

REPORT OF GENERAL MANAGER

APPROVED
AUG 12 2009

NO. 09-202

DATE August 12, 2009

**BOARD OF RECREATION
and PARK COMMISSIONERS**

C.D. 7 & 14

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: BRAND PARK - COMMUNITY BUILDING (#2800N) (W.O. #E170935F)
AND EVERGREEN RECREATION CENTER - CHILDCARE CENTER
(W.O. #E170354F) - ACCEPTANCE AND RELEASE OF STOP NOTICES ON
CONSTRUCTION CONTRACTS

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

[Handwritten initials]

[Handwritten signature]
General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board:

1. Accept the following Stop Notice and direct staff to withhold the amount claimed in it, plus an additional sum equal to 25% thereof, to defray any costs of litigation in the event of court action, if the amount of the funds are available, and to notify the contractor, sureties, and other interested parties that the amount of the claim plus 25% will be withheld; and,
2. Accept the following Release of Stop Notice.

SUMMARY:

ACCEPTANCE OF STOP NOTICE:

The Department is in receipt of a legal notice to withhold construction funds, pursuant to California Civil Code Sections 3103 and 3181, on the following contract:

Contract 3212 CD 7
 Brand Park - Community Building
 (W. O. #E170935F)
 Project Status: 85%
 Project Impact: none

General Tek-Up Construction
 Contractor:
 Claimant: Precision Doors & Millwork
 Amount: \$5,011.10

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RELEASE OF STOP NOTICE:

The Department is in receipt of a Release of Stop Notice filed by the claimant below, which releases the Board from any and all liability for withholding funds from the general contractor or the sureties:

<u>Contract 3184</u>	CD 14		
Evergreen Recreation Center – Childcare Center (W.O. #E170354F)	General	HMI Construction Services	
Project Status: 99%	Contractor:		
	Claimant:	Southern California IBEW- NECA Trust Funds	
Project Impact: none	Amount:	\$24,879.99	

FISCAL IMPACT STATEMENT:

There is no fiscal impact to the Department's General Fund, as funds have already been appropriated for this purpose.

This report was prepared by LaTonya D. Dean, Commission Executive Assistant.