

REPORT OF GENERAL MANAGER

APPROVED
MAR 15 2010

NO. 10-067

DATE March 15, 2010

BOARD OF RECREATION
and PARK COMMISSIONERS

C.D. 15

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: GILBERT LINDSAY RECREATION CENTER – PROPOSED REPLACEMENT OF EXISTING PLAY EQUIPMENT AND GIFT AGREEMENT WITH THE BOUNDLESS PLAYGROUND, INC., FOR THE INSTALLATION OF A UNIVERSALLY ACCESSIBLE PLAYGROUND

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

Vick Israel
General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board:

1. Accept with gratitude a gift from the Boundless Playground, Inc. (BPI) consisting of funding in the amount of \$100,000 and services, materials and supplies with a value up to and not to exceed \$99,944, for the design and installation of a universally accessible playground to replace the existing play equipment at the Gilbert Lindsay Recreation Center;
2. Approve a proposed Gift Agreement with BPI, substantially in the form on file in the Board Office, which specifies the terms and conditions for the proposed Gift and related responsibilities of each party, subject to the approval of the Mayor, City Council, and the City Attorney as to form;
3. Approve the replacement of the existing playground equipment at the Gilbert Lindsay Recreation Center with new universally accessible playground equipment with an estimated cost of \$273,018.90, pursuant to the plans and specifications substantially in the form on file in the Board Office;

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4. Authorize the Chief Accounting Employee to accept the \$100,000 donation from BPI and deposit to Fund 205, Department 88, Account FD06 to be designated by said employee for use on the new universally accessible playground installation;
5. Approve the allocation and expenditure of up to \$73,074.90 from the Play Equipment Account RAPX1905, Activity 1905, Fund 302, Department 88, Account 8620 for the payment of direct costs associated with the Department's portion of the project, as specified in the proposed Gift Agreement;
6. Authorize staff, as needed, to issue a Revocable Right of Entry Permit to BPI, and/or its contractors/partners, which shall include, but not be limited to, Game Time Play Equipment, for the purpose of designing and constructing the new universally accessible playground;
7. Direct the Board Secretary to transmit the proposed Gift Agreement to the Mayor, in accordance with Executive Directive No. 3, and to the City Attorney for review and approval as to form; and,
8. Authorize the Board President and Secretary to execute the Gift Agreement, upon receipt of the necessary approvals.

SUMMARY:

BPI has offered to provide RAP a gift of \$100,000 to fund the design and installation of a universally accessible playground (UAP) at the Gilbert Lindsay Recreation Center (Gilbert Lindsay) located at 425 East 42nd Place. The funds being donated was made possible through a gift from the CVS Caremark Charitable Trust, Inc. (CVS). In addition to the monetary donation, the BPI has also offered to provide RAP an additional gift in the form of services, goods, and materials valued at \$99,944. The additional gift shall be performed by Game Time Play Equipment (Game Time) and other designated BPI partners. It should be noted that Game Time is an approved RAP vendor.

The new UAP will replace the existing play equipment which is in dire need of replacement. Through staff working closely with representatives from CVS and BPI, Gilbert Lindsay was selected by CVS as being the best fit for their program goals and objectives which are to form a public-private partnership that will bring value to an underserved community by providing a recreational opportunity to as many children of all abilities as possible, but focusing on those with disabilities.

The proposed UAP project will replace the existing equipment with brand new equipment as indicated in Attachments A and B. The installation of the proposed UAP at Gilbert Lindsay has an estimated cost of \$273,018.90 including contingencies. The Project estimated cost break down is as follows:

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A) <u>Design:</u>	Free of Charge through Game Time. Game Time has a contractual relationship respectively with Boundless Playgrounds, Inc., and RAP for the design and installation of play equipment.	
B) <u>Demolition:</u>		\$ 4,736.00
C) <u>UAP Equipment Materials:</u>		\$ 118,104.90
D) <u>UAP Construction:</u>		\$ 136,082.00
E) <u>Site Amenities:</u>		\$ <u>14,096.00</u>
	Total:	\$273,018.90

Of the estimated construction cost of \$273,018.90, the Department has committed to providing up to \$73,074.90 worth of materials, supplies, and manpower as its contribution to the proposed project. Currently, this amount is available from the Department's Play Equipment Account RAPX1905 Activity 1905, Fund 302, Department 88, Account 8620 for allocation and expenditure. BPI, in accordance with the Gift Agreement, is contributing \$100,000 towards the purchase of playground equipment materials. In addition to the above, BPI, acting through its partner, Game Time, is committed to providing additional materials and services valued at \$99,944. A more detailed breakdown of expenditures and obligations by each party is included in the Gift Agreement.

It should be noted that construction for the proposed project is expected to commence towards the end of April of this year and conclude towards the end of May. The project will involve a community build day, details of which are being worked out. The exact date for this day will be coordinated with Department executive staff and elected officials.

Environmental:

Staff has determined that the subject project will consist of the construction of a new universally accessible playground that is accessory to the recreation facilities at Rosecrans Recreation Center, and will replace existing, but worn out, children's playground facilities, and therefore, is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1, Class 11 (7) of the City CEQA Guidelines.

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Staff has discussed the proposed project with the Assistant General Manager of Operations East, the Superintendent of the Pacific Region, and the Office of Councilmember Jan Perry of the Ninth Council District, and each supports the project and concurs with staff's recommendations.

FISCAL IMPACT STATEMENT:

There will be no fiscal impact to the Department's General Fund associated with this project as the project will be funded entirely through the Boundless Playground Gift and other available Department funds. However, the project will be made more affordable to the City by virtue of the Gift. Maintenance for the UAP will be funded through the Department's annual maintenance budget.

Prepared by Cid Macaraeg, Sr. Management Analyst II, of the Department's Real Estate and Asset Management Section.

GILBERT LINDSAY COMMUNITY CENTER



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