



Public Building Commission of Chicago Contractor Payment Information

Project: Richard Edwards IB Fine & Performing Arts Dual Language School Annex

Contract Number: PS2036

Construction Manager: Berglund Construction Company

Payment Application: #3

Amount Paid: \$763,030.49

Date of Payment to General Contractor: 11/6/15

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.

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

DATE: 10/22/2015

PROJECT: Edwards Elementary School Annex/Renovation

Pay Application No.: 3
 For the Period: 9/1/2015 to 9/30/2015
 Contract No.: PS2036

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

THE CONTRACTOR: **Berglund Construction**
 111 E. Wacker Drive, Suite 2450, Chicago, IL 60601

FOR: **General Construction Services**

Is now entitled to the sum of: \$763,030.49

ORIGINAL CONTRACTOR PRICE	<u>\$18,384,248.00</u>	
ADDITIONS	<u>\$0.00</u>	
DEDUCTIONS	<u>\$0.00</u>	
NET ADDITION OR DEDUCTION	<u>\$0.00</u>	
ADJUSTED CONTRACT PRICE	<u>\$18,384,248.00</u>	

TOTAL AMOUNT EARNED	<u>\$ 2,683,743.98</u>
TOTAL RETENTION	<u>\$ 219,962.81</u>

- | | |
|---|----------------------|
| a) Reserve Withheld @ +/- 10% of Total Amount Earned,
but Not to Exceed 5% of Contract Price | <u>\$ 219,962.81</u> |
| b) Liens and Other Withholding | <u>\$ -</u> |
| c) Liquidated Damages Withheld | <u>\$ -</u> |

TOTAL PAID TO DATE (Include this Payment)	<u>\$ 2,463,781.17</u>
LESS: AMOUNT PREVIOUSLY PAID	<u>\$ 1,700,750.68</u>
TOTAL AMOUNT DUE THIS PAYMENT	<u>\$ 763,030.49</u>
RENOVATION AMOUNT: \$116,637.13	
ANNEX AMOUNT: \$646,393.36	

Architect Engineer: _____

_____ Date

PUBLIC BUILDING COMMISSION OF CHICAGO

EXHIBIT A

CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT (4 of 4)

AMOUNT OF ORIGINAL CONTRACT	\$18,384,248.00	TOTAL AMOUNT REQUESTED	\$2,683,743.98
EXTRAS TO CONTRACT	\$0.00	LESS +/- 10% RETAINED	\$219,962.81
TOTAL CONTRACT AND EXTRA	\$18,384,248.00	NET AMOUNT EARNED	\$2,463,781.17
CREDITS TO CONTRACT	\$0.00	AMOUNT OF PREVIOUS PAYMENTS	\$1,700,750.68
ADJUSTED CONTRACT PRICE	\$18,384,248.00	AMOUNT DUE THIS PAYMENT	\$763,030.49
		BALANCE TO COMPLETE	\$15,920,466.83

Contractor certifies that to the best of its 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, and that the amount of the payments applied for are justified. These 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.

That the Waivers of Lien and submitted herewith by affiant and each of the aforesaid persons, are true, correct, and genuine; that each and every Waiver of Lien was delivered unconditionally; 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 material or other agents acting on behalf of affiant in connection with the work or arising out of the Work; and that so far as affiant has knowledge or information, the said Waivers of Lien include all the labor and material 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 illegal or excess payments have been made to said Contractor by 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 if any lien remains unsatisfied after all payments are made, the Contractor shall refund to the PUBLIC BUILDING COMMISSION OF CHICAGO all moneys that the latter may be compelled to pay in discharging such a lien including all costs and a reasonable attorney's fee.

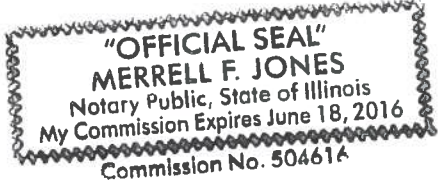


 Tom Sicinski
 Senior Vice President

Subscribed and sworn to before me this 22nd day of October, 2015.



