



Public Building Commission of Chicago Contractor Payment Information

Project: Jesse Owens Park and Fieldhouse

Contract Number: 1470

General Contractor: **Burling Builders, Inc.**

Payment Application: 009

Amount Paid: \$ 763,500.72

Date of Payment to General Contractor: 7/6/2009

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**

Date: 6/9/09

Project: Jesse Owens Fieldhouse
 Monthly Estimate No.: 9
 For the Period: 5/1/09 to 5/31/09
 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. 60th Street Chicago, IL 60621

FOR: Jesse Owens Fieldhouse
Is-now-entitled-to-the-sum-of: \$763,500.72

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	<u>\$5,437,703.35</u>
TOTAL RETENTION	<u>\$543,770.33</u>
a) Reserve Withheld @ 10% of Total Amount Earned, but Not to Exceed 5% of Contract Price <u>\$543,770.33</u>	
b) Liens and Other Withholding \$ _____	
c) Liquidated Damages Withheld \$ _____	
TOTAL PAID TO DATE (Include this Payment)	<u>\$4,893,933.02</u>
LESS: AMOUNT PREVIOUSLY PAID	<u>\$4,130,432.30</u>
AMOUNT DUE THIS PAYMENT	<u>\$763,500.72</u>

 Architect - Engineer

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

Contract #1470

Pay Application Draw #9

STATE OF Illinois)

County of Cook)ss.

THE AFFIANT, Kim C. Walker 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 this Affidavit in behalf of said corporation and for himself individually; that he is well acquired 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 13th day of May, 2008 for Jesse Owens Park and Fieldhouse, 8800 S South Clyde Avenue, Chgo, IL.60617

*That, the following statements are made for the purpose of procuring a partial payment of \$763,500.72 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 Document 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 C.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	361,443.00	306,133.00	30,613.30	271,658.70	3,861.00	85,923.30
Burling Builders, Inc.- 44 W. 60th St. Chicago, IL	Excavation	9,057.00	9,057.00	905.70	8,151.30	0.00	905.70
Beverly - 1514 West Pershing Rd. Chicago, IL 60609	Asphalt Paving	15,500.00	0.00	0.00	0.00	0.00	15,500.00
Arc Underground 2114 W. Thomas St Chicago, IL 60622	Site Concrete	39,000.00	15,600.00	1,560.00	0.00	14,040.00	24,960.00
City Cottage Group 2907 S. Wabash Chicago, IL 60616	Site Furnishings	9,000.00	9,000.00	900.00	4,292.10	3,807.90	900.00
Fence Masters - 20400 S. Cottage Grove Ave Chicago Heights, IL 60411	Fences & Gates	32,000.00	0.00	0.00	0.00	0.00	32,000.00
C. R. Schmidt - 29W002 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	217,517.00	0.00	0.00	0.00	0.00	217,517.00
D & B Constr. - 400 West 76th St. Chicago, IL 60620	Structural Concrete	89,884.43	89,884.43	1,170.30	88,714.13	0.00	1,170.30
Burling Builders, Inc.- 44 W. 60th St. Chicago, IL	Structural Concrete	55,445.33	55,445.33	5,544.53	31,282.65	18,618.15	5,544.53
Advance - W 5104 Hwy 144 Random Lake, WI. 53075	Structural Precast	563,000.00	559,000.00	55,900.00	503,100.00	0.00	59,900.00
Titan Marble & Granite 4920 W. Belmont, Chicago, IL	Stone	23,000.00	0.00	0.00	0.00	0.00	23,000.00
Carlo Steel - 3100 E. 87th St. Chicago, IL	Structural Steel	808,500.00	808,500.00	80,850.00	717,525.00	10,125.00	80,850.00
City Cottage Group 2907 S. Wabash Chicago, IL 60616	Custom Casework	13,000.00	6,500.00	650.00	5,850.00	0.00	7,150.00
Dumex Construction.- 8239 Long Avenue Burbank, IL	Cement Boards	62,970.00	22,039.50	2,203.95	14,850.00	4,985.55	43,134.45
Sager Sealant Corporation - 708 E. Elm Ave LaGrange, IL 60526	Traffic Coatings	8,150.00	1,500.00	160.00	1,350.00	0.00	6,800.00
Sager Sealant Corporation - 708 E. Elm Ave LaGrange, IL 60527	Waterproofing	5,500.00	5,225.00	522.50	4,455.00	247.50	797.50
Sager Sealant Corporation - 708 E. Elm Ave LaGrange, IL 60528	Graffiti Coating	17,700.00	1,770.00	177.00	0.00	1,593.00	16,107.00
Spray Insulations 7831 North Nagle Avenue Morton Grove, IL. 60053	Spray Foam Insulation	58,000.00	58,000.00	5,800.00	49,590.00	2,610.00	5,800.00
M. Cannon - 1765-G Cortland Ct Addison, IL. 60101	Single Ply Roofing	88,687.00	60,200.00	6,020.00	54,180.00	0.00	34,507.00
Nations - 901 Sentry Drive Waukesha, WI. 53186	Sheet Metal Roofing	320,268.00	295,430.00	29,543.00	220,644.00	45,243.00	54,381.00
City Cottage Group 2907 S. Wabash Chicago, IL 60616	Skylights	21,660.00	20,340.00	2,034.00	18,306.00	0.00	3,354.00
Sager 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 8265 N. 124th St Milwaukee, WI 53225	Steel Doors and Frames	83,925.00	83,510.75	8,351.08	45,702.00	29,457.68	8,765.33
House of Doors 9038 West Ogden Ave. Brookfield, IL. 60513	Overhead Doors	9,825.00	9,825.00	982.50	8,842.50	0.00	982.50
MJ Connolly -8856 W. 47th St. Brookfield, IL	Entrance Doors/Windows	265,500.00	148,942.00	14,894.20	109,860.30	24,187.50	131,452.20

