

S P E C I A L A G E N D A

BOARD OF RECREATION AND PARK COMMISSIONERS
OF THE CITY OF LOS ANGELES

Wednesday, March 6, 2002 - 9:30 a.m.
200 North Main Street, 13th Floor, Room 1325
Los Angeles, California 90012

PURSUANT TO COMMISSION POLICY, COMMENTS BY THE PUBLIC ON AGENDA ITEMS WILL BE HEARD ONLY AT THE TIME THE RESPECTIVE ITEM IS CONSIDERED. COMMENTS BY THE PUBLIC ON ALL OTHER MATTERS WITHIN THE SUBJECT MATTER JURISDICTION OF THE BOARD WILL BE HEARD DURING THE "PUBLIC COMMENTS" PERIOD OF THE MEETING. EACH SPEAKER WILL BE GRANTED TWO MINUTES.

1. GENERAL MANAGER'S REPORTS:

- 02-99 Approval of Personal Services Agreements - CLASS Park Program
- 02-100 Approval of Preliminary Draft Ordinance - Smoke Free Zones
- 02-101 Transfer of Funds from Expense Accounts 212 and 601
- 02-102 Cabrillo Marine Aquarium - Master Plan Implementation (#1505D) - General Contractor Performance Requirements
- 02-103 MICLA AS Issuance to Refund Bonds Issued to Finance Improvements at Pershing Square

2. NEW BUSINESS:

Memorandum Park Safety Update

3. CLOSED SESSION:

Pursuant to Government Code Section 54956.9(a), the Commission will meet in Closed Session to confer with legal counsel regarding Burrito King v. Department of Recreation and Parks, Case No. BS 074266.

4. NEXT MEETING:

The next regularly scheduled meeting of the Board of Recreation and Park Commissioners will be held on Wednesday, March 20, 2002 at 9:30 a.m., City Hall East, 200 North Main Street, Room 1325, Los Angeles, California 90012.

March 6, 2002

5. ADJOURNMENT:

Under the California State Ralph M. Brown Act, those wishing to make audio recordings of the Commission Meetings are allowed to bring tape recorders or camcorders in the Meeting.

Sign language interpreters, assistive listening devices, or any auxiliary aides and/or services may be provided upon request. To ensure availability, you are advised to make your request at least 72 hours prior to the meeting you wish to attend. For additional information, please contact the Commission Office at (213)473-5888.

Finalization of Commission Actions: In accordance with City Charter Section 245, actions of the Board of Recreation and Park Commissioners shall become final at the expiration of the next five meeting days of the Los Angeles City Council during which the Council has convened in regular session.

Information on agenda items may be obtained by calling the Commission Office at (213) 473-5888. Copies of the agenda and reports may be downloaded from the Department's website at www.laparks.org.

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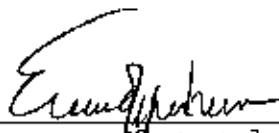
DATE March 6, 2002

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: Approval of Personal Services Agreements - CLASS Park Program

J. Combs _____
*A. Corcelles _____
J. Duggan _____
H. Fujita _____

J. Kolb _____
M. Tamuri _____
M. Matthews _____



General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board approve and enter into personal services agreements (on file in the Board office) with Robert T. Lennox, and with Rex Llevares, for services to the CLASS program between February 1, 2002, and June 30, 2003, as described in the body of this report, subject to approval of the Mayor, in accordance with Executive Directive No. 16, and review by the City Attorney as to form; and,

That the Board find that the services to be provided by the contractors are temporary and of a professional nature and can be provided more feasibly and economically by a contractor than by City employees.

