



## Public Building Commission of Chicago Contractor Payment Information

Project:

Contract Number: 1470

General Contractor: Burling Builders

Payment Application: 3

Amount Paid: \$939,174.25

Date of Payment to General Contractor: 1/8/2009

The posting of all or any portion of a contractor's payment application on the PBC's website is done solely for the purpose of providing information to subcontractors with respect to the amount the contractor has requested as payment for its subcontractors on the posted portion of the payment application. The posting of this information is provided for in the PBC's Standard Terms and Conditions For Construction Contracts Section 16.09 entitled, Prompt Payment To Subcontractors. The PBC makes no representations or warranties with respect to any of the information provided by contractors on the contractors' payment applications. If you are a subcontractor, and have any questions regarding the information on a posted payment application, you should contact the general contractor.

**PUBLIC BUILDING COMMISSION OF CHICAGO  
EXHIBIT S  
CERTIFICATE OF ARCHITECT - ENGINEER**

*Contract # 1470  
Pay App # 3  
19 % complete  
PO copy  
Contract copy*

Date: 12/9/08

Project: Jesse Owens Fieldhouse

Monthly Estimate No.: 3

For the Period: 9/1/08 to 11/30/08

Contract No.: 1470

To: Public Building Commission of Chicago

In accordance with Resolution No. \_\_\_\_\_ adopted by the Public Building Commission of Chicago on \_\_\_\_\_ relating to the \$\_\_\_\_\_ Revenue Bonds issued by the Public Building Commission of Chicago for the financing of this project (and all terms used herein shall have the same meaning as in said Resolution), I hereby certify to the Commission and to its Trustee, that:

1. Obligations in the amounts stated herein have been incurred by the Commission and that each item thereof is a proper charge against the Construction Account and has not been paid; and
2. No amount hereby approved for payment upon any contract will, when added to all amounts previously paid upon such contract, exceed 90% of current estimates approved by the Architect - Engineer until the aggregate amount of payments withheld equals 5% of the Contract Price (said retained funds being payable as set forth in said Resolution).

**THE CONTRACTOR: Burling Builders, Inc.**

44 W. 60<sup>th</sup> Street Chicago, IL 60621

**FOR: Jesse Owens Fieldhouse**

**is now entitled to the sum of: \$939,174.25**

ORIGINAL CONTRACT PRICE		\$6,834,000.00
ADDITIONS		\$0.00
DEDUCTIONS		\$0.00
NET ADDITION OR DEDUCTION		\$0.00
ADJUSTED CONTRACT PRICE		\$6,834,000.00

**TOTAL AMOUNT EARNED** \$1,289,694.34

**TOTAL RETENTION** \$128,969.43

a) Reserve Withheld @ 10% of Total Amount Earned, but Not to Exceed 5% of Contract Price \$128,969.43

b) Liens and Other Withholding \$ \_\_\_\_\_

c) Liquidated Damages Withheld \$ \_\_\_\_\_

**TOTAL PAID TO DATE (Include this Payment)** \$1,160,724.91

**LESS: AMOUNT PREVIOUSLY PAID** \$221,550.66

**AMOUNT DUE THIS PAYMENT** \$939,174.25

Agency - Bond - Fund 06 - 58 - 21  
 Project Number 11040  
 Cost Code 06.04 524300 - 3393  
 Contract # & C.O. 1470  
 Amount \$ 939,174.25  
 Approval Date \_\_\_\_\_

\_\_\_\_\_  
Architect - Engineer

I hereby certify that the goods or services indicated were received and that they are as described in the price prescribed in the contract.  
*Julie Stocke 12-10-08*  
 P.M. Approval & Date

Public Building Commission of Chicago  
Exhibit A  
CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT

Contract #1470  
Pay Application Draw #3  
12/9/2008

STATE OF Illinois  
County of Cook Jss.

THE AFFIANT, being first duly sworn, on oath deposes and says that she is Vice President - Finance of Burling Builders, Inc., 44 W. 60th Street, Chicago, IL 60621, 888-224-3294 and duly authorized to make this Affidavit in behalf of said corporation and for himself individually; that he is well acquainted with the facts herein set forth and that said corporation is the contractor with the Public Building Commission of Chicago Owner, under Contract No. 1470 dated the 12th day of May, 2008, for Jesse Owens Park and Fieldhouse, 8800 S South Cyle Avenue, Chgo, IL 60617

