

APPROVED

3 - 1 - 2017

BOARD OF RECREATION
AND PARK COMMISSIONERS NO. 17-039

BOARD REPORT

DATE March 1, 2017

C.D. 12

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: CHATSWORTH PARK SOUTH – REHABILITATION PROJECT (PRJ20361)
(W.O. #E170331F) – ACCEPTANCE OF STOP PAYMENT NOTICE ON
CONSTRUCTION CONTRACT NO. 3528 WITH AMERICAN INTEGRATED
SERVICES, INC.

AP Diaz

V. Israel

for R. Barajas

N. Williams

H. Fujita

General Manager

Approved

Disapproved

Withdrawn

RECOMMENDATION

Direct Department of Recreation and Parks (RAP) staff to withhold the amount claimed in the following Stop Payment Notice, 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 claim plus 25% will be withheld.

STOP PAYMENT NOTICE

RAP is in receipt of a legal notice to withhold construction funds, pursuant to California Civil Code Sections 8044 on the following contract:

Contract 3528

CD 12

Chatsworth Park South – Rehabilitation Project
(PRJ20361) (W.O. #E170331F)

General Contractor: American Integrated Services, Inc.

Project Status: Construction
Project Impact: None

Claimant: Robertson's
Amount: \$3,647.14

FISCAL IMPACT STATEMENT

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

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

LIST OF ATTACHMENT(S)

- 1) Stop Payment Notice from Robertson's

STOP PAYMENT NOTICE
(California Civil Code Section 8044)

NOTICE TO: CITY OF LOS ANGELES
221 N FIGUEROA ST LOS ANGELES

BOARD OF RECREATION
AND PARK COMMISSIONERS

2017 JAN 24 PM 2:57

(If Private Job-file with responsible officer or person at office or branch of construction lender administering the construction funds or with the owner-CIVIL CODE SECTIONS 8500-8560)
(If Public Job-file with office of controller, auditor or other public disbursing officer whose duty it is to make payments under provisions of the contract-CIVIL CODE SECTIONS 9350-9510)

Direct Contractor: AMERICAN INTERGRATED SRVS
Sub Contractor (If Any): WEST PAC CONCRETE INC
Owner or Public Body: CITY OF LOS ANGELES
Improvement known as: 22360 W DEVONSHIRE ST
County of LOS ANGELES State of California.

Robertson's, Claimant, a Partnership, furnished certain labor service equipment, or materials used in the above described work of improvement. The name of the person or company to whom claimant furnished service, equipment, or materials is: WEST PAC CONCRETE INC

The kind of materials furnished or agreed to be furnished by claimant was ready mix concrete, rock and/or sand materials.

Total value of labor, service, materials to be furnished.....	\$	3,647.14
Total value of labor, service, materials actually furnished..	\$	3,647.14
Credit for materials returned, if any.....	\$	0.00
Amount paid on account, if any.....	\$	0.00
Amount due after deducting all just credits and offsets....	\$	3,647.14

YOU ARE HEREBY NOTIFIED to withhold sufficient monies held by you on the above described project to satisfy claimant's demand in the amount of \$ 3,647.14 and in addition thereto sums sufficient to cover interest, court costs and reasonable costs of litigation, as provided by law.

A bond (CIVIL CODE SECTION 8532) is/is not attached. (Bond required with Stop Payment Notice served on construction lenders on private jobs-bond not required on public jobs or on Stop Payment Notice served on owner on private job).

Name and address of Claimant:
ROBERTSON'S, P.O. Box 3600, Corona, Ca 92878 (951)685-2200

Dated: 01/20/17

By *Dee Smay*
Authorized Agent

VERIFICATION

I, the undersigned, state: I am the agent of the claimant named in the foregoing Stop Payment Notice; I have read said claim of Stop Payment Notice and know the contents thereof, and I certify that the same is true of my knowledge. I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on 01/20/17 at Corona, State of California.

Signature of Claimant/Agent

Dee Smay
61704/091316

STOP PAYMENT NOTICE - PROOF OF SERVICE

ATTACHMENT 1

The undersigned declares as follows: I am over the age of 18, and employed by Robertson's, whose business address is 200 South Main Steet, Suite 200, Corona, California 92882. I am employed in the County of Riverside, where this mailing occurs, and not a party to this action. On the date shown below, in the City of Corona, I served the within Stop Payment Notice, sealed in an envelope and deposited in the mail in the manner prescribed by law, by first class registered or certified mail, postage fully prepaid, to the person(s) at the addresses shown thereon.

Dee Conway
Name

1/20/17
Date