

## REGULAR MEETING MINUTES

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

Wednesday, May 18, 2016

The Board of Recreation and Park Commissioners of the City of Los Angeles convened the Regular Meeting at Normandale Recreation Center at 9:30 a.m. Present were President Sylvia Patsaouras, Vice President Lynn Alvarez, and Commissioner Misty M. Sanford. Also present were Michael A. Shull, General Manager, and Deputy City Attorney III Strefan Fauble.

The following Department staff members were present:

Anthony-Paul Diaz, Executive Officer  
Kevin Regan, Assistant General Manager, Operations Branch  
Ramon Barajas, Assistant General Manager, Planning, Construction and Maintenance Branch  
Noel Williams, Chief Financial Officer, Finance Division

#### CALL TO ORDER AND SPECIAL PRESENTATIONS

- Jacob Haik, Acting Chief of Staff of Councilmember Joe Buscaino's Office, made opening remarks and welcomed the Board and audience to the Fifteenth Council District.
- Assistant General Manager Kevin Regan introduced Department staff and provided background and programming information regarding Normandale Recreation Center.

#### APPROVAL OF THE MINUTES

Commissioner Sanford moved that the Board approve the Minutes of the May 4, 2016 Regular Meeting, which was seconded by Commissioner Alvarez. There being no objections, the Motion was unanimously approved.

#### BOARD REPORTS

##### 16-118

##### SCHEDULE OF RATES AND FEES – EXEMPTION TO THE ANNUAL GARDEN USE FEES FROM THE COMMUNITY GARDEN FACILITIES RATES AND FEES FOR NONPROFIT ORGANIZATIONS OPERATING, MAINTAINING, AND PAYING UTILITY COSTS AT COMMUNITY GARDENS ON PARK PROPERTY

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Joel Alvarez, Senior Management Analyst II of the Partnerships Division, presented Board Report No. 16-118 for approval for a proposed exemption to the Annual Community Garden Use Fee from the Community Garden Facilities Rates and Fees for outside, non-profit organizations currently operating, maintaining and paying utility costs at community gardens on park property, to be effective July 1, 2016; and authorization for Department staff to amend the Schedule of Rates and Fees to incorporate the proposed exemption.

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16-119

LATE NIGHT HOOPS BASKETBALL PROGRAM – DONATION FROM LOS ANGELES CLIPPERS FOUNDATION IN SUPPORT OF THE PROGRAM

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Joel Alvarez, Senior Management Analyst II of the Partnerships Division, presented Board Report No. 16-119 for acceptance of a donation from the Los Angeles Clippers Foundation (LACF) consisting of funding and in-kind supplies with a total estimated value of up to \$56,934.00 for the Department's Late Night Hoops Basketball Program (Program); and direction to the Department's Chief Accounting Employee to deposit funds in the amount of \$31,934.00 received from the LACF for the Program in Fund 302, Department 89, Account 89703H, and Sub-Account LA, to pay for Program-related expenses from the Sub-Account LA. The Board and Department staff discussed that the Program is designed for young adult participants within the age range of 18 to 25 years old.

16-120

CENTRAL RECREATION CENTER POOL AND BATHHOUSE RENOVATION (PRJ20251) (W.O. #E1907620) PROJECT – ACCEPTANCE AND RELEASE OF STOP PAYMENT NOTICE ON CONSTRUCTION CONTRACT NO. 3513

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Tom Gibson, Landscape Architect II of the Planning, Construction and Maintenance Branch, presented Board Report No. 16-120 for direction to Department staff to withhold the amounts claimed in the Stop Payment Notices for Construction Contract No. 3513, plus an additional sum equal to 25% thereof, to defray any costs of litigation in the event of court action, if the specified amount of funds are available; and to notify contractors, sureties, and other interested parties that the amount of the claims included in the Stop Payment Notice plus 25% will be withheld; and acceptance of the Release of Stop Payment Notices for Construction Contract No. 3513.

16-121

CENTRAL RECREATION CENTER POOL AND BATHHOUSE RENOVATION (W.O. #E1907620) PROJECT – DIRECTIVE TO PARTIALLY RELEASE PAYMENT ON CONSTRUCTION CONTRACT NO. 3513

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Tom Gibson, Landscape Architect II of the Planning, Construction and Maintenance Branch, presented Board Report No. 16-121 for direction to the Chief Accounting Employee to release \$422,600.00 per the Directive from the Department of Public Works, Bureau of Contract Administration, Office of Contract Compliance (OCC) (File No. P14-452) for Construction Contract No. 3513.

