

APPROVED
APR 15 2015
BOARD OF RECREATION
& PARK COMMISSIONERS

REPORT OF GENERAL MANAGER

NO. 15-074

DATE April 15, 2015

C.D. 6

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: MID-VALLEY INTERGENERATIONAL MULTIPURPOSE CENTER (W.O. #E170239F); HOLLYWOOD RECREATION CENTER – POOL AND POOL BUILDING (PRJ1402B) (W.O. #170344F) – ACCEPTANCE AND RELEASE OF STOP PAYMENT NOTICES ON CONSTRUCTION CONTRACT NO. 3442 AND 3454

R. Adams	_____	V. Israel	_____
*R. Barajas	<u>CSDF</u>	K. Regan	_____
H. Fujita	_____	N. Williams	_____



 General Manager

Approved _____

Disapproved _____

Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Accept the following Stop Payment Notice and direct staff to withhold the amounts 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 Payment Notice.

SUMMARY:

STOP PAYMENT NOTICE:

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 contracts:

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<u>Contract 3442</u>	CD 6	General	Mallcraft, Inc.
Mid-Valley Intergenerational Multipurpose Center (W.O. #E170239F) Project		Contractor:	
Project Status: Complete		Claimant:	I & E Cabinets, Inc.
Project Impact: none		Amount:	\$4,293.00

RELEASE OF STOP PAYMENT NOTICE:

The Department is in receipt of a Release of Stop Payment Notice pursuant to California civil code Section 8128 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 3442</u>	CD 6	General	Mallcraft, Inc.
Mid-Valley Intergenerational Multipurpose Center (W.O. #170239F)		Contractor:	
Project Status: Complete		Claimant:	Dustin Smith Equipment, Inc.
Project Impact: none		Amount:	\$33,494.00

<u>Contract 3454</u>	CD 13	General	Morillo Construction, Inc.
Hollywood Recreation Center – Pool and Pool Building (PRJ140213)		Contractor	
Project Status: Construction		Claimant:	Dancro Crop.
Project Impact: None		Amount:	\$128,154.00

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 II.