SUMMARY:

Programming at Clean and Safe Spaces (CLASS) Parks is accelerating and the responsibilities of expanding this program as a model for Department renewal and community involvement is growing accordingly. During this initial growth stage, the CLASS program remains in need of outside expertise in several areas, notably data gathering, program evaluation, and benchmarking, and in production of outreach materials to promote current success and bring additional participants and resources. It is unrealistic to assign these responsibilities to a Recreation Center Director, Recreation Coordinator, or any CLASS Parks staff, because they are a part of the program being evaluate or, in the case of design, simply do not have time and the professional expertise. In providing financial

REPORT OF GENERAL MANAGER

PAGE 2 NO. 02-99

resources to the Department for full execution of the CLASS program, funds for such purposes as Information Technology, Marketing and Outreach, Training, and Evaluation were provided to the Department in the Contractual Services account, as the City contemplated, and the Department also expected that many of these services would be needed only in the first year or two of program start-up; the need would not be on-going, so that use of personal services contracts rather than hiring full-time employees was the most efficient way for the Department to fulfill these aspects of the CLASS program.

Robert T. Lennox was previously (June-August 2001) on a personal services agreement with the Department, and an additional agreement period is sought by CLASS to complete projects underway. His duties have been and will include: research; assembling, analyzing, and interpreting data; preparing correspondence and reports; and making recommendations to management regarding administrative, budgetary, legislative, and managerial issues or concerns. Furthermore, Mr. Lennox, who was originally brought into the program through the Coro Foundation, will operate evaluation procedures for CLASS program effectiveness, and report on suggestions for CLASS direction and expansion based on analysis of evaluations. He will evaluate achievement of CLASS staff and programming to ensure accountability and accuracy. He shall continue efforts to collect statistics on crime and demographics of surrounding communities, an effort which is currently reaching a new stage of success with the Los Angeles Police Department, and use the data to assess the direction and effectiveness of management goals. He will research effective recreation programming ideas from outside sources and formulate new programming based on that research. And lastly he will provide in-depth statistical support for grant writing opportunities. His reports have met, and will continue to meet, the City Administrative Officer requirements for regular, detailed reporting under the Operation Healthy Neighborhoods program. The total cost for Mr. Lennox's continued services through June 30, 2003 (as needed) is not to exceed \$87,000 in salary and expenses.

Mr. Rex Llevares has provided initial support in a part-time capacity, but full-time dedication is required to complete all necessary work and materials in a timely fashion. His duties will encompass design and maintenance of the Internet and Intranet pages, including design and creation of overall look of sites, animated gifs, banners, photo enhancements/effects, site navigation, uploads, CLASS facility homepage designs, creation of animated gifs, java script password links, java cursor effects, and

REPORT OF GENERAL MANAGER

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addition of departmental pages as requested and approved. Mr. Llevares will design and maintain input screens for applications providing internal tracking of program expenses, maintenance and recreation benchmarks, program personnel, and capital resources. He will create presentation materials and assemble raw data into charts, graphs and imagery, along with designing flyers, posters, and handouts for recreation center activities, events, classes and programs, generally, but not exclusively, in connection with web page design. The total cost for Mr. Llevares's services through June 30, 2003 (as needed) is not to exceed \$75,000 in salary and expenses.

Report prepared by Linda Barth

REPORT OF GENERAL MANAGER

NO. 02-100

DATE: March 6, 2002

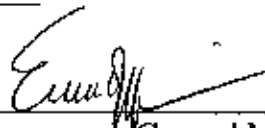
C.D. _____

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: APPROVAL OF PRELIMINARY DRAFT ORDINANCE – SMOKE FREE ZONES

* J. Combs _____
 T. Corrales _____
 J. Duggan _____
 H. Fujita _____

J. Kolb _____
 M. Tamuri _____
 M. Matthews _____



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

It is recommended that the Board:

1. Approve the attached "Smoke Free Zone" Policy, and
2. Review and approve the attached draft ordinance for the enforcement of the "Smoke Free Zone" policy; and
3. Direct the Board Secretary to submit the draft Ordinance to the City Attorney for presentation to the Mayor's Office and the City Council.

SUMMARY:

On June 6, 2001, the Board of Recreation and Park Commissioners approved Board Report No. 01-191, which requested the establishment of "Smoke Free Zones" at or near Department operated childrens' play areas and ball diamonds. In addition, staff was to prepare a draft ordinance for the enforcement of a "Smoke Free Zone" policy, to be reviewed by the Board at a subsequent meeting.

