

APPROVED
NOV 07 2008

REPORT OF GENERAL MANAGER

NO. 08-303

DATE November 7, 2008

**BOARD OF RECREATION
and PARK COMMISSIONERS**

C.D. 4

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: PAN PACIFIC PARK - GIFT AGREEMENT WITH THE TRUST FOR PUBLIC LAND FOR THE DONATION OF "FITNESS ZONE" EXERCISE EQUIPMENT

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

M. Shull

[Signature]
General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board:

1. Approve the proposed Gift Agreement (Agreement), substantially in the form on file in the Board Office, with the Trust for Public Land for the donation of "Fitness Zone" exercise equipment to be installed at Pan Pacific Park;
2. 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,
3. Authorize the Board President and Secretary to execute the Agreement upon receipt of the necessary approvals.

SUMMARY:

As a gift to the City of Los Angeles (City), the Trust for Public Land (TPL) has offered to install a series of exercise equipment, valued at \$60,000 to create a "Fitness Zone" at the Pan Pacific Park, located at 7600 Beverly Boulevard, Los Angeles, California, in the Fourth Council District. The TPL proposes to contract with Greenfield Sport Parks, Inc., for the purchase and installation of the Fitness Zone equipment. The TPL shall fund the proposed project through a donation from a private donor who wishes to remain anonymous.

REPORT OF GENERAL MANAGER

PG. 2

NO. 08-303

TPL's Fitness Zone Program was launched in November 2007, and has successfully completed several Fitness Zone projects at five (5) County of Los Angeles Parks; Belvedere Community Regional Park (East LA), Dalton Park (Azusa), Franklin D. Roosevelt Park (Los Angeles), San Angelo and Sunshine County Parks (La Puente). Funding for these projects was also provided by private donors. Fitness Zones are being installed at existing parks to create new opportunities for park users so they can be active. Fitness Zones are basically outdoor gym installations that provide strength training, flexibility and cardiovascular workouts. The equipment resembles that found in health clubs, but are free to use and are appropriate for a variety of ages and fitness levels.

According to the Centers for Disease Control and Prevention, an estimated two out of every three American adults, and more than one in six children and adolescents, are considered overweight or obese. Providing easy to use exercise equipment dramatically increases physical activity and improves the person's well-being. People are more likely to exercise when in groups or social environments. Fitness Zones focus on improving the general health through weight loss, improving cardiovascular health, increased flexibility, and strength building. Each six (6) to eight (8) piece Fitness Zone includes ADA compliant surfacing and bilingual equipment instruction decals. They also include fitness information panels with general nutrition information and healthy eating guidelines. The list of proposed equipment for the Pan Pacific Park Fitness Zone is described in detail on the Fitness Zone Standard Equipment Selection Sheet attached hereto as Exhibit-A.

The TPL Fitness Zones are custom-designed installations of easy-to-use, isometric, outdoor gym equipment, designed to be durable, vandal resistant, and used in a variety of configurations. The proposed Fitness Zone layout and location within Pan Pacific Park is described on the Site Plan attached hereto as Exhibit-B and B-1. In order to make Fitness Zones available to many communities, TPL has developed a turnkey design and installation program that includes product specialization and customization, site plans, installation specifications, permitting clearances, and graphic design. In addition, Greenfield Sport Parks, Inc., warrants its products against product and installation defects as described on the Warranty Certificate attached hereto as Exhibit-C.

As a condition of the proposed Agreement, the TPL has requested that the subject donation be memorialized through the installation of a memorial plaque at the location of the proposed Fitness Zone, subject to the Board's approval of the plaque's design and content. TPL has also requested authorization to erect informational plaques or signs detailing the proper use of the equipment and acknowledging the contributions provided by the TPL, Donor, and installing contractor.

The plans and specifications for the proposed Fitness Zone have been reviewed and approved by staff from the Department's Planning and Development Division. Although the TPL will be responsible for the installation of the exercise equipment, the installation process shall be overseen by staff from the Department's Pacific Region and Planning and Development Division. The Department shall assist Greenfield Sport Parks, Inc., in obtaining necessary permits, authorizations and consents, as well as right of entry to the project location to perform the necessary work.

