

Project: William Jones College Preparatory High School

Contract Number: 1527

General Contractor: Walsh Construction II

Payment Application: #5

Amount Paid: \$2,007,214.24

Date of Payment to General Contractor: 3/23/12

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 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:		2/8/2012		_		
PROJECT:	WILLIAM J	ONES COLLEGE PRE	PARATO	RY HIGH SCHO	)OL	
Monthly Estimate No .:	_	5				
For the Period:	_	1/1/2012	to	1/31/2012		
Contract No.:		1527				

To: PUBLIC BUILDING COMMISSION OF CHICAGO

In accordance with Resolution No.\_\_1527\_\_, adopted by the Public Building Commission of Chicago on \_\_\_\_\_6/29/11\_, relating to the \$90,980,000\_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:

- 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:

### WALSH CONSTRUCTION COMPANY II 929 WEST ADAMS ST, CHICAGO, IL 60607

FOR:	WILLIAM JONES COLLEGE PREPARATORY	( HIGH SCHOOL
ls now er	ntitled to the sum of:	\$2,007,214.25

ORIGINAL CONTRACTOR PRICE		\$	90,980,000.00
ADDITIONS		\$	-
DEDUCTIONS		\$	-
NET ADDITION OR DEDUCTION		\$	
ADJUSTED CONTRACT PRICE		\$	90,980,000.00
TOTAL AMOUNT EARNED		\$	8,362,488.75
TOTAL RETENTION		\$	836,248.88
a) Reserve Withheld @ 10% of Total Amount Earned,	\$ 836,248.88		
b) Liens and Other Withholding	\$	_	
c) Liquidated Damages Withheld	\$ -		
TOTAL PAID TO DATE (Include this Payment)		\$	7,526,239.88
LESS: AMOUNT PREVIOUSLY PAID		\$	5,519,025.63
AMOUNT DUE THIS PAYMENT		\$	2,007,214.25

Name Architect of Record PERKINS+WILL

Date:

File Name: PA\_WCII\_OG\_PayApp#5 \_2012/01/07.pdf File Code: 05265\_02\_07\_13.2

#### EXHIBIT B CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT (1 of 4) PAYAPP# 4-JANUARY 2012

STATE OF ILLINOIS }

COUNTY OF COOK }

The affiant, Jeff Pezza ,being first duly sworn on oath, deposes and says that he/she is Authorized Agent of <u>Walsh Construction Company II,LLC</u>, an Illinois corporation, and duly authorized to make this Affidavit in behalf of said corporation 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 <u>1527</u> dated the 29 th day of June, 2011, for General Contracting

for William Jones College Preparatory High School 700 S. State Street Chicago, IL 60605

} SS

• that the following statements are made for the purpose of procuring a partial payment of

\$ 90,980,000 (Ninety Million Nine Hundred Eighty Thousand and 00/100)

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 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:

