

FORT BEND COUNTY FY 2010
COMMISSIONERS COURT AGENDA REQUEST FORM
Return Completed Form by E-Mail to: Agenda Coordinator, County Judge's Office

Date Submitted: **December 9, 2009**

Submitted By: **Laura Dougherty**

Department: **Facilities Management & Planning**

Court Agenda Date: **December 15, 2009**

Phone Number: **281-633-7017**

SUMMARY OF ITEM: **Approve Pay Application No. Two, in the amount of \$172,247.00, from Rosenberger Construction LP., for Construction Services relating to the Precinct Three Annex.**

RENEWAL AGREEMENT/APPOINTMENT

YES

☐

NO

☐

REVIEWED BY COUNTY ATTORNEY'S OFFICE:

YES

☒

NO

☐

List Supporting Documents Attached: **Pay Application**

FINANCIAL SUMMARY:

BUDGETED ITEM: **YES**

☒

NO

☐

FUNDNG SOURCE: Accounting Unit: **732418888** Account Number:
Activity (If Applicable): **P418B-06PCT3**

DESCRIPTION OF LAWSON ACCOUNT: **PCT. 3 Service Center**

Instructions to submit Agenda Request Form:

- Completely fill out agenda form: incomplete forms will not be processed.
- Agenda Request Forms should be submitted by e-mail, fax, or inter-office mail, and all back-up information must be provided by Wednesday at 2:00 p.m. to all those listed below.
- All original back-up must be received in the County Judge's Office by 2:00 p.m. on Wednesday.

DISTRIBUTION:

Original Form Submitted with back up to County Judge's Office ☐ (✓ when completed)

If by E-Mail to ospindon@co.fort-bend.tx.us

If by Fax to (281) 341-8609

Distribute copies with back-up to all listed below. If by fax, send to numbers below:

☐

Auditor

(281-341-3774)

☐

Comm. Pct. 1 (281-342-0587)

☐

Budget Officer

(281-344-3954)

☐

Comm. Pct. 2 (281-403-8009)

☐

Facilities/Planning

(281-633-7022)

☐

Comm. Pct. 3 (281-242-9060)

☐

Purchasing Agent

(281-341-8642)

☐

Comm. Pct. 4 (281-980-9077)

☐

Information Technology (281-341-4526)

☐

County Clerk (281-341-8697)

☐

Other:

☐

County Atty (281-341-4557)

RECOMMENDATION / ACTION REQUESTED:

Special Handling Requested (specify):

Fm91301

PO# 37770 R# 87139

M

APPLICATION AND CERTIFICATE FOR PAYMENT

PAGE 1 OF 8 PAGES

TO (OWNER):

Fort Bend County, Texas
1517 Eugene Heimann Circle #500
Richmond, TX 77469

PROJECT:

Precinct III Annex
22333 Grand Corner Drive
Katy, TX 77494

FROM (CONTRACTOR):

Rosenberger Construction LP
One Sugar Creek Center Blvd. #400
Sugar Land, TX 77478

ARCHITECT:

Autoarch Architects
6200 Savoy, Suite 100
Houston, TX 77036

APPLICATION NO: TWO (2)

PERIOD TO: 11/30/2009

ARCHITECT'S PROJECT NO: 0

CONTRACT DATE: 9/8/2009

Distribution to:

☒ OWNER

☒ ARCHITECT

☒ CONTRACTOR

☐

☐

CONTRACT FOR: GENERAL CONSTRUCTION

CONTRACTOR'S APPLICATION FOR PAYMENT

CHANGE ORDER SUMMARY		ADDITIONS	DEDUCTIONS
Change Orders approved in previous months by Owner		0	0
TOTAL			
Approved this Month			
Number	Date Approved		
TOTALS		0	0
Net change by Change Orders		0	0

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: ROSENBERGER CONSTRUCTION LP

By:

Date: November 30, 2009

Steve Salverino, Senior Vice President

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above 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.

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

Continuation Sheet is attached.

