

APPROVED
05-18-2016

BOARD OF RECREATION
& PARK COMMISSIONERS

BOARD REPORT

NO. 16-121

DATE May 18, 2016

C.D. 9

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: CENTRAL RECREATION CENTER POOL AND BATHHOUSE RENOVATION PROJECT (W.O. #E1907620) PROJECT — DIRECTIVE TO PARTIALLY RELEASE PAYMENT ON CONSTRUCTION CONTRACT NO. 3513

AP Diaz _____ V. Israel _____
R. Barajas CB _____ K. Regan _____
H. Fujita _____ N. Williams _____

Ramon Barajas
General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION

Direct the Chief Accounting Employee to release Four Hundred Twenty-Two Thousand, Six Hundred Dollars and No Cents (\$422,600.00) per the Directive from the Department of Public Works, Bureau of Contract Administration, Office of Contract Compliance (OCC) (File No. P14-452) for Construction Contract No. 3513.

RELEASE OF CONTRACT PAYMENT

On April 20, 2016, the Board approved holding Four Hundred Twenty-Three Thousand Six Hundred Dollars (\$423,600.00) as assessed by the Directive from the OCC for Construction Contract No. 3513. (Report No. 16-098)

The Department of Recreation and Parks (RAP) has received a memorandum from OCC dated April 20, 2016 to release Four Hundred Two Thousand Six Hundred Dollars (\$402,600.00) leaving a Balance of Twenty-One Thousand Dollars (21,000.00).

FISCAL IMPACT STATEMENT

Acceptance of the Directive to Release Contract Payment has no impact on RAP's General Fund.

This Report was prepared by Iris Davis, Commission Executive Assistant I, Board Office.

BOARD REPORT

PG. 2 NO. 16-121

LIST OF ATTACHMENTS

- 1) Request to Release Labor Withhold on Funds

ARCHITECTURAL DIVISION
RECEIVED

16 APR 25 AM 10:49

Date: April 20, 2016

To: Armando X. Bencomio
Commission Executive Asst. II
Dept. of Recreation & Parks
Mail Stop #625/15

From: Hannah Choi, Program Manager
Department of Public Works
Bureau of Contract Administration
Office of Contract Compliance
By Chris Jenson
Labor Compliance Officer

Subject: **REQUEST TO RELEASE LABOR WITHHOLD ON FUNDS**

CENTRAL RECREATION CENTER POOL & BATHHOUSE RENOVATION E1907620

Prime Contractor: ACON Development, Inc.
Subcontractor: A.P.S. Electric, Inc.
Subcontractor: Mectec, Inc.

Please release the Labor withhold on the retention payment on the above listed project by **\$422,600.00**. This amount represents the settlement of restitution and penalties incurred by ACON Development, Inc. and two of its subcontractors for labor violations due to non-submittal of payrolls. The total Labor withholding on this project should now be **\$21,000.00**.

Listed below is the Summary of Withhold Requests on this project to date:

Date Withhold Requested	Date Release Requested	Contractor	Amount
3/17/16		A.P.S. Electric, Inc.	\$22,000.00
3/17/16		Mectec, Inc.	\$22,000.00
3/18/16		ACON Development, Inc.	\$399,600.00
	4/20/16	A.P.S. Electric, Inc.	(\$22,000.00)
	4/20/16	Mectec, Inc.	(\$22,000.00)
	4/20/16	ACON Development, Inc.	(\$378,600.00)
Total Amount Withheld			\$21,000.00

If you have any questions regarding this matter, please contact Leland Young at (213) 847-2663.

cc: ly/chrono/file

Frank Rinaldi, BCA Principal Construction Inspector

✓ Willis Yip, BOE Architect/PM I
Mail Stop #507

Iris Davis, RAP Commission Exec Asst I
Mail Stop #625/15