## EXHIBIT B CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT (2 of 4)

NAME AND ADDRESS	TYPE OF WORK	TOTAL CONTRACT (INCLUDE C.O.'s)	TOTAL WORK COMPLETE PREVIOUS PAYAPP	THIS PAYAPP	TOTAL WORK COMPLETE TO DATE	LESS RETENTION (INCLUDE CURRENT)	LESS NET PREVIOUSLY PAID	NET DUE THIS PERIOD	BALANCE TO BECOME DUE
Walsh Construction Company II									
929 West Adams St.									
Chicago, IL 60607	General Conditions	\$5,867,500.00	\$935,000.00	\$274,000.00	\$1,209,000.00	\$120,900.00	\$841,500.00	\$246,600.00	\$4,779,400.00
Walsh Construction Company II									
929 West Adams St.									
Chicago, IL 60607	OH&Profit	\$3,800,000.00	\$225,021.00	\$110,254.00	\$335,275.00	\$33,527.50	\$202,518.90	\$99,228.60	\$3,498,252.50
Walsh Construction Company II									
929 West Adams St.									
Chicago, IL 60607	Bond	\$558,804.00	\$558,804.00	\$0.00	\$558,804.00	\$55,880.40	\$502,923.60	\$0.00	\$55,880.40
Walsh Construction Company II									
929 West Adams St.									
Chicago, IL 60607	Builders Risk	\$135,000.00	\$135,000.00	\$0.00	\$135,000.00	\$13,500.00	\$121,500.00	\$0.00	\$13,500.00
Walsh Construction Company II									·
929 West Adams St.	· · · · · · · · · · · · · · · · · · ·								
Chicago, IL 60607	General Liability	\$730,000.00	\$730,000.00	\$0.00	\$730,000.00	\$73,000.00	\$657,000.00	\$0.00	\$73,000.00
Walsh Construction Company II		+	+		+	+	+	+	+
929 West Adams St.									
	Commissioner's Contingency	\$2,000,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$2,000,000.00
Chicago, IL 60607	Commissioner's containgency	\$2,000,000.00		ŞU.UU	Ş0.00	Ş0.00	\$0.00	\$0.00	\$2,000,000.00
Walsh Construction Company II									n
929 West Adams St.		4500.000.00	40.00	40.00	40.00	****			4-00 000 00
Chicago, IL 60607	PBC-CCTV Allowance	\$500,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$500,000.00
Walsh Construction Company II									
929 West Adams St.									
Chicago, IL 60607	PBC-Sitework Allowance	\$300,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$300,000.00
Walsh Construction Company II									
929 West Adams St.									
Chicago, IL 60607	Construction Trailer - PBC/CM	\$75,000.00	\$7,500.00	\$3,750.00	\$11,250.00	\$1,125.00	\$6,750.00	\$3,375.00	\$64,875.00
Walsh Construction Company II									
929 West Adams St.									
Chicago, IL 60607	Tower Crane& Hoist	\$1,320,000.00	\$15,000.00	\$30,000.00	\$45,000.00	\$4,500.00	\$13,500.00	\$27,000.00	\$1,279,500.00
Walsh Construction Company II		· _ · · · ·							
929 West Adams St.									
Chicago, IL 60607	Mobilization	\$260,000.00	\$200,000.00	\$0.00	\$200,000.00	\$20,000.00	\$180,000.00	\$0.00	\$80,000.00
Walsh Construction Company II	<u> </u>				,			· ·	
929 West Adams St.									
Chicago, IL 60607	Demobilization	\$20,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$20,000.00
-		\$20,000.00	\$5.00	÷:.00	\$5.00	\$3.00	\$3.00		÷20,000.00
Sherry-K Corp		]							
3125 S. 60th Court	Cast-In-Place Concrete	\$4,200,000.00	\$410,950.00	\$468,500.00	\$879,450.00	\$87,945.00	\$369,855.00	\$421.650.00	\$3,408,495.00
Cicero, IL 60804			\$ .20,000.00	\$100,000	<i>40.0,00</i>	40.75 40.00	\$303,033.00	¥ 722,050.00	\$5,400,455.00
DAM Plumbing									
1645 N. 25th Avenue	Plumbing	\$2,850,000.00	\$272,775.00	\$140.890.00	\$413,665.00	\$41,366.50	\$245,497.50	\$126,801.00	\$2,477,701.50
Melrose Park, IL 60160	Plumbing	<i>42,030,000.00</i>	<i>\_/2,7/3.00</i>	\$140,050.00			\$245,457.50		<i>42,411,101.30</i>
JP Hopkins Sewer Contractors Inc.									
4530 W. 137th Street	1 Maria	\$190,000.00	\$28,500.00	\$0.00	\$28,500.00	\$2,850.00	\$25,650.00	\$0.00	\$164,350.00
Crestwood, IL 60455	Utulities	\$190,000.00	ş26,500.00	Ş0.00	÷26,500.00	\$2,650.00	\$25,050.00	Ş0.00	ş104,550.00