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
Exel - 8449 West 151st Street Orland Park, IL 60462 Q.C. Enterprises	Carpentry/Drywall/Insulation/Ceiling	265,000.00	204,050.00	20,405.00	128,790.00	54,855.00	81,355.00
2722 South Hillock Avenue Chicago, IL 60608 Superior Floor Covering, Inc., 14500 South Western Avenue Posen, IL 60469	Ceramic Tile	103,260.00	75,380.00	7,538.00	6,862.50	60,979.50	35,418.00
Kiefer Specialty Flooring Inc. - Falling Waters Blvd Lindenhurst, IL60046	Rubber/Carpet/Resilient Tile	53,950.00	0.00	0.00	0.00	0.00	53,950.00
Durango - 2846 Coastal Drive Aurora, IL 60503 City Cottage Group 2907 S. Wabash Chicago, IL 60616	Athletic Flooring	68,000.00	59,840.00	5,984.00	0.00	53,856.00	14,144.00
City Cottage Group 2907 S. Wabash Chicago, IL 60617	Painting	57,500.00	34,500.00	3,450.00	5,175.00	25,875.00	26,450.00
City Cottage Group 2907 S. Wabash Chicago, IL 60618	Toilet Partitions	26,190.00	22,940.00	2,294.00	10,323.00	10,323.00	5,544.00
City Cottage Group 2907 S. Wabash Chicago, IL 60619	Lockers	10,275.00	4,512.00	451.20	4,060.80	0.00	6,214.20
City Cottage Group 2907 S. Wabash Chicago, IL 60619	Operable Partitions	11,108.00	6,664.80	666.48	0.00	5,998.32	5,109.68
Pro-Bel Enterprises LTD 765 Westney Road South Ajax, ON L1S 6W1	Toilet Accessories	9,100.00	8,000.00	800.00	3,600.00	3,600.00	1,900.00
City Cottage Group 2907 S. Wabash Chicago, IL 60619	Exterior Building Maintenance Sys.	11,400.00	2,000.00	200.00	1,800.00	0.00	9,600.00
City Cottage Group 2907 S. Wabash Chicago, IL 60620	Scoreboard	5,885.00	0.00	0.00	0.00	0.00	5,885.00
City Cottage Group 2907 S. Wabash Chicago, IL 60621	Gym Equipment	38,350.00	30,680.00	3,068.00	24,160.50	3,451.50	10,738.00
City Cottage Group 2907 S. Wabash Chicago, IL 60622	Foot Grilles	8,905.00	8,905.00	890.50	8,014.50	0.00	890.50
City Cottage Group 2907 S. Wabash Chicago, IL 60623	Telescoping Bleachers	13,430.00	0.00	0.00	0.00	0.00	13,430.00
LaMarco Systems 475 Lindberg Lane Northbrook, IL 60062	Miscellaneous Specialties	3,905.00	900.00	90.00	810.00	0.00	3,095.00
Thomas Adamson 921 West Van Buren Chicago, IL 60607	Security and CCTV	31,500.00	6,170.00	617.00	3,285.00	2,268.00	25,947.00
ECI Mechanical, LLC 9951 West 190th Street Mokena, IL 60448	Plumbing	355,484.00	335,484.00	33,548.40	263,235.60	38,700.00	53,548.40
Indie Energy 1020 Church Street Evanston, IL 60201	HVAC	715,721.36	591,761.64	59,176.16	413,197.02	119,388.46	183,135.88
Belec Electrical Inc., 7720 Gross Point Road Skokie, IL 60077	Ground Source Heat Exchange	175,000.00	170,000.00	17,000.00	93,037.50	59,962.50	22,000.00
