

APPROVED
JUL 08 2015

REPORT OF GENERAL MANAGER

NO. 15-151

DATE July 8, 2015

BOARD OF RECREATION
& PARK COMMISSIONERS

C.D. 15

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: WILMINGTON TEEN CENTER – AMENDMENT TO AGREEMENT NO. 3395 WITH HARBOR COMMUNITY DEVELOPMENT CORPORATION TO EXTEND THE TERM OF AGREEMENT

R. Adams	_____	*V. Israel	_____
R. Barajas	_____	K. Regan	_____
H. Fujita	_____	N. Williams	_____



General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Approve a proposed Amendment to Agreement No. 3395, substantially in the form on file in the Board Office, between the City of Los Angeles and Harbor Community Development Corporation, to extend the term of Agreement No. 3395 from three (3) years to nine (9) years, subject to approval of the Mayor, the City Council, and the City Attorney as to form;
2. Direct the Board Secretary to transmit the Amendment to the Mayor, in accordance with Executive Directive No. 3, and to the City Attorney for review and approval as to form; and,
3. Authorize the Board President and Secretary to execute the Amendment subsequent to all necessary approvals.

SUMMARY:

On June 20, 2012, the Board of Recreation and Park Commissioners (Board) approved Agreement No. 3395 (Agreement) between the City of Los Angeles (City) and the Harbor Community Development Corporation (Organization), authorizing the Organization's operation and maintenance of the Wilmington Teen Center located at 612 West "E" Street, (Report No. 12-192). The Agreement, which was executed on October 24, 2012, carries a three (3) year term and is due to expire on October 23, 2015.

REPORT OF GENERAL MANAGER

PG. 2

NO. 15-151

The Organization has successfully operated the Wilmington Teen Center for the past three years and has received positive yearly evaluations from staff. The Organization has communicated that it wishes to continue its collaboration with the Department of Recreation and Parks (RAP) for the operation and maintenance of the Wilmington Teen Center. Staff therefore recommends that the term of Agreement No. 3395 with Organization be extended for six (6) additional years through the proposed Amendment, allowing the Organization to continue operating and maintaining the Wilmington Teen Center to provide youth development services benefiting the local community. With the Board's approval, and pursuant to the proposed Amendment, the Agreement's new date of expiration will be October 23, 2021.

Pursuant to a recent City Attorney opinion regarding freedom of speech rights under the First Amendment of the United States Constitution, the California Constitution and other laws, it has been recommended that the additional language inserted as an amendment to Section 4 of Agreement 3395 be included in all Agreements allowing exclusive or primary use of park property by private organizations.

A ratification clause has been included as precaution in the event the proposed Agreement is not executed before the Agreement's original date of expiration on October 23, 2015.

FISCAL IMPACT STATEMENT:

Extending of the term of Agreement No. 3395 with Organization will have no adverse impact on the RAP General Fund, as Organization shall continue to be solely responsible for costs and expenses associated with the operation and maintenance of the Wilmington Teen Center.

This report was prepared by Joel Alvarez, Senior Management Analyst, and Chinyere Stoneham, Senior Recreation Director, Partnership Division.