That the following statements are made for the purpose of procuring a partial payment of \$839,174.25 under the terms of said Contract:  
 \* that the work for which payment is requested has been completed, free and clear of any and all claims, liens, charges, and expenses of any kind or nature whatsoever and full compliance with the Contract Documents and the requirements of said Owner under them;  
 \* that for the purposes of said Contract, the following persons have been contracted with, and have furnished or prepared materials, equipment, supplies and services for, and have done labor on said improvement;  
 \* that the respective amounts set forth opposite their names is the full amount of money due and to each of them respectively;  
 \* that this statement is a full, true, and complete statement of all such persons and of the full amount now due and the amount heretofore paid to each of them for such labor, materials, equipment, supplies and services furnished or prepared by each of them to or on account of said work stated;

NAME AND ADDRESS	TYPE OF WORK	TOTAL CONTRACT (INCLUDING G.O.'S)	TOTAL WORK COMPLETE	LESS RETENTION (INCLUDING CURRENT)	LESS NET PREVIOUSLY PAID	NET DUE THIS PERIOD	BALANCE TO BECOME DUE
T & D - 20W327 Belmont Place Addison, IL	Excavation	210,500.00	124,180.00	12,416.00	0.00	111,739.00	88,765.00
Beverly - 1614 West Pershing Rd. Chicago, IL 60609	Asphalt Paving	15,500.00	0.00	0.00	0.00	0.00	15,500.00
APC Underground 2114 W. Thomas St Chicago, IL 60622	Site Concrete	39,000.00	0.00	0.00	0.00	0.00	39,000.00
City Cottage Group 2907 S. Wabash Chicago, IL 60616	Site Furnishings	8,000.00	0.00	0.00	0.00	0.00	8,000.00
Fence Masters - 20400 S. Cottage Grove Ave Chicago Heights, IL 80411	Fences & Gates	26,200.00	0.00	0.00	0.00	0.00	26,200.00
Burling Builders, Inc.- 44 W. 60th St. Chicago, IL	Site and Street Encumbrment	5,538.00	0.00	0.00	0.00	0.00	5,538.00
C. R. Schmidt - 29W802 Main St., Warrenville, IL 60555	Unit Pavers	22,000.00	0.00	0.00	0.00	0.00	22,000.00
F. Garcia - P.O. Box 572 Barrington, IL 60011 Chicago, IL	Landscaping	171,267.00	0.00	0.00	0.00	0.00	171,267.00
D & B Constr. - 400 West 76th St. Chicago, IL 60620	Structural Concrete	136,241.50	55,241.50	5,524.15	0.00	49,717.35	85,524.15
Burling Builders, Inc.- 44 W. 60th St. Chicago, IL	Structural Concrete	34,758.50	34,758.50	3,475.85	0.00	31,282.65	3,475.85
Advances - W 5104 Hwy 144 Random Lake, WI 53075	Structural Precast	583,000.00	393,000.00	39,300.00	24,300.00	329,400.00	209,300.00
Burling Builders, Inc.- 44 W. 60th St. Chicago, IL	Countertops	23,000.00	0.00	0.00	0.00	0.00	23,000.00
Carls Steel - 3100 E. 87th St. Chicago, IL	Structural Steel	780,000.00	237,527.00	23,752.70	20,163.60	193,610.70	566,225.70
City Cottage Group 2907 S. Wabash Chicago, IL 60616	Custom Casework	13,000.00	0.00	0.00	0.00	0.00	13,000.00
Burling Builders, Inc.- 44 W. 60th St. Chicago, IL	Concrete Panels	91,000.00	0.00	0.00	0.00	0.00	91,000.00
Seger Sealant Corporation - 708 E. Elm Ave LaGrange, IL 60526	Traffic Coatings	8,150.00	0.00	0.00	0.00	0.00	8,150.00
Seger Sealant Corporation - 708 E. Elm Ave LaGrange, IL 60527	Waterproofing	5,500.00	0.00	0.00	0.00	0.00	5,500.00
Seger Sealant Corporation - 708 E. Elm Ave LaGrange, IL 60528	Gravel Coating	17,700.00	0.00	0.00	0.00	0.00	17,700.00
Spray Insulations 7831 North Nagle Avenue Norton Grove, IL 60053	Spray Foam Insulation	58,000.00	0.00	0.00	0.00	0.00	58,000.00
M. Cannon - 1765-G Cortland Ct Addison, IL 60101	Single Ply Roofing	88,000.00	0.00	0.00	0.00	0.00	88,000.00
Nations - 901 Santry Drive Waukesha, WI 53186	Sheet Metal Roofing	308,900.00	0.00	0.00	0.00	0.00	308,900.00
City Cottage Group 2907 S. Wabash Chicago, IL 60616	Stylights	21,010.00	0.00	0.00	0.00	0.00	21,010.00
Seger Sealant Corporation - 708 E. Elm Ave LaGrange, IL 60528	Sealants and Caulking	3,900.00	0.00	0.00	0.00	0.00	3,900.00
Precision Metals 8255 N. 124th St Milwaukee, WI 53225	Steel Doors and Frames	83,500.00	0.00	0.00	0.00	0.00	83,500.00
Hoover of Doors 9038 West Ogden Ave. Brookfield, IL 60511	Overhead Doors	8,825.00	0.00	0.00	0.00	0.00	8,825.00
M/J Company - 8856 W. 47th St. Brookfield, IL	Entrance Doors/Windows	265,600.00	25,825.00	0.00	0.00	25,825.00	239,775.00

