

TO: Sylvan Union School District
 605 Sylvan Avenue
 Modesto, CA 95350

FROM: Robert E. Boyer Construction, Inc.
 19608 E. Mono Way
 Sonora, CA 95370

PROJECT: Ustach Middle School Modernization (LLB)

APPLICATION NO: 4

PERIOD TO: 12/5/2019

PROJECT NO.: _____

CONTRACT DATE: 8/28/2019

Distribution to:
 DISTRICT
 ARCHITECT

APPLICATION FOR PAYMENT SUMMARY

Application is made for Payment, as shown below, in connection with the Contract. Continuation Sheet is attached.

- 1. ORIGINAL CONTRACT SUM \$ 10,523,287.00
- 2. NET CHANGE BY CHANGE ORDERS \$ (525,607.00)
- 3. CONTRACT SUM TO DATE (Line 1+/-2) \$ 9,997,680.00
- 4. TOTAL COMPLETED & STORED TO DATE \$ 2,237,645.38

5. RETAINAGE: \$ _____
 a. N/A

- 6. TOTAL EARNED LESS RETAINAGE \$ 2,237,645.38
 (Line 4 less Line 5 Total)
- 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate) \$ 1,683,357.19
- 8. CURRENT PAYMENT DUE \$ 554,288.19
- 9. BALANCE TO FINISH, INCLUDING RETAINAGE \$ 7,760,034.62
 (Line 3 less Line 6)

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes in previous months by Owner	157,540.00	(683,147.00)
Total approved this month	-	-
TOTAL	157,540.00	(683,147.00)

Net change by Change Orders **(525,607.00)**

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information, and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Robert Boyer Date: 11/12/2019

State of: _____ County of: _____
 Subscribed and sworn to before me this _____ day of _____, 20____

Notary Public: _____

My Commission expires: _____

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 554,288.19

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

DISTRICT: _____ By: [Signature] Date: 11/12/19

ARCHITECT: Joshua Gregoire By: _____ Date: 11/12/19

IOR: Meridith Holloway By: _____ Date: 11/12/19

CONDITIONAL WAIVER AND RELEASE ON PROGRESS PAYMENT

NOTICE: THIS DOCUMENT WAIVES THE CLAIMANT'S LIEN, STOP PAYMENT NOTICE, AND PAYMENT BOND RIGHTS EFFECTIVE ON RECEIPT OF PAYMENT. A PERSON SHOULD NOT RELY ON THIS DOCUMENT UNLESS SATISFIED THAT THE CLAIMANT HAS RECEIVED PAYMENT.

Identifying Information

Name of Claimant: Robert E. Boyer Construction, Inc.

Name of Customer: Sylvan Union School District

Job Location: Ustach Middle School, 2701 Kodiak Drive, Modesto, CA 95355

Owner: Sylvan Union School District

Through Date: 12/05/2019

Conditional Waiver and Release

This document waives and releases lien, stop payment notice, and payment bond rights the claimant has for labor and service provided, and equipment and material delivered, to the customer on this job through the Through Date of this document. Rights based upon labor or service provided, or equipment or material delivered, pursuant to a written change order that has been fully executed by the parties prior to the date that this document is signed by the claimant, are waived and released by this document, unless listed as an Exception below. This document is effective only on the claimant's receipt of payment from the financial institution on which the following check is drawn:

Maker of Check: Sylvan Union School District

Amount of Check: \$ 554,288.19

Check Payable to: Robert E. Boyer Construction, Inc.

Exceptions

This document does not affect any of the following:

- (1) Retentions.
- (2) Extras for which the claimant has not received payment.
- (3) The following progress payments for which the claimant has previously given a conditional waiver and release but has not received payment:
Date(s) of waiver and release: _____
Amount(s) of unpaid progress payment(s): \$ _____
- (4) Contract rights, including (A) a right based on rescission, abandonment, or breach of contract, and (B) the right to recover compensation for work not compensated by the payment.

Signature

Claimant's Signature: *Robert Boyer*

Claimant's Title: President

Date of Signature: 11/12/2019

UNCONDITIONAL WAIVER AND RELEASE ON PROGRESS PAYMENT

NOTICE TO CLAIMANT: THIS DOCUMENT WAIVES AND RELEASES LIEN, STOP PAYMENT NOTICE, AND PAYMENT BOND RIGHTS UNCONDITIONALLY AND STATES THAT YOU HAVE BEEN PAID FOR GIVING UP THOSE RIGHTS. THIS DOCUMENT IS ENFORCEABLE AGAINST YOU IF YOU SIGN IT, EVEN IF YOU HAVE NOT BEEN PAID. IF YOU HAVE NOT BEEN PAID, USE A CONDITIONAL WAIVER AND RELEASE FORM.

