NPPROVED	
REPORT OF GENERAL MANAGER FEB 0 2 2011	NO11-019
DATE January 19, 2011 BOARD OF RECREATION and PARK COMMIS CONFRS	C.D. <u>9,11</u>
BOARD OF RECREATION AND PARK COMMISSIONERS	

SUBJECT: FRED ROBERTS RECREATION CENTER (W.O. #E170943F); STONER SKATE PLAZA (W.O. #E170460F) — ACCEPTANCE AND RELEASE OF STOP NOTICES ON CONSTRUCTION CONTRACTS

R. Adams	F. Mok		
V. Israel	K. Regan		
H. Fujita	*M. Shull	Olu f	
S. Huntley	/	0	Viel Jesan for
			General Manager
Approved _	/	Disapproved _	Withdrawn

<u>RECOMMENDATIONS</u>:

That the Board:

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

SUMMARY:

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 3267 CD 9 Fred Roberts Recreation Center (W.O. #E170943F) Project Status: 96% Complete Project Impact: none

GeneralAWI BuildersContractor:Claimant:Amount:\$69,231.92

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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 contractors or the sureties:

<u>Contract 3286</u> CD 11		
Stoner Skate Plaza	General	California Skateparks, Inc.
(W.O. #E170460F)	Contractor:	
Project Status: 100% Complete	Claimant:	Pilgrim Fence Co.
Project Impact: none	Amount:	\$8,250.00

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.