

REPORT OF GENERAL MANAGER

NO. 05-296

DATE November 2, 2005

C.D. 2, 4, 5, & 10

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: BALDWIN HILLS RECREATION CENTER - IMPROVEMENTS TO ATHLETIC FIELDS AND NEW PLAYGROUND (#1202E), GRIFFITH OBSERVATORY - RENOVATION AND EXPANSION (#1504C) — ACCEPTANCE OF STOP NOTICE ON CONSTRUCTION CONTRACT; VAN NUYS/SHERMAN OAKS RECREATION CENTER—GYMNASIUM (W.O. #E170268F) - BOND TO RELEASE MONEY WITHHELD ON CLAIM; SEPULVEDA GARDEN CENTER - BUILDING REPLACEMENT (#1632E) (W.O.#E170220F), GRIFFITH OBSERVATORY - RENOVATION AND EXPANSION (#1504C) — RELEASE OF STOP NOTICES

J. Combs	_____	J. Kolb	_____
H. Fujita	_____	F. Mok	_____
S. Huntley	_____	K. Regan	_____
B. Jensen	_____	*M. Shull	<u>MS</u>

  
 \_\_\_\_\_  
 General Manager

Approved \_\_\_\_\_ Disapproved \_\_\_\_\_ Withdrawn \_\_\_\_\_

RECOMMENDATION:

That the Board:

1. Direct staff to withhold the amount claimed in the following Stop Notices, plus an additional sum equal to 25% thereof, to defray any costs of litigation in the event of court action, if said amount of said funds are available, and to notify contractors, sureties, and other interested parties that the amount of said claim plus 25% will be withheld;
2. In accordance with the advice of the City Administrative Officer, accept Bond to Release Money Withheld on Claim, and that the contractor, bonding company, and others be notified accordingly; and,
3. Accept the following requests for Release of Stop Notices.

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SUMMARY:

STOP NOTICES:

The Department is in receipt of legal notices to withhold construction funds, pursuant to California Civil Code Sections 3103 and 3181, on the contracts indicated below:

Contract 3118                      CD 10

Baldwin Hills Recreation Center - Improvements to  
Athletic Field and New Playground (#1202E)

General Contractor:  
HMI Construction, Inc.

Project Status:              92%

Claimant:      Westside Wholesale  
                        Electric & Lighting, Inc.

Project Impact:              None

Amount:              \$9,561.74

Contract 3068                      CD 4

Griffith Observatory – Renovation and Expansion  
(#1504C)

General Contractor:  
S.J. Amoroso Construction Co., Inc.

Project Status:              80%

Claimant:      Alliance Rental Solutions,  
                        Inc.

Project Impact:              None

Amount:              \$10,229.67

BOND TO RELEASE MONEY WITHHELD ON CLAIM

The Department is in receipt of a Bond to Release Money Withheld on Claim in an amount which is one and one-quarter times the amount of the claim filed as indicated below:

Contract 3092                      CD 2

Van Nuys/Sherman Oaks Recreation Center  
—Gymnasium (W.O. #E170268F).  
Contract was awarded on June 4, 2003

Principal: Metro Builders & Engineers  
Group, Ltd.

Project Status: 90% complete as of 7/2005

Surety: Travelers Casualty and Surety  
Company of America

Claimant:      Comfort Conditioning

Project Impact:              None

Amount of  
Claim:              \$12,815.00

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This Bond is filed by Principal pursuant to California Civil Code Section 3196, which states when such a bond is executed with the permission of the Board, the money shall be released to the Principal. This Bond has been approved as to form by the CAO.

RELEASE OF STOP NOTICES

The Department is in receipt of Release of Stop Notices previously filed by the claimants listed below, which releases the Board from any and all liability for withholding funds from the general contractor or the surety:

Contract 3091      CD 5

Sepulveda Garden Center — Building  
Replacement (#1632E) (W.O. #E170220F)

Project Status:      60%

Project Impact:      None

General Contractor:

Pert Construction Co., Inc.

Claimant:      Express Pipe & Supply Co.,  
Inc.

Amount:      \$11,387.48

Claimant:      Direct Door & Hardware,  
Inc.

Amount:      \$1,172.32

Contract 3068      CD 4

Griffith Observatory - Renovation And Expansion  
(#1504C)

Project Status:      80%

Project Impact:      None

General Contractor:

S.J. Amoroso Construction Co., Inc.

Claimant:      Sakaida & Sons Trucking

Amount:      \$54,467.20

Note: Due to clerical error, Release of Stop Notice was originally accepted by RAP Board on 10/6/2005 (BR 05-272), which inadvertently listed the incorrect claimant (Technical Systems, Div. RAE Corp., instead of Sakaida & Sons Trucking).

Prepared by Sonia Bond, Commission Executive Assistant I, Commission Office.