1. ORIGINAL CONTRACT SUM.....\$ 3,286,000
2. Net change by Change Orders.....\$ 0
3. CONTRACT SUM TO DATE.....\$ 3,286,000
4. TOTAL COMPLETED & STORED TO DATE.....\$ 284,575
(Column G on Continuation Sheet)
5. RETAINAGE:
 - a. 5 % of Completed Work \$ 14,229
(Column D + E on Continuation Sheet)
 - b. 5 % of Stored Materials \$(Column F on Continuation Sheet)

- Total Retainage (Line 5a + 5b or Total in Column I of Continuation Sheet).....\$ 14,229
6. TOTAL EARNED LESS RETAINAGE.....\$ 270,346
(Line 4 less Line 5 Total)
 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT.....\$ 98,099
(Line 6 from prior Certificate)
 8. CURRENT PAYMENT DUE.....\$ 172,247
(Line 6 minus Line 7)
 9. BALANCE TO FINISH, PLUS RETAINAGE.....\$ 3,015,654
(Line 3 less Line 6)

State of: TEXAS County of: FORT BEND

Subscribed and sworn to before me this 30th day of November, 2009

Notary Public: *Anneicea Chevalier*

My Commission expires: 11-30-12

AMOUNT CERTIFIED.....\$ 172,247

(Attach explanation if amount certified differs from the amount applied for.)

ARCHITECT:

By: *[Signature]* Date: 12/4/09

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.



RECEIVED

DEC 07 2009

BY: *RS*

CONTINUATION SHEET

Precinct III Annex

PAGE 2 OF 8 PAGES

The APPLICATION AND CERTIFICATE FOR PAYMENT containing

Contractor's signed Certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use column I on Contracts where variable retainage for line items may apply.

APPLICATION NUMBER: TWO (2)

APPLICATION DATE: 11/30/2009

PERIOD TO: 11/30/2009

ARCHITECT'S PROJECT NO: 0

A ITEM NO	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK FROM PREVIOUS APPLICATIONS (D + E)	E COMPLETED THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D + E + F)	H BALANCE TO FINISH (C - G)	I RETAINAGE
1	EARTHWORK							
	T.W. ROBINSON							
	Strip & Clear	17,000	12,000	5,000		17,000	0	850
	Building Pad	30,000	0	30,000		30,000	0	1,500
	Shape Paving	37,000	0	18,500		18,500	18,500	925
	Stabilizing Paving	35,000	0	0		0	35,000	0
	Shape Grass Area	2,890	0	0		0	2,890	0
	Sub-Total T.W. Robinson	121,890	12,000	53,500		65,500	56,390	3,275
	Engineering/Layout - RCON	21,070	4,800	4,500		9,300	11,770	465
	Sediment/Erosion Control - RCON	6,700	4,300	350		4,650	2,050	233
	TOTAL EARTHWORK	149,660	21,100	58,350		79,450	70,210	3,973
2	SITEWORK							
	Rows and Rows Parking Lot Services							
	Striping/Wheel Stops	8,520	0	0		0	8,520	0
	Sub-Total Rows and Rows	8,520	0	0		0	8,520	0
	Bluegrass Maintenance							
	Irrigation	26,888	0	0		0	26,888	0
	Landscape	50,174	0	0		0	50,174	0
	Sub-Total Bluegrass Maintenance	77,062	0	0		0	77,062	0
	Houston Fence							
	Fence	63,238	0	0		0	63,238	0
	Sub-Total Houston Fence	63,238	0	0		0	63,238	0
	Clean Up/Saw Cutting - RCON	9,200	0	0		0	9,200	0
	TOTAL SITEWORK	158,020	0	0		0	158,020	0
	SUBTOTAL	307,680	21,100	58,350		79,450	228,230	3,973

CONTINUATION SHEET

Precinct III Annex

PAGE 3 OF 8 PAGES

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APPLICATION NUMBER: TWO (2)

