

APPROVED
JUL 11 2018

**BOARD OF RECREATION
AND PARK COMMISSIONERS**

BOARD REPORT

NO. 18-148

DATE: July 11, 2018

C.D. 4

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: MEMORANDUM OF AGREEMENT BETWEEN THE DEPARTMENT OF RECREATION AND PARKS (RAP) AND THE SANTA MONICA MOUNTAINS CONSERVANCY FOR RAP'S MAINTENANCE AND OPERATION OF FRANKLIN – IVAR PARK

* AP Diaz	_____	V. Israel	_____
R. Barajas	<u>RB</u>	S. Pina-Cortez	_____
H. Fujita	_____	N. Williams	_____

Mael D Williams for

General Manager

Approved X

Disapproved _____

Withdrawn _____

RECOMMENDATIONS

1. Authorize Staff to negotiate a Memorandum of Understanding and Cooperative Agreement (MOA) with the Santa Monica Mountains Conservancy (SMMC), a state agency established under the laws of the State of California, for the Department of Recreation and Parks (RAP) to operate and maintain Franklin-Ivar Park, currently owned by the SMMC, for a period of one (1) year, consistent with the terms set forth in this Report;
2. Authorize the General Manager to execute the Agreement upon obtaining approval from the City Attorney as to form and legality.

SUMMARY

The Santa Monica Mountains Conservancy (SMMC), a state agency, is the owner of Franklin and Ivar Park (Park), a 0.75-acre park located at 6351 Franklin Avenue, which was opened to the public in 2017. SMMC representatives and RAP recently discussed the opportunity for RAP to operate and maintain the Park as a trial run for the possibility of RAP taking permanent control of the property. RAP and SMMC are presently drafting an agreement stipulating each Party's role and responsibilities for the transition of certain responsibilities to RAP, continued obligations by SMMC, and the uninterrupted operation and maintenance of the Park.

Although the general terms have been mutually agreed to by the Parties, the actual document is still being finalized. RAP's initial operation and maintenance of the Park, with funding support for security (primarily opening and closing) provided by the Office of Council District Four (CD4), is limited to one initial first year. Both parties plan for continued discussions regarding future control of the Park, and the Agreement could be terminated at such time that fee-title to the Park

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is transferred by SMMC to RAP or other entity, or that a long term lease agreement with RAP or other entity is executed. SMMC currently has a contract with a security company that opens and closes the park during normal park operating hours (dawn to dusk), which CD4 has agreed to support through a direct transfer of funds to RAP.

RAP, as part of the terms and conditions of the proposed Agreement, will assume the full cost of operating and maintaining the Park for Fiscal Year 2018-19. The park would be open to the public seven days per week between the hours of sunrise to sunset. Through the proposed Agreement, RAP will also be authorized to provide community programming when feasible (the park is currently un-staffed) and issue permits for special events and filming at the Park.

FISCAL IMPACT STATEMENT

Park maintenance expenses for the current fiscal year will be absorbed or shared among parks on the same staff maintenance route. Any increased future operation and maintenance expenses due to additional maintenance related to this Park will be requested through the budgetary process.

This Report was prepared by Joel Alvarez, Senior Management Analyst II, Partnership Division.