Identifying Information

Name of Claimant: Robert E. Boyer Construction, Inc.

Name of Customer: Sylvan Union School District

Job Location: Ustach Middle School, 2701 Kodiak Drive, Modesto, CA 95355

Owner: Sylvan Union School District

Through Date: 11/05/2019

Unconditional Waiver and Release

This document waives and releases lien, stop payment notice, and payment bond rights the claimant has for labor and service provided, and equipment and material delivered, to the customer on this job through the Through Date of this document. Rights based upon labor or service provided, or equipment or material delivered, pursuant to a written change order that has been fully executed by the parties prior to the date that this document is signed by the claimant, are waived and released by this document, unless listed as an Exception below. The claimant has received the following progress payment:

§ 554,288.19

Exceptions

This document does not affect any of the following:

- (1) Retentions.
 - (2) Extras for which the claimant has not received payment.
 - (3) Contract rights, including (A) a right based on rescission, abandonment, or breach of contract, and (B) the right to recover compensation for work not compensated by the payment.
-

Signature

Claimant's Signature: *Robert Boyer*

Claimant's Title: President

Date of Signature: 11/12/2019

SUBLEASE PAYMENT WORKSHEET

For Sublease Payment Number 4, due 12-5, 2019,
on the UMSM Contract at USTACH School of the Sylvan Union School District

Instructions to Owner:

- For the first sublease payment, use Section I. For subsequent sublease payments, use Sections I and II. Retain this worksheet for every sublease payment made.

- Any reference to a line item in the "Prior Worksheet" means the worksheet prepared for the most recent sublease payment prior to the sublease payment presently being calculated. If the sublease payment presently being calculated is the *first* sublease payment, then use '0' for that line item.

- For any amounts withheld from sublease payments, some or all of these amounts must be paid to contractor as the grounds for withholding are minimized or eliminated.

I. Prior Sublease Payments

A. Amount of Prior Payments

- | | |
|---|------------------------------|
| 1. Original Total Sublease Amount (less contingency and allowances)
[Article 4 of Agreement] | \$ <u>10,523,287.00</u> |
| 2. Amount of Previous Board-Approved Change Orders and Authorized Allowance or Contingency Expenditure (From Prior Worksheet: Line 2 + Line 12) | \$ <u><525,607.00></u> |
| 3. Adjusted Total Sublease Amount
(Line 1 + Line 2) | \$ <u>9,997,680.00</u> |
| 4. Base Amount of Previous Sublease Payments
(From Prior Worksheet: Line 4 + Line 18) | \$ <u>1,683,357.19</u> |
| 5. Amount Withheld as of Prior Worksheet
(From Prior Worksheet: Line 5 - Line 19 + Line 20) | \$ <u>0</u> |
| 6. Amount of Actual Previous Sublease Payments
(Line 4 - Line 5) | \$ <u>1,683,357.19</u> |

B. Number of Prior Payments

- | | |
|--|-----------|
| 7. Original Number of Sublease Payments
[Section 6(a) of Sublease] | <u>18</u> |
| 8. Number of Sublease Payments Previously Added [Section 6(d) of Sublease] (From Prior Worksheet: Line 8 + Line 15) | <u>0</u> |
| 9. Adjusted Number of Sublease Payments
(Line 7 + Line 8) | <u>18</u> |
| 10. Number of Sublease Payments Previously Made
(if this worksheet is for the first sublease payment, enter '0'; otherwise, enter Line 10 from the Prior Worksheet + 1) | <u>3</u> |

II. Remaining Sublease Payments (including this sublease payment)

A. Total Amount of Remaining Payments

11. Total of Remaining Sublease Payments (Line 3 – Line 4) \$ 8,314,322.81

12. Board-Approved Change Orders and Authorized Allowance and Contingency Expenditures Since Prior Worksheet \$ 0

13. Adjusted Total of Remaining Base Sublease Payments (Line 11 + Line 12) \$ 8,314,322.81

B. Number of Remaining Payments

14. Number of Remaining Sublease Payments (Line 9 – Line 10) 15

15. Number of Sublease Payments Added Since Prior Worksheet [Section 6(d) of Sublease] 0

16. Adjusted Number of Remaining Sublease Payments (Line 14 + Line 15) 15

C. Amount of Each Remaining Payment

17. Adjusted Amount of Each Remaining Base Sublease Payment (Line 13 ÷ Line 16) \$ 554,288.19

III. Amount of This Sublease Payment

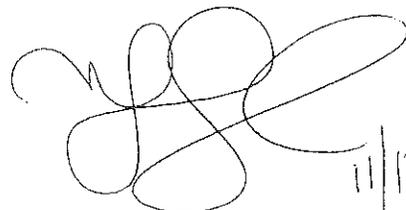
18. Base Amount of this Sublease Payment (Line 17) \$ 554,288.19

