

APPROVED
DEC 11 2013

REPORT OF GENERAL MANAGER

NO. 13-302

DATE December 11, - 2013

**BOARD OF RECREATION
1 PARK COMMISSIONERS**

C.D. 11

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: CULVER SLAUSON RECREATION CENTER - PHASE II (YOUTH COMMUNITY CENTER) (W.O. #E1907289) PROJECT - RELEASE OF STOP NOTICE BOND

R. Adams	_____	K. Regan	_____
H. Fujita	_____	*M. Shull	<u><i>[Signature]</i></u>
V. Israel	_____	N. Williams	_____

[Signature]
General Manager

Approved *[Signature]*

Disapproved _____

Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Accept the Release of Stop Notice Bond filed by Nile Advanced Construction, Inc., general contractor for the Culver Slauson Recreation Center - Phase II (Youth Community Center) (W.O. #E1907289) Project; and
2. Direct the Board Secretary to notify the contractor, surety, and other appropriate parties.

SUMMARY:

The Department received a Stop Notice filed by Pacific International Electric Company, Inc. dba Pacific Industrial Electric in the amount of \$62,453.19, for the subject project.

On November 13, 2013, the Department received the following Bond, filed by Nile Advanced Construction, Inc.:

Contract 3361 CD 11

General Contractor: Nile Advanced Construction, Inc.	Surety:	Philadelphia Indemnity Insurance Company
Stop Notice Claimant: Pacific International Electric Co., Inc. dba Pacific Industrial Electric	Amount of Bond:	\$78,066.49
Project Status: Construction 100% Complete	Project Impact:	None

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The Bond was filed in accordance with California Civil Code Section 3196, which states, if the original contractor or subcontractor disputes the correctness or validity or enforceability of any stop notice, the public entity may, in its discretion, permit the original contractor to file with the public entity a bond executed by a corporate surety, in an amount equal to 125 percent of the claim stated in the stop notice conditioned for the payment of any sum which the stop notice claimant may recover on the claim together with his costs of suit in the action, if he recovers therein. Upon the filing of such bond with the public entity, the public entity shall not withhold any money or bonds (where bonds are to be issued in payment for the work of improvement) from the original contractor on account of the stop notice.

FISCAL IMPACT STATEMENT:

Acceptance of the Bond and release of the funds will have no impact on the Department's General Fund, as monies were previously appropriated for this project.

This Report was prepared by LaTonya D. Dean, Commission Executive Assistant.