

REPORT OF GENERAL MANAGER

**APPROVED**  
OCT 17 2007

NO. 07-240

DATE October 17, 2007

C.D. 4, 13

**BOARD OF RECREATION  
AND PARK COMMISSIONERS**

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SUBJECT: LEXINGTON POCKET PARK (W.O. #E17051F); GRIFFITH OBSERVATORY RENOVATION AND EXPANSION (W.O. #E170210F) — ACCEPTANCE OF STOP NOTICES ON CONSTRUCTION CONTRACTS

R. Adams	_____	J. Kolb	_____
H. Fujita	_____	F. Mok	_____
S. Huntley	_____	K. Regan	_____
V. Israel	_____	*M. Shull	_____

*Am for MS*

*[Signature]*  
General Manager

Approved \_\_\_\_\_

Disapproved \_\_\_\_\_

Withdrawn \_\_\_\_\_

RECOMMENDATION:

That the Board direct staff to withhold the amount claimed in the following Stop Notices, 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 is available, and to notify contractors, sureties, and other interested parties that the amount of said claim plus 25% will be withheld.

SUMMARY:

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 3185      CD 13

Lexington Pocket Park (W.O. #E17051F)	General Contractor:	Thomsen Landscape
Project Status: 95%	Claimant:	CMV Electric, Inc.
Project Impact: None	Amount:	\$20,373.39

Contract 3068      CD 4

Griffith Observatory Renovation And Expansion (W.O. #E170210F)	General Contractor:	S. J. Amoroso, Inc.
Project Status: 100%	Claimant:	Courtney Waterproofing, Inc., dba CWI
Project Impact: None	Amount:	\$18,481.00

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FISCAL IMPACT STATEMENT:

There is no fiscal impact to the Department's General Fund as funds have already been appropriated for this purpose.

Prepared by Lisa Shinsato, Commission Executive Assistant I, Commission Office