

APPROVED

OCT 17 2018

BOARD REPORT

BOARD OF RECREATION
AND PARK COMMISSIONERS

NO. 18-216

DATE October 17, 2018

C.D. 1

BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: LINCOLN PARK RECREATION CENTER – POOL AND BATHHOUSE REPLACEMENT PROJECT (PRJ1504P) (W.O #E1907715) – ACCEPTANCE OF STOP PAYMENT NOTICE WITH G2K CONSTRUCTION, INC., (CONSTRUCTION CONTRACT NO. 3555)

AP Diaz _____	V. Israel _____
<i>for</i> *R. Barajas <u>CSD</u> _____	S. Piña-Cortez _____
H. Fujita _____	N. Williams _____



 General Manager

Approved X Disapproved _____ Withdrawn _____

RECOMMENDATION:

Direct staff to withhold the amounts 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 claims plus 25% will be withheld.

STOP PAYMENT NOTICE:

The Department of Recreation and Parks (RAP) is in receipt of a legal notice to withhold construction funds, pursuant to California Civil Code Sections 8044 on the following contract:

Contract 3555 CD 1

Lincoln Park Recreation Center (PRJ1504P)
(W.O. # E1907715)

General Contractor:	G2K Construction, Inc.
Claimant:	Flores Steel Construction, Inc
Amount:	\$161,495.66

Status: Construction

FISCAL IMPACT STATEMENT

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

This Report was prepared by Harold Arrivillaga, Commission Executive Assistant I.

STOP PAYMENT NOTICE - PUBLIC WORKS

(California Civil Code Section 9350 et seq.)

TO THE OWNER OR REPUTED

City of Los Angeles Board of Rec/Park Commissioner
221 N. Figueroa St., Suite #300
Los Angeles, CA 90012

TO THE DIRECT OR REPUTED CONTRACTOR

G2K Construction Inc.
28348 Roadside Drive, Suite 205
Agoura Hills, CA 91301
818-889-6046

TO THE SURETY

Millennium Corporate Solutions
550 North Brand Blvd Suite 1100
Glendale, CA 91203
Bond/Loan # 0704596

TO THE CUSTOMER OR BUYER

G2K Construction Inc.
28348 Roadside Drive, Suite 205
Agoura Hills, CA 91301
818-889-6046

PLEASE TAKE NOTICE THAT **Flores Steel Construction, Inc.** has a claim in connection with the public work known as **Lincoln Park Recreation Center, Pool and Bathhouse Replacement Project**, located at 3501 Valley Blvd., Los Angeles, CA 990032, in the Los Angeles County. The specific contract information is for Our **Job/Invoice 1610**.

The claimant furnished the following kind of labor, services, equipment, materials or service charges: Structural & Misc. Steel Fabrication and Erection. The name of the party to whom the material was furnished or supplied, or for whom the labor was done or performed, is **G2K Construction Inc. 28348 Roadside Drive, Suite 205, Agoura Hills, CA 91301**.

WHEREFORE, the claimant prays that the public entity, upon receipt of this Stop Notice, withhold from the direct contractor, or from any person acting under his authority, sufficient money due or to become due to such contractor to answer this claim stated in such stop notice and to provide for reasonable cost of any litigation thereunder.

The total value of labor, services, equipment and materials furnished by claimant or agreed to be performed was **\$932,474.81**. That the value of labor, service, equipment, materials and service charges so performed or furnished as of the date of this notice is **\$919,819.72**. That such claim has not been paid in full except that there has been payments against the balance due the sum of **\$712,333.07**. The unpaid balance is now **\$161,495.66** (not including retentions)

By: _____

Abraham Flores, for Flores Steel Construction, Inc.

VERIFICATION

I declare that I am authorized to file this Stop Payment Notice on behalf of the claimant. I have read the foregoing document 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 at Temecula, CA on 9/13/18 for Flores Steel Construction, Inc.

By: _____

Abraham Flores, for Flores Steel Construction, Inc.

PROOF OF SERVICE BY MAIL AFFIDAVIT

I declare that I served a copy of the above document, and any related documents, by (as required by law) first-class, certified or registered mail, postage prepaid, addressed to the above named parties, at the addresses listed above, on 9/13/2018. I declare under penalty of perjury that the foregoing is true and correct. Executed at Temecula, CA on 9/13/2018.

By: _____

Abraham Flores, for Flores Steel Construction, Inc.