Soon after the approval of Board Report No. 01-191, Councilmember Jan Perry introduced a Motion to City Council to enhance the Recreation and Parks proposed ordinance to include additional "Smoke Free" sites. This matter was referred to the Arts, Health and Humanities Committee on December 14, 2001 and the Committee unanimously endorsed this Motion, and directed the City Attorney to draft an ordinance amending the Los Angeles Municipal Code to create no-smoking zones in parks. The number of sites was enhanced to include play pits, play structures, bleachers, backstops, sports fields, basketball, handball, tennis and paddle tennis

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courts, and areas posted to require permits to be reserved for picnics. As this represents a substantial modification to the Board's previous action, the draft ordinance is now submitted for consideration. Additionally, staff has drafted a Departmental "Smoke Free Zone" Policy for Board approval.

On August 6, 2001, Assembly Bill 188, authored by Assemblyman Vargas, was approved by the Governor and filed with the Secretary of State. The bill prohibits the smoking of any cigarette, cigar, or other tobacco-related product within a public playground or tot lot sandbox area, and would make a violation of the provisions an infraction. By creating a new infraction, a state-mandated local program would result.

Representatives of the Committee for Smoke Free Parks and Other Public Places reviewed and approved the wording of the draft ordinance. If adopted, the Department will post signs to provide for the necessary enforcement at over 2,000 impacted locations.

Prepared by Vicki Israel and Bara King

**CITY OF LOS ANGELES
DEPARTMENT OF RECREATION AND PARKS**

SMOKE FREE ZONE POLICY

3/6/02

The Department of Recreation and Parks finds and declares all of the following:(a) Secondhand smoke also known as environmental tobacco smoke is responsible for approximately 3,000 lung cancer deaths each year in nonsmoking adults and impairs the respiratory health of hundreds of thousands of children. (b) Secondhand smoke exposure increases the risk of lower respiratory track infections, including bronchitis and pneumonia, which occur in infants and young children up to 18 months of age. (c) Secondhand smoke increases the prevalence of fluid in the middle ear, a sign of middle ear disease. (d) Secondhand smoke increases the frequency and episodes and severity of symptoms of asthmatic children.

It is the policy of the Department of Recreation and Parks that it shall be unlawful to smoke in the following places:

Within 20 feet of areas where playground equipment has been installed for public use by children, play pits, play structures, bleachers, backstops, sports fields, ball diamonds, basketball, handball, tennis and paddle tennis courts, and areas posted to require permits to be reserved for picnics.

REPORT OF GENERAL MANAGER

NO. 02-101

DATE: March 6, 2002

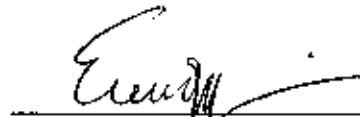
CD _____

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: TRANSFER OF FUNDS FROM EXPENSE ACCOUNTS 212 AND 601

J. Combs _____
M. Matthews _____
M. Tamuri _____
A. Coroalles _____

J. Duggan* JD
H. Fujita _____
J.Kolb _____



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board authorize the immediate transfer of funds between Accounts within the Recreation and Parks Fund 302, Dept 88 as follows:

From: Acct. 602 (Act. Code 0201 - Operating Supplies)	\$3,325.00
From: Acct. 212 (Act. Code 0201 - Printing and Binding)	\$9,675.00
To: Acct. 601 (Act. Code 0201 - Office and Administrative Expense)	\$13,000.00

SUMMARY

The Administrative Resources section submits a request to transfer funds within the Recreation and Parks Fund to allow for the funding of Communications Service Requests, so as to allow ITA to proceed with job order estimates for our section. Currently, the funds are assigned for the purchase of various operating supplies and printing costs. The staff has made a determination that these funds are urgently needed for the acquisition of communication equipment and not as presently budgeted.

This report was prepared by Jess Cruz in Budget and Concessions Management.