## EXHIBIT B CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT (3 of 4)

NAME AND ADDRESS	TYPE OF WORK	TOTAL CONTRACT (INCLUDE C.O.'s)	TOTAL WORK COMPLETE PREVIOUS PAYAPP	THIS PAYAPP	TOTAL WORK COMPLETE TO DATE	LESS RETENTION (INCLUDE CURRENT)	LESS NET PREVIOUSLY PAID	NET DUE THIS PERIOD	BALANCE TO BECOME DUE
Coordinated Construction Project Control Services									
1840W140 Butterfield Road Suite 1500									
Oabrook Terrace, IL 60181									
	Scheduling	\$15,000.00	\$15,000.00	\$0.00	\$15,000.00	\$1,500.00	\$13,500.00	\$0.00	\$1,500.00
Elite Electric Co, Inc.									
1645 N. 25th Avenue									
Melrose Park, IL 60160	Electrical Work	\$7,078,750.00	\$0.00	\$213,035.71	\$213,035.71	\$21,303.57	\$0.00	\$191,732.14	\$6,887,017.86
Hammerts Ironworks									
5319 Shreve Avenue									
St. Louis, Missouri 63115	Stuctural Steel Fabrication	\$5,717,500.00	\$2,194,580.70	\$410,023.34	\$2,604,604.04	\$260,460.40	\$1,975,122.63	\$369,021.01	\$3,373,356.36
American Steelworks Inc.									
1985 Anson Drive	Structural Steel Erection and Misc.								
Melrose Park, IL 60160	Metals	\$3,286,541.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$3,286,541.00
Crown Corr Inc.									
7100 W. 21st Avenue									
Gary, IN 46406	Metal Panels, Glazing, Curtainwall	\$12,000,000.00	\$368,750.00	\$265,000.00	\$633,750.00	\$63,375.00	\$331,875.00	\$238,500.00	\$11,429,625.00
FloTech Mechanical Systems									
1304 National Avenue									
Adison, IL 60101	Mechanical	\$9,812,500.00	\$0.00	\$145,075.00	\$145,075.00	\$14,507.50	\$0.00	\$130,567.50	\$9,681,932.50
BSB Development Inc.									
7901 Industrial Ct.									
Spring Grove, IL 60081	Sitework Demolition	\$27,000.00	\$8,000.00	\$0.00	\$8,000.00	\$800.00	\$7,200.00	\$0.00	\$19,800.00
Automated Logic Chicago									
2400 Ogden Avenue, Suite 100									
Lisle, IL 60532	Building Automation	\$993,500.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$993,500.00
FE Moran, Inc.									
2165 Shermer Rd. Suite D									
Northbrook, IL 60062	Fire Protection	\$940,000.00	\$7,120.00	\$13,260.00	\$20,380.00	\$2,038.00	\$6,408.00	\$11,934.00	\$921,658.00
The Levy Company									
3925 Commercial Ave									
Northbrook, IL 60062	Drywall, Acoustical Ceilings	\$4,350,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$4,350,000.00
Garth Construction Services								· · · · ·	
2741 East 223rd Street									
Chicago Heights, IL 60411	Masonry	\$5,600,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$5,600,000.00
Kedmont Waterproofing Co, Inc.									
2741 East 223rd Street									
Chicago, IL 60625	Waterproofing	\$274,000.00	\$20,250.00	\$18,700.00	\$38,950.00	\$3,895.00	\$18,225.00	\$16,830.00	\$238,945.00
Wilkin Insulation Company	1								
501 West Carboy Road									
Mt. Prospect, IL 60056	Fireproofing	\$510,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$510,000.00
Spray Insulation, Inc.								· · · · · · · · · · · · · · · · · · ·	· · ·
7831 N. Nagle Ave.									
Morton Grove, IL 60053	Sprayed Foam Insulation	\$138,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$138,000.00
International Concrete Products, Inc.					· · ·		· · · ·		. ,
N104 W13561 Donges Bay Road									
Germantown, WI 53022	Precast Concrete	\$1,900,000.00	\$0.00	\$137,750.00	\$137,750.00	\$13,775.00	\$0.00	\$123,975.00	\$1,776,025.00

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

NAME AND ADDRESS	TYPE OF WORK	TOTAL CONTRACT {INCLUDE C.O.'s)	TOTAL WORK COMPLETE PREVIOUS PAYAPP	THIS PAYAPP	TOTAL WORK COMPLETE TO DATE	LESS RETENTION (INCLUDE CURRENT)	LESS NET PREVIOUSLY PAID	NET DUE THIS PERIOD	BALANCE TO BECOME DUE
Phoenix Business Solutions			_						
12543 S. Laramie Ave Alsip, IL 60803	Low Voltage & AV	\$1,150,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,150,000.00
NOT LET	NOT LET	\$14,380,905.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$14,380,905.00
TOTALS:		\$90,980,000.00	\$6,132,250.70	\$2,230,238.05	\$8,362,488.75	\$836,248.88	\$5,519,025.63	\$2,007,214.25	\$83,453,760.13

# EXHIBIT B CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT (3 of 3)

AMOUNT OF ORIGINAL CONTRACT	\$90,980,000.00	TOTAL AMOUNT REQUESTED	\$8,362,488.75
EXTRAS TO CONTRACT	\$0.00	LESS 10 % RETAINED	\$836,248.88
TOTAL CONTRACT AND EXTRAS	\$90,980,000.00	NET AMOUNT EARNED	\$7,526,239.88
CREDITS TO CONTRACT	\$0.00	AMOUNT OF PREVIOUS PAYMENTS	\$5,519,025.63
ADJUSTED CONTRACT PRICE	\$90,980,000.00	AMOUNT DUE THIS PAYMENT	\$2,007,214.25
		BALANCE TO COMPLETE	\$83,453,760.13

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 all significant sublevels thereof) are being currently paid,
- that the amount of the payments applied for 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 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;

and the set of the set

# EXHIBIT B CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT (2 of 2)

• 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.

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

(Typed name of above signature)

Subscribed and sworn to before me this	8day	of February	20
Cale. Stark		~~~~ I	
Notary Public My Commission expires: 7 (21)2014	OFFICIAL SEAL CAROL E STANTON NOTARY PUBLIC-STATE OF ILLI MY COMMISSION EXPIRES 07/21		
	mmmmm	$\sim$	