

504



**SUBMITTAL TO THE BOARD OF DIRECTORS OF THE REDEVELOPMENT AGENCY
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

FROM: Redevelopment Agency

SUBMITTAL DATE:
January 11, 2012

SUBJECT: Thermal Water and Sewer Improvements Project- Notice of Completion

RECOMMENDED MOTION: That the Board of Directors:

1. Accept the construction of the Thermal Water and Sewer Improvements Project constructed by Jones Brothers Construction Company as complete;
2. Authorize the Chairman of the Board to execute the attached Notice of Completion for the Thermal Water and Sewer Improvements Project;
3. Authorize the Clerk of the Board to file the executed Notice of Completion for the Thermal Water and Sewer Improvements Project;

(Continued)

Robert Field
Executive Director

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 1,267,101	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2011/12

COMPANION ITEM ON BOARD OF SUPERVISORS AGENDA: No

SOURCE OF FUNDS: Redevelopment Agency Capital Improvement Funds- Desert Communities Project Area	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE
BY:
Jennifer L. Sargent

County Executive Office Signature

FISCAL PROCEDURES APPROVED
 PAUL ANGULO, CPA, AUDITOR-CONTROLLER
 BY: 1/9/12
 SAMUEL WONG
 Departmental
 DATE: 12/19/11
 FORM APPROVED COUNTY COUNSEL
 BY: 12/19/11
 MARSHAL VICTOR

Dept't Recomm.: Consent Policy
 Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.: 4.4 of 10/19/10; 4.6 of 04/20/10 | District: 4 | Agenda Number: 4.1

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

RECOMMENDED MOTION: (Continued)

4. Authorize the release of \$1,267,101, in retained funds to Jones Brothers Construction Company in accordance with the contract documents; and
5. Authorize the Chairman of the Board to execute the attached Bill of Sale conveying title of the improvements to the Coachella Valley Water District, purveyor of water and sewer services within the area of improvements.

BACKGROUND: On October 19, 2010, the Board of Directors approved the contract with Jones Brothers Construction Company for the construction of the Thermal Water and Sewer Improvements Project. The project has been inspected and found to comply with all contract requirements. Board action is required to release the balance of the contract retention funds of \$1,267,101 to Jones Brothers Construction Company 35 days after the Notice of Completion is filed.

The retained funds to be released are an enforceable obligation to the Agency pursuant to the terms of the construction contract entered into with Jones Brothers Construction Company as the retention amount is an integral part of the contract compensation. The retention funds will come from the unpaid balance of the project budget and will not require additional funds from the agency and will not impact County General Funds.

The attached Bill of Sale is required to convey title to the installed improvements to the Coachella Valley Water District (CVWD). The water district is the purveyor of sanitary sewer and domestic water services within the area of improvements. The conveyance is in accordance with the special agreement entered into by the Agency and CVWD and approved by the Board on April 20, 2010.

County Counsel has reviewed and approved the attached documents as to form. Staff recommends that the Board of Directors execute both the Notice of Completion and the Bill of Sale. Staff further recommends that the Board of Directors authorize the release of retained funds and direct the Clerk of the Board to file the executed Notice of Completion.

Attachments:
Notice of Completion
Bill of Sale (3)

PLEASE COMPLETE THIS INFORMATION
RECORDING REQUESTED BY:

KECIA HARPER-IHEM, CLERK OF THE BOARD
RIVERSIDE CO. CLERK OF THE BOARD
4080 LEMON STREET, 1ST FLOOR CAC
P O BOX 1147 – RIVERSIDE, CA 92502

MAIL STOP # 1010

AND WHEN RECORDED MAIL TO:

RETURN TO: J. Tijerina STOP#4080

44-199 Monroe Street, Suite B
Indio, CA 92201

THIS SPACE FOR RECORDERS USE ONLY

NOTICE OF COMPLETION

To be recorded with County Recorder
within 10 days after completion.
No recording fee.

Notice is hereby given by the undersigned owner, a public entity of the State of California, that a public work of improvement has been completed, as follows:

Project title or description of work: Thermal Water and Sewer Improvements Project

Date of Completion: Date of this notice

Nature of owner: Redevelopment Agency for the County of Riverside, public entity

Interest or estate of owner: Construction Easement

Address of owner: 4080 Lemon Street, 8th Floor, Riverside, CA 92501

Name of contractor: Jones Brothers Construction Company, 85-989 Avenue 52, Coachella, CA 92236

Street or legal description of site: Airport Boulevard and Polk Street within community of Thermal, CA 92274

Dated: Owner: Redevelopment Agency for the County of Riverside
(Name of Public Entity)

By: _____
John Tavaglione, Chairman, Board of Directors

STATE OF CALIFORNIA)

ss

COUNTY OF RIVERSIDE)

I am the Chairman of the governing board of the Redevelopment Agency for the County of Riverside, the public entity which executed the foregoing notice and on whose behalf I make this verification; I have read this notice, know its contents, and the same is true. I certify under penalty of perjury that the foregoing is true and correct.

Executed at Riverside, California on _____ (Date)

_____, John Tavaglione, Chairman of the Board of Directors

ATTEST: KECIA HARPER-IHEM, Clerk of the Board

By: _____ Deputy

FORM APPROVED COUNTY COUNSEL

BY: Marshall Victor 12/19/11
MARSHAL L. VICTOR DATE

BILL OF SALE

File: _____

For a valuable consideration, receipt of which is hereby acknowledged
the Redevelopment Agency for the County of Riverside

as SELLER, hereby bargains, conveys and sells unto the COACHELLA VALLEY WATER DISTRICT, a public agency of the State of California, the following described personal property, such conveyance to become effective upon receipt of the Certificate of Completion and Final Acceptance of such personal property as described below:

All of the domestic water and sanitation collection facilities including, but not limited to fire hydrants, services, manholes and house laterals for the Thermal Water and Sewer Improvements Project.

CVWD Drawing No(s):

Water: 37060-37066; 37606-37628; 38544-38569

Sewer: 37764-37783

Other: _____

Seller: Redevelopment Agency for the
County of Riverside

By: _____
John Tavaglione

Witnessed by: _____

Its: Chairman, Board of Directors

Date: _____

Date: _____