

CONTRACTOR'S APPLICATION FOR PAYMENT

PROJECT: Orchard ES Chiller Replacement PERIOD ENDING: 7/31/18
 BID PACKAGE: _____ BID DIVISION: _____

CONTRACTOR: **ROBERT E. BOYER CONSTRUCTION, INC.**
 ADDRESS: 19608 E. Mono Way Sonora, CA 95370

AGREEMENT #: _____ PROGRESS PAYMENT REQUEST #: 9

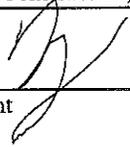
1	Original Agreement Amount:	\$	<u>2,864,583.00</u>
2	Net Change by Change Order through CO # _____	\$	<u>228,036.00</u>
3	Revised Agreement Amount to Date (lines 1 + 2)	\$	<u>3,092,619.00</u>
4	Value of Completed Work to Date (per attached breakdown)	\$	<u>3,092,619.00</u>
5	Less 5% Retention of Completed Work	\$	<u>154,630.95</u>
6	Less Prior Billings	\$	<u>2,493,379.50</u>
7	CURRENT AMOUNT DUE THIS REQUEST	\$	<u>444,608.55</u>

CERTIFICATE OF THE CONTRACTOR

I hereby certify that the work performed and the materials supplied to date, as shown on the above, represents the actual value of accomplishment under the terms of the contract (and all authorized changes thereto) between the undersigned and the Sylvan Union School District relating to the above referenced project.

I hereby certify that payments, less applicable retention, have been made through the period covered by previous payments received from the District, to (1) all my subcontractors (sub-subcontractors) and (2) for all materials and labor used in or in connection with the performance of this Contract. I further certify I have complied with Federal, State, and Local tax laws, including Social Security laws and Unemployment Compensation laws and Workman's Compensation laws insofar as applicable to the performance of this contract.

(Status is a necessary condition of payment - Cross out incorrect indication) I hereby certify that we (have completed) or ~~(have not completed)~~ a sufficient portion of the work of this contract to maintain our current completion schedule (contract plus change orders) and are familiar with the liquidated damages clause contained in this contract.

Robert E. Boyer Construction, Inc.
 Contractor
 BY: 
 Authorized Agent

7/30/2018
 Date
President
 Title

RECOMMENDED FOR PROCESSING

Meridith Holloway
 Inspector of Record

7/31/18
 Date

 Construction Manager 

 Date
7/31/18

 Architect
Thorne Perry
 District Representative

 Date
7/31/18



CA Contractors Lic # 509381

209-586-5010 Fax 209-586-5099

SCHEDULE OF VALUES ORCHARD ES CHILLER REPLACEMENT & ADA UPGRADES

SOV #9 DATE 7/31/2018

Item No.	Description	Total Dollar Value	Completed To Date	Less: Previous	This Draw	Work Remaining	% Complete
1	General Conditions & Misc.	410,673.00	410,673.00	375,187.00	35,486.00	0.00	100.00%
2	Demolition	142,000.00	142,000.00	142,000.00		0.00	100.00%
3	Excavation/Concrete	208,100.00	208,100.00	167,779.00	40,321.00	0.00	100.00%
4	Grading & Filling / Patching	7,400.00	7,400.00	7,400.00		0.00	100.00%
5	Concrete - Grinding Allowance	10,000.00	10,000.00	10,000.00		0.00	100.00%
6	Lumber	5,000.00	5,000.00	5,000.00		0.00	100.00%
7	Rough Carpentry	65,000.00	65,000.00	65,000.00		0.00	100.00%
8	Finish Carpentry	13,800.00	13,800.00	11,800.00	2,000.00	0.00	100.00%
9	Plumbing	115,800.00	115,800.00	112,800.00	3,000.00	0.00	100.00%
10	Lath & Plaster	64,000.00	64,000.00	64,000.00		0.00	100.00%
11	Sheetrock	25,700.00	25,700.00	25,700.00		0.00	100.00%
12	Tackboard	1,960.00	1,960.00	0.00	1,960.00	0.00	100.00%
13	Hardware - Access Ladders	2,000.00	2,000.00	1,500.00	500.00	0.00	100.00%
14	Hardware - Partitions	12,674.00	12,674.00	10,203.00	2,471.00	0.00	100.00%
15	Electrical	230,300.00	230,300.00	214,800.00	15,500.00	0.00	100.00%
16	HVAC	1,116,934.00	1,116,934.00	1,027,966.00	88,968.00	0.00	100.00%
17	Millwork - Doors & Hardware	13,560.00	13,560.00	13,560.00		0.00	100.00%
18	Millwork - Cabinets / Countertops	103,140.00	103,140.00	91,575.00	11,565.00	0.00	100.00%
19	Painting - Exterior / Interior	23,620.00	23,620.00	23,620.00		0.00	100.00%
20	Flooring	131,822.00	131,822.00	121,091.00	10,731.00	0.00	100.00%
21	Landscaping	31,900.00	31,900.00	29,667.00	2,233.00	0.00	100.00%
22	Fencing	66,200.00	66,200.00	51,200.00	15,000.00	0.00	100.00%
23	Signage	16,000.00	16,000.00	12,255.00	3,745.00	0.00	100.00%
24	Irrigation Allowance	10,000.00	10,000.00	10,000.00		0.00	100.00%
25	Add Alt #2	37,000.00	37,000.00	33,615.00	3,385.00	0.00	100.00%
26		0.00	0.00	0.00		0.00	#DIV/0!
27	CONTRACT AMOUNT	2,864,583.00	2,864,583.00	2,627,718.00	236,865.00	0.00	100.00%