19. Previous Withhold Items That Have Been Resolved Since Prior Worksheet (see Withhold Log) \$ 0

20. New Withhold Items Since Prior Worksheet (see Withhold Log) \$ 0

21. Adjusted Amount of this Payment (Line 18 + Line 19 – Line 20) \$ 554,288.19

22. Total of Actual Sublease Payments (Including this Payment) (Line 6 + Line 21) \$ 2,237,645.38

 11/12/19

REMIT PAYMENT TO: _____

INVOICE

ACH INFORMATION:
THE NORTHERN TRUST
50 SOUTH LASALLE STREET
CHICAGO, IL 60675

E-mail Remittance To: gachremittance@cdw.com
ROUTING NO.: 071000152
ACCOUNT NAME: CDW GOVERNMENT
ACCOUNT NO.: 91057



CDW Government
75 Remittance Drive, Suite 1515
Chicago, IL 60675-1515



RETURN SERVICE REQUESTED

INVOICE NUMBER	INVOICE DATE	CUSTOMER NUMBER
VMJ5889	10/24/19	9502361
SUBTOTAL	SHIPPING	SALES TAX
\$41,130.00	\$0.00	\$3,238.99
DUE DATE		AMOUNT DUE
11/23/19		\$44,368.99

SYLVAN UNION SCHOOL DISTRICT
ACCOUNTS PAYABLE
605 SYLVAN AVE
MODESTO CA 95350-1599
USA

CDW Government
75 Remittance Drive
Suite 1515
Chicago, IL 60675-1515

PLEASE RETURN THIS PORTION WITH YOUR PAYMENT

INVOICE DATE	INVOICE NUMBER	PAYMENT TERMS			DUE DATE	
10/24/19	VMJ5889	Net 30 Days			11/23/19	
ORDER DATE	SHIP VIA	PURCHASE ORDER NUMBER			CUSTOMER NUMBER	
10/23/19	UPS Ground (2-3 days)	201302			9502361	
ITEM NUMBER	DESCRIPTION	QTY ORD	QTY SHIP	QTY B/O	UNIT PRICE	TOTAL
5114755	EPSON POWERLITE L510U WUXGA PROJ Manufacturer Part Number: V11H903020 Serial No: X5SB980462L Serial No: X5SB980469L Serial No: X5SB980477L Serial No: X5SB980513L Serial No: X5SB980517L	5	5	0	2,150.00	10,750.00
4439478	EPSON ULTRA SHORT THROW WALL MOUNT Manufacturer Part Number: V12H777020	28	28	0	95.00	2,660.00
4425332	EPSON POWERLITE 685W WXGA PROJ NO MT Manufacturer Part Number: V11H744520 Serial No: X2AD8701160 Serial No: X2AD9400303 Serial No: X2AD9400307 Serial No: X2AD9400349 Serial No: X2AD9400379 Serial No: X2AD9400383 Serial No: X2AD9500524 Serial No: X2AD9500525 Serial No: X2AD9500527 Serial No: X2AD9500530 Serial No: X2AD9500677 Serial No: X2AD9500678 Serial No: X2AD9500679 Serial No: X2AD9500681 Serial No: X2AD9500726 Serial No: X2AD9600162 Serial No: X2AD9600208 Serial No: X2AD9600256 Serial No: X2AD9600502 Serial No: X2AD9600549	28	28	0	990.00	27,720.00

ACCOUNT MANAGER THOMAS CREAGAN 312-705-8744 thomcre@cdw.com	SHIPPING ADDRESS: SYLVAN UNION SCHOOL DISTRICT WAREHOUSE 2800 COFFEE RD MODESTO CA 95355
SALES ORDER NUMBER KZLJ680	

