

REPORT OF GENERAL MANAGER

NO. 05-93

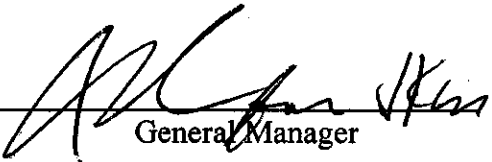
DATE April 6, 2005

C.D. 4

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: NORTH HOLLYWOOD PARK REFURBISHMENT (#1348B),
(W.O. #E170257) - RELEASE OF MONEY WITHHELD UNDER
CONTRACT NO. 3088 TO TERRA-CAL CONSTRUCTION, INC.

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|--------------------|----------------|
| *K. Chan <u>kc</u> | J. Kolb _____ |
| J. Combs _____ | F. Mok _____ |
| H. Fujita _____ | K. Regan _____ |
| B. Jensen _____ | |


General Manager

Approved _____ Disapproved _____ Withdrawn _____

RECOMMENDATION:

That the Board release to Terra-Cal Construction, Inc., funds in the amount of \$18,716.50, previously withheld to satisfy Stop Notice claims.

SUMMARY:

At its meeting held on May 19, 2004, the Board of Recreation and Park Commissioners accepted a Stop Notice filed by Premier West Contractors, Inc., (Premier West), in the amount of \$10,950.00, and on September 1, 2004, accepted a Stop Notice filed by Anna Corp., dba JFP Company, (JFP), in the amount of \$7,766.50; both Stop Notices were filed against Terra-Cal Construction, Inc., under Department Contract No. 3088 for the North Hollywood Park Refurbishment project (#1348B), (W.O. #E170257).

On September 1, 2004, the Board accepted the work on the project as complete and Terra-Cal Construction, Inc. was furnished with a letter of completion. Both Premier West and JFP were required to perfect their respective stop notice claims within 180 days of the Board's acceptance of the project and were notified in writing on March 3, 2005 to respond within 15 days whether their stop notices had been perfected. Neither Premier West nor JFP responded; the 180-day period has expired and Civil Code Section 3210 requires that the funds withheld be paid to the contractor.

Therefore, it is now in order to release the subject funds to Terra-Cal Construction, Inc.

Prepared by Lisa Shinsato