

Project: Mark T. Skinner Elementary School

Contract Number: 1465

General Contractor: K.R. Miller Contractors, Inc.

Payment Application: #9

Amount Paid: 935,264.55

Date of Payment to General Contractor: 2/24/09

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 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 contractor, and have any questions regarding the information on a posted payment application, you should contact the general contractor.

# EXHIBIT S CERTIFICATE OF CONTRACTOR

DATE:	01/20/2009			
PROJECT:	Skinner Elementary School		_	
Monthly Estimate No.:	#9			activitate destruction and the and the edition of the distance of
For the Period:	12/20/2008	to	01/20/2009	
Contract No .:	1465			
To: PUBLIC BUILDIN	G COMMISSION OF CHICAGO			

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

 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.

THE CONTRACTOR: FOR: Mark T. Skinner Elementary School Is now entitled to the sum of: \$935,264.55

ORIGINAL CONTRACTOR PRICE		\$	25,444,700.00
ADDITIONS DEDUCTIONS		\$	
NET ADDITION OR DEDUCTION		<del>پ</del> \$	
ADJUSTED CONTRACT PRICE		\$	25,444,700.00
TOTAL AMOUNT EARNED		\$	14,642,578.87
TOTAL RETENTION		\$	1,464,257.89
<ul> <li>a) Reserve Withheld @ 10% of Total Amount Earned,</li> <li>b) Liens and Other Withholding</li> <li>c) Liquidated Damages Withheld</li> </ul>	\$ 1,464,257.89 <b>\$ -</b> <b>\$ -</b>		
TOTAL PAID TO DATE (Include this Payment)		\$	13,178,320.98
		\$	12,243,056.43
AMOUNT DUE THIS PAYMENT		\$	935,264.55

Name: K.R. Miller Contractors, Inc. - Susan Miller, Secretary CONTRACTOR Date: January 20, 2009

### PUBLIC BUILDING COMMISSION OF CHICAGO

EXHIBIT A

#### CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT ( 1of 6)

STATE OF	
COUNTY OF	

Pay Application #9

dated the 11TH

Period thru: 1/20/2009

1465

The affiant, being first duly sworn on oath, deposes and says that he/she is Susan Miller - Corp. Secretary of K.R. Miller Contractors, Inc.

, an ILLINOIS corporation, and duly authorized to make this Affidavit on behalf of said corportion and for him/herself individually; that he/she 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.

NEW CONSTRUCTION AT THE MARK T. SKINNER ELEMENTARY SCHOOL.

day of MARCH , 2008, for NEW CON that the following statements are made for the purpose of procurring a partial payment of \$

ILLINOIS

COOK

### \$935,264.55

under the terms of said Contract; that the work for which payment is requested had been completed, free and clear of any and all claims, liens, charges, and expenses of any kind or nature whatsoever and in 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 become due 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, as stated:

NAME AND ADDRESS	TYPE OF WORK	TOTAL CONTRACT (INCLUDE CO'S)	TOTAL WORK COMPLETE	LESS RETENTION (INCLUDE CURRENT)	LESS NET PREVIOUSLY PAID	NET DUE THIS PERIOD	BALANCE TO BECOME DUE
K. R. Miller Contractors, Inc.	General Conditions	1,628,919.05	1,145,321.94	203,920.27	868,377.44	73,024.23	687,517.38
1624 Colonial Parkway							
Inverness, IL 60067							
K.R. Miller Contractors, Inc.	Insurance/Bldrs Risk	19,616.00	19,616.00	1,961.60	17,654.40	0.00	1,961.60
K.K. Miller Contractors, Inc.		19,010.00	13,010.001	1,001.00	17,004.40	0.00	1,001.00
K.R. Miller Contractors, Inc.	Performance Bond	151,696.00	151,696.00	15,169.60	136,526.40	0.00	15,169.60
K.R. Miller Contractors, Inc.	Fee	1,235,244.37	829,974.48	82,997.45	666,834.92	80,142.11	488,267.34
K.R. Miller Contractors, Inc.	PBC Contingency	355,115.77		0.00		0.00	355,115.77
K.R. Miller Contractors, Inc.	Allow-Elec Switch	175,000.00		0.00		0.00	175,000.00
K.R. Miller Contractors, Inc.	Allow - CCTV Equipmnt	180,500.00		0.00		0.00	180,500.00
K.R. Miller Contractors, Inc.	Allow - Site Work	144,184.60		0.00		0.00	144,184.60
Aalco Mfg. Company	Athletic Equipment	34,173.00		0.00		0.00	34,173.00
1650 Avenue H South							
St. Louis, MO 63125							
Access Lift, Inc.	Wheelchair Lift	11,900.00		0.00		0.00	11,900.00
2101 W. Birchwood Avenue							
Chicago, IL 60645							
Acer Construction	Concrete Pkg.	1,134,780.77	887,280.77	0.00	887,280.77	0.00	247,500.00
17821 Chappel Avenue							
Lansing, IL 60438							
Air Flow Architectural		78,400.00		0.00		0.00	79 400 00
7330 N. Teutonia	Furnish Louvers	78,400.00		0.00		0.00	78,400.00
Milwaukee, WI 53209							
Art Dose, Inc.	F & I Signage	21,295.00		0.00		0.00	21,295.00
3614 S. Lowe							
Chicago, IL 60609							

