

**TO THE COUNCIL OF THE
CITY OF LOS ANGELES**

Your ARTS, PARKS, HEALTH, AND AGING COMMITTEE

reports as follows:

ARTS, PARKS, HEALTH, AND AGING COMMITTEE REPORT relative to proposed Amendment No. 4 to Agreement No. 245 with Nederlander-Greek, Inc (NGI) in connection with the Greek Theater Concession.

Recommendation for Council action:

AUTHORIZE the President and the Secretary of the Board of Recreation and Parks Commissioners (Board) to execute the Fourth Amendment to Concession Agreement No. 245 with NGI for the operation, maintenance, and improvement of the Greek Theater, subject to the review of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that 90% of the revenues from the concession agreement will be deposited into the Department of Recreation and Parks (RAP) Operating Fund. The remaining 10% will be deposited into the RAP Fund, Concession Improvement Account. There is no impact on the General Fund. The above recommendation is in compliance with the City Financial Policies in that ongoing revenues will be used to support ongoing expenditures.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 6, 2013

(LAST DAY FOR COUNCIL ACTION - JANUARY 4, 2013)

SUMMARY

On December 11, 2012 your Committee considered an October 31, 2012 CAO report relative to proposed Amendment No. 4 to Agreement No. 245 with NGI for the operation, maintenance, and improvement of the Greek Theater Concession. According to the CAO, the City, through the Board and RAP, owns the Greek Theatre located at 2700 Vermont Avenue within Griffith Park in Council District 4. NGI has been operating the Concession since May 21, 2002. The existing agreement is set to expire on October 31, 2012. On April 30, 2002, Council approved Agreement No. 245 with NGI, for a ten-year term expiring on October 31, 2011 (Council File No. 99-1424-S2).

Subsequently, on November 4, 2003 and September 29, 2006, Council approved Amendment No. 1 and Amendment No. 2 to Agreement No. 245 respectively. Both amendments modified provisions relative to the capital improvements. On July 5, 2011, Council approved Amendment No. 3 with NGI for a one-year extension through October 31, 2012 to allow the RAP to develop and issue a Request for Proposal (RFP) for a long-term agreement with the best proposer (Council File No. 11-0843).

However, subsequent to the transmittal of the October 31, 2012 CAO report, the RAP reported that an RFP for the operation of the Concession has not been developed or issued. The RAP

further reports that management has decided to hire an experienced and qualified consultant with expertise in the music concert industry to assist with the development of a new RFP.

After further consideration and having provided an opportunity for public comment, the Committee moved to recommend approval of the recommendation as contained in the October 31, 2012 CAO report and detailed in the above recommendation. This matter is now forwarded to Council for its consideration.

Respectfully submitted,

ARTS, PARKS, HEALTH, AND AGING COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
ALACÓN:	YES
LABONGE:	YES
REYES:	ABSENT

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Not Official Until Council Acts