

DATE February 5, 2003

C.D. 4

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: Release of Stop Notice and Retention Funds Withheld Under Contract No. 2971, Griffith Park Shane's Inspiration Restroom Facility (#1508D); Begl Construction Co., Inc.

J. Combs \_\_\_\_\_  
A. Corrales \_\_\_\_\_  
J. Duggan \_\_\_\_\_

H. Fujita \_\_\_\_\_  
J. Kolb \_\_\_\_\_  
\*B. Lukehart *[Signature]*

*[Signature]*  
\_\_\_\_\_  
General Manager

Approved \_\_\_\_\_

Disapproved \_\_\_\_\_

Withdrawn \_\_\_\_\_

RECOMMENDATION:

It is recommended that the Stop Notice in the amount of \$12,200.25 previously withheld to satisfy the claim from Construction Hardware be released, and that funds withheld pursuant to the Stop Notice in the amount of \$10,007.08 be released to Begl Construction Co., Inc.

SUMMARY:

The Department is in receipt of a communication from the Office of the City Attorney directing that funds in the amount of \$10,007.08, the only retained funds still held by the Department for this project be released to Begl Construction Co., Inc. This amount was previously withheld in connection with a Stop Notice filed by Construction Hardware in the amount of \$12,200.25,

At its meeting held November 7, 2001, the Board accepted the work on this project as complete and Begl Construction Co., Inc. was furnished with a letter of completion. Pursuant to the California Code of Civil Procedure, Construction Hardware was required to perfect its Stop Notice claim within 180 days of the Board's acceptance of the project, which time has expired with no such action taken.

Upon the advice of the City Attorney, it is now timely for the Stop Notice to be released and for Begl Construction Co., Inc. to be paid \$10,007.08.

Prepared by Petrona Johnson