## PUBLIC BUILDING COMMISSION OF CHICAGO EXHIBIT A CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT ( 2 of 6)

Pay Application #9

Period thru: 1/20/2009

NAME	TYPE	TOTAL	TOTAL	LESS	LESS	NET	BALANCE
AND	OF	CONTRACT	WORK	RETENTION	NET	DUE	то
ADDRESS	WORK	(INCLUDE CO'S)	COMPLETE	(INCLUDE	PREVIOUSLY	THIS	BECOME
				CURRENT)	PAID	PERIOD	DUE
ASC Insulation & Fireproofing	Spray Fireproofing	82,300.00	76,800.00	7,680.00	69,120.00	0.00	13,180.00
607 Church Road							
Elgin, IL 60123							
Broadway Cosntruction Serv.	Plumbing	856,146.02	646,846.02	64,684.60	573,231.83	8,929.59	273,984.60
1101 W. Adams							
Chicago, IL 60607							
C. L. Doucette, Inc.	Fire Drotesties	270 100 00	200.000.00		107 105 00	10.075.00	170 200 00
3610 S. Morgan Street	Fire Protection	379,100.00	222,000.00	22,200.00	187,425.00	12,375.00	179,300.00
Chicago, IL 60609-1588							
Chicago, 12 00003-1000							
Claridge Products	Furnish Display Units	35,900.00		0.00		0.00	35,900.00
713 S. Vermont Street	Charles Charles Charles			5.00		0.00	00,000.00
Palatine, IL 60067							
Door Systems	O H Doors	2,800.00	121	0.00		0.00	2,800.00
751 Expressway Drive							
Itasca, IL 60143-1369							
Durango Painting, Inc.	Painting	142,000.00		0.00		0.00	142,000.0
2846 Coastal Drive							
Aurora, IL 60503							
Durango Painting	Epoxy Flooring	9,400.00		0.00		0.00	9,400.0
El INMO I							
Elmore's HVAC, Inc. 3033 W. 11th Street	HVAC	2,737,550.00	2,100,698.03	210,069.80	1,556,761.01	333,867.22	846,921.7
Chicago, IL 60655		+					
Chicago, il 00000							
Gabe's Installation	Tile/Carpet/Firg.	189,000.00	750.00	75.00	675.00	0.00	188,325.0
3130 N. Elston Avenue	1			,	0,0.00		100,020.0
Chicago, IL 60618		1					
G.A.G. Masonry, Inc.	Masonry	3,549,455.00	2,826,374.80	282,637.48	2,332,426.77	211,310.55	1,005,717.6
11509 S. Elizabeth						1	
Chicago, IL 60643							
Great Lakes West	Food Service Equip.	143,500.00	21,206.85	2,120.69	19,086.16	0.00	124,413.8
24475 Red Arrow Hwy.	+	+					
Mattawan, MI 49071		++					
	Freedow / Cont						
Industrial Fence, Inc.	Fencing / Gates	120,653.50		0.00		0.00	120,653.5
1300 S. Kilbourn Avenue		+					
Chicago, IL 60623	-	++					
The Janson Industries	Rigging / Curtain	25,208.00		0.00		0.00	25,208.0
and a second		1 1					
Box 6090							

