

APPROVED

SEP 05 2007

REPORT OF GENERAL MANAGER

NO. 07-202

DATE September 5, 2007

**BOARD OF RECREATION
and PARK COMMISSIONERS**

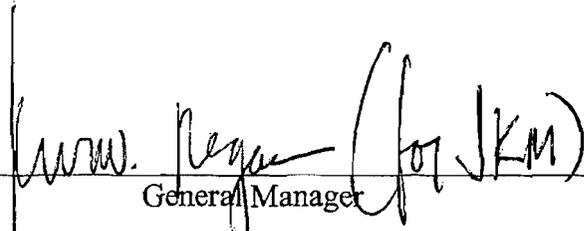
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BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: HOOVER RECREATION CENTER – GIFT AGREEMENT WITH NIKE, INC., FOR THE RECONDITIONING OF THE OUTDOOR BASKETBALL COURTS

| | |
|------------------|----------------|
| R. Adams _____ | J. Kolb _____ |
| H. Fujita _____ | F. Mok _____ |
| S. Huntley _____ | K. Regan _____ |
| *V. Israel _____ | M. Shull _____ |

Approved _____ Disapproved _____ Withdrawn _____


 General Manager

RECOMMENDATION:

That the Board:

1. Accept a gift from Nike, Inc., for the reconditioning of the outdoor basketball courts at the Hoover Recreation Center. The gift will include the application of Nike Grind material by Atlas Track & Tennis Co.;
2. Approve the proposed Gift Agreement, substantially in the form on file in the Board Office, subject to the approval of the Mayor and of the City Attorney as to form;
3. Direct the Board Secretary to transmit the proposed Gift Agreement to the Mayor in accordance with Executive Directive No. 3, and to the City Attorney for review and approval as to form;
4. Authorize the Board President and Secretary to execute the Gift Agreement, subject to the necessary approvals; and,
5. Authorize staff to issue a Right of Entry permit to Nike, Inc., and to Atlas Track & Tennis Co., for the reconditioning of the outdoor basketball courts, subject to conditions in the Gift Agreement.

REPORT OF GENERAL MANAGER

PG. 2 NO. 07-202

SUMMARY:

Nike, Inc., located at One Bowerman Drive, Beaverton, Oregon 97005, has offered to donate physical improvements (GIFT) at no cost to the City, at the Hoover Recreation Center, located at 1010 West 25th Street, Los Angeles, California 90007, in the First Council District. A representative from Nike, Inc., (Donor) has met with Department representatives from the Metro Region and they have determined mutually acceptable terms and conditions for the Gift Agreement (Agreement).

The GIFT consists of the reconditioning of the outdoor basketball courts, valued up to \$50,000, including, but not limited to:

1. The application of Nike Grind material by Atlas Track & Tennis Co., to approximately 105' X 46' basketball court playing surface, and
2. The painting of applicable game lines and the installation of three new playground durable baskets and backboards.

Plans and specifications will conform to Department of Recreation and Parks (Department) requirements and approval.

Nike, Inc., has estimated that the cost of completing the improvements will not exceed \$50,000. The Department is confident that the installation of the improvements can be completed within the Nike, Inc., project budget, at no direct cost to the City. The installation of improvements by Nike, Inc.'s contractor is estimated not to exceed three months from the date the work commences.

The installation of the improvements shall be managed by the Donor and performed by a private contractor under contract with Donor. A Right of Entry Permit will be issued by the Department to Donor and their contractor authorizing the reconditioning of the outdoor basketball courts. During construction, Metro Region staff will be on-site and available to provide support, direction, and guidance as necessary to ensure that the project is appropriately completed.

Staff has determined that this project will consist of an agreement between the Department and Nike, Inc., to allow the reconditioning of the outdoor basketball courts at the Hoover Recreation Center. The project will involve the reconditioning of one and one-half existing outdoor basketball courts at an established public park. The location of the reconditioned courts will remain the same. Therefore, the project is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1d, Class 4, Category 7 and Section 1k, Class 11, Category 6 of the City CEQA Guidelines.

REPORT OF GENERAL MANAGER

PG. 3

NO. 07-202

Staff has discussed the proposed project with the Assistant General Manager of Operations East, the Superintendent of the Metro Region, and the Office of Councilmember Ed P. Reyes of the First Council District, and each supports the project and concurs with staff's recommendations.

FISCAL IMPACT STATEMENT:

This project will have no fiscal impact on the Department, as the cost of reconditioning the outdoor basketball courts will be funded entirely by Nike, Inc., and is based on their own estimates.

This report was prepared by Jason Kitahara, Metro Region.