CHANGE ORDERS

CO. 01	Chiller Yard Electrical Relocation	2,887.00	2,887.00	0.00	2,887.00	0.00	100.00%
CO. 02.1	Building B Partitions	1,712.00	1,712.00	1,712.00		0.00	100.00%
CO. 02.2	Building A Partitions	1,829.00	1,829.00	0.00	1,829.00	0.00	100.00%
CO. 02.3	Building D Partitions	4,443.00	4,443.00	4,443.00		0.00	100.00%
CO. 03		0.00	0.00	0.00		0.00	#DIV/0!
CO. 04	Paint Credit	(15,872.00)	(15,872.00)	(15,872.00)		0.00	100.00%
CO. 05	Irrigation Fixes, in allowance	0.00	0.00	0.00		0.00	#DIV/0!
CO. 06	Quad Concrete Replacement	159,328.00	159,328.00	0.00	159,328.00	0.00	100.00%
CO. 07	Tree Removal	1,281.00	1,281.00	1,281.00		0.00	100.00%
CO. 08	Additional Concrete, in allowance	0.00	0.00	0.00		0.00	#DIV/0!
CO. 09	Add Drain Inlet	1,040.00	1,040.00	1,040.00		0.00	100.00%
CO. 10	Landscape Grading	417.00	417.00	417.00		0.00	100.00%
CO. 11	Flooring below classroom sinks	1,339.00	1,339.00	1,339.00		0.00	100.00%
CO. 12	MFR Ducting	2,532.00	2,532.00	2,532.00		0.00	100.00%
CO. 13	Bogen Relocation	9,071.00	9,071.00	0.00	9,071.00	0.00	100.00%
CO. 14	Site Changes	58,029.00	58,029.00	0.00	58,029.00	0.00	100.00%
CO. 15		0.00	0.00	0.00		0.00	#DIV/0!
CO. 16		0.00	0.00	0.00		0.00	#DIV/0!
CO. 17		0.00	0.00	0.00		0.00	#DIV/0!
CO. 18		0.00	0.00	0.00		0.00	#DIV/0!
	TOTAL CHANGE ORDERS	228,036.00	228,036.00	(3,108.00)	231,144.00	0.00	100.00%

CONTRACT SUM TO DATE	3,092,619.00	3,092,619.00	2,624,610.00	468,009.00	0.00	100.00%
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Less Retention @ 5%	154,630.95	154,630.95	131,230.50	23,400.45	0.00	100.00%
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Payments / Due this billing	2,937,988.05	2,937,988.05	2,493,379.50	444,608.55	0.00	100.00%
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CONDITIONAL WAIVER AND RELEASE UPON "PROGRESS PAYMENT"

Upon receipt by the undersigned of a check from: Sylvan Union School District

In the sum of \$ 444,608.55 Payable to: Robert E. Boyer Constriction, Inc.
(Amount of Check) (Payee)

and when the check has been properly endorsed and has been paid by the bank upon which it is drawn, this document shall become effective to release any mechanic's lien, stop notice, or bond right the undersigned has on the Sylvan Union School District project described as follows:

Name & Location: Orchard ES Chiller Replacement 1800 Wisdom Way Modesto, CA

Bid No. or Bid Package No.: _____

to the following extent. This release covers a progress payment for labor, services, equipment, or material furnished to Orchard Elementary School through: July 31st, 2018
Date

only and does not cover any retention's retained before or after the release date; extras furnished before the release date for which payment has not been received; extras or items furnished after the release date. Rights based upon work performed or items furnished under a written change order which has been full executed by the parties prior to the release date are covered by this release unless specifically reserved by the claimant in this release. This release of any mechanic's lien, stop notice, or bond right shall not otherwise affect the contract rights, including rights between parties to the contract based upon a recession, abandonment, or breach of the contract, or the right of the undersigned to recover compensation for furnished labor, services, equipment, or material covered by this release if that furnished labor, services, equipment, or material was not compensated by the progress payment. Before any recipient of the document relies on it, said party should verify evidence of payment to the undersigned.

