

REPORT OF GENERAL MANAGER

APPROVED

NO. 14-012

DATE January 22, 2014

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BOARD OF RECREATION
AND PARK COMMISSIONERS

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BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: STATE STREET RECREATION CENTER – GIFT AGREEMENT WITH THE LOS ANGELES CLIPPERS FOUNDATION FOR FACILITY IMPROVEMENTS

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Withdrawn _____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 gift agreement (Agreement) with the Los Angeles Clippers Foundation, Inc. (Foundation), a California non-profit organization, substantially in the form on file in the Board Office, specifying the terms and conditions for the refurbishment and/or installation of facility improvements (Improvements) with an estimated total value up to \$114,492.76, as described herein;
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;
3. Authorize the Board President and Secretary to execute the Agreement upon receipt of the necessary approvals;
4. Direct staff to request that Foundation enter into one or more contracts with licensed contractor(s) for the completion of the proposed Improvements, and to proceed in coordination with Department of Recreation and Parks (RAP) staff, pursuant to the terms and conditions of the proposed Agreement, and in accordance with a Right Of Entry Permit (ROE) issued by RAP to the Foundation and their contractors, and sub-contractors; and,
5. Upon completion of the installation of the Improvements, accept the Improvements as a gift to the City, and thank the Foundation accordingly for its generosity.

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SUMMARY:

Foundation has offered to donate to the City a gift of facility Improvements at State Street Recreation Center. The proposed Improvements include the removal of existing exercise equipment, installation of six (6) new fitness zone apparatus, installation of "DG" decomposed granite ground surface (Exhibit A-1), the removal of sand from the playground and installation of new sub-surface material for the playground and related repair, replacement and refurbishment of existing playground equipment, including painting, pursuant to the attached Play Equipment Proposal (Exhibit A-2, 1 of 2) and Play Equipment Rendering (Exhibit A-2, 2 of 2), and repair, resurfacing, and refurbishment of the existing outdoor basketball courts (Exhibit A-3), (collectively, "Improvements"), as more fully described by the Project Proposal attached as Exhibit-A-1, A-2 and A-3. The Improvements have an estimated total value of up to \$114,492.76.

The Board's approval of this Report acknowledges the mutual agreement between RAP and the Foundation (Parties) to proceed with the performance of said Improvements prior to the execution of the proposed Agreement, due to Foundation timing requirements associated with the expenditure of allocated funding. The proposed Agreement sets forth the terms and conditions for completion of the project at no cost to the City, pursuant to plans and specifications mutually approved by the Parties, and provides for the Board's acceptance of the Improvements upon completion, as a gift to the City subject to a post-development inspection by RAP.

Foundation will contract with Great Western Park & Playground (GWPARK), a licensed contractor, for the playground and fitness equipment portion of the project, valued at approximately \$95,692.76; and with Madrid Equipment and Rental, Inc. (Madrid), a licensed contractor, for the basketball court refurbishment portion of the project, valued at approximately \$18,800.00. The Foundation will make project related payments directly to GWPARK and Madrid (collectively, "Contractors"). Contractors' access to the site will be authorized through a ROE issued by RAP. Pursuant to the terms and conditions of the proposed Agreement, the construction and installation of the Improvements will be overseen jointly by RAP and Foundation.

ENVIRONMENTAL IMPACT STATEMENT:

Staff has determined that this project consists of an agreement between RAP and Foundation for the refurbishment and improvement of existing facilities, and installation of accessory structures at an established public park. Therefore, the project is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1a, Class 1, Category 14 and Section 1k, Class 11, Category(s) 3 and 6 of the City CEQA Guidelines.

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Staff discussed the project with the Assistant General Manager of the Operations Branch and the Superintendent of the Metro Region, and each supports the project and concurs with staff's recommendations.

FISCAL IMPACT STATEMENT:

This project will not have any fiscal impact on RAP's General Fund, as the cost of the Improvements will be funded by Foundation at no cost to the City. Future maintenance costs will be addressed through the annual budget process, as the Improvements pertain to existing park amenities.

This report was prepared by Joel Alvarez, Senior Management Analyst, and Robert De Hart, Sr. Recreation Director II, Partnership Division.