APPLICATION DATE: 11/30/2009

PERIOD TO: 11/30/2009

ARCHITECT'S PROJECT NO: 0

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		E COMPLETED THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D + E + F)	H BALANCE TO FINISH (C - G)	I RETAINAGE
			FROM PREVIOUS APPLICATIONS (D + E)						
3	CONCRETE								
	MCM CONCRETE								
	Slab on Grade	138,000	0		34,500		34,500	103,500	1,725
	Mezzanine	7,000	0				0	7,000	0
	Paving	235,000	0				0	235,000	0
	Sidewalks	40,000	0				0	40,000	0
	Curbs	8,000	0				0	8,000	0
	Lightpoles	5,000	0				0	5,000	0
	Monument Sign	3,000	0				0	3,000	0
	Dumpster Pad	2,000	0				0	2,000	0
	Stair	1,000	0				0	1,000	0
	Sub-Total MCM Concrete	439,000	0		34,500		34,500	404,500	1,725
	Engineering/Layout - RCON	10,000	0				0	10,000	0
	Misc. Concrete/Housekeeping Pads	3,000	0				0	3,000	0
	TOTAL CONCRETE	452,000	0		34,500		34,500	417,500	1,725
4	MASONRY								
	C&B MASONRY								
	CMU	5,000	0				0	5,000	0
	FACE BRICK	95,800	0				0	95,800	0
	Sub-Total C&B Masonry	100,800	0		0		0	100,800	0
	TOTAL MASONRY	100,800	0		0		0	100,800	0
5	STRUCTURAL STEEL								
	GROGAN-HAZEL STEEL								
	Furnish Structural Steel/Deck	58,700	5,600				5,600	53,100	280
	Sub-Total Grogan-Hazel Steel	58,700	5,600		0		5,600	53,100	280
	Dynamic Steel								
	Steel/deck Erection	22,500	0				0	22,500	0
	Sub-Total Dynamic Steel	22,500	0		0		0	22,500	0
	TOTAL STRUCTURAL STEEL	81,200	5,600		0		5,600	75,600	280
	SUBTOTAL	941,680	26,700		92,850	0	119,550	822,130	5,978

CONTINUATION SHEET

Precinct III Annex

PAGE 4 OF 8 PAGES

The APPLICATION AND CERTIFICATE FOR PAYMENT containing

Contractor's signed Certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use column I on Contracts where variable retainage for line items may apply.

APPLICATION NUMBER TWO (2)

APPLICATION DATE 11/30/2009

PERIOD TO 11/30/2009

ARCHITECT'S PROJECT NO. 0

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED THIS PERIOD FROM PREVIOUS APPLICATIONS (D + E)	E	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D + E + F)	H BALANCE TO FINISH (C - G)	I RETAINAGE
6	ROOFING							
	BRINKMANN ROOFING							
	Nail Base	45,500	0			0	45,500	0
	Underlayment	14,509	0			0	14,509	0
	Cee Lock Panels	109,570	0			0	109,570	0
	Sub-Total Brinkmann	169,579	0			0	169,579	0
	TOTAL ROOFING	169,579	0			0	169,579	0
7	WATERPROOFING							
	FIREPROOF CONTRACTORS							
	Insulation	2,000	0			0	2,000	0
	Caulking	14,200	0			0	14,200	0
	Building Waterproofing	7,800	0			0	7,800	0
	Sub-Total Fireproof	24,000	0			0	24,000	0
	TOTAL WATERPROOFING	24,000	0			0	24,000	0
8	GLASS/GLAZING							
	DUKE GLASS							
	ALUMINUM FRAMING/DOORS	19,951	0			0	19,951	0
	EXTERIOR GLASS	22,487	0			0	22,487	0
	SEALANTS	1,603	0			0	1,603	0
	FABRICATION	3,689	0			0	3,689	0
	FIELD LABOR	23,135	0			0	23,135	0
	SHOP DRAWINGS	1,552	0			0	1,552	0
	Sub-Total Duke Glass	72,417	0			0	72,417	0
	TOTAL GLASS/GLAZING	72,417	0			0	72,417	0
	SUBTOTAL	1,207,676	26,700	92,850	0	119,550	1,088,126	5,978

CONTINUATION SHEET

Precinct III Annex

PAGE 5 OF 8 PAGES

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Contractor's signed Certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use column I on Contracts where variable retainage for line items may apply.

APPLICATION NUMBER: TWO (2)

