



Public Building Commission of Chicago Contractor Payment Information

Project: **Back of the Yards High School Site Preparation**

Contract Number: **1520**

General Contractor: **FH Paschen/SN Nielsen & Associates, LLC**

Payment Application: **#3**

Amount Paid: **\$1,030,918.49**

Date of Payment to General Contractor: **7/13/11**

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: **May 19, 2011**
Project: **Back of the Yards High School**

To: F.H. Paschen, S.N. Nielsen & Associates LLC.
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:
**F.H. PASCHEN, S.N. NIELSEN & ASSOCIATES LLC. - 8725 WEST HIGGINS, SUITE 200,
CHICAGO, IL 60631**

Back of the Yards High School

Is now entitled to the sum of: **\$1,030,918.49**

| | |
|------------------------------------|-----------------------|
| ORIGINAL CONTRACT PRICE - | \$4,550,000.00 |
| ADDITIONS - | \$ |
| DEDUCTIONS - | \$ |
| NET ADDITION OR DEDUCTION - | \$ |
| ADJUSTED CONTRACT PRICE - | \$4,550,000.00 |

| | |
|--|------------------------------|
| TOTAL AMOUNT EARNED | <u>\$2,872,855.91</u> |
| TOTAL RETENTION | <u>\$ 227,500.00</u> |
| a) Reserve Withheld @ 10% of Total Amount Earned but Not to Exceed 5% of Contract Price | \$ 227,500.00 |
| b) Liens and Other Withholding | \$ -0- |
| c) Liquidated Damages Withheld | \$ -0- |
| TOTAL PAID TO DATE (Include This Payment): | <u>\$2,645,355.91</u> |
| LESS: AMOUNT PREVIOUSLY PAID: | <u>\$1,614,437.42</u> |
| AMOUNT DUE THIS PAYMENT: | <u>\$1,030,918.49</u> |

Frank J. Sobkowiak, PBC

PUBLIC BUILDING COMMISSION OF CHICAGO

EXHIBIT A

State of Illinois
County of Cook

CONTRACTORS SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT (1 OF 3)

The Affiant, **Chuck Freiheit**, being first duly sworn on oath, deposes and says that he/she is **Authorized Agent** of **F.H. PASCHEN, S.N. NIELSEN & ASSOCIATES LLC**, an Illinois corporation, and duly authorized to make this Affidavit in behalf of said corporation, and individually; that he/she is well aquatinted with the facts herein set forth and that said corporation is the Contractor with the **Public Building Commission of Chicago**, Owner, under Contract No. 1520 dated the 10th day of January 2011,

for **General Work of Back of The Yards High School**, located at, 2111 W. 47th Street, Chicago, IL 60647, that the following statements are made for the purpose of procuring a partial payment of:

(\$1,030,918.49) One Million, Thirty Thousand, Nine Hundred Eighteen and 49/100

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 in full compliance with the contract documents and the requirements of said Owner under them. That for the purpose of said contract, the following persons have been contracted with, and have furnished or prepared materials, equipment, supplies, and services for, and having done labor on said improvement. The respective amounts set forth opposite their names is the fully 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 each of them for such labor, materials, equipment, and services, furnished or prepared by each of them to or on account of said work, as stated:

EXHIBIT A

PBC CONTRACT NO.: 1520

FHP JOB NO.: 2060

State of Illinois
County of Cook

CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT (2 OF 3)

| NAME and ADDRESS | TYPE OF WORK | TOTAL CONTRACT (inc. c.o.'S) | TOTAL WORK COMPLETE | LESS RETENTION (inc. current) | LESS NET PREVIOUS PAID | NET DUE THIS PERIOD | BALANCE TO BECOME DUE |
|--|-----------------------|------------------------------|---------------------|-------------------------------|------------------------|---------------------|-----------------------|
| Calcon Corp 27 N. Walnut Court Streamwood, IL 60107 | Earthwork | 3,292,270.00 | 2,606,905.00 | 210,780.10 | 1,466,334.00 | 929,790.90 | 896,145.10 |
| V3 Industries 7325 Janes Avenue Woodridge, IL 60517 | Engineering | 5,200.00 | 4,160.00 | 208.00 | 2,808.00 | 1,144.00 | 1,248.00 |
| FHPaschen/SNNielsen & Assocs, LLC 8725 West Higgins, Suite 200 Chicago, IL 60631 | GC's/OH&P | 274,083.00 | 193,343.91 | 9,667.20 | 83,693.12 | 99,983.59 | 90,406.29 |
| | Bond / Insurance | 28,447.00 | 28,447.00 | 2,844.70 | 25,602.30 | 0.00 | 2,844.70 |
| | Mobilization | 50,000.00 | 40,000.00 | 4,000.00 | 36,000.00 | 0.00 | 14,000.00 |
| | Contingency Fund | 150,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 150,000.00 |
| | Subs to Let | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| | Allowance - Site Work | 750,000.00 | 0.00 | 0.00 | 0.00 | 0.00 | 750,000.00 |
| | Sitework | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| TOTALS | | 4,550,000.00 | 2,872,855.91 | 227,500.00 | 1,614,437.42 | 1,030,918.49 | 1,904,644.09 |

PUBLIC BUILDING COMMISSION OF CHICAGO

EXHIBIT A

State of Illinois
County of Cook

CONTRACTORS SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT (3 OF 3)

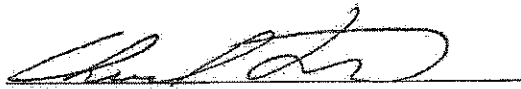
| | | | |
|-----------------------------|----------------|-----------------------------|-----------------|
| Amount of Original Contract | \$4,550,000.00 | Total Amount Requested | \$ 2,872,855.91 |
| Extras to Contract | \$0 | Less 10% Retention | \$ 227,500.00 |
| Total Contract & Extras | \$4,550,000.00 | Net Amount Earned | \$ 2,645,355.91 |
| Credits to Contract | \$0 | Amount of Previous Payments | \$ 1,614,437.42 |
| Net Amount of Contract | \$4,550,000.00 | Amount Due This Payment | \$ 1,030,918.49 |
| | | Balance to Complete | \$ 1,904,644.09 |

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 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 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 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.

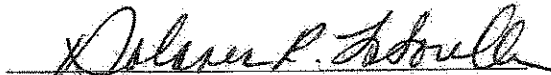
That said Contractor herein expressly affirms that should it at any time appear that any illegal or excess payments have been made to said Contractor by or on behalf of the PUBLIC BUILDING COMMISSION OF CHICAGO, the said Contractor will repay on demand to the PUBLIC BUILDING COMMISSION OF CHICAGO, the amount or amounts so paid; and if any liens 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 attorneys fee.



Authorized Agent

Chuck Freiheit

Subscribed and sworn to before me this 19th of May 2011.



Notary Public

My Commission Expires:

