

REPORT OF GENERAL MANAGER

NO. 15-225

DATE November 04, 2015

C.D. 15

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: CABRILLO BEACH PUBLIC SPORTS FISHING PIER – RESET OF COMPENSATION UNDER PERMIT NO. 147 BETWEEN THE LOS ANGELES HARBOR DEPARTMENT AND THE DEPARTMENT OF RECREATION AND PARKS

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|-------------|---------------|-------------|-------|
| *R. Barajas | <u>CSD fr</u> | K. Regan    | _____ |
| H. Fujita   | _____         | N. Williams | _____ |
| V. Israel   | _____         |             |       |

  
 \_\_\_\_\_  
 General Manager

Approved \_\_\_\_\_ Disapproved \_\_\_\_\_ Withdrawn \_\_\_\_\_

RECOMMENDATIONS:

That the Board:

1. Approve a proposed Order by the Board of Harbor Commissioners of the City of Los Angeles, substantially in the form on file in the Board Office, authorizing the Los Angeles Harbor Department (Harbor) to readjust (reset) the rental compensation amount for the use of Harbor property (land and water areas) under Permit No. 147 for the Cabrillo Beach Fishing Pier as described in the Summary of this Report; and,
2. Authorize the Board President and Secretary to execute the Order, on file in the Board Office, subject to review of the City Attorney as to form.

SUMMARY:

On June 27, 1969, the Board of Recreation and Parks Commissioners (Board) and the Board of Harbor Commissioners of the City of Los Angeles entered into an agreement (Permit No. 147) for the purpose of constructing, operating, and maintaining a public sport fishing pier at the Cabrillo Beach (Cabrillo Fishing Pier). Permit No. 147 (Permit) was for a term of fifty (50) years, commencing on September 1, 1968 and terminating August 31, 2018. Under the terms of the Permit, the rental compensation amount to be paid to the Harbor Department would be renegotiated every five (5) years. On April 8, 1988, the Board authorized the execution of an

REPORT OF GENERAL MANAGER

PG. 2

NO. 15-225

Order from Harbor to reset compensation for the Department of Recreation and Parks' (RAP) use of the Cabrillo Fishing Pier, with Harbor offering a rental compensation amount of Zero Dollars (\$) in recognition of RAP's ongoing maintenance obligations to the area. Previously, RAP provided twenty per cent (20%) of the gross receipts for revenues collected from the operation of Cabrillo Fishing Pier. Since that time, the rental compensation has been set to Zero Dollars every five years.

A request dated August 20, 2015 from the Harbor Department was received in the form of a letter, requesting the execution of the proposed Order to reset compensation for the five (5) year term commencing September 1, 2013 and terminating August 31, 2018. The proposed compensation remains at zero dollars per year, in recognition of RAP's on-going maintenance obligation to the subject area.

It is recommended that the Board approve the Order described above.

FISCAL IMPACT STATEMENT:

The approval and execution of the proposed Order will not have any impact on RAP's General Fund. The maintenance cost to the subject area is already included in RAP's annual budget.

This Report was prepared by Felice Chen, Management Analyst II of Real Estate and Asset Management Section, Planning, Construction and Maintenance Branch.