

**APPROVED**  
**AUG 13 2014**

REPORT OF GENERAL MANAGER

NO. 14-209

DATE August 13, 2014

**BOARD OF RECREATION  
& PARK COMMISSIONERS**

C.D. 6 and 8

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: SOUTHEAST VALLEY ROLLER AND SKATEBOARD RINK (W.O. #E170125D); ST. ANDREWS RECREATION CENTER – OUTDOOR SPORTS DEVELOPMENT (W.O. #E1700302F); MID-VALLEY INTERGENERATIONAL MULTIPURPOSE CENTER (W.O. #E170239F) – ACCEPTANCE OF STOP PAYMENT NOTICES ON CONSTRUCTION CONTRACTS

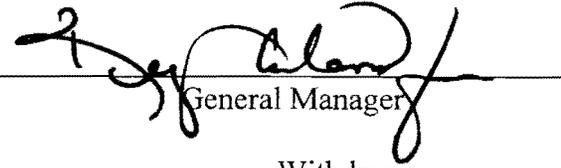
*for*

R. Adams  
\*R. Barajas  
H. Fujita

USD

V. Israel  
K. Regan  
N. Williams

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\_\_\_\_\_  
General Manager

Approved \_\_\_\_\_

Disapproved \_\_\_\_\_

Withdrawn \_\_\_\_\_

RECOMMENDATION:

That the Board direct staff to withhold the amounts claimed in the following Stop Payment 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 claims plus 25% will be withheld.

STOP PAYMENT NOTICES:

The Department is in receipt of a legal notice to withhold construction funds, pursuant to California Civil Code Sections 8044, 9100, 9350, 9352, and 9354 on the following contract:

Contract 3387      CD 6

Southeast Valley Roller and Skateboard Rink –  
Phase I (Skateboard Rink/Skatepark) Project  
(W.O.#E170125D)

Project Status: Construction

Project Impact: none

General Contractor: California Landscape and Design, Inc.

Claimant: Creative Recreational Systems, Inc.

Amount: \$18,613.32

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Contract 3446 CD 8

St. Andrews Recreation Center – Outdoor Sports  
Project Development (W.O #E1700302F)  
Project Status: Construction  
Project Impact: none

General Pima Corporation dba  
Contractor: Advanced Construction  
Claimant: McWil Sports Surfaces, Inc.  
Amount: \$136,108.00

Contract 3442 CD 6

Mid-Valley Intergenerational Multipurpose Center  
Project (W.O #E170239F)  
Project Status: Construction  
Project Impact: none

General Mallcraft Inc.  
Contractor:  
Claimant: Dustin Smith Equipment Inc.  
Amount: \$33,494.00

RELEASE OF STOP PAYMENT NOTICE:

The Department is in receipt of Release of Stop Payment 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:

Contract 3442 CD 6

Mid-Valley Intergenerational Multipurpose Center  
Project (W.O #E170239F)  
Project Status: Construction  
Project Impact: none

General Mallcraft Inc.  
Contractor:  
Claimant: Dustin Smith Equipment Inc.  
Amount: \$30,134.30

FISCAL IMPACT STATEMENT:

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

This Report was prepared by Tanzi Cole, Commission Executive Assistant I.