Cage Code Number 1KH72
DUNS Number 02-615-7235

HAVE QUESTIONS ABOUT YOUR ACCOUNT?
PLEASE EMAIL US AT credit@cdw.com

ISO 9001 and ISO 14001 Certified
CDW GOVERNMENT FEIN 36-4230110

VISIT US ON THE INTERNET AT www.cdw.com



REMIT PAYMENT TO: _____

INVOICE

ACH INFORMATION:
 THE NORTHERN TRUST
 50 SOUTH LASALLE STREET
 CHICAGO, IL 60675

E-mail Remittance To: gachremittance@cdw.com
 ROUTING NO.: 071000152
 ACCOUNT NAME: CDW GOVERNMENT
 ACCOUNT NO.: 91057



CDW Government
 75 Remittance Drive, Suite 1515
 Chicago, IL 60675-1515

RETURN SERVICE REQUESTED

INVOICE NUMBER	INVOICE DATE	CUSTOMER NUMBER
VMJ5889	10/24/19	9502361
SUBTOTAL	SHIPPING	SALES TAX
\$41,130.00	\$0.00	\$3,238.99
DUE DATE		AMOUNT DUE
11/23/19		\$44,368.99

ITEM NUMBER	DESCRIPTION	QTY ORD	QTY SHIP	QTY B/O	UNIT PRICE	TOTAL
	Serial No: X2AD9600553 Serial No: X2AD9600561 Serial No: X2AD9600562 Serial No: X2AD9600563 Serial No: X2AD9600564 Serial No: X2AD9600565 Serial No: X2AD9600566 Serial No: X2AD9600593					

[Handwritten Signature]

11/12/19

GO GREEN!

CDW is happy to announce that paperless billing is now available! If you would like to start receiving your invoices as an emailed PDF, please email CDW at paperlessbilling@cdw.com. Please include your Customer number or an Invoice number in your email for faster processing.

REDUCE PROCESSING COSTS AND ELIMINATE THE HASSLE OF PAPER CHECKS!

Begin transmitting your payments electronically via ACH using CDW's bank and remittance information located at the top of the attached payment coupon. Email credit@cdw.com with any questions.

ACCOUNT MANAGER THOMAS CREAGAN 312-705-8744 thomcre@cdw.com	SHIPPING ADDRESS: SYLVAN UNION SCHOOL DISTRICT WAREHOUSE 2800 COFFEE RD MODESTO CA 95355	SUBTOTAL	\$41,130.00
SALES ORDER NUMBER KZLJ680		SHIPPING	\$0.00
		SALES TAX	\$3,238.99
		AMOUNT DUE	\$44,368.99

Cage Code Number 1KH72
 DUNS Number 02-615-7235

ISO 9001 and ISO 14001 Certified
 CDW GOVERNMENT FEIN 36-4230110

HAVE QUESTIONS ABOUT YOUR ACCOUNT?
 PLEASE EMAIL US AT credit@cdw.com
 VISIT US ON THE INTERNET AT www.cdw.com



November 12, 2019

Ms. Lizette Aguilar

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

RE: Inspection Services for: Ustach Modernization

Ms. Aguilar;

02-117460 – Ustach Modernization 71
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

Through - November 12, 2019

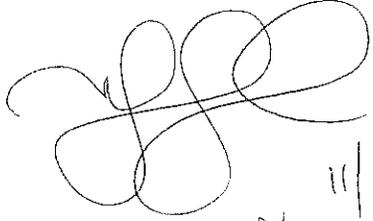
Total Hours 71
Hourly rate \$65.00

Total Due \$4615.00

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



MLH 11/12/19

SKW & Associates
 Architectural, Engineering & Surveying
 Post Office Box 579570
 Modesto, CA 95357

Invoice

DATE	INVOICE #
11/4/2019	204606

(209)523-8323

BILL TO
Sylvan School District 605 Sylvan Avenue Modesto, CA 95350

Project	TERMS	SKW JOB #
	Due on receipt	18M065

DESCRIPTION	HOURS	RATE	AMOUNT
Ustach Middle School 2701 Kodiak Dr Modesto, CA 95355			
Architectural Services for Modernization and ADA Upgrades PO# 191045 September 26, 2018 thru October 25, 2019			
Progress Billing: Construction Administration	88	85.00	7,480.00
Josh	3	165.00	495.00
Allan			

DUE ON RECEIPT. FINANCE CHARGE ON PAST DUE AMOUNT 1.5% PER MONTH,
 (18% APR).

Total \$7,975.00

Balance Due \$7,975.00

Web Site
www.skwassociates.com

[Handwritten Signature]
 11/12/19