

REPORT OF GENERAL MANAGER

NO. 08-52

DATE February 7, 2008

C.D. 9

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: JOINT-USE AGREEMENT WITH THE LOS ANGELES ORTHOPAEDIC HOSPITAL FOR THE OPERATION AND MAINTENANCE OF A UNIVERSALLY ACCESSIBLE PLAYGROUND

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



 General Manager

Approved _____ Disapproved _____ Withdrawn _____

FEB 19 2008
 By the Board
 of Recreation
 and Park Commissioners
 (See Attached)

RECOMMENDATION:

That the Board:

1. Approve the proposed Joint-Use Agreement, substantially in the form on file in the Board Office, between the City and the Orthopaedic Hospital for the operation and maintenance of a universally accessible playground, subject to the approval of the Mayor, the City Council and of the City Attorney as to form;
2. Direct the Board Secretary to transmit the proposed Joint-Use Agreement concurrently to the City Attorney for review as to form and to the Mayor in accordance with Executive Directive No. 3, with a request for an expedited review; and,
3. Authorize the General Manager, to execute the Agreement upon obtaining the required approvals.

SUMMARY:

Located near downtown Los Angeles at 2400 South Flower Street, the Los Angeles Orthopaedic Hospital, (Hospital) is a recognized world leader in patient care, teaching and research in Orthopaedic medicine. For nearly a century, it has been helping children with crippling conditions to lead healthy, active lives, regardless of the family's ability to pay. The Hospital is supported by the Los Angeles Orthopaedic Hospital Foundation (Foundation), and continues to expand its treatment and research facilities.

REPORT OF GENERAL MANAGER

PG. 2

NO. 08-52

In 2006, the Foundation received a \$925,000 grant from the EveryChild Foundation for the construction of a universally accessible playground on 0.4 acre portion of the Hospital's campus located in downtown Los Angeles. The playground, designed in partnership with Shane's Inspiration and nearing completion, will feature special equipment in a fun, creative environment where children with and without disabilities can play together. The playground will have sturdy foam ground cover to protect children from falls and is wheelchair friendly. It will feature colorful slides, tubes, bridges, swings, interactive puzzles, a quiet area, misters and lush landscaping for children ages 2 to 12.

The EveryChild Foundation is a Los Angeles based philanthropic organization founded in 2000. It is comprised of a group of women who want to make a meaningful difference for children in need. The foundation targets one non-profit foundation a year and grants funding for a project that helps children facing disease, abuse, neglect, poverty, or disability. Funding for grants comes directly from members who contribute a minimum of \$5,000 each per year. Since its inception, the foundation has awarded over \$3,500,000 to fund innovative projects for children, including mobile dental clinics, new libraries, and a child abuse center.

Soon after its receipt of the grant, representatives of the Foundation approached the Department to discuss the possibility of partnering to make the playground available to the general public. After several months of discussions, the parties have agreed on the terms and conditions of a joint use agreement that addresses the operation, security and maintenance of the playground. This agreement, on file in the Board Office, is being presented for the Board's consideration and approval.

Some of the terms and conditions of the agreement are as follows:

- The agreement is for an initial term of five (5) years and shall be extended automatically, thereafter, on a year to year basis unless terminated by either party with 30 days written notice of termination.
- The Foundation will pay for and complete the construction of the playground according to a design that has been reviewed and is acceptable to the Department.
- The City will not be required to pay rent for the use of the playground. The Foundation's consideration will be the City will provide maintenance and security services at a level comparable to that which the Department would provide if the playground were in a City park.

REPORT OF GENERAL MANAGER

PG. 3

NO. 08-52

- The playground shall be open and available to the general public seven (7) days a week during the normal operating hours of 9:00 am to 5:00 pm. The Foundation may request that the hours of operation be adjusted to 8:00 am to 4:00 pm with ten (10) days written notice.
- The Foundation may have exclusive use of the playground for special events during the normal operating hours with three (3) days written notice.

Construction of the playground began in early 2007. It is anticipated that the improvements will be complete by the end of March 2008. It is expected that the City will begin providing maintenance and security services soon after the completion of construction.

The Assistant General Manager of Operations East and the Superintendent of the Pacific Region concur with staff's recommendations.

FISCAL IMPACT STATEMENT:

Approval of this agreement will have an impact on the Department's General Fund. At this time, the Department does not have a budget allocation for the maintenance and security services of the playground. It is also unknown what the annual City costs will be for providing the required services. Cost estimates will be prepared as soon as possible and Department staff will prepare and submit a budget request for the costs of this joint-use activity.

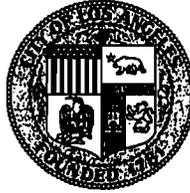
Report prepared by Cid Macaraeg, Senior Management Analyst II in Real Estate and Asset Management.

FRANK T. MARTINEZ
City Clerk

KAREN E. KALFAYAN
Executive Officer

When making inquiries
relative to this matter
refer to File No.

CITY OF LOS ANGELES
CALIFORNIA



ANTONIO R. VILLARAIGOSA
MAYOR

Office of the
CITY CLERK
Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
Council File Information - (213) 978-1048
General Information - (213) 978-1133
Fax: (213) 978-1040

CLAUDIA M. DUNN
Chief, Council and Public Services Division
www.cityclerk.lacity.org

February 19, 2008

Los Angeles City Council
Attn: Arts, Parks, Health and Aging Committee, Chair
Room 395, City Clerk
200 North Spring Street
Los Angeles, CA 90012

RE: Board of Referred Powers Consideration of Joint-Use Agreement with the Los Angeles Orthopaedic Hospital - Board File No. 2008-01

On February 19, 2008, the Board of Referred Powers acting instead of the Board of Recreation and Park Commissioners considered and approved the recommendations contained in the attached report dated February 8, 2008. This report is relative to a proposed Joint-Use Agreement with the Los Angeles Orthopaedic Hospital for the operation and maintenance of a universally accessible playground. (General Manager's Board Report No. 08-52.)

Board Vote: Hahn, Cardenas, Rosendahl, Parks: Ayes - Reyes (Absent)

The matter is hereby submitted to the Council for its consideration.

Sincerely,

A handwritten signature in cursive script that reads "Barbara Greaves".

Barbara Greaves
Secretary to Board of Referred Powers

cc: Board of Recreation and Park Commissioners

Brpltr.doc

FEB 20 2008
ARTS, PARKS, HEALTH & AGING

