

REPORT OF GENERAL MANAGER

APPROVED

NO. 06-112

DATE May 3, 2006

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**BOARD OF RECREATION
AND PARK COMMISSIONERS**

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: GIFT OF FUNDS FROM BARNSDALL ART PARK FOUNDATION AND THE BARNSDALL ART CENTER STUDENT ADVISORY COMMITTEE AND MEMORANDUM OF UNDERSTANDING WITH THE GENERAL SERVICES DEPARTMENT FOR THE REPLACEMENT OF KILNS AND INSTALLATION OF NEW SHED FOR BARNSDALL HOUSE AND PARK

J. Combs	_____	J. Kolb	_____
H. Fujita	_____	F. Mok	_____
*S. Huntley	_____	K. Regan	_____
B. Jensen	_____	M. Shull	_____

Robert H. Jensen (fa)
General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board:

1. Accept with gratitude, a gift of \$42,000 from the Barnsdall Art Park Foundation (BAPF) and a gift of \$8,500 from the Barnsdall Art Center Student Advisory Committee (BACSAC) for the replacement of kilns and installation of a new shed, subject to the conditions in the Agreement to Accept Gift;
2. Approve the proposed Agreements to Accept Gift, substantially in the form on file in the Board Office, and direct the Board Secretary to transmit forthwith the proposed agreements to the Mayor, in accordance with Executive Directive No. 3, and concurrently to the City Attorney for review as to form;
3. Upon receipt of the necessary approvals, authorize the Board President and Secretary to execute the agreements;
4. Direct the Chief Accounting Employee to designate a Department fund and account number into which the gift amounts of \$42,000 and \$8,500 respectively, totaling \$50,500, are to be deposited upon receipt of the funds from the Donors;
5. Approve the Memorandum of Understanding (MOU), substantially as on file in the Board Office with the Department of General Services and the Bureau of Engineering, Department of Public Works, to perform the replacement of the kilns and installation of the new shed at Barnsdall House and Park, for a construction

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amount not to exceed \$110,668, with \$12,000 for design, for a total budget of \$122,668; and

6. Authorize the General Manager to execute the MOU, subsequent to City Attorney approval.

SUMMARY:

Barnsdall Arts Park Foundation (BAPF) and the Barnsdall Art Student Advisory Committee (BACSAC), have pledged to provide gifts to partially fund the installation of a new shed (12' x 26' x 10') at the ground-level elevator access to the Junior Art Center and install one gas kiln and one electric kiln with space for two or three future kilns. The project also provides new gas lines and electric power to the new shed to supply the kilns, which are located at Barnsdall Art Park, 4800 Hollywood Boulevard in the Thirteenth Council District.

The kilns proposed for Barnsdall House and Park will replace the old kilns at Residence A and now be located in the newly installed shed. The new shed will be located adjacent to the West wall of the Junior Arts Center at street level next to the existing access elevator leading to the classrooms upstairs.

The gifts consist of cash in the amounts of \$42,000 and \$8,500 respectively, and will be used for project expenses, including but not limited to planning, design, and construction. Grant funding from an Economic Development Initiative (EDI) Grant, in the amount of \$72,168, has been earmarked for this project.

GSD will start construction 30 days after the funds are received and construction duration is estimated at 6 months.

The replacement of kilns and installation of the new shed will be reviewed and monitored by a project manager from the Bureau of Engineering's Architectural Division. Prior to installation, site specific plans will be reviewed and approved by Cultural Affairs Department. Upon approval of the gift agreements and execution of the proposed MOU, GSD will provide the necessary construction services to complete the project. If the Department of Recreation and Parks (RAP) materially defaults in the performance or observance of any of its obligations, agreements, covenants or representations in the gift agreements, including failure to complete the construction of the above specified improvements within a 9-month period from the earlier of the date of the Notice to Proceed issued to GSD or July 1, 2006, and such default is not cured within ninety (90) days following written notice from BAPF and BACSAC, then these Agreements may be terminated by BAPF and BACSAC in which event RAP shall promptly return the full amount of the gifts to BAPF and BACSAC. It is anticipated that construction will commence in July 2006 and the project completed by December 31, 2006.

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Staff has determined that the proposed agreements between the Department and BAPF and BACSAC, and the MOU with GSD and BOE, will allow exterior alterations to the Junior Art Center involving construction of a new shed type structure for housing several kilns, which will result in negligible or no expansion of use of the center. Therefore, the project is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1, Class 1(1) of the City CEQA Guidelines. A Notice of Exemption will be filed with the Los Angeles County Clerk upon approval of the project.

Staff has discussed the proposed project(s) with the Assistant General Manager of Operations East, the Superintendent of the Metro Region, and the Office of Councilmember Eric Garcetti of the Thirteenth Council District. All support the project and concur with staff's recommendations.

FISCAL IMPACT STATEMENT:

This action will not impact the General Fund inasmuch as the project is to be funded by grants and gifts, and the associated costs of operation or maintenance will be done by the Cultural Affairs Department, which operates Barnsdall Art Park.

This report was prepared by Charlene Coney, Management Analyst II, of Grants Administration Section.