

REPORT OF GENERAL MANAGER

NO. 05-60

DATE March 2, 2005

C.D. 4, 5, & 6

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: SEPULVEDA GARDEN CENTER BUILDING REPLACEMENT (#1632E) - ACCEPTANCE OF AMENDED STOP NOTICE; GRIFFITH OBSERVATORY RENOVATION AND EXPANSION (#1504C), DELANO RECREATION CENTER COMMUNITY BUILDING (#1805A), SEPULVEDA GARDEN CENTER BUILDING REPLACEMENT (#1632E) - ACCEPTANCE OF STOP NOTICES ON CONSTRUCTION CONTRACTS; SEPULVEDA BASIN EAST LANDSCAPE IMPROVEMENTS (#1275B) - RELEASE OF STOP NOTICE ON CONSTRUCTION CONTRACT

* K. Chan	<u>kchan</u>	J. Kolb	_____
J. Combs	_____	F. Mok	_____
H. Fujita	_____	K. Regan	_____

*Robert Jensen for Jon K. Meulie*  
 \_\_\_\_\_  
 General Manager

Approved \_\_\_\_\_ Disapproved \_\_\_\_\_ Withdrawn \_\_\_\_\_

RECOMMENDATION:

That the Board:

1. Accept the amended Stop Notice from ACU Electric (ACU) in the amount of \$29,129.00, as described in the Summary of this report;
2. Direct staff to withhold the amounts claimed in the following Stop Notices, plus an additional sum equal to 25% thereof if said funds are available, to defray any costs of litigation in the event of court action, and to notify contractors, sureties, and other interested parties that the amount of said claim plus 25% will be withheld; and,
3. Accept the following request for Release of Stop Notice.

SUMMARY:

ACCEPTANCE OF AMENDED STOP NOTICE

At its meeting of February 2, 2005, the Board approved General Manager's Report No. 05-29, authorizing the acceptance of a Stop Notice from ACU in the amount of \$20,024.14 for the Sepulveda Garden Center Building Replacement Project (#1632E), Contract No. 3091.

Subsequent to the preparation of the board report, the Department received an amended Stop Notice from ACU in the amount of \$29,129.00. According to ACU, the dollar amount of the initial Stop Notice was incorrect. It is therefore requested that the Board accept the amended Stop Notice with the revised dollar amount.

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ACCEPTANCE OF STOP NOTICES

The Department is in receipt of legal notices to withhold construction funds, pursuant to California Civil Code Sections 3103 and 3181, on the following contracts:

Contract 3068      C.D. 4

Griffith Observatory-Renovation and Expansion  
(#1504C)

Contract was awarded to S. J. Amoroso  
Construction on 9/20/02

Project Status:      65%  
Project Impact:      None  
Completion Date:      6/1/05

Claimant:      Orange County Erectors  
Amount:      \$17,008.09

Claimant:      National Ready Mixed  
Concrete  
Amount:      \$49,469.76

Claimant:      Sakaida & Sons Trucking  
Amount:      \$54,467.20

Contract 3085      C.D. 6

Delano Recreation Center Community Building  
(#1805A)

Awarded to Metro Builders and Engineers  
Group, Ltd. on 5/21/03

Project Status:      98%  
Project Impact:      None  
Completion Date:      4/1/05

Claimant:      Downey Engineering Co.  
Amount:      \$3,765.00

Contract 3091      C.D. 5

Sepulveda Garden Center-Building Replacement  
(#1632E)

Awarded to Pert Construction Co., Inc. on  
6/4/03

Project Status:      Complete  
Project Impact:      None  
Completion Date:      4/1/05

Claimant:      Royal Air Conditioning Co.  
Amount:      \$7,600.00

Claimant:      Walter's Wholesale Electric  
Amount:      \$16,253.44

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RELEASE OF STOP NOTICES

The Department is in receipt of a Release of Stop Notice, filed by the claimant below, which releases the Board from any and all liability for withholding funds from the general contractor or the surety:

Contract 3098

C.D. 6

Sepulveda Basin East - Landscape Improvements  
(#1275B)

General Contractor: America West  
Landscape, Inc.

Project Status: Complete

Claimant: Robertson's

Project Impact: None

Amount: \$2,498.41

Completion Date: 7/04

Prepared by Lisa Shinsato