

APPROVED

JUN 04 2008

BOARD OF RECREATION
and PARK COMMISSIONERS

REPORT OF GENERAL MANAGER

NO. 08-144

DATE June 4, 2008

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BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: PAN PACIFIC SENIOR ACTIVITY CENTER - BUILDING IMPROVEMENTS
(W.O. #PRJ1731C) - RELEASE OF FUNDS WITHHELD UNDER CONTRACT
NO. 3157 TO A.W.I. BUILDERS, INC.

R. Adams _____	J. Kolb _____
H. Fujita _____	F. Mok _____
S. Huntley _____	K. Regan _____
V. Israel _____	*M. Shull <u>MS.</u>

[Signature]
General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board release to A.W.I. Builders, Inc., funds in the amount of \$4,963.69, previously withheld to satisfy Stop Notice claims.

SUMMARY:

The Board of Recreation and Park Commissioners accepted the following Stop Notices filed against A.W.I. Builders, Inc., under Department Contract No. 3157 for the Pan Pacific Senior Activity Center - Building Improvements (W.O. #PRJ1731C) project:

<u>Acceptance Date</u>	<u>Claimant</u>	<u>Amount</u>
November 1, 2006	Construction Laborer Trust Funds for Southern California Administrative Company, LLC	\$4,963.69

On August 14, 2007 the Board accepted the work on the project as complete and A.W.I. Builders, Inc. was furnished with a letter of completion. Construction Laborer Trust Funds for Southern California Administrative Company, LLC were required to perfect their stop notice claims within 180 days of the Board's acceptance of the project and were notified in writing on March 11, 2008 to respond within 30 days as to whether their stop notices had been perfected.

REPORT OF GENERAL MANAGER

PG. 2

NO. 08-144

Construction Laborer Trust Funds for Southern California Administrative Company, LLC failed to respond; the 180-day period has expired and Civil Code Section 3210 requires that the funds withheld be paid to the contractor. Therefore, it is now in order to release the subject funds to A.W.I. Builders, Inc.

FISCAL IMPACT STATEMENT:

Release of funds will have no impact on the Department's General Fund.

Prepared by LaTonya D. Dean, Commission Executive Assistant.