

APPROVED
02-03-2016
BOARD OF RECREATION
& PARK COMMISSIONERS

REPORT OF GENERAL MANAGER

NO. 16-045

DATE February 03, 2016

C.D. 15

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: GAFFEY STREET POOL — POOL AND NEW BATHHOUSE RESTORATION (PRJ20726) (W.O. #E1907453F) PROJECT — ACCEPTANCE OF STOP PAYMENT NOTICES AND RELEASE OF STOP PAYMENT NOTICE ON CONSTRUCTION CONTRACT NO. 3514

<i>R</i> *R. Barajas	<u>CSD</u>	K. Regan	_____
H. Fujita	_____	N. Williams	_____
V. Israel	_____		

Ramon Barajas for

General Manager

Approved ✓ Disapproved _____ Withdrawn _____

RECOMMENDATIONS:

That the Board:

1. Direct staff to withhold the amounts claimed in the following Stop Payment 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 are available, and to notify contractors, sureties, and other interested parties that the amount of said claims plus 25% will be withheld; and,
2. Accept the Release of Stop Payment Notice.

STOP PAYMENT NOTICE:

The Department is in receipt of a legal notice to withhold construction funds, pursuant to California Civil Code Sections 8044, 8520, 8530, and 9350 on the following contract:

Contract No. 3514 CD 15

Gaffey Street Pool — Pool and New Bathhouse
Restoration (PRJ20726) (W.O. #E1907453F)
Construction Status: 43% Construction

General Contractor: AWI Builders, Inc.
Claimant: Rodriguez Bros
Engineering, Inc.
Amount: \$40,528.90

Project Impact: none

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The Department is in receipt of a legal notice to withhold construction funds, pursuant to California Civil Code Sections 3156-3175, 3179-3214 on the following contract:

Contract No. 3514

CD 15

Gaffey Street Pool - Pool And New Bathhouse
(PRJ20726) (W.O. #E1907453F)
Project Status: 43% Construction
Project Impact: none

General Contractor: AWI Builders, Inc.
Claimant: DD Reinforcing
Amount: \$99,807.33

RELEASE OF STOP PAYMENT NOTICE:

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

Contract No. 3514

CD 15

Gaffey Street Pool — Pool And New Bathhouse
Restoration (PRJ20726) (W.O. #E1907453F)
Construction Status: 43% Construction
Project Impact: none

General Contractor: AWI Builders, Inc.
Claimant: Rodriguez Bros
Engineering, Inc.
Amount: \$40,528.90

FISCAL IMPACT STATEMENT:

Acceptance of Stop Payment Notices has no impact on the Department's General Fund.

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