



Legislation Text

File #: 15-1225, **Version:** 1

Recommendation to authorize City Manager to execute a new Fitness Provider Permit with Carlos Roman Reyes-Ruiz, an individual, dba Team Fitmonster Personal Training and Boot Camps, for the provision and operation of outdoor fitness classes and personal training at Bluff Park for a term of three years. (District 3)

In August 2015, Carlos Roman Reyes-Ruiz, dba Team Fitmonster Personal Training and Boot Camps (Fitmonster), submitted a completed Fitness Provider Application to the Department of Parks, Recreation and Marine (PRM) requesting the use of open space within Bluff Park for the provision and operation of outdoor fitness classes and personal training.

Fitmonster classes will initially consist of weekly boot camp and personal training sessions at Bluff Park. Fitmonster will locate and operate within Bluff Park; however, it shall not operate in a way that impedes foot traffic or otherwise disrupts the use of the park by other patrons. Fitmonster will be responsible for ensuring that any items brought and used pursuant to its permitted use are promptly removed at the conclusion of each class.

This proposal is consistent with other PRM permits for this type of use, and helps address the growing demand for outdoor fitness within City of Long Beach (City) parks and beaches.

The proposed Fitness Provider Permit contains the following major provisions:

- Term: Three years, December 2, 2015 through December 1, 2018, with no renewal options.
- Permitted Use: The provision and operation of outdoor fitness classes and personal training within City parks during posted use hours, while adhering to noise and impact abatement conditions consistent with the Long Beach Municipal Code, and/or as directed by the City Manager or his designee.
- Permit Area: Bluff Park. Fitmonster may request use of additional City parks and/or beach sites. Each additional site shall be subject to review and prior approval, and will be at the discretion of the City Manager or his designee.
- Permit Fee: Fitmonster shall pay PRM an annual permit fee of \$350 for the use of Bluff Park. Additional approved sites shall increase the annual permit fee by \$350 per site, per year.
- Insurance/Program Liability: Fitmonster shall provide proof of insurance coverage and

a copy of its participant liability waiver, as defined and/or accepted to sufficiency by the City's Risk Manager, on an annual basis or upon policy renewal and/or change.

This matter was reviewed by Deputy City Attorney Linda Vu on November 9, 2015, and by Budget Management Officer Victoria Bell on November 5, 2015.

City Council action is requested on December 1, 2015, in order to enable the execution of the Fitness Provider Permit.

Annual revenue in the amount of \$350 from the use of Bluff Park will accrue to the Tidelands Operations Fund (TF 401) in the Parks, Recreation and Marine Department (PR). If additional sites are approved by the City Manager or his designee, annual revenue will increase by \$350 per site, per year. There is no impact to jobs associated with the recommended action.

Approve recommendation.

STEPHEN P. SCOTT
INTERIM DIRECTOR OF PARKS, RECREATION AND MARINE

APPROVED:

PATRICK H. WEST
CITY MANAGER