being no objections, the Motion was unanimously approved.

At 10:56 a.m. the Board returned to the Regular meeting.

NEXT MEETING

The next meeting of the Board of Recreation and Park Commissioners was scheduled to be held on Wednesday, January 11, 2012 at 9:30 a.m., at EXPO Center, Community Hall Room, 3980 S. Bill Robertson Lane (Formerly Menlo Avenue), Los Angeles, CA 90037.

CLOSED SESSION

The Board of Recreation and Park Commissioners met in Closed Session, pursuant to California Government Code Sections 54956.9(b)(1) and 54956.9(b)(3)(C), to confer with its legal counsel relative to Claim for Damages No. C12-0378 filed by Claimant Michael Leslie Productions, Inc. dba Ready Golf and Claimant's settlement offer and proposals. (Claimant seeks reimbursement for alleged overpayment of utilities at the Sepulveda Golf Complex plus interest; damages for breach of contract, fraud, fraud in the inducement, implied-in-fact contract, unjust enrichment, fees, costs and attorneys fees; execution of a contract award approved by other Government entities; and consideration of claimants offer to settle and proposals regarding all of the above.)

The Board of Recreation and Park Commissioners met in Closed Session, pursuant to California Government Code Section 54956.9(b)(1) and 54956.9(b)(3)(E), to confer with its legal counsel relative to written threats of litigation made on April 11, 2011 and May 12, 2011 and a verbal threat of litigation made on September 2, 2011 by Michael Bernback, President of Michael Leslie Productions, Inc., dba Ready Golf Centers, to force the execution of a concession contract award.

At 10:58 a.m. the Board entered into Closed Session.

At 12:08 p.m. the Board returned from Closed Session.

Arletta Maria Brimsey, Deputy City Attorney, provided the following report of action taken by the Board in Closed Session, pursuant to

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California Government Code Sections 54956.9(b)(1), 54956.9(b)(3)(C) and 54956.9(b)(3)(E):

The Board of Recreation and Park Commissioners, by Motion made by Commissioner Barry Sanders, President and Seconded by Commissioner W. Jerome Stanley, unanimously voted to take the following action:

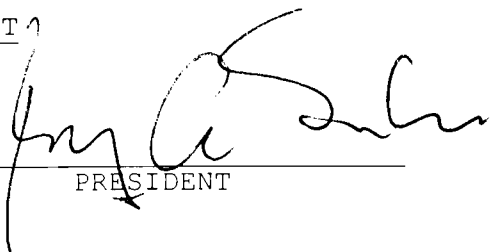
1. Reject the offer of settlement which included two (2) additional proposals submitted by Michael Leslie Productions, Inc., dba Ready Golf Centers (RGC) in writing dated October 13, 2011 regarding the Claim for Damages No. C12-0378 filed by RGC with the City Clerk on July 26, 2011;
2. Request the City Attorney to defend the City and Department against the allegations contained in Claim for Damages No. C12-0378;
3. Direct the General Manager to demand the outstanding principal balance owed to the Department by RGC for the temporary suspension of the utility payments from May, 2004 through January, 2012, less the amount paid for August, 2011, in the total amount of \$184,000 (ONE HUNDRED EIGHTY-FOUR THOUSAND DOLLARS) plus interest at 18% PER ANNUM; and,
4. Cancel the Request for Proposals (RFP) approved by the Board on April 5, 2007 (Board Report No. 07-86) and released on April 30, 2007, reject all proposals submitted on July 5, 2007 in response to the RFP pursuant to Charter Sections 371(c) and 372; and, return the proposal deposits because the instructions of the Board contained in Board Report No. 08-37 as amended were never complied with.

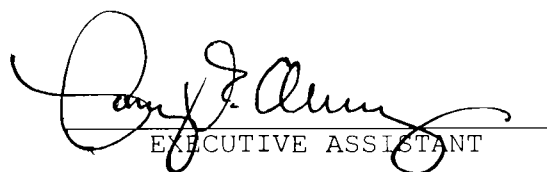
The three Commissioners in attendance were Barry Sanders (President), Lynn Alvarez (Vice President), and W. Jerome Stanley.

ADJOURNMENT

There being no further business to come before the Board, the meeting adjourned at 12:03 p.m.

ATTEST

  
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PRESIDENT

  
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EXECUTIVE ASSISTANT