16-122

GAFFEY STREET POOL – POOL AND NEW BATHHOUSE RESTORATION (PRJ20726) (W.O. #E1907453F) PROJECT – ACCEPTANCE OF STOP PAYMENT NOTICE AND ACCEPTANCE OF BOND TO RELEASE MONEY WITHHELD ON STOP PAYMENT NOTICE ON CONSTRUCTION CONTRACT NO. 3514

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Tom Gibson, Landscape Architect II of the Planning, Construction and Maintenance Branch, presented Board Report No. 16-122 for direction to Department staff to withhold the amounts claimed in the Stop Payment Notice for Construction Contract No. 3514, plus an additional sum equal to 25% thereof, to defray any costs of litigation in the event of court action, if the specified amount of funds are available; acceptance of the Bond to Release Money Withheld on the Stop Payment Notice filed by AWI Builders, Inc., for the Gaffey Street Pool and New Bathhouse Restoration Project; and to notify contractors, sureties, and other appropriate parties that the Stop Payment Notice and the Bond to Release Money Withheld on the Stop Payment Notice was accepted for Construction Contract No. 3514.

16-123

109<sup>TH</sup> STREET POOL AND BATHHOUSE REPLACEMENT PROJECT (PRJ1501P) (W.O. #1906494) – REVISED DIRECTIVE TO WITHHOLD CONTRACT PAYMENTS ON CONSTRUCTION CONTRACT NO. 3462

Tom Gibson, Landscape Architect II of the Planning, Construction and Maintenance Branch, presented Board Report No. 16-123 for direction to the Department's Chief Accounting Employee to increase the withhold amount from \$332,327.16 to \$749,995.92 as assessed by the Revised Directive to Withhold Contract Payments dated April 11, 2016 from the Department of Public Works, Bureau of Contract Administration, Office of Contract Compliance for the 109<sup>th</sup> Street Pool and Bathhouse Replacement Project with Simgel Company, Inc. for Construction Contract No. 3462. The Board, Department staff, and Bureau of Engineering staff discussed delays in construction projects in which Simgel Company, Inc. is involved due to staffing and payment issues.

16-124

LOS ANGELES RIVERFRONT PARK – PHASE II (W.O. #E170406F) REVISED DIRECTIVE TO WITHHOLD CONTRACT PAYMENT ON CONSTRUCTION CONTRACT NO. 3385

Tom Gibson, Landscape Architect II of the Planning, Construction and Maintenance Branch presented Board Report No. 16-124 for direction to the Department's Chief Accounting Employee to decrease the withhold amount from \$615,878.88 to \$487,512.60 as assessed by Revised Directive to Withhold Contract Payments dated April 15, 2016, from the Department of Public Works, Bureau of Contract Administration, Office of Contract Compliance for the Los Angeles Riverfront Park – Phase II Project with Simgel Company, Inc. for Construction Contract No. 3385.

16-125

LOS ANGELES RIVERFRONT PARK – PHASE II (W.O. #E170406F) PROJECT – AUTHORITY TO NEGOTIATE AND ISSUE CHANGE ORDERS, SUPPLEMENTAL AGREEMENT CHANGE ORDER, AND SUBSEQUENT CHANGE ORDERS TO CONTRACT NO. 3385

Tom Gibson, Landscape Architect II of the Planning, Construction and Maintenance Branch presented Board Report No. 16-125 for grant authorization to the General Manager to negotiate and issue a Supplemental Agreement to the contractor, Simgel Company, Inc., to extend the terms and conditions of Contract No. 3385 from the current change order ceiling of \$1,003,000.00, or 25% of

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the contract award amount, to a new ceiling amount in the amount of \$1,925,000.00, or 48% of the contract award amount; and authorize the General Manager to issue subsequent change orders up to a not-to-exceed amount of \$1,925,000.00, or 48% of the contract award amount, to complete the Los Angeles Riverfront Park – Phase II Project. Commissioner Sanford requested that Department staff report back on how much has been invested on Los Angeles River projects by the Department and other funding sources. General Manager Michael Shull discussed that the Report will include the projected costs for the design of other Los Angeles River projects.

16-126

HOLLYWOOD RECREATION CENTER – POOL AND POOL BUILDING PROJECT (PRJ1402B) (W.O. #E170344F) – CONTRACT NO. 3454 – FINAL ACCEPTANCE

Tom Gibson, Landscape Architect II of the Planning, Construction and Maintenance Branch, presented Board Report No. 16-126 for acceptance of work performed by Morillo Construction, Inc. under Construction Contract No. 3454 for the Hollywood Recreation Center Pool and Pool Building Project (Project); and authorization for the Board Secretary to immediately release from escrow all retention monies held under Contract No. 3454 to Morillo Construction, Inc. after deducting funds for any remaining Stop Payment Notices and/or penalties, and furnish Morillo Construction, Inc. with a Letter of Completion. The Board, Department staff, and Bureau of Engineering staff discussed the Project's public art component and ongoing discussions with the Department of Cultural Affairs regarding mural installations, the change orders involving errors and omissions in the Project design and construction work, and the use of pre-qualified list of contractors for future pool projects.

