

APPROVED
OCT 06 2010

REPORT OF GENERAL MANAGER

NO. 10-260

DATE October 6, 2010

BOARD OF RECREATION
and PARK COMMISSIONERS

C.D. 11

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: STONER SKATE PLAZA (W.O. #E170460F) – CONTRACT NO. 3286 –
DISCONTINUANCE OF RETENTION

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

[Signature]
General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATION:

That the Board:

1. Approve the request of California Skateparks, Inc., (Cal Skate) to discontinue further retention on the original contract value for all subsequently approved payment claims on the Stoner Skate Plaza (W.O. #E170460F) project, Contract No. 3286; and,
2. Direct the Board Secretary to notify all interested parties regarding said discontinuance of retention.

SUMMARY:

The Department is in receipt of a request from Cal Skate, contractor for the Stoner Skate Plaza (W.O. #E170460F) project, Contract No. 3286, to discontinue withholding further retention for all subsequently approved payment claims as the project is more than fifty percent (50%) complete, per General Requirements, Article 20 (D). The current construction contract amount is \$961,111. To date, the total retention funds withheld are \$94,452.35. The project is now 98% complete in construction.

Pursuant to Section 9-3.2 of the Standard Specifications for Public Works Construction, the Contract, retention of ten percent (10%) is held on the progress payment of each approved payment. After fifty percent (50%) of work has been completed, subject to a written request from the contractor, and if progress on the Work is satisfactory, the deduction to be made from remaining progress requests and from the final payment request may be limited to \$500 or 10% of the first half of total Contract amount, whichever is greater. This conforms to standard

REPORT OF GENERAL MANAGER

PG. 2 NO. 10-260

practice on construction contracts.

The contractor has satisfactorily completed 98% of the original contract price, and all further pay requests will be for change orders that have been agreed to upon by all of the parties. In addition, the BOE Project Manager recommends that this request be honored, as Cal Skate, is in good standing and moving forward with the project.

FISCAL IMPACT STATEMENT:

There is no fiscal impact to the Department's General Funds as the monies involved are already appropriated to this contract. The project constructed a Skate Plaza, which is in use and maintained by the Department's maintenance staff.

This report was prepared by Shashi Bhakta, Project Manager, Recreational and Cultural Facilities Program, Bureau of Engineering. Reviewed by Neil Drucker, Program Manager; and Michael A. Shull, Superintendent, Planning and Construction Division, Department of Recreational and Parks.