

FISCAL PROCEDURES APPROVED FORM APPROVED COUNTY COUNSEL  
 ROBERT E. BYRD, AUDITOR-CONTROLLER  
 DATE 7/22/10  
 BY: Samuel Wong 7/27/10 BY: MARSHAL VICTOR  
 SAMUEL WONG  
 Departmental Concurrence  
 Department of Public Social Services  
 Susan Loew, Director  
 Department of Public Social Services  
 Reviewed by CIP TEAM  
 DENISE  
 Policy  Consent   
 Policy  Consent   
 Dept's Recomm.:  
 Per Exec. Ofc.:

734



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

**SUBMITTAL DATE:**  
July 29, 2010

**FROM:** Economic Development Agency

**SUBJECT:** Roy's Desert Resource Center – Notice of Completion

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

1. Approve the reduction of the contract retention for W.E. O'Neil Construction Company of California from 10% to 5% per the General Conditions of the contract and authorize the release of \$252,191 in retained funds to the contractor in accordance with the contract terms; and
2. Accept Roy's Desert Resource Center Project (Project) constructed by W.E. O'Neil Construction Company of California as complete and authorize the Clerk of the Board to record the Notice of Completion.

**BACKGROUND:** On July 21, 2009, the Board of Supervisors (Board) approved the Construction Agreement with W.E. O'Neil Construction Company of California in the amount of \$1,838,347 and authorized the Chairman of the Board to execute the Agreement on behalf of the County of Riverside (County).

(Continued)

*Robert Field*

Robert Field  
Assistant County Executive Officer/EDA

<b>FINANCIAL DATA</b>	<b>Current F.Y. Total Cost:</b>	\$ 252,191	<b>In Current Year Budget:</b>	Yes
	<b>Current F.Y. Net County Cost:</b>	\$ 252,191	<b>Budget Adjustment:</b>	No
	<b>Annual Net County Cost:</b>	\$ 0	<b>For Fiscal Year:</b>	2010/11
<b>SOURCE OF FUNDS:</b> General Fund from within the DPSS current 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**

**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Stone, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley  
 Nays: None  
 Absent: None  
 Date: August 10, 2010  
 xc: EDA, CIP, DPSS, Auditor, Recorder

Kecia Harper-Ihem  
Clerk of the Board  
By: *Kecia Harper-Ihem*  
Deputy

**Prev. Agn. Ref.:** 3.26, 1/12/10; 3.34, 12/01/09; 3.32, 11/03/09; 3.38, 7/21/09; 3.43, 7/29/08; 3.34, 7/01/08

**District:** 5

**Agenda Number:**

**3.20**

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

**BACKGROUND:** (Continued)

The General Conditions of the Contract state that after the 50% completion point of the contract work, if satisfactory progress is being made the County has sole discretion to reduce the retention to a minimum of 5% of the contract. W.E. O'Neil Construction Company of California has completed the work on time, within budget, and in a professional manner. Therefore, the Economic Development Agency recommends that the contract retention be reduced to 5% of the contract and the Clerk of the Board to file the Notice of Completion.

The Project was inspected and found to comply with all contract requirements. This Board action will release \$126,095, which is 5% of the total contract, and the remaining retention funds of \$126,096 to W.E. O'Neil Construction Company of California. The sum of these two amounts is \$252,191.

Sufficient funds are budgeted for FY 2010/11 within the project budget to cover all costs associated with this Agreement, thus no additional Net County Costs will be incurred.

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: STOP #1010**  
**RIVERSIDE COUNTY CLERK OF THE BOARD**  
**P. O. BOX 1147 - RIVERSIDE, CA 92502**

DOC # 2010-0374595

08/10/2010 08:00A Fee:NC

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Recorded in Official Records

County of Riverside

Larry W. Ward

Assessor, County Clerk & Recorder



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1			2						
M	A	L	465	426	PCOR	NCOR	SMF	NCHG	EXAM
nchgcc						T:	CTY	UNI	509

**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:** Roy's Desert Resource Center (Project # FM08510003957)

**Date of Completion:** Date Hereof 08/10/10

**Nature of owner:** County of Riverside, public entity

**Interest or estate of owner:** In Fee

**Address of owner:** Clerk of Board of Supervisors, County Administrative Center  
4080 Lemon Street, Riverside, CA 92501

**Name of contractor:** W.E. O'Neil Construction Company of California, 3990 E. Concoors Drive, Suite 400,  
Ontario, CA 91764

**Street or legal description of site:** 19531 McLane Street, Palm Springs, CA 92262

Dated: August 10, 2010

Owner: County of Riverside  
(Name of Public Entity)

By: Marion Ashley  
Marion Ashley, Chairman, Board of Supervisors

STATE OF CALIFORNIA )

ss

COUNTY OF RIVERSIDE )

I am the Chairman of the governing board of 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 08/10/10 (Date)

Marion Ashley, Marion Ashley, Chairman of the Board of Supervisors

ATTEST: KECIA HARPER-IHEM, Clerk of the Board

By: [Signature] Deputy

FORM APPROVED COUNTY COUNSEL

BY: Marshall Victor 7/22/10  
MARSHALL VICTOR DATE

09-04 Notice of Completion (NOC) Form to accompany Form 11 - Rev 12-14-09

08.10.10 3.20

2010-08-102544

RECEIVED RIVERSIDE COUNTY  
CLERK / BOARD OF SUPERVISORS  
2010 AUG 19 PM 12:41



LARRY W. WARD  
COUNTY OF RIVERSIDE  
ASSESSOR-COUNTY CLERK-RECORDER

Recorder  
P.O. Box 751  
Riverside, CA 92502-0751  
(951) 486-7000

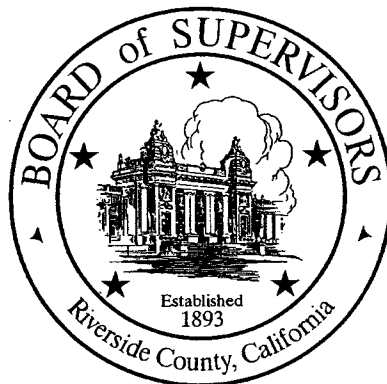
<http://riverside.asrclkrec.com>

**CERTIFICATION**

Pursuant to the provisions of Government Code 27361.7, I certify under the penalty of perjury that the following is a true copy of illegible wording found in the attached document:

(Print or type the page number(s) and wording below):

CLARIFICATION OF THE SEAL for the Riverside County Board of Supervisors  
(embossed on document)



Date:

08-10-10

Signature:

Print Name:

Karen Barton, Board Assistant, Riverside County Clerk of the Board

