

APPROVED

OCT 04 2017

BOARD REPORT

BOARD OF RECREATION
AND PARK COMMISSIONERS

NO. 17-214

DATE October 4, 2017

C.D. 3

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: WOODLAND HILLS RECREATION CENTER – PARK RENOVATIONS
(PRJ#20090) (W.O. #E1907454F) PROJECT – ACCEPTANCE OF STOP
PAYMENT ON CONSTRUCTION CONTRACT NO. 3515

AP Díaz	_____	V. Israel	_____
*R. Barajas		S. Piña-Cortez	_____
H. Fujita	_____	N. Williams	_____

for

Neil D Williams

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Withdrawn _____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, 8520, 8530, and 9350, on the following contract:

Contract 3515 CD 3

Woodland Hills Recreation Center – Park
Renovations (PRJ#20090)
(W.O. #E1907454F) Project
Construction Status: Construction
Project Impact: none

General Contractor: Royal Construction Corporation
Claimant: Smardan Supply-Burbank
Amount: \$31,612.25

FISCAL IMPACT STATEMENT

Acceptance of the Stop Payment Notice and the Release of Stop Notice Bond on money withheld on Stop Payment Notice has no impact on the RAP's General Fund, as monies were previously appropriated for this project.

BOARD REPORT

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This Report was prepared by Iris Davis, Commission Executive Assistant II, Board Office.

ATTACHMENTS

1. Stop Payment Notice_ Smardan Supply-Burbank

PUBLIC WORK STOP PAYMENT NOTICE
LEGAL NOTICE TO WITHHOLD CONSTRUCTION FUNDS
AND
REQUEST FOR NOTICE OF FILING OF NOTICE OF
ACCEPTANCE, COMPLETION OR CESSATION
CIVIL CODE §8044, 8520, 8530, & 9350 et seq.

TO: City of Los Angeles
Attn: Dept. of Recreation & Parks
221 North Figueroa Street, #300
Los Angeles, CA 90012

PROJECT: Contract No. 3515/Project No. 20090
Woodland Hills Recreation Center-
Park Renovations Project
5858 North Shoup Avenue
Woodland Hills, CA

TAKE NOTICE THAT Smardan Supply-Burbank whose address is 262 West Alameda Avenue, Burbank, CA 91502 has performed labor and/or furnished materials for a work of improvement described as follows: Contract No. 3515/Project No. 20090, Woodland Hills Recreation Center-, Park Renovations Project, 5858 North Shoup Avenue, Woodland Hills, CA.

The labor and/or materials furnished by claimant are of the following general kind: Plumbing and industrial supplies. Direct contractor is Royal Construction Corporation, 11680 Goldring Road, #A, Arcadia, CA 91006.

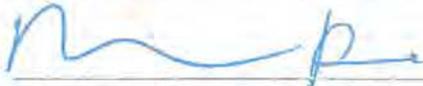
The labor and/or materials were furnished to or for the following party: NST Plbg. & Fire Protection, 2617 Mountain Pine Drive, La Crescenta, CA 91214. The relationship of the Claimant to the other parties is: Subcontractor.

The value of the whole amount of labor and/or materials agreed to be furnished is \$50,000.00. The value of the labor and/or materials furnished to date is \$95,266.60. Claimant has been paid the sum of \$63,654.35, and there is due, owing and unpaid the sum of \$31,612.25 together with interest at the rate of 18.00 percent per annum from June 28, 2017.

You are required to set aside sufficient funds to satisfy this claim with interest, court costs and reasonable costs of litigation as provided by law. You are also notified that claimant claims an equitable lien against any construction funds for this project which are in your hands.

You are also required to give Notice of Acceptance, Completion or Cessation to the undersigned as required by Civil Code §9362. Attached hereto is the \$10.00 fee as required by Civil Code §9362.

Firm Name: Smardan Supply-Burbank

By: 

Naomi Pele / Authorized Agent

VERIFICATION

I, the undersigned, say: I am the Authorized Agent of the claimant of the foregoing Stop Payment Notice; I have read said Stop Payment Notice and know the contents thereof: the same is true of my own knowledge.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 29, 2017, at San Diego, California.



Naomi Pele / Authorized Agent