REPORT OF GENERAL MANAGER

NO. 02-102

DATE March 6, 2002

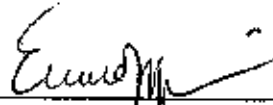
C.D. 15

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: CABRILLO MARINE AQUARIUM - MASTER PLAN IMPLEMENTATION
(#1505D) - GENERAL CONTRACTOR PERFORMANCE REQUIREMENTS

J. Combs _____
A. Corrales _____
J. Duggan JD
J. Kolb _____

H. Fujita _____
*M. Tamun MT
M. Matthews _____



General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

It is recommended that the Board eliminate the requirements on Schedule "A" of the bid documents, which require the Prime Contractor to perform, with its own organization, Contract work amounting to at least fifty percent (50%) of the Contract Price.

SUMMARY:

On February 6, 2002, the Board approved final plans and specifications and approved call for bids for the Cabrillo Marine Aquarium - Master Plan Implementation (#1505D) as outlined in Board Report No. 02-47. Schedule "A", page 30 of the bid documents currently states: "The Prime Contractor shall perform, with its own organization, Contract work amounting to at least fifty percent (50%) of the Contract Price, for this project only, the steel, life support system, mechanical system, plumbing system, and electrical system subcontract work shall be excluded as part of the Prime Contractor's work in the 50% calculation." The requirement was based on the Standard Specifications for Public Works Construction (SSPWC) Section 2-3.2 and was originally intended to facilitate Prime Contractor involvement on smaller City projects, with a limited number of subcontractors, in order to achieve better quality control.

The Cabrillo Marine Aquarium - Master Plan Implementation Project is a large and complex project containing many special elements and types of construction. The aquarium project requires special knowledge and expertise in life support system, plumbing system, and HVAC system related to aquarium functioning. The major trades that are anticipated to be required for the project also include but are not limited to: site work, landscaping, irrigation, excavation, shoring, scaffolding, concrete, miscellaneous metals, architectural metal, waterproofing, roofing, sheet metal, drywall, plaster, flooring, painting, elastomeric coatings, glazing, HVAC, plumbing, fire protection, electrical, building controls systems, and telecommunications.

REPORT OF GENERAL MANAGER

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A pre-bid meeting was held on February 27, 2002. At the meeting, we discovered about half of the potential bidders will not be able to fulfill the requirements of having the Prime Contractor perform, with its own organization, Contract work amounting to at least 50% of the Contract Price. Department staff recommends that the requirement be eliminated from the Schedule "A" of the bid documents.

Report prepared by Fred David, Project Manager.

DATE March 6, 2002

CD _____

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: MICLA AS ISSUANCE TO REFUND BONDS ISSUED TO FINANCE IMPROVEMENTS AT PERSHING SQUARE

J. Combs
T. Coronilles
J. Duggan*
H. Fujita

J.D.

I. Kolb
M. Tamari
M. Matthews

Erin Oppenheim

General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATIONS

The City Administrative Officer requests and staff recommends that the Board:

1. Adopt the attached Resolution (Exhibit A), approving the First Amendment to the Site Lease, the First Amendment to the Lease and Option to Purchase, and the Second Amendment to the Lease and Option to Purchase, to enable the issuance of \$8 million in Certificates of Participation for the Pershing Square Refunding MICLA Series AS; and
2. Authorize the General Manager, Department of Recreation and Parks to sign the necessary documents on behalf of the President of the Board of Recreation and Park Commissioners of the City of Los Angeles.

SUMMARY

The City Administrative Officer (CAO) in a memorandum submitted to the Board President, requested that the Board of Commissioners approve the amendment of several documents related to the financing of improvements at Pershing Square. In 1992 the Board approved the documents creating a financial relationship between the City and the Community Facilities District No. 1, pursuant to the Mello-Roos Community Facilities Act of 1982. Under the terms of the agreement, the property owners surrounding Pershing Square agreed to pay for improvement of the park pursuant to the provisions of the Mello-Roos Act. As a result the park was redeveloped and the property owners had an additional assessment included in their property taxes.

The CAO has determined that the time is appropriate to refinance the 20 year loan on the property and has included Pershing Square in the proposed MICLA AS certificate offering. The net effect of the refinancing will be to save all property owners a combined average annual amount of \$30,000. Over the next 20 years it is anticipated that the refinancing will save \$600,000.

The amendment of the attached documents enables the City to include Pershing Square in the next MICLA offering.