Burling Builders, Inc.- 44 W. 60th St. Chicago, IL	Electrical	409,584.00	296,857.44	29,685.74	204,768.00	62,403.70	142,412.30
J. E. Manzi 826 Busse Highway Park Ridge, IL 60068	Electrical	3,752.00	3,752.00	375.20	0.00	3,376.80	375.20
IDC Green Solutions 1369 West Hubbard Street STE 1-W Chicago, IL 60622	Scheduling Consultant	25,000.00	19,948.52	0.00	14,728.52	5,220.00	5,051.48
National Survey-30 South Michigan Ave., Chicago, IL 60603	L.E.E.D. Consultant	22,000.00	19,800.00	0.00	18,700.00	1,100.00	2,200.00
Burling Builders, Inc.- 44 W. 60th St. Chicago, IL	Site Survey	32,880.00	27,357.50	0.00	22,857.50	4,500.00	5,522.50
Burling Builders, Inc.- 44 W. 60th St. Chicago, IL	Site Work Allowance	0.00	0.00	0.00	0.00	0.00	0.00
Burling Builders, Inc.- 44 W. 60th St. Chicago, IL	Commission Contingency Fund	32,102.00	0.00	0.00	0.00	0.00	32,102.00
Burling Builders, Inc.- 44 W. 60th St. Chicago, IL	General Requirments	583,509.35	469,659.22	61,494.66	364,620.11	43,544.45	175,344.80
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	420,691.53	336,553.22	33,655.32	257,575.67	45,322.23	117,793.63
TOTAL		6,834,000.00	5,437,703.35	543,770.33	4,130,432.30	763,500.72	1,940,066.98
AMT OF ORIGINAL CONTRACT		\$6,834,000.00				TOTAL AMOUNT REQUESTED	\$5,437,703.35
EXTRAS TO CONTRACT		\$0.00				LESS 10% RETAINED	\$543,770.33
TOTAL CONTRACT AND EXTRAS		\$6,834,000.00				NET AMOUNT EARNED	\$4,893,933.02
CREDITS TO CONTRACT		\$0.00				AMOUNT OF PREVIOUS PAYMENTS	\$4,130,432.30
ADJUSTED TOTAL CONTRACT		\$6,834,000.00				AMOUNT DUE THIS PAYMENT	\$763,500.72
						BALANCE TO BECOME DUE	\$1,940,066.98

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

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
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Contractors 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;
- * that the amount of the payments applied for are justified;
- * that the Waiver of Lien are submitted herewith by affiant for affiant and each of the aforesaid persons, are true, correct, and genuine;
- * that each and every 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 materials 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 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 nay illegal 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 C. Walker

(To be signed by the President or a Vice President)

Kim C. Walker, Vice President - Finance

(Typed name of above signature)

Subscribed and sworn to before me this

4th day of June 2009

K'Sharmel J. Brown

Notary Public

My Commission expires: 12/19/12

"OFFICIAL SEAL"
K'SHARMEL J. BROWN
Notary Public - State of Illinois
My Commission Expires: 12/19/12