# PUBLIC BUILDING COMMISSION OF CHICAGO EXHIBIT A CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT ( 3 of 6)

							y Application #9 riod thru: 1/20/2009
NAME	TYPE	TOTAL	TOTAL	LESS	LESS	NET	BALANCE
NAME	OF	CONTRACT	WORK	RETENTION	NET	DUE	то
AND			COMPLETE	(INCLUDE	PREVIOUSLY	THIS	BECOME
ADDRESS	WORK	(INCLUDE CO'S)	COMPLETE	CURRENT)	PAID	PERIOD	DUE
	Planting	2 255 252 28	1,003,493.38	100,349.34	850,557.83	52,586.21	2,352,109.34
J M Polcurr, Inc.	Electrical	3,255,253.38	1,003,493.38	100,343.34	000,007.00	02,000.21	2,002,100.01
10127 W. Roosevelt Road							
Westchester, IL 60154							
J P Hopkins Sewer Contr.	Site Utilities Pkg.	444,772.25	341,704.25	34,170.43	307,533.82	0.00	137,238.43
4530 W. 137th Street							
Crestwood, IL 60445							
J P Phillips, Inc.	Plaster Work	22,000.00		0.00		0.00	22,000.00
3220 Wolf Road							
Franklin Park, IL 60131							
Just Rite Acoutics	Acoustics / Panels	282,875.00		0.00		0.00	282,875.00
1501 Estes Avenue							
Elk Grove Village, IL 60007							
Kedmont Waterproofing	Water/Damp Proofing	5,897.00	5,897.00	589.70		5,307.30	589.70
5428 N. Kedzie Avenue							
Chicago, IL 60625-3922							
Kedmont Waterproofing	Air Barrier System	84,404.00	82,402.00	8,240.20		74,161.80	10,242.2
Manico Flooring, Inc.	Gym / Stage Flrg.	65,820.00		0.00		0.00	65,820.0
4134 Orleans Street							
McHenry, IL 60050							
Meranjil Landscaping	Landscaping	236,876.50		0.00		0.00	236,876.5
1104 Abbot Lane							
University Park, IL 60466							
Mondo Terrazzo, Inc.	Terrazzo	446,500.00	165,750.00	16,575.00	99,765.00	49,410.00	297,325.0
9333 Schiller Blvd.							
Franklin Park, IL 60131							
Munster Steel Co., Inc.	Steel Pkg.	2,348,854.10	2,345,925.10	234,592.51	2,111,332.59	0.00	237,521.5
9505 Calumet Avenue							
Munster, IN 46321							
M. W. Powell Company	Roof / Green Roof	754,248.00	358,678.00	35,867.80	322,810.20	0.00	431,437.8
3445 S. Lawndale Avenue							
Chicago, IL 60623							
Branch-Nicoloff	Furnish Foot Grilles	23,485.00		0.00		0.00	23,485.0
361 Balm Court							
Wood Dale, IL 60191							
P B Sales	Furnish Proj. Screens	6,783.00		0.00		0.00	6,783.
445 Atwater							
Elmhurst, IL 60126							

## PUBLIC BUILDING COMMISSION OF CHICAGO EXHIBIT A CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT ( 4 of 6)

Pay Application #9 Period thru: 1/20/2009 NET BALANCE LESS LESS TOTAL TOTAL NAME TYPE NET DUE то RETENTION WORK CONTRACT AND OF BECOME PREVIOUSLY THIS COMPLETE (INCLUDE WORK (INCLUDE CO'S) ADDRESS PERIOD DUE CURRENT) PAID 123,913.28 74,540.80 7,454.08 67,086.72 0.00 191,000.00 Drs / Frms / Hrdwre Precision Metals & Hardware 483 Fullerton Avenue Elmhurst, IL 60126 0.00 898 388 60 30,734.60 276,611.40 307,346.00 1,175,000.00 Reflection Window Company Wndws/Strfrnt/Glazing 2525 N. Elston Avenue Wndw Guards Chicago, IL 60647 98,000.00 0.00 0.00 98,000.00 Hyd. Elevator Schindler Elevator Corp. 853 N. Church Court Elmhurst, IL 60126 0.00 192,480.46 189,441.23 381,921.69 210,490.25 21,049.03 T & D Excavation & Grading Earthwork 20 W 327 Belmont Place Addison, IL 60101 0.00 106,526.00 0.00 F & I Lockers 106,526.00 Unique Casework Installations 3936 W. 16th Street Chicago, IL 60623 144,672.89 -0.01 254,539.12 16,074.77 160,747.65 399,212.00 USA Architectural Glass/Metal Misc. Metals 8404 S. Wilmette Ave, - G Darien, IL 60561 303,719.99 305,383.05 20,896.97 36,253.34 630,000.00 362,533.35 Service Drywall & Decorating Drywall/Sheathing 47 W. Irving Park Road 0.00 0.00 Roselle, IL 60172 81,332.42 4,955.58 294,800.00 237,186.20 23,718.62 208,512.00 Metal Wall Panels Whited Brothers, Inc. 215 W. 155th Street South Holland, IL 60473-1208 31,000.00 0.00 0.00 31,000.00 C-Tec Industries, Inc. Waste Compactor 3650 S. Homan Avenue Chicago, IL 60632 218,400.00 0.00 6,600.00 6,600.00 KBI Custom Case, Inc. Casework 225,000.00 12406 Hansen Road Hebron, IL 60034 50,000.00 0.00 50,000.00 0.00 Commercial Specialites, Inc. Toilet Parts/Access 2255 Lois Drive, Unit #9 Rolling Meadows, IL 60008 22,680.00 0.00 0.00 Tank Lining 22,680.00 Chicago Tank Lining 2409 Main W. Street Evanston, IL 60202