 Notary Public
 My Commission expires: 6/18/2016



4600	LPS Pavement 67 Stonehill Road Oswego, IL 60543	Unit Paving	51,800.00	0.00	51,800.00	0%	0.00	0.00	0.00	0.00	0.00	0.00	51,800.00
4700	Hug Henry Construction, Inc. 5901 W. Lawrence Ave Chicago, IL 60630	Site Concrete	345,000.00	0.00	345,000.00	0%	0.00	0.00	0.00	0.00	0.00	0.00	345,000.00
4800	NuToys Leisure Products 915 Hilgrove LaGrange, IL 60525	Playground Surfacing	42,000.00	0.00	42,000.00	0%	0.00	0.00	0.00	0.00	0.00	0.00	42,000.00
4900	Atrium Landscaping 17113 Davey Road Lemont, IL 60439	Playground Equipment	85,075.00	0.00	85,075.00	0%	0.00	0.00	0.00	0.00	0.00	0.00	85,075.00
5000	Synlawn of Chicago 1880 W. Fullerton Ave. Chicago, IL 60614	Playfield Turf	165,680.00	0.00	165,680.00	0%	0.00	0.00	0.00	0.00	0.00	0.00	165,680.00
5100	Fence Masters, Inc. 925 W. 171st St. East Hazel Crest, IL 60429	Permanent Fencing	88,355.00	0.00	88,355.00	0%	0.00	0.00	0.00	0.00	0.00	0.00	88,355.00
5200	Atrium Landscaping 17113 Davey Road Lemont, IL 60439	Landscaping	190,195.00	0.00	190,195.00	0%	0.00	0.00	0.00	0.00	0.00	0.00	190,195.00
5300	CJ Erickson Plumbing Company 4141 West 124th Place Alsip, IL 60803	Site Utilities	476,500.00	0.00	476,500.00	52%	157,600.00	91,600.00	249,200.00	24,920.00	141,840.00	82,440.00	252,220.00
5400	Berglund Construction (Restoration) 8410 S. South Chicago Ave. Chicago, IL 60617	Existing Roof Deck Repairs	569,511.00	0.00	569,511.00	84%	396,847.68	82,402.39	479,250.07	47,925.22	357,162.91	74,161.94	138,186.15
Subtotal Annex Trade Contractor Costs			14,684,518.00	0.00	14,684,518.00	11%	1,131,868.01	444,570.14	1,576,438.15	157,644.01	1,018,681.22	400,112.92	13,265,723.86
INSURANCE / BOND FOR ANNEX													
5500	Berglund Construction	General Liability Insurance	166,817.00	0.00	166,817.00	0%	0.00	0.00	0.00	0.00	0.00	0.00	166,817.00
5600	Berglund Construction	Sub Default Insurance	222,756.00	0.00	222,756.00	79%	0.00	176,786.84	176,786.84	0.00	0.00	176,786.84	45,969.16
5700	Berglund Construction	Bond	106,062.00	0.00	106,062.00	49%	52,023.00	0.00	52,023.00	0.00	52,023.00	0.00	54,039.00
Subtotal Insurance / Bond for Annex			495,635.00	0.00	495,635.00	46%	52,023.00	176,786.84	228,809.84	0.00	52,023.00	176,786.84	266,825.16
CONSTRUCTION MANAGEMENT SERVICES FOR ANNEX													
5800	Berglund Construction	Construction Management Fee	415,000.00	0.00	415,000.00	23%	64,000.00	32,000.00	96,000.00	0.00	64,000.00	32,000.00	319,000.00
5900	Berglund Construction	Fixed General Conditions	873,205.00	0.00	873,205.00	12%	73,698.50	30,562.18	104,260.68	10,426.07	66,328.65	27,505.96	779,370.39
Subtotal Construction Management Services for Annex			1,288,205.00	0.00	1,288,205.00	16%	137,698.50	62,562.18	200,260.68	10,426.07	130,328.65	59,505.96	1,098,370.39
GENERAL REQUIREMENTS FOR ANNEX													
6200-6225	General Requirements NTE		335,331.00	0.00	335,331.00	9%	18,956.05	11,097.38	30,053.43	3,005.33	17,060.46	9,987.64	308,282.90
CONTINGENCIES / ALLOWANCES FOR ANNEX													
6300	Public Building Commission	Contingency	100,000.00	0.00	100,000.00	0%	0.00	0.00	0.00	0.00	0.00	0.00	100,000.00
6400	Public Building Commission	Allowance	100,000.00	0.00	100,000.00	0%	0.00	0.00	0.00	0.00	0.00	0.00	100,000.00
6500	Berglund Construction	Allowance	165,860.00	0.00	165,860.00	0%	0.00	0.00	0.00	0.00	0.00	0.00	165,860.00
6600	Berglund Construction	Contingency	400,000.00	0.00	400,000.00	0%	0.00	0.00	0.00	0.00	0.00	0.00	400,000.00
Subtotal Contingencies / Allowances for Annex			765,860.00	0.00	765,860.00	0%	0.00	0.00	0.00	0.00	0.00	0.00	765,860.00
Total Annex			17,728,857.00	0.00	17,728,857.00	12%	1,499,853.56	695,016.54	2,194,870.10	171,075.41	1,377,401.33	646,393.36	15,705,062.31

