

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

531



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

**SUBMITTAL DATE:**  
July 5, 2012

**SUBJECT:** Rancho Jurupa Regional Sports Complex – Reduction of Retention

**RECOMMENDED MOTION:** That the Board of Supervisors approve a reduction of the contract retention for ASR Constructors, Inc. of Riverside, California from 10% to 5% per the General Conditions of the contract.

**BACKGROUND:** The Rancho Jurupa Regional Sports Complex was awarded to ASR Constructors, Inc. on December 14, 2010. Pursuant to the General Conditions of the contract, the Successor Agency is currently holding 10% of all progress payments to ASR Constructors, Inc.

The General Conditions of the contract state that after the 50% completion point of the contract work, if satisfactory progress is being made, the Agency has sole discretion to reduce the retention to a minimum 5% of the contract. ASR Constructors, Inc. has completed 99% of the contract work.

(Continued)

*Robert Field*

Robert Field  
Assistant County Executive Officer/EDA

|                       |                               |      |                         |         |
|-----------------------|-------------------------------|------|-------------------------|---------|
| <b>FINANCIAL DATA</b> | Current F.Y. Total Cost:      | \$ 0 | 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 Funds (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

**MINUTES OF THE BOARD OF SUPERVISORS OF THE SUCCESSOR AGENCY TO  
THE REDEVELOPMENT AGENCY**

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

Ayes: Buster, Tavaglione, Benoit and Ashley  
Nays: None  
Absent: Stone  
Date: July 17, 2012  
xc: RDA, EDA

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

Prev. Agn. Ref.: 4.1 of 6/22/09 and 3.31 of 6/29/10 | District: 2/2 | Agenda Number: **4.5**

**4.5**

FORM APPROVED COUNTY COUNSEL  
BY: MARSHAL VICTOR  
DATE: 7/2/12  
Departmental Concurrence

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

**BACKGROUND:** (Continued)

The reduction of retention is an enforceable obligation. The original construction contract was executed on December 14, 2010, which was prior to the enactment of ABx1 26 regarding redevelopment that was signed by Governor Brown on June 29, 2011, enacted by the California Legislature.

The reduction of retention will not be an additional cost to the project as it is accounted for in the approved budget and a budget adjustment is not required. The construction agreement with ASR Constructors, Inc. appears on the Initial Recognized Obligation Schedule prepared by the Successor Agency staff. Staff recommends approval of the motions listed above.