Contract Billing

Date	Inv	Retention	Total	Paid
6/30/2017	\$ 107,200.00	\$ 5,360.00	\$ 101,840.00	\$ 340,019.63
12/31/2017	\$ 251,294.35	\$ 12,564.72	\$ 238,729.63	
1/31/2018	\$ 67,703.90	\$ 3,385.20	\$ 64,318.70	\$ 64,318.70
2/28/2018	\$ 173,950.63	\$ 8,697.52	\$ 165,253.11	\$ 165,253.11
3/31/2018	\$ 54,590.57	\$ 2,744.00	\$ 51,846.57	\$ 68,364.50
4/30/2018	\$ 13,647.65	\$ 682.38	\$ 12,965.27	\$ 12,965.23
5/31/2018	\$ 46,153.84	\$ 2,307.70	\$ 43,846.14	\$ 34,711.90
6/30/2018	\$ -	\$ -	\$ -	
7/31/2018	\$ 7,642.68	\$ 382.13	\$ 7,260.55	
8/30/2018	\$ 65,161.29	\$ 3,258.06	\$ 61,903.23	
	\$ 787,344.91	\$ 33,433.82	\$ 634,953.28	\$ 650,921.17

Change Order Billing

Date	Inv	Retention	Total	Paid
3/31/2018	\$ 17,372.03	\$ 854.13	\$ 16,517.90	\$ 16,517.90
			\$ -	
			\$ -	
6/30/2018	\$ 10,718.00	\$ 535.90	\$ 10,182.10	\$ 10,182.10
7/31/2018	\$ 36,029.00	\$ 1,815.92	\$ 34,213.08	
Ignored COR	\$ 68,355.78	\$ 3,417.79	\$ 64,937.99	
	\$ 132,474.81	\$ 6,623.74	\$ 125,851.07	\$ 26,700.00

	Completed	Total Paid	Balance Due
Contract	\$ 787,344.91	\$ 685,633.07	\$ 101,711.84
COR	\$ 132,474.81	\$ 26,700.00	\$ 105,774.81
Retentions			\$ (45,990.99)
	\$ 919,819.72	\$ 712,333.07	\$ 161,495.66

FLORES STEEL CONSTRUCTION, INC.
CHANGE ORDER LOG

PROJECT: Lincoln Park Recreation Center
 CUSTOMER: GZK
 CONTACT: Jamil
 JOB NO. 1610
 REVISION DATE: Wednesday, September 12, 2018

FLORES STEEL ADDITIVE CHANGE ORDERS

<u>CHANGE ORDERS</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>	<u>DATE SUB.</u>	<u>DATE APP.</u>	<u>AMT. APP</u>	<u>GZK CO#</u>	<u>Paid to Date</u>	<u>Date Paid</u>	<u>Balance Due</u>
COR #01	Structural Design Changes Rev 4.27.18 Rev 7.02.18	\$36,029.00	7/26/2017	7/2/2018	\$36,029.00	58			\$36,029.00
COR #02	Misc. Design Changes Rev 4.27.18	\$4,620.00	7/26/2017	7/2/2018	\$4,620.00	57	\$4,620.00	8/14/2018	\$0.00
COR #03	Bath House TOS Elevation Raised Up Rev 4.27.18	\$4,620.00	7/26/2017	7/2/2018	\$4,620.00	57	\$4,620.00	8/14/2018	\$0.00
COR #04	Anchor Bolt setting plans revised at Bath House Rev 4.27.18	\$831.60	7/26/2017	7/2/2018	\$831.60	57	\$831.60	8/14/2018	\$0.00
COR#05	Added Design Changes Rev 4.27.18	\$646.80	7/26/2017	7/2/2018	\$646.80	57	\$628.40	8/14/2018	\$18.40
COR #06	Site Meeting Rev 4.27.18	\$646.80	7/26/2017						\$646.80
COR#07	Repair 3 Columns due to incorrect AB Temp placement Rev 7.6.18	\$4,348.96	1/15/2018						\$4,348.96
COR#08-B	Added Ameristar Aegis II Fence @ Transformer	\$17,372.03	1/18/2018	3/19/2018	\$17,372.03	27			\$17,372.03
COR#09	Added Labor for field modifications to toilet partition frames Rev 7.6.18	\$12,289.20	1/15/2018						\$12,289.20
COR#10	Added Equip. & Field Labor Costs due to Crane Relo Rev 4.25.18	\$20,031.40	1/15/2018						\$20,031.40
COR#11	Costs to Provide Mock-Up Restroom Door Rev 4.25.18	\$3,112.65	1/15/2018						\$3,112.65
COR#12	Shop Drawing Modification Required @ Pipe Chases Rev 4.25.18	\$369.60	1/17/2018						\$369.60
COR#13	Response to RFI330 Rev 3.20.18 grid line G column	\$3,041.81	3/20/2018						\$3,041.81
COR#14	Response to RFI328 grid line G plate	\$1,305.92	3/20/2018						\$1,305.92
COR#15	Response to RFI335-R1 grid line 3 fix	\$8,390.17	3/22/2018						\$8,390.17
COR#16	Response to RFI308-R1 F.B and Bent plate at window	\$7,391.14	3/22/2018						\$7,391.14
COR#17	Response to RFI310 weld columns off grid line	\$5,148.53	3/23/2018						\$5,148.53
COR#18	Response to RFI369-R1 Green Wall	\$2,279.20	4/30/2018						\$2,279.20
TOTAL AMOUNT OF COR'S AND BACK CHARGES TO SUBCONTRACTORS...		\$132,474.81			\$64,119.43		\$10,700.00		\$121,774.81