Pay Application #01 Summary:

Total Annex	17,728,857.00	0.00	17,728,857.00	12%	1,499,853.56	695,016.54	2,194,870.10	171,075.41	1,377,401.33	646,393.36	15,705,062.31
Total Renovation	655,391.00	0.00	655,391.00	75%	359,277.06	129,596.82	488,873.88	48,887.40	323,349.35	116,637.13	215,404.52
PROJECT TOTAL	18,384,248.00	0.00	18,384,248.00	15%	1,859,130.62	824,613.36	2,683,743.98	219,962.81	1,700,750.68	763,030.49	15,920,466.83

WAIVER OF LIEN TO DATE

STATE OF ILLINOIS } SS
COUNTY OF COOK

Gty #: _____
Escrow #: _____

TO WHOM IT MAY CONCERN:

WHEREAS the undersigned has been employed by Public Building Commission of Chicago to furnish General Contracting necessary for the project entitled Edwards Elementary School Annex/Renovation for the premises known as Edwards Elementary School of which Public Building Commission of Chicago is the owner.

THE undersigned, for and in consideration of **Seven Hundred Sixty-Three Thousand Thirty & 49/100 \$763,030.49** Dollars, and other good and valuable considerations, the receipt whereof is hereby acknowledged, do(es) hereby waive and release any and all lien or claim of, or right to, lien, under the statutes of the State of Illinois, relating to mechanic's liens, with respect to and on said above-described premises, and the improvements thereon and on the material, fixtures, apparatus or machinery furnished, and on the moneys, funds or other considerations due or to become due from the owner, on account of labor, services, material, fixtures, apparatus or machinery furnished to this date by date by the undersigned to this date by the undersigned for the above-described premises.

Given under our hand and seal on this 22nd day of October, 2015
Signature and Seal: [Signature]
Tom Sicinski, Senior Vice President

NOTE: All waivers must be for the full amount paid. If waiver is for a corporation, corporate name should be used, corporate seal affixed and title or officer signing waiver should be set forth; if waiver is for a partnership, the partnership name should be used, partner should sign and designate himself as partner.

CONTRACTOR'S AFFIDAVIT

STATE OF ILLINOIS } SS
COUNTY OF COOK

TO WHOM IT MAY CONCERN:

THE undersigned Tom Sicinski being duly sworn, deposed and says that he is Senior Vice President of Berglund Construction who is the contractor for the General Contracting on the building located at 4815 South Karlov Avenue, Chicago, IL 60632 owned by Public Building Commission of Chicago.

That the total amount of the contract including extras* is **\$18,384,248.00** on which he has received payment of **\$1,700,750.68** prior to this payment. That all waivers are true, correct and genuine and delivered unconditionally and that there is no claim either legal or equitable to defeat the validity of said waivers. That the following are the names of all parties who have furnished material or labor, or both, for said work and all parties having contracts or sub contracts for specific portions or said work or for material entering into the construction thereof and the amount due or to become due to each, and that the items mentioned include all labor and material required to complete said work according to plans and specifications:

Names	What For	Contract Price	Amount Paid	This Payment	Balance Due
Berglund Construction	General Contracting	18,384,248.00	1,700,750.68	763,030.49	15,920,466.83
Total Labor and Materials Including Extras* To Complete		18,384,248.00	1,700,750.68	763,030.49	15,920,466.83

That there are no other contracts for said work outstanding, and that there is nothing due or to become due to any person for material, labor or other work of any kind done upon or in connection with said work other than above stated.

Signed this 22nd day of October, 2015
Signature: [Signature]
Tom Sicinski, Senior Vice President

Subscribed and sworn to before me this 22nd day of October, 2015
Notary: [Signature]

