

REPORT OF GENERAL MANAGER

**APPROVED**  
DEC 12 2007

NO. 07-294

DATE December 12, 2007

**BOARD OF RECREATION  
and PARK COMMISSIONERS**

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BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: VALLEY PLAZA PARK-WHITSETT FIELDS - RESCISSION OF  
MEMORANDUM OF UNDERSTANDING BETWEEN DEPARTMENT OF  
RECREATION AND PARKS AND DEPARTMENT OF GENERAL SERVICES

R. Adams	_____	J. Kolb	_____
V. Israel	_____	F. Mok	_____
H. Fujita	<u>SA</u>	K. Regan	_____
*S. Huntley	<u>SA</u>	M. Shull	_____

*Ray Adams*  
General Manager

Approved \_\_\_\_\_

Disapproved \_\_\_\_\_

Withdrawn \_\_\_\_\_

RECOMMENDATION:

That the Board rescind the Memorandum of Understanding (MOU), approved by the Board on October 3, 2007, between the Department of Recreation and Parks (RAP) and the Department of General Services (GSD), to provide construction services for the Valley Plaza Park-Whitsett Fields - New Prefabricated Restroom Building project (Board Report No. 07-229).

SUMMARY:

The Valley Plaza Park-Whitsett Fields project scope consists of the demolition of the existing restroom building and replacement with a new prefabricated restroom building. The prefabricated restroom portion of the project will be completed at an estimated cost of \$298,986, per an estimate prepared by GSD. The project is currently funded with Quimby and Proposition 12 Per Capita funds.

On October 3, 2007, the Board approved an MOU between the Department and GSD for completion of the project (Board Report No. 07-229); however, it has recently been determined that GSD will not be able to complete the project prior to the State Proposition 12 Per Capita grant liquidation date of June 30, 2008. In order to meet this deadline, the project must be completed and open to the public, and all grant close-out documents must be submitted to the State no later than March 2008; therefore, staff is recommending that the Board rescind the previously approved MOU with GSD and

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that Department construction forces complete the project. Department staff will be able to meet the required deadline with the approved funds.

Council District Two and Valley Region staff support the recommendations set forth in this report.

Staff has determined that the project will involve the demolition, removal and replacement of the existing restroom with a new prefabricated restroom at the same site for the same purpose. Therefore, the project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1, Class 1 (11) and Class 2(1) of the City CEQA Guidelines.

FISCAL IMPACT STATEMENT:

Adequate funds for the proposed construction project are available; therefore, no fiscal impact to the Department's General fund is anticipated. The assessment of the future operation and maintenance costs has yet to be determined.

Report prepared by Vivien Quintos, Management Analyst II, Grants Administration, and Camille Walls, City Planner, Planning and Development.