NAME AND ADDRESS	TYPE OF WORK	TOTAL CONTRACT (INCLUDING C.O.'S)	TOTAL WORK COMPLETE	LESS RETENTION (INCLUDING CURRENT)	LESS NET PREVIOUSLY PAID	NET DUE THIS PERIOD	BALANCE TO BECOME DUE
Exal - 8449 West 151st Street Orland Park, IL 60482 C.C. Enterprises	Carpentry/Crown/Insulation/Ceiling	255,000.00	0.00	0.00	0.00	0.00	255,000.00
2722 South Hickok Avenue Chicago, IL 60608 Superior Floor Covering, Inc., 14500 South Western Avenue Pekin, IL 60489	Ceramic Tile	103,260.00	0.00	0.00	0.00	0.00	103,260.00
Water Specialty Flooring Inc., - Falling Waters Blvd Lindenhurst, IL 60046	Rubber/Carpet/Resilient Tile	53,950.00	0.00	0.00	0.00	0.00	53,950.00
	Athletic Flooring	68,000.00	0.00	0.00	0.00	0.00	68,000.00
Durango - 2846 Coastal Drive Aurora, IL 60503 City Cottage Group	Painting	57,500.00	0.00	0.00	0.00	0.00	57,500.00
2907 S. Wabash Chicago, IL 60616 City Cottage Group	Toilet Partitions	26,190.00	0.00	0.00	0.00	0.00	26,190.00
2907 S. Wabash Chicago, IL 60617 City Cottage Group	Lockers	10,275.00	0.00	0.00	0.00	0.00	10,275.00
2807 S. Wabash Chicago, IL 60618 City Cottage Group	Operable Partitions	11,108.00	0.00	0.00	0.00	0.00	11,108.00
2807 S. Wabash Chicago, IL 60619	Toilet Accessories	9,100.00	0.00	0.00	0.00	0.00	9,100.00
Pro-Bel Enterprises LTD 765 Wabash Road South Alex, ON L1S 8W1 City Cottage Group	Exterior Building Maintenance Sys.	14,700.00	0.00	0.00	0.00	0.00	14,700.00
2907 S. Wabash Chicago, IL 60619 City Cottage Group	Scoreboard	5,886.00	0.00	0.00	0.00	0.00	5,886.00
2807 S. Wabash Chicago, IL 60620 City Cottage Group	Gym Equipment	38,350.00	0.00	0.00	0.00	0.00	38,350.00
2807 S. Wabash Chicago, IL 60621 City Cottage Group	Foot Grilles	8,904.00	0.00	0.00	0.00	0.00	8,904.00
2907 S. Wabash Chicago, IL 60622 City Cottage Group	Telescoping Bleachers	13,430.00	0.00	0.00	0.00	0.00	13,430.00
2907 S. Wabash Chicago, IL 60623	Miscellaneous Specialties	3,905.00	0.00	0.00	0.00	0.00	3,905.00
Burling Builders, Inc. - 44 W. 60th St. Chicago, IL	Security and CCTV	22,000.00	0.00	0.00	0.00	0.00	22,000.00
Thomas Adanson 821 West Van Buren Chicago, IL 60607 ECI Mechanical, LLC	Plumbing	320,000.00	30,000.00	3,000.00	0.00	27,000.00	293,000.00
8951 West 190th Street Moline, IL 60448 Indie Energy	HVAC	701,500.00	16,835.00	1,883.80	0.00	14,971.50	686,528.50
1020 Church Street Evanston, IL 60201 Balec Electrical Inc., 7720 Gross Point Road Skokie, IL 60077	Ground Source Heat Exchange	175,000.00	0.00	0.00	0.00	0.00	175,000.00
J. E. Manza 828 Busse Highway Park Ridge, IL 60068 JOU Green Solutions	Electrical	403,000.00	5,000.00	500.00	0.00	4,500.00	398,500.00
1369 West Hubbard Street STE 1-W Chicago, IL 60622	Scheduling Consultant	15,000.00	8,697.60	0.00	5,000.00	4,697.50	5,302.50
	LEED Consultant	22,000.00	13,600.00	0.00	9,500.00	4,600.00	8,500.00
National Survey-30 South Michigan Ave., Chicago, IL 60603	Site Survey	22,880.00	16,576.50	0.00	8,500.00	7,676.50	6,303.50
Burling Builders, Inc. - 44 W. 60th St. Chicago, IL	PBC Change Order Contingency	310,000.00	0.00	0.00	0.00	0.00	310,000.00
Burling Builders, Inc. - 44 W. 60th St. Chicago, IL	General Requirements	683,889.00	107,136.11	17,253.41	14,548.45	75,332.25	473,987.39
Burling Builders, Inc. - 44 W. 60th St. Chicago, IL	Insurance	82,008.00	82,008.00	8,200.80	73,807.20	0.00	8,200.80
Burling Builders, Inc. - 44 W. 60th St. Chicago, IL	Bond	54,078.00	54,078.00	5,407.80	48,670.20	0.00	5,407.80
Burling Builders, Inc. - 44 W. 60th St. Chicago, IL	Overhead & Fee	445,117.00	84,762.23	8,476.22	16,060.21	60,225.80	359,830.99
<b>TOTAL</b>		<b>6,834,000.00</b>	<b>1,289,894.34</b>	<b>128,569.81</b>	<b>221,550.66</b>	<b>839,174.25</b>	<b>5,673,275.00</b>