APPLICATION DATE: 11/30/2009

PERIOD TO: 11/30/2009

ARCHITECT'S PROJECT NO: 0

A ITEM NO	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK FROM PREVIOUS APPLICATIONS (D + E)	E COMPLETED THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D + E + F)	H BALANCE TO FINISH (C - G)	I RETAINAGE
9	MILLWORK							
	SPECIALTY CONSTRUCTION							
	INTERIOR MILLWORK	76,100	0			0	76,100	0
	FINISH CARPENTRY	27,600	0			0	27,600	0
	ROUGH CARPENTRY	21,020	0			0	21,020	0
	Sub-Total Specialty Construction	124,720	0			0	124,720	0
	COASTAL DOORS							
	FURNISH DOORS, FRAMES	34,500	0			0	34,500	0
	Sub-Total Coastal Doors	34,500	0			0	34,500	0
	Wood Blocking - RCON	7,706	0			0	7,706	0
	TOTAL MILLWORK	166,926	0			0	166,926	0
10	DOOR HARDWARE							
	HOUSTON BUILDERS							
	FURNISH DOOR HARDWARE	34,100	0			0	34,100	0
	Sub-Total Houston Builders Hardware	34,100	0			0	34,100	0
	TOTAL DOOR HARDWARE	34,100	0			0	34,100	0
11	LATH/PLASTER							
	KENYON PLASTER							
	PLASTER	25,557	0			0	25,557	0
	Sub-Total Kenyon Plastering	25,557	0			0	25,557	0
	Scaffolding - RCON	6,500	0			0	6,500	0
	TOTAL PLASTER	32,057	0			0	32,057	0
	SUBTOTAL	1,440,759	26,700	92,850		119,550	1,321,209	5,978

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Precinct III Annex

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The APPLICATION AND CERTIFICATE FOR PAYMENT containing Contractor's signed Certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use column I on Contracts where variable retainage for line items may apply.

APPLICATION NUMBER: ONE (1)

APPLICATION DATE: 10/30/2009

PERIOD TO: 10/31/2009

ARCHITECT'S PROJECT NO: 0

A	B	C	D	E	F	G	H	I	
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK FROM PREVIOUS APPLICATIONS (D + E)	COMPLETED THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G/C)	BALANCE TO FINISH (C - G)	RETAINAGE
12	PAINT								
	LMI								
	EXTERIOR PAINT	3,500				0	0%	3,500	0
	INTERIOR PAINT	16,825				0	0%	16,825	0
	Sub-Total LMI	20,325	0	0	0	0	0%	20,325	0
	TOTAL PAINT	20,325	0	0	0	0	0%	20,325	0
13	TILE/STONE/CARPET								
	SOUTH EAST TEXAS FLOORS								
	CARPET	36,080				0	0%	36,080	0
	GRANITE	23,924				0	0%	23,924	0
	RUBBER BASE	4,968				0	0%	4,968	0
	PORCELAIN TILE	68,529				0	0%	68,529	0
	Sub-Total South East Texas Floors	133,501	0	0	0	0	0%	133,501	0
	FLOOR PREP - RCON	4,500				0	0%	4,500	0
	STAINED CONCRETE - RCON	2,020				0	0%	2,020	0
	TOTAL TILE/STONE/CARPET	140,021	0	0	0	0	0%	140,021	0
14	DRYWALL/ACOUSTICAL CEILINGS								
	APPLIED FINISH SYSTEMS								
	EXTERIOR FRAMING/SHEATHING	64,500				0	0%	64,500	0
	INTERIOR FRAMING	75,700				0	0%	75,700	0
	GYPSUM BOARD - INTERIOR	61,800				0	0%	61,800	0
	TAPE/FLOAT/FINISH	17,100				0	0%	17,100	0
	TRUSSES	119,139				0	0%	119,139	0
	ACOUSTICAL CEILINGS	26,900				0	0%	26,900	0
	Sub-Total Applied Finish Systems	365,139	0	0	0	0	0%	365,139	0
	ENGINEERING/LAYOUT - RCON	5,000				0	0%	5,000	0
	TOTAL Drywall and Acoustical Ceilings	370,139	0	0	0	0	0%	370,139	0
	SUBTOTAL	1,971,244	26,700	92,850	0	119,550	6%	1,851,694	5,978

CONTINUATION SHEET

Precinct III Annex

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The APPLICATION AND CERTIFICATE FOR PAYMENT containing

Contractor's signed Certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use column I on Contracts where variable retainage for line items may apply.

APPLICATION NUMBER: ONE (1)