Public comments were invited for the Board Reports. Two requests for public comment were submitted for Report No. 16-118, and such comments were made to the Board.

President Patsouras requested a Motion to approve the Board Reports as presented. Commissioner Sanford moved that the Board Reports be approved, and that the Resolutions recommended in the Reports be thereby approved. Commissioner Alvarez seconded the Motion. There being no objections, the Motion was unanimously approved.

COMMISSION TASK FORCES

- Commission Task Force on Concessions Report (Commissioners Zuñiga and Culpepper)

There was no report for the Commission Task Force on Concessions.

- Commission Task Force on Facility Repair and Maintenance (Commissioners Sanford and Alvarez)

Commissioner Sanford reported on the Facility Repair and Maintenance Task Force Meeting held on May 18, 2016 prior to the Board Meeting, in which the Task Force discussed the proposed asphalt coating material for the refurbishment of the Runyon Canyon Park access road, and the change order requests for the Los Angeles Riverfront Phase II Project. The Department of Cultural Affairs also presented on the CURRENT: LA Water Public Art Initiative involving water and drought focused art projects throughout the City of Los Angeles.

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## GENERAL MANAGER'S DEPARTMENT REPORT AND UPDATES

- The Various Communications Report was noted and filed.
- General Manager Michael Shull reported on Department activities, facilities, and upcoming events. The Annual MacArthur Park Youth Fishing Derby was held on May 14, 2016 at MacArthur Park Lake. The Dodgers Day and RBI Youth Clinic is scheduled on May 21, 2016 at Baldwin Hills Recreation Center. The EXPO Center's Youth Orchestra Los Angeles (YOLA) is hosting a free concert on May 22, 2016 at Encino Park. The Annual Memorial Day Muscle Beach Competition is scheduled on May 28 – 30, 2016 at Venice Beach Recreation Center. A Hawaiian Festival of the Arts is scheduled on June 3 – 5, 2016 at Northridge Recreation Center. The Lotus Festival Press Luncheon is scheduled on June 9, 2016 at Echo Park Lake to commemorate the 36<sup>th</sup> Annual Lotus Festival scheduled on July 9-10, 2016 with the Republic of Korea as the host country. Councilmember David Ryu's Office, Fourth Council District, is hosting the Asian Heritage Month Lantern Festival on May 21, 2016 at City Hall South Lawn Park. General Manager Shull also discussed the Fiscal Year 2016-17 priority budgetary requests for Park Ranger positions and increased funding for the CLASS Parks program, equity programs, and the restroom maintenance program. A water rate increase amounting to approximately \$5 million and a staffing level increase by approximately 30 positions will be absorbed through budgetary measures, some of which will be covered by an increase in annual tax appropriations of approximately \$11 million. Although the water rate has increased, the Department has decreased water usage by approximately 50% over the last decade as a result of water conservation efforts. The City Council is considering the Department's final budget on May 19, 2016.
- General Manager Michael Shull reported on the Greek Theatre's 2016 Season performances and events. The Bach, Rock & Shake community event was held on May 6, 2016, and two graduation ceremonies for John Marshall High School and Los Angeles Community College are being hosted at the Greek Theatre. General Manager Shull also discussed the Greek Theatre's DASH shuttle program which has increased in ridership, future endeavors for promoting the DASH shuttle program, and Metro Rail's plan to advertise the Sunset/Vermont Red Line stop as an alternate method of transportation for the Greek Theatre.

## PUBLIC COMMENTS

Public comments on matters within the Board's jurisdiction were invited. Two requests for public comment were submitted, and such comments were made to the Board.

## FUTURE AGENDA ITEMS

Commissioner Alvarez requested that Department staff report back to the Facility Repair and Maintenance Task Force regarding public art matters involving the Department of Cultural Affairs. Commissioner Alvarez also requested a report to the Board regarding the AngelFest event, and a report regarding the conditions of recreational facilities and any planned improvement projects within the Wilmington area.

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NEXT MEETING

The next Regular Meeting of the Board of Recreation and Park Commissioners was scheduled to be held on Wednesday, June 1, 2016, 9:30 a.m., at EXPO Center Comrie Hall, 3980 South Bill Robertson Lane, Los Angeles, CA 90037.

ADJOURNMENT

There being no further business to come before the Board, President Patsouras adjourned the Meeting at 10:55 a.m.

ATTEST

  
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PRESIDENT

  
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BOARD SECRETARY