AMT OF ORIGINAL CONTRACT	\$6,834,000.00	TOTAL AMOUNT REQUESTED	\$1,289,894.34
EXTRAS TO CONTRACT	\$0.00	LESS 10% RETAINED	\$128,989.43
TOTAL CONTRACT AND EXTRAS	\$6,834,000.00	NET AMOUNT EARNED	\$1,160,724.91
CREDITS TO CONTRACT	\$0.00	AMOUNT OF PREVIOUS PAYMENTS	\$221,550.66
ADJUSTED TOTAL CONTRACT	\$6,834,000.00	AMOUNT DUE THIS PAYMENT	\$939,174.25
		BALANCE TO BECOME DUE	\$5,673,275.00

The provisions should not be construed as conferring any rights hereunder for the benefit of Subcontractors, suppliers, workers or employees, nor as enlarging or altering the application or effect of existing lien laws.

Contractor certifies:

- \* that to the best of his knowledge, information and belief, the work is in accordance with the Contract Documents;
- \* that suppliers of materials, services, labor and all Subcontractors (including all significant sublevels thereof) are being currently paid;
- \* that the amount of the payments applied for are justified;
- \* that the Waiver of Lien are submitted herewith by affiant and each of the aforesaid persons, are true, correct, and genuine;
- \* that each and every lien was delivered unconditionally;

NAME AND ADDRESS	TYPE OF WORK	TOTAL CONTRACT (INCLUDING G.O.'S)	TOTAL WORK COMPLETE	LESS RETENTION (INCLUDING CURRENT)	LESS NET PREVIOUSLY PAID	NET DUE THIS PERIOD	BALANCE TO BECOME DUE
------------------	--------------	-----------------------------------	---------------------	------------------------------------	--------------------------	---------------------	-----------------------

\* that there is no claim either legal or equitable to defeat the validity of any of said Waivers of Lien;  
 \* that said Waivers of Lien include such Waivers of Lien from all Subcontractors, suppliers of materials or other agents acting on behalf of applicant in connection with the Work or arising out of the Work; and  
 \* that so far as applicant has knowledge or information, the said Waivers of Lien include all the labor and materials for which a claim could be made and for which a lien could be filed;  
 \* that neither the partial payment nor any part thereof has been assigned;  
 \* that said Contractor herein expressly affirms that should it at any time appear that any legal or excess payments have been or on behalf of the PUBLIC BUILDING COMMISSION OF CHICAGO, the said Contractor will repay on demand to the PUBLIC BUILDING COMMISSION OF CHICAGO the amount or amounts so paid; and  
 \* that if any lien remains unsatisfied after all payments are made, the Contractor will refund the PUBLIC BUILDING all moneys that the latter may be compelled to pay in discharging such a lien including all costs and a reasonable attorney's fee.

*Kim G. Walker*  
 (To be signed by the President or a Vice President)

Kim G. Walker, Vice President - Finance  
 (Typed name of above signatory)

Subscribed and sworn to before me this \_\_\_\_\_ day of November, 2008

*K'Sharmel J. Brown*  
 My Commission expires: 12/22/08 Notary Public