REPORT OF GENERAL MANAGER

PG. 3

NO. 08-303

Staff has determined that the proposed project will involve a donation agreement and the installation of fitness equipment that is accessory to Pan Pacific Park. Therefore, the project is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1, Class 1(14) and Class 11(3) of the City CEQA Guidelines.

Staff has discussed the proposed project with the Assistant General Manager of Operations East, the Superintendent of the Metro Region, and the Office of Councilmember Tom LaBonge of the Fourth Council District, and each supports the project and concurs with staff's recommendations.

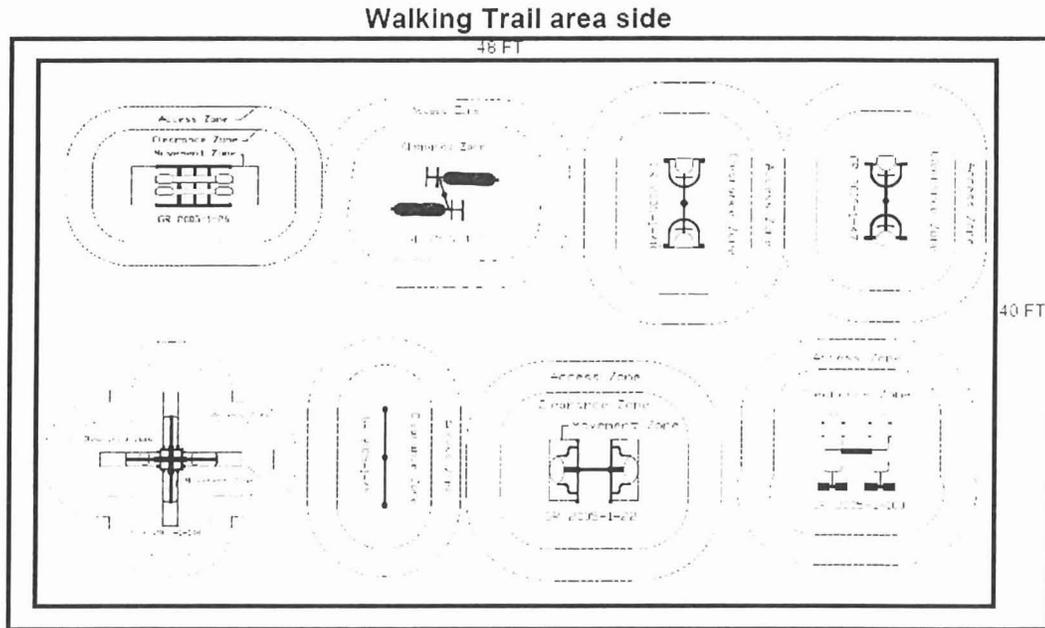
FISCAL IMPACT STATEMENT:

This project should not have any impact on the Department's General Fund, as the costs of the exercise equipment and related installation will be funded and contracted entirely by the TPL at their sole expense. The assessments of the future operations and maintenance costs have yet to be determined and would be addressed in future budget request.

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

EXHIBIT A

Fitness Zone Standard Equipment Selection Greenfield Sport Parks



- 2 Person Cross-Country Ski Machine GR2005-1-104
- 4-Person Upper body Workout Station GR2005-1-22
- 2-Level Horizontal Bars GR2005-1-21
- 4-Person Leg Press Machine GR2005-2-22
- 2-Person Lat Pull-Down Machine GR2005-1-48
- 2-Person Seated Arm Press Machine GR2005-1-47
- 2-Person Incline Crunch Benches
- 2-Person Lying Leg Curl Machine

