



## Public Building Commission of Chicago Contractor Payment Information

Project: 31<sup>st</sup> Street Harbor - Coastal

Contract Number: 1502R

General Contractor: Paschen Gillen Skipper Marine JV

Payment Application: #14R

Amount Paid: \$3,520,215.05

Date of Payment to General Contractor: 9/29/11

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

*Revised*  
*9-1-11*

**PUBLIC BUILDING COMMISSION OF CHICAGO  
EXHIBIT S  
CERTIFICATE OF ARCHITECT - ENGINEER**

Date: **August 15, 2011**  
Project: **31<sup>ST</sup> Street Harbor-Coastal**

To: **Paschen / Gillen / Skipper Marine -- Joint Venture**  
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:**  
**PASCHEN / GILLEN / SKIPPER MARINE -JOINT VENTURE- 8725 WEST HIGGINS, SUITE 200,  
CHICAGO, IL 60631**

**31<sup>ST</sup> Street Harbor-Coastal**

Is now entitled to the sum of: **\$3,520,215.05**

<b>ORIGINAL CONTRACT PRICE -</b>	<b>\$ 30,316,650.00</b>
<b>ADDITIONS -</b>	<b>\$ 431,527.22</b>
<b>DEDUCTIONS -</b>	<b>\$ 6,336.87</b>
<b>NET ADDITION OR DEDUCTION -</b>	<b>\$ 425,190.35</b>
<b>ADJUSTED CONTRACT PRICE -</b>	<b>\$ 30,741,840.35</b>

<b>TOTAL AMOUNT EARNED</b>	<b><u>\$18,577,414.96</u></b>
<b>TOTAL RETENTION</b>	<b><u>\$ 1,537,092.10</u></b>
a) Reserve Withheld @ 10% of Total Amount Earned but Not to Exceed 5% of Contract Price	<b>\$ 1,537,092.10</b>
b) Liens and Other Withholding	<b>\$ -0-</b>
c) Liquidated Damages Withheld	<b>\$ -0-</b>
<b>TOTAL PAID TO DATE (Include This Payment):</b>	<b><u>\$17,040,322.86</u></b>
<b>LESS: AMOUNT PREVIOUSLY PAID:</b>	<b><u>\$13,520,107.81</u></b>
<b>AMOUNT DUE THIS PAYMENT:</b>	<b><u>\$ 3,520,215.05</u></b>

  
\_\_\_\_\_  
Mike Witte, 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 **PASCHEN / GILLEN / SKIPPER MARINE -JOINT VENTURE**, an Illinois corporation, and duly authorized to make this Affidavit in behalf of said corporation, and 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. 1502R dated the 4<sup>th</sup> day of May 2010,

for General Work of 31<sup>ST</sup> Street Harbor-Coastal, located at 3155 S. Lake Shore Drive, Chicago, IL, that the following statements are made for the purpose of procuring a partial payment of:

**(\$3,520,215.05) Three Million, Five Hundred Twenty Thousand, Two Hundred Fifteen and 05/100**

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.: 1502R  
 FHP JOB NO.: 2407

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
Atrium, Inc 17113 Davey Rd Lemont, IL 60439	Landscaping	20,000.00	0.00	0.00	0.00	0.00	20,000.00
Industrial Fence 1300 S. Kilbourn Ave Chicago, IL 60623	Fencing	64,910.00	38,000.00	3,600.00	32,400.00	0.00	32,510.00
Mega Steel Corp PO Box 609 Franklin Park, IL 60131	Steel Reinforcement	101,375.65	0.00	0.00	0.00	0.00	101,375.65
Edward E. Gillen Co. 218 W. Becher St Milwaukee, WI 53207	Mobilization / Demobilization	593,000.00	593,000.00	59,300.00	533,700.00	0.00	59,300.00
	Stone Work	25,360,800.00	15,643,203.20	1,243,662.02	10,949,693.98	3,449,847.20	10,961,258.82
	H-Piles	459,550.00	438,609.90	43,860.99	394,748.91	0.00	64,801.09
	H Piles Testing- co #2	145,671.00	145,671.00	14,567.10	131,103.90	0.00	14,567.10
	H Piles Lengthening- co #2/ co#7	112,164.24	0.00	0.00	0.00	0.00	112,164.24
	H Piles Splicing- co #2	143,817.00	131,311.24	13,131.12	118,180.12	0.00	25,636.88
	Sheeting	187,000.00	135,000.00	13,500.00	121,500.00	0.00	65,500.00
	Surge Pipe	30,000.00	24,000.00	2,400.00	21,600.00	0.00	8,400.00
	Navigation Lights	38,000.00	0.00	0.00	0.00	0.00	38,000.00
	Misc Demo	15,000.00	14,000.00	1,400.00	12,600.00	0.00	2,400.00
	Misc Barging	218,913.00	0.00	0.00	0.00	0.00	218,913.00
F.H. Paschen, S.N. Nielsen & Assoc.LLC 8725 W. Higgins Suite 200 Chicago, IL 60631	Mobilization/Demobilization	1,497,090.00	1,156,000.00	115,600.00	1,040,400.00	0.00	456,690.00
	Gen Conditions / OH & P+ co#2,3,5	196,699.46	81,948.22	8,194.82	73,753.40	0.00	122,946.06
	Concrete co #3,5,6	419,445.00	32,000.00	3,200.00	28,800.00	0.00	390,645.00
	Earthwork	825,964.00	83,996.40	8,408.54	6,220.00	70,367.86	750,376.14
	Trench Drain Furnish- to be let	10,000.00	0.00	0.00	0.00	0.00	10,000.00
	Open Steel Grid Bridge Deck -Bailey	67,000.00	62,875.00	6,287.50	56,407.50	0.00	10,592.50
	Misc Metals- to be let	23,000.00	0.00	0.00	0.00	0.00	23,000.00
	Landscaping- to be let	173,941.00	0.00	0.00	0.00	0.00	173,941.00
	Graffiti Coatings- to be let	19,500.00	0.00	0.00	0.00	0.00	19,500.00
	Caulking- to be let	19,000.00	0.00	0.00	0.00	0.00	19,000.00
	Subs to let - Misc						
TOTALS		30,741,840.35	18,577,414.96	1,537,092.10	13,520,107.81	3,520,215.05	13,701,517.49

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	\$30,316,650.00	Total Amount Requested	\$18,577,414.96
Extras to Contract	\$ 431,527.22	Less 10% Retention	\$ 1,537,092.10
Total Contract & Extras	\$30,316,650.00	Net Amount Earned	\$17,040,322.86
Credits to Contract	\$ 6,336.87	Amount of Previous Payments	\$13,520,107.81
Net Amount of Contract	\$30,741,840.35	Amount Due This Payment	\$ 3,520,215.05
		Balance to Complete	\$13,701,517.49

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.

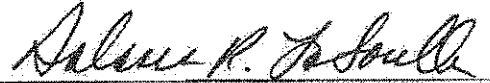
That neither the partial payment nor any part thereof has been assigned.

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 15th of, August 2011.

  
Notary Public

My Commission Expires:

