

**APPROVED**  
**OCT 21 2009**

REPORT OF GENERAL MANAGER

NO. 09-263

DATE \_\_\_\_\_

**BOARD OF RECREATION  
and PARK COMMISSIONERS**

C.D. 10

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: LAFAYETTE PARK – RECREATION CENTER (W.O. #E170317F) -  
ACCEPTANCE OF STOP NOTICE ON CONSTRUCTION CONTRACT

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

*[Signature]*  
General Manager

Approved \_\_\_\_\_

Disapproved \_\_\_\_\_

Withdrawn \_\_\_\_\_

RECOMMENDATION:

That the Board direct staff to withhold the amount claimed in the following Stop Notice, 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.

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:

<u>Contract 3237</u>	CD 10	General Contractor:	Western Alta Construction
Lafayette Park – Recreation Center (W.O. #E170317F)		Claimant:	Calex Engineering Company
Project Status: 57%		Amount:	\$63,408.17
Project Impact: none			

FISCAL IMPACT STATEMENT:

Acceptance of Stop Notices has no impact on the Department’s General Fund.

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