

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

<b>FINANCIAL DATA</b>	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

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

**C.E.O. RECOMMENDATION:** APPROVE

**County Executive Office Signature** Jennifer Sargent

- Dep't Recomm.:  Consent  Policy
- Per Exec. Off.:  Consent  Policy

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

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

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

**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, 1<sup>ST</sup> 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 )

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: MARSHAL VICTOR 12/19/00 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: \_\_\_\_\_