BRIEFING MEMO FOR ACTION

CITY OF LOS ANGELES
DEPARTMENT OF RECREATION AND PARKS

March 6, 2002

TO: BOARD OF RECREATION AND PARK COMMISSIONERS

FROM: ELLEN OPPENHEIM
General Manager *Ellen Oppenheim*

SUBJECT: PARK SAFETY UPDATE

During the period covering February 21-28, following the most recent Board meeting, four serious incidents of crime occurred in or immediately adjacent to one of our parks:

Incident #1:

Location: Glassell Park Child Care Center (Construction Zone; Metro Region)
Date: Thursday, February 21, 2002
Time: 5:00 p.m.

City contractor, Walton Construction Company, sub-contracted with DTS Maximum Security to protect the construction site. DTS placed a 42-year-old male security guard at the site. The construction site is located on park property adjacent to existing recreation facilities.

On Friday, a 19-year-old female reported to the police that on Thursday, February 21, she was forcibly taken into the construction trailer and raped by the security guard for a period of hours before she escaped. Recreation and Parks was notified of this incident by LAPD on Tuesday, February 26th, when LAPD requested access to the trailer. LAPD arrested the suspect at the construction site on Friday, February 22nd.

Incident #2:

Location: Vineyard Recreation Center (Pacific Region)
Date: Friday, February 22, 2002
Time: 10:20 a.m.

A male Black, 32-year-old victim, was standing with 3-4 gang members near a parked car at Ferndale and Farmdale (adjacent to the Recreation Center).

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Shots were fired from an approaching gray Chevy Corsica transporting male Blacks (rival gang members). The males ran to the Center gym for cover. The victim suffered two gunshot wounds in his lower left leg and was taken to Cedars Sinai Medical Center.

When shots were fired, 4-5 male Blacks were seen running from the gym with one pointing a gun at the Corsica. These males ran back into the gym, but left before police arrived. The police uncovered nine spent 9mm casings and 3 bullet fragments in front of 2950 Farmdale, and a fully loaded chrome semi auto .357 magnum revolver w/ammo sleeve (6 rounds) in a green trash bag inside the gym. Police arrested a male Black for possession of bags of marijuana. One of our employees witnessed the shooting.

In a second related incident, the victim's son (6th grade) was fatally shot and two females wounded in an incident that occurred at Adams and West Blvds. (near Vineyard Recreation Center) at 8:40 p.m. on February 22. His son had just left the hospital after visiting his father when the shooting occurred. It was the sense of LAPD Southwest Detectives that the incidents were related and the son was followed from the hospital.

Incident #3:

Location: 428 East 42nd Place (Directly across from Gilbert Lindsay Recreation Center at 429 East 42nd Place)
Date: Monday, February 25, 2002
Time: 10:10 p.m.

While standing on the sidewalk directly across from park property, a male was shot in the lower back. Police also found several gunshot impact areas on two separate adjacent residences. Suspects and motive unknown. The recreation center was closed at the time.

Incident #4:

Location: 1563 East 53rd Street (Directly across from Slauson Recreation Center)
Date: Wednesday, February 27, 2002
Time: 8:20 a.m.

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Two male Blacks were seen driving in a burgundy color 1978 Ford Mustang. Shots were fired from the passenger side of the vehicle at the residence located at 1563 East 53rd Street. No victims were reported. Three employees were on duty and one employee witnessed the shooting.

A Citywide Safe Park meeting will be held on Wednesday, March 6th at 2:00 PM at the Park Ranger Visitors Center Auditorium. The purpose of the meeting will be to discuss current crime trends, review the last years progress, re-evaluate goals for the coming year, clarify roles, and share information. In attendance from LAPD will be Commander Val Paniccia and Captain Sharyn Buck of Juvenile Service Group along with the 18 geographic park coordinators. In attendance from Recreation and Parks will be James Combs, Assistant General Manager, Community Services Branch, Tony Coroalles, Assistant General Manager, Region Operations, the three regional Superintendents, Chief Park Ranger, Park Ranger supervisory staff, and Marilyn White, Principal Recreation Supervisor, CLASS Parks.