

REPORT OF GENERAL MANAGER

APPROVED

NO. 10-317

DATE November 15, 2010

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C.D. 15

BOARD OF RECREATION  
and PARK COMMISSIONERS

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SUBJECT: BANNING PARK – IMPROVEMENTS OF ATHLETIC FIELDS, RECREATION CENTER AND WALKING PATHS (W.O. #E170364F) – SUPPLEMENTAL AGREEMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE DEPARTMENT OF RECREATION AND PARKS, THE BUREAU OF ENGINEERING, AND THE DEPARTMENT OF GENERAL SERVICES

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

[Signature]  
General Manager

Approved \_\_\_\_\_

Disapproved \_\_\_\_\_

Withdrawn \_\_\_\_\_

RECOMMENDATIONS:

That the Board:

1. Approve a proposed Supplemental Agreement to the Memorandum of Understanding, substantially in the form on file in the Board Office, between the Department of Recreation and Parks (RAP), the Department of Public Works, Bureau of Engineering (BOE) and the Department of General Services (GSD), extending the term by twenty-four (24) months to forty-eight (48) months after execution by the authorized representatives of RAP, BOE and GSD, subject to the review and approval of the City Attorney as to form;
2. Direct the Board Secretary to transmit the Supplemental Agreement to the City Attorney for review and approval as to form; and,
3. Authorize the General Manager to execute the proposed Supplemental Agreement, subject to review and approval by the City Attorney as to form.

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### SUMMARY:

The Banning Park – Improvements to Athletic Fields, Recreation Center and Walking Paths (W.O. #E170364F) project is located at 1331 Eubank Avenue, Wilmington, CA 90744. The scope of work includes improvements to the athletic field, recreation center heating, ventilation and air conditioning (HVAC) system and door rehabilitation, and walking path reconstruction.

On May 21, 2008, the Board of Recreation and Park Commissioners approved a Memorandum of Understanding (MOU) between RAP, BOE and GSD for the above mentioned project (Board Report No. 08-134). At the time of the MOU's approval, design for the various project elements had just begun; the design and public review of various elements took longer than anticipated. The design and construction of many of the project elements have already been completed; the remaining project elements will be constructed by GSD on a phased schedule after they are designed. The MOU expired on June 29, 2010, but the parties need to continue to work together to complete the remaining elements. This should be accomplished in less than 2 additional years. Staff therefore requests Commission approval of a Supplemental Agreement to the MOU adding 24 months to the original term.

In compliance with the California Environmental Quality Act (CEQA), staff has determined that the proposed improvements will not have a significant impact on the environment. This project has been determined to be Categorical Exempt pursuant to Article III, Section 1, Class 1(1, 4), Class 2(6), Class 11(3), and Class 31 of the State and City CEQA Guidelines. A Notice of Exemption (NOE) was filed with the Los Angeles City and County Clerk's offices on December 4, 2009. As the scope of the project has not changed since the NOE was filed, no further CEQA action is required.

### FISCAL IMPACT STATEMENT:

There is no fiscal impact to the Department's General Fund at this time. The assessments of the future operations and maintenance cost have yet to be determined.

This report was prepared by William Tseng, Project Manager, Bureau of Engineering, and reviewed by Neil Drucker, Program Manager, Recreational and Cultural Facilities Program; and reviewed by Deborah Weintraub, Chief Deputy City Engineer, Bureau of Engineering; and Michael A. Shull, Superintendent, Planning and Development Division, Department of Recreation and Parks.