APPLICATION DATE: 10/30/2009

PERIOD TO: 10/31/2009

ARCHITECT'S PROJECT NO: 0

A ITEM NO	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED THIS PERIOD FROM PREVIOUS APPLICATIONS (D + E)	E COMPLETED THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D + E + F)	H BALANCE TO FINISH (C - G)	I RETAINAGE
15	BUILDING SPECIALTIES							
	TOILET PARTITIONS/ACCESSORIES	13,241				0	13,241	0
	FLAGPOLE	2,174				0	2,174	0
	SIGNAGE	8,365				0	8,365	0
	MISC. SPECIALTIES	10,643				0	10,643	0
	Sub-Total SPECIALTIES	34,423	0	0	0	0	34,423	0
	TOTAL BUILDING SPECIALTIES	34,423	0	0	0	0	34,423	0
16	FIRE SPRINKLER							
	GULF STATES FIRE PROTECTION							
	ENGINEERING	3,700				3,000	700	150
	MATERIALS	22,000				0	22,000	0
	LABOR ROUGH-IN	13,500				0	13,500	0
	TRIM OUT/TEST	7,800				0	7,800	0
	Sub-Total Gulf States Fire	47,000	0	3,000	0	3,000	44,000	150
	TOTAL FIRE PROTECTION	47,000	0	3,000	0	3,000	44,000	150
17	PLUMBING							
	REGENCY PLUMBING							
	BLDG - UNDERGROUND ROUGH IN	26,000				26,000	0	1,300
	BLDG - ABOVE SLAB ROUGH IN	44,200				0	44,200	0
	BLDG - TRIM OUT	21,600				0	21,600	0
	Sub-Total Regency Plumbing	91,800	0	26,000	0	26,000	65,800	1,300
	LAKESIDE CONTRACTING							
	SITE - STORM SEWER LINE	47,900				0	47,900	0
	SITE - SANITARY SEWER LINE	11,900				0	11,900	0
	SITE - WATER LINE	3,800				0	3,800	0
	SITE - FIRE LINE	25,600				0	25,600	0
	Sub-Total Lakeside Contracting	89,200	0	0	0	0	89,200	0
	TEMPORARY CONNECTIONS - RCON	2,500				2,500	0	125
	TOTAL PLUMBING	183,500	0	28,500	0	28,500	155,000	1,425
	SUBTOTAL	2,236,167	26,700	124,350	0	151,050	2,085,117	7,553

CONTINUATION SHEET

Precinct III Annex

PAGE 8 OF 8 PAGES

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APPLICATION NUMBER: ONE (1)

APPLICATION DATE: 10/30/2009

PERIOD TO: 10/31/2009

ARCHITECT'S PROJECT NO. 0

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D		E		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D + E + F)	H BALANCE TO FINISH (C - G)	I RETAINAGE
			FROM PREVIOUS APPLICATIONS (D + E)	WORK COMPLETED THIS PERIOD						
18	HVAC									
	POLAR AIR CORP.									
	A/C EQUIPMENT	68,500						0	68,500	0
	FAN POWER BOXES & GRILLS	41,000						0	41,000	0
	DUCTWORK	81,800						0	81,800	0
	CONTROLS	61,000						0	61,000	0
	TEST/BALANCE	15,000						0	15,000	0
	REFRIGERANT PIPING	4,000						0	4,000	0
	LABOR	18,693						0	18,693	0
	Sub-Total Polar Air Corp	289,993	0	0			0	0	289,993	0
	TOTAL HVAC	289,993	0	0			0	0	289,993	0
19	ELECTRICAL									
	D&L ELECTRIC									
	INTERIOR	154,182						0	154,182	0
	SITE	38,190						20,500	17,690	1,025
	SERVICE	41,470						15,000	26,470	750
	FIXTURE/GEAR	220,938						0	220,938	0
	LIGHTING PROTECTION	9,100						0	9,100	0
	Sub-Total D&L ELECTRIC	463,880	0	35,500			0	35,500	428,380	1,775
	FEEDER CONCRETE - RCON	3,000						0	3,000	0
	POWER COMPANY CHARGES -RCON	2,000	2,000					2,000	0	100
	POWER CONSUMPTION - RCON	12,000						0	12,000	0
	TOTAL ELECTRICAL	480,880	2,000	35,500			0	37,500	443,380	1,875
20	ROSENBERGER COST									
	GENERAL CONDITIONS	130,000						35,929	94,071	1,796
	INSURANCE, BONDS, ETC	51,100	20,250	15,679				51,100	0	2,555
	FINAL CLEAN	3,000	51,100					0	3,000	0
	CONTRACTORS FEE	94,860	3,212	5,784				8,996	85,864	450
	Sub-Total Rosenberger Cost	278,960	74,562	21,463			0	96,025	182,935	4,801
	TOTAL ROSENBERGER COST	278,960	74,562	21,463			0	96,025	182,935	4,801
	TOTAL CONTRACT VALUE	3,286,000	103,262	181,313			0	284,575	3,001,425	14,229