

APPROVED

REPORT OF GENERAL MANAGER

NO. 13-267

OCT 16 2013

DATE October 16, 2013

BOARD OF RECREATION
AND PARK COMMISSIONERS

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BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: BOYLE HEIGHTS SPORTS CENTER – AMENDMENT TO AGREEMENT WITH THE FOUNDATION FOR EARLY CHILDHOOD EDUCATION, INC., FOR OPERATION AND MAINTENANCE OF A HEAD START PRESCHOOL

R. Adams
H. Fujita
*V. Israel

V.I.

K. Regan
M. Shull
N. Williams

[Signature]

General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Approve the proposed Amendment to Agreement (“Amendment”), substantially in the form on file in the Board Office, to Contract No. 3393, between the City of Los Angeles (City) and the Foundation of Early Childhood Education, Inc. (FEC) adding Notice of Federal Interest language to the agreement, acknowledging that the acquisition of the modular buildings used in the operation of a Head Start Program was funded by the Federal Office of Head Start, subject to the approval of the Mayor and of the City Attorney as to form;
2. Direct the Board Secretary to transmit the proposed Amendment to the Mayor in accordance with Executive Directive No. 3, and concurrently to the City Attorney for review and approval as to form; and,
3. Authorize the Board President and Secretary to execute the Amendment, upon receipt of necessary approvals.

SUMMARY:

FEC, a private non-profit agency, is a delegate Head Start service provider receiving federal Head Start funding through the Los Angeles County Office of Education (LACOE). Park Place Head Start Center is located at 2630 East 7th Street, Los Angeles, CA 90023, adjacent to Boyle Heights Sports Complex.

REPORT OF GENERAL MANAGER

PG. 2

NO. 13-267

On February 15, 2012, the Board approved an agreement between the City and FEC for the operation and maintenance of the Head Start Center for a three (3) year term (Board Report No. 12-043). The agreement was executed on August 8, 2012 (Contract No. 3393), and FEC received a positive annual evaluation in July of this year.

The Park Place Head Start Center has two (2) pre-fabricated modular classrooms with playground equipment located in a gated, enclosed outside area. The modular classrooms were purchased many years ago by the Head Start contractor prior to FEC, with funding through LACOE, and installed with the City of Los Angeles, Department of Recreation and Park's (RAP) permission. Under the terms of the contract between FEC and LACOE, FEC is responsible to maintain the classrooms and playground equipment. If the City serves a notice of termination, the Agreement gives FEC one hundred eighty (180) calendar days to remove the modular classrooms and playground equipment from the RAP property.

On August 21, 2013, FEC notified RAP that the Federal Office of Head Start now requires that all leases and agreements involving federally-funded modular buildings be amended to include Notice of Federal Interest language. This provision acknowledges that the modular buildings were acquired with federal funds and that ownership must remain with LACOE absent written permission of the federal government.

RAP has already acknowledged that the modular buildings were funded by Head Start and owned by LACOE (Board Report No. 12-043 approved February 15, 2012). The proposed Amendment makes technical changes in the Agreement to formalize the ownership of the buildings. Staff recommends approval of the proposed Amendment so that FEC may continue its service to the community and be in conformance with Federal requirements.

In their action on February 15, 2012, the Board found that the Agreement was for the operation of programming at an existing park facility involving negligible or no expansion of use and, therefore, was exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1, Class 1 (14) of the City CEQA Guidelines.

FISCAL IMPACT STATEMENT:

The proposed Amendment makes technical changes to an agreement which has no adverse impact on the RAP's General Fund as operations and program costs associated with FEC's use of park property are paid for by FEC at no cost to the City

This report was prepared by Joel Alvarez, Senior Management Analyst I, and Leslie Richter, Senior Recreation Director I, Partnership Division.