## PUBLIC BUILDING COMMISSION OF CHICAGO EXHIBIT A CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT ( 5 of 6)

Pay Application #9

Period thru: 1/20/2009 BALANCE LESS LESS NET NAME TYPE TOTAL TOTAL DUE то WORK RETENTION NET CONTRACT OF AND BECOME THIS WORK (INCLUDE CO'S) COMPLETE (INCLUDE PREVIOUSLY ADDRESS PERIOD CURRENT) PAID DUE 15,175.00 0.00 0.00 15,175.00 Grass Pavers C.R. Schmidt, Inc. 29W002 Main Street Warrenville, IL 60555 0.00 0.00 6,090.00 6,090.00 Landscape Forms Trash Bins / Benches 431 Lawndale Avenue Kalamazoo, MI 49048-9543 2,406.00 0.00 2,406.00 0.00 Eder Flag Manufacturing Flag Pole 1000 W. Rawson Avenue Oak Creek, WI 53154 179,352.00 8,298.00 K E D, Inc. Carpentry / C/U 225,000.00 50,720.00 5,072.00 37,350.00 3849 S. Michigan Avenue Chciago, IL 60653 0.00 50,269.00 0.00 50,269.00 Ability Rock Road **Bituminous Paving** 1021 N. Wood Dale Road Wood Dale, IL 60191 0.00 0.00 16,815.00 16,815.00 Larson Equipment Bleachers 703 S. Vermont Street Palatine, IL 60067 0.00 0.00 75,155.00 75,155.00 **Evergreen Specialties** Shades 12617 S. Kroll Drive Alsip, IL 60803 25,045.00 Traffic Coatings 25,045.00 0.00 0.00 Sager Sealant Corp. 708 E> Elm Street LaGrange, IL 60525 0.00 2,000.00 0.00 TO BE LET F E Cabinets 2,000.00 0.00 0.00 0.00 TOTALS: \$935,264.55 \$12,266,379.02 \$25,444,700.00 \$14,642,578.87 \$1,464,257.89 \$12,243,056.43

#### PUBLIC BUILDING COMMISSION OF CHICAGO

#### EXHIBIT A

#### CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT (6 OF 6)

Amount of Original Contract	\$25,444,700.00	Total Amount Requested	\$14,642,578.87
Extras to Contract	\$0.00	Less 10 % Retained	\$1,464,257.89
Total Contract and Extras	\$25,444,700.00	Net Amount Earned	\$13,178,320.98
Credits to Contract	\$0.00	Amount of Previous Payments	\$12,243,056.43
Adjusted Contract Price	\$25,444,700.00	Amount Due This Payment	\$935,264.55
		Balance to Complete	\$12,266,379.02

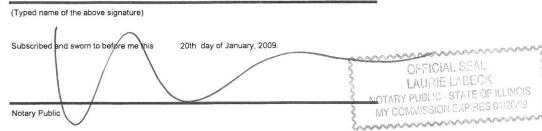
These provisions should not be construed as conferring any rights hereunder for the benefit of Subcontractors, suppliers, workers or employees, nor as enlarging or altering the application or effect of existing lien laws.

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 significant sublevels thereof) are being currently paid. That the amount of the payments applied are justified. That the Waivers of lien are submitted herewith by affiant for 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 equilable 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 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 that if any lien remains unsatisfied after all payments are made, the Contractor will 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.

#### Susan Miller - Corporate Secretary



My Commission Expires: 1/20/2009