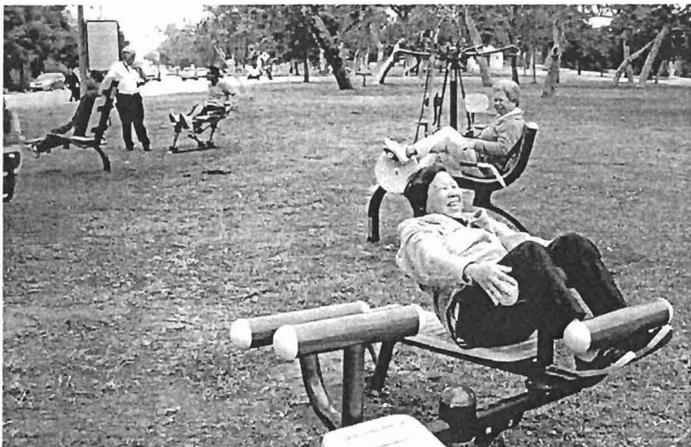


EXHIBIT-B

SITE PLAN



PAN PACIFIC PARK - FITNESS ZONE

EXHIBIT B-1

SITE PLAN

FITNESS ZONE LAYOUT



PanPacificPark

This is an approximation of the proposed area. Actual area to be approximately 35x45. Area to be excavated 4 inches. Area to have concrete curb around perimeter. Area to have geotextile fabric and decomposed granite imported and compacted with a vibratory plate.

EXHIBIT-C



GREENFIELD SPORT PARKS, INC.

3432 West Harvard ST, Santa Ana, CA 92704

888-8-FREEGYM (toll free phone), 714-662-0422 (fax)

info@greenfield-s-p.com (e-mail), www.greenfield-s-p.com (website)

WARRANTY CERTIFICATE

Greenfield Sport Parks, Inc. warrants its products to be free from defect in materials or workmanship during normal use and installation and in accordance with our published specifications.

Further warrants as follows:

- Limited 15-year warranty on steel posts, welds, bars, and metal accessories.
- Limited 5-year warranty on bearings, and steel pins.
- Limited 2-year warranty on molded fiberglass seats, plastics, clumps, and rubber parts.

This warranty is valid only if:

- The equipment is erected in conformity with the installation instructions and specifications furnished by Greenfield Sport Parks, Inc.
- The equipment has not been subject to Vandalism, misuse, neglect, or accident.
- The equipment has been modified or altered by Greenfield Sport Parks, Inc. or its designers in any respect.

This warranty does not cover cosmetic items such as: scratches, dents, marring, fading, discoloring, weathering, powder coating, wear and tear or normal level of rusting.

Upon written notification to Greenfield Sport Parks, Inc. of a product's failure to conform to any of the aforementioned warranties during the applicable warranty period, Greenfield Sport Parks, Inc. shall correct such failure/nonconformity by repairing the defective part(s) or providing replacement part(s) within 60 calendar days of receipt of the notification. Greenfield Sport Parks, Inc. shall ship the required replacement part(s) to the site free of charge, but will not be responsible for providing labor or the cost of labor for removing defective part(s) or installing replacement part(s). Greenfield Sport Parks, Inc. will warranty the replacement part(s) for the remainder of the original warranty period.

Further, no representation, oral or written, of any individual may be substituted for this exclusive limited warranty.

To the extent permitted by law Greenfield Sport Parks, Inc. shall not be liable for any direct, indirect, special incidental or consequential damages, which are expressly excluded from this sale.

To make claims under the terms of this warranty, please send the buyer's written statement of claim, along with a copy of the original invoice, any maintenance records, and supporting photographs to:

By E-mail to: info@greenfield-s-p.com

By fax to: 714-662-0422

By mail to: 3432 West Harvard ST, Santa Ana, CA 92704

OTHER PRODUCT INFORMATION

- It is the customer's responsibility to check the number of pieces show on the freight bill and our bill of lading.
- Any shortages or damage should be noted on the freight bill prior to signing.
- We will continue to develop the equipment and therefore reserve the right to change the design specifications without notice.
- The equipment is designed for frequent use by individuals weighing up to 350 pounds.