Robert E. Boyer Construction, Inc.
(Company Name)

7/30/2018
(Date)

By:  _____
President

Exclusions: Listing of Claims, of which Notice has been given:

1. Claim for: _____ In the amount of \$ _____
2. Claim for: _____ In the amount of \$ _____
3. Claim for: _____ In the amount of \$ _____
4. Claim for: _____ In the amount of \$ _____
5. Claim for: _____ In the amount of \$ _____

July 31, 2018

Yvonne Perez
Assistant Superintendent
Business Services
Sylvan Union School District
605 Sylvan Ave.
Modesto, CA 95350

RE: Inspection Services for: Sylvan Elementary School Modernization, Orchard Chiller Replacement, Somerset Shade Structure - Sylvan Union School District.

Ms. Perez;

02-115801- **Orchard Elementary** - Chiller Replacement and ADA Upgrades Phase I,II, III, IV, V 48.0
DSA Required documents, Maintenance of DSA Box Documents, Inspection, coordination of Lab services, progress meetings, review Time and Material items added to scope of project, Review plans and Specification, CCD , RFI and Change orders

Sylvan Re-Roofing 63.0

Ustach Re-Roofing 42.0

July 1, 2018 – July 31, 2018

Total Hours 153.0 Hours
Hourly rate \$65.00

Total Due \$9945.00

OK YP 7/31/18

Please make Payable to: Meridith Holloway
5314 Smith Road
Oakdale, CA 95361

Thank you for your time and consideration.

Meridith Holloway
DSA Inspector, II
209-988-0742
antmerdo@aol.com

PO# 1811660

KUREY & ASSOCIATES
Labor Compliance Management

*rec'd
7/31/18 CS*

May 18, 2018

Invoice #1

Sylvan Union School District
605 Sylvan Avenue
Modesto, CA 95350

Project: Orchard Elementary School Chiller Plant Replacement & ADA Upgrades

For professional services rendered in the implementation of the labor compliance program for: Sylvan Union School District

Sylvan Elementary School Modernization:

Construction Value:	\$2,864,583.00
Consultant Contract Amount:	\$10,800.00
For services From October to April 2018	\$8,640.00
Less Previous Payments:	\$0.00

Subtotal: **\$8,640.00**

Total Amount Due: \$8,640.00

*OK YP
KVA 7/31/18*

**WE MOVED!!!!
1264 DuPont Court
Manteca, CA 95336**

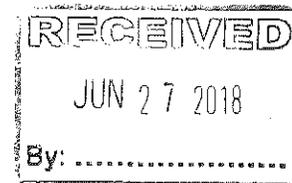
Please make payable to Kurey & Associates.

Thank You!

1264 DuPont Court Manteca, CA 95336
(209) 946-9601 Fax: (209) 946-9621



P.O. Box 1137
 West Sacramento, CA 95691-1137
 (916) 372-1434



INVOICE

Sylvan Union School District
 605 Sylvan Avenue
 Modesto, CA 95350

Invoice number: 201801631
 Date: 06/22/2018

Project: 11690.01P- SYLVAN USD 2017 - ORCHARD
 CREEK ES CHILLER PLANT REPLACEMENT &
 ADA UPGRADES-EWK

Authorizations: DSA NO: 50-59
 DSA APPL NO: 02-115801
 PO #: 181037

Professional Services Rendered Through May 26, 2018

Earthwork Testing & Observation

Labor

	Hours	Rate	Billed Amount
Senior Engineer			
Report Review	1.00	170.00	170.00
Soils Tester			
Soil / Aggregate Sampling	2.00	100.00	200.00
Flatwork Subgrade Inspection / Testing	5.00	100.00	500.00
	<u>Subtotal</u>		<u>700.00</u>
	Labor Subtotal	8.00	870.00

In-House Expenses

	Units	Rate	Billed Amount
Compaction Characteristics (ASTM D1557)	1.00	240.00	240.00
Mileage	60.00	0.75	45.00
	In-House Expenses Subtotal		285.00

Invoice Total 1,155.00

*MDY
ok up 7/19/18*

All charges are due and payable upon receipt and are considered past due thirty-one (31) days from date of invoice.
 Past due balances are subject to a FINANCE CHARGE of 1.5% per month (18% annual rate).

Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
201801631	06/22/2018	1,155.00	1,155.00				
	Total	1,155.00	1,155.00	0.00	0.00	0.00	0.00

Client Invoice Register

Wallace-Kuhl & Associates

Monday, June 25, 2018

Page 1

Date range: from: 06/01/2018 to 06/30/2018

Sylvan Union School District

Invoice Date: 06/22/2018

Invoice Number: 201801631

	Date	Billed Units	Billed Rate	Billed Amount
400 Earthwork Testing & Observation				
Time and Expense				
Labor				
Senior Engineer				
Report Review				
Matthew S. Moynour	1/30/2018	1.00	170.00	170.00
			Employee type total	170.00
Soils Tester				
Soil / Aggregate Sampling				
David J. Gomes	5/18/2018	2.00	100.00	200.00
no travel time ok				
Flatwork Subgrade Inspection / Testing				
Jason J. Schmidt	5/21/2018	1.50	100.00	150.00
Jason J. Schmidt	5/22/2018	2.50	100.00	250.00
Jason J. Schmidt	5/22/2018	0.50	100.00	50.00
Jason J. Schmidt	5/21/2018	0.50	100.00	50.00
nc				
			Employee type total	700.00
			Labor total	870.00
Expense				
6014 Compaction Characteristics (ASTM D1557)	5/18/2018	1.00	240.00	240.00
Lab Ticket No. 9242				
7030 Mileage	5/21/2018	30.00	0.75	22.50
7030 Mileage	5/22/2018	30.00	0.75	22.50
			Vendor total	285.00
			Expense total	285.00
			Phase total	1,155.00
			Total	1,155.00
			Project total	1,155.00
			Invoice total	1,155.00

PO# 181037



P.O. Box 1137
West Sacramento, CA 95691-1137
(916) 372-1434

RECEIVED
JUL 27 2018
BY:.....

INVOICE

Sylvan Union School District
605 Sylvan Avenue
Modesto, CA 95350

Invoice number: 201801970
Date: 07/23/2018

Project: 11690.01P- SYLVAN USD 2017 - ORCHARD
CREEK ES CHILLER PLANT REPLACEMENT &
ADA UPGRADES-EWK

Authorizations: DSA NO: 50-59
DSA APPL NO: 02-115801
PO #: 181037

Professional Services Rendered Through June 30, 2018

Earthwork Testing & Observation

Labor

Soils Tester

Flatwork Subgrade Inspection / Testing

	Hours	Rate	Billed Amount
Flatwork Subgrade Inspection / Testing	15.50	100.00	1,550.00

In-House Expenses

Mileage

	Units	Rate	Billed Amount
Mileage	150.00	0.75	112.50

Invoice Total 1,662.50

Handwritten initials

All charges are due and payable upon receipt and are considered past due thirty-one (31) days from date of invoice.
Past due balances are subject to a FINANCE CHARGE of 1.5% per month (18% annual rate).

OK 4P8/11/18

Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
201801631	06/22/2018	1,155.00		1,155.00			
201801970	07/23/2018	1,662.50	1,662.50				
	Total	2,817.50	1,662.50	1,155.00	0.00	0.00	0.00

Tuesday, July 24, 2018

Page 1

Date range: from: 07/01/2018 to 07/31/2018

Sylvan Union School District

Invoice Date: 07/23/2018

Invoice Number: 201801970

	Date	Billed Units	Billed Rate	Billed Amount
400 Earthwork Testing & Observation				
Time and Expense				
Labor				
Soils Tester				
Flatwork Subgrade Inspection / Testing				
Jason J. Schmidt	5/29/2018	2.50	100.00	250.00
Jason J. Schmidt	5/29/2018	0.50	100.00	50.00
nc				
Jason J. Schmidt	5/30/2018	2.00	100.00	200.00
Jason J. Schmidt	5/30/2018	0.50	100.00	50.00
Jason J. Schmidt	6/1/2018	2.50	100.00	250.00
Jason J. Schmidt	6/1/2018	0.50	100.00	50.00
Jason J. Schmidt	6/5/2018	2.00	100.00	200.00
Jason J. Schmidt	6/5/2018	0.50	100.00	50.00
Jason J. Schmidt	6/8/2018	2.00	100.00	200.00
Jason J. Schmidt	6/6/2018	0.50	100.00	50.00
nc				
Jason J. Schmidt	6/6/2018	1.50	100.00	150.00
Jason J. Schmidt	6/8/2018	0.50	100.00	50.00
			Employee type total	1,550.00
			Labor total	1,550.00
Expense				
7030 Mileage	5/29/2018	30.00	0.75	22.50
7030 Mileage	5/30/2018	30.00	0.75	22.50
7030 Mileage	6/1/2018	30.00	0.75	22.50
7030 Mileage	6/5/2018	30.00	0.75	22.50
7030 Mileage	6/8/2018	30.00	0.75	22.50
			Vendor total	112.50
			Expense total	112.50
			Phase total	1,662.50
			Total	1,662.50
			Project total	1,662.50
			Invoice total	1,662.50