

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

924



**SUBMITTAL DATE:**  
June 13, 2013

**FROM:** Successor Agency to the Redevelopment Agency

**SUBJECT:** Jurupa Valley Sheriff's Evidence Warehouse – Notice of Cessation

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Authorize the Chairman to execute the attached Notice of Cessation;
2. Direct the Clerk of the Board to record the executed Notice of Cessation with the Riverside County Clerk and Recorder's Office in accordance with Section 9202 of the Civil Code; and
3. Authorize the release of the remaining undisputed retention of the project in accordance with the contract terms.

**BACKGROUND:** (Commences on Page 2)

REVIEWED BY CIP

*Christopher Hans*  
\_\_\_\_\_  
Christopher Hans

*Robert Field*  
\_\_\_\_\_  
Robert Field  
Assistant County Executive Officer/EDA

|                       |                               |            |                         |         |
|-----------------------|-------------------------------|------------|-------------------------|---------|
| <b>FINANCIAL DATA</b> | Current F.Y. Total Cost:      | \$ 175,662 | In Current Year Budget: | Yes     |
|                       | Current F.Y. Net County Cost: | \$ 0       | Budget Adjustment:      | No      |
|                       | Annual Net County Cost:       | \$ 0       | For Fiscal Year:        | 2012/13 |

**COMPANION ITEM ON BOARD AGENDA:** No

|  |   |                          |
|--|---|--------------------------|
| <b>SOURCE OF FUNDS:</b> Jurupa Valley Redevelopment Capital Improvement Bond Proceeds (previously approved budget) | <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

BY: *Jennifer L. Sargent*  
\_\_\_\_\_  
Jennifer L. Sargent

**County Executive Office Signature**

FORM APPROVED COUNTY COUNSEL  
 BY: *M. Victor* 6/11/13  
 MARSHAL VICTOR DATE  
 Departmental Concurrence  
 FISCAL PROCEDURES APPROVED  
 PAUL ANGULO, CPA, AUDITOR-CONTROLLER  
 BY: *Samuel Wong* 6/12/13  
 SAMUEL WONG  
 Policy  Policy   
 Consent  Consent   
 Dep't Recomm.:  Per Exec. Ofc.:

**Prev. Agn. Ref.:** 4-1 of 3/26/13 and 4-2 of 1/29/13 | **District:** 2/2 | **Agenda Number:**

4-1

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

**BACKGROUND:** (Continued)

On July 26, 2011, the Redevelopment Agency's Chairman of the Board of Directors awarded and executed the agreement between PCN3 Inc., and the former Redevelopment Agency for the County of Riverside, for the construction of the project.

On January 29, 2013, the Board of Supervisors approved a reduction of the contract retention for PCN3, Inc. from 10% to 5% per the General Conditions of the contract.

To date, four change orders have been issued in the cumulative amount of \$317,705, increasing the total contract value to \$3,513,245. PCN3 has submitted additional change order requests on the project which the county disputes.

A recorded Notice of Cessation begins the 35-day lien period after which no Stop Notices may be issued by PCN3, Inc.'s subcontractors, vendors, and suppliers. In addition, it allows the county to release undisputed funds to PCN3, Inc. and bars PCN3, Inc.'s right to claim interest on undisputed funds held by the county.

This Board action will release the remaining undisputed contract retention funds to PCN3, Inc., provided all outstanding issues can be resolved by the county and the contractor without requiring additional Board action. The total approved contract is within the overall project budget, thus no net county costs will be incurred. This amount is also included in the Recognized Obligation Payment Schedule (ROPS), as provided by the Oversight Board and the California Department of Finance, and will be processed in accordance with the terms of the original construction contract.

Attachment:

- Notice of Cessation

