



# City of Grand Island

Tuesday, September 12, 2006

Council Session

## Item J2

### **Approving Payment of Claims for the Library Expansion for the Period of August 9, 2006 through September 12, 2006**

*The Claims for the Library Expansion for the period of August 9, 2006 through September 12, 2006 for the following requisitions.*

#34 \$388,607.92

*A MOTION is in order.*

Staff Contact: Steve Fosselman

EXHIBIT B  
Mortgage, Trust Indenture and Security Agreement

Requisition Form

REQUISITION FOR DISBURSEMENT

Requisition No. 314

TO: Wells Fargo Bank, National Association, Trustee  
1248 O Street, 4th Floor  
Lincoln, NE 68501  
Attention: Trust Department

As Trustee under that Mortgage, Trust Indenture and Security Agreement, dated as of October 1, 2005 (the "Indenture"), executed by Grand Island Facilities Corporation, a Nebraska nonprofit corporation (the "Corporation") under which you serve as trustee, you are hereby directed to make payment from the Construction Fund (and/or Costs of Issuance Fund) pursuant to Article VI of said Indenture of the following amounts to the persons or firms indicated:

<u>Payee</u>	<u>Dollar Amount</u>	<u>Reason for Payment</u>
Mid Plains Construction Co.	\$ 388,607.92	Design/Build Contract

Pursuant to said Indenture, the undersigned Project Manager does hereby certify the following:

1. The above requested payments represent obligations incurred in the amounts shown by or on behalf of the Corporation with respect to the Project (or for costs of issuance for the Building Bonds) and have not previously been paid from the Construction Fund (and/or Costs of Issuance Fund).
2. The payments requested above represent disbursements permitted to be made from the Construction Fund (and/or Costs of Issuance Fund) under the terms of the Indenture and the Agreement (as defined in the Indenture), by and between said Corporation and the City of Grand Island, Nebraska.
3. Attached to this Requisition are copies of the invoices in the case of payment to third parties for services or materials. In the case of payments to the contractor under the Construction Contract (as defined in the Indenture) such contractor's application (and/or architect's certificate for payment).

IN WITNESS WHEREOF, the undersigned has caused this disbursement requisition to be executed pursuant to the terms of said Indenture this 7th day of September, 2006.

*Shane Friedman*  
Project Manager

FROM: Mid Plains Construction Co.  
1319 W North Front St  
Grand Island, NE 68801  
(308) 382-2760 Fax (308) 382-2770

TO: Grand Island Facilities Corp  
211 N Washington  
Grand Island, NE 68801

ARCHITECT: CMBA

CUSTOMER: 0001  
INVOICE #: 083106  
INVOICE DATE: 08/29/06  
PERIOD TO: 08/31/06  
CONTRACT DATE: 07/01/05  
APPLICATION #: 11

PROJECT: Edith Abbott Memorial Library  
211 N Washington  
Grand Island, NE 68801

PROJECT:

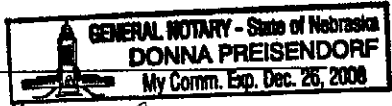
APPLICATION FOR PAYMENT

1. ORIGINAL CONTRACT SUM.....	\$	5,700,000.00
2. Net Change by Change Orders.....	\$	0.00
3. CONTRACT SUM TO DATE (Line 1 +/- 2).....	\$	5,700,000.00
4. TOTAL COMPLETED & STORED TO DATE.....	\$	2,721,183.75
(Column G on Continuation Sheet)		
5. RETAINAGE:		
a. 5% of Completed Work.....	\$	136,059.20
(Column D+E on Continuation Sheet)		
b. 0% of Stored Material.....	\$	0.00
(Column F on Continuation Sheet)		
Total Retainage (Line 5a + 5b or		
Total in Column I on Continuation Sheet).....	\$	136,059.20
6. TOTAL EARNED LESS RETAINAGE.....	\$	2,585,124.55
(Line 4 less Line 5 Total)		
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT.....	\$	2,196,516.63
(Line 6 from prior Certificate)		
8. SALES TAX (if applicable).....	\$	0.00
9. CURRENT PAYMENT DUE.....	\$	388,607.92
10. BALANCE TO FINISH, PLUS RETAINAGE.....	\$	3,114,875.45
(Line 3 less Line 6)		

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: Mid Plains Construction Co.

State of Nebraska County of Hall



By: *[Signature]*

Date: 8-19-06

Subscribed and sworn to before me this 29<sup>th</sup> day of August, 2006  
Notary Public: Donna Preisendorf  
My Commission Expires: 12/26/08

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.

AMOUNT CERTIFIED.....\$ 388,607.92

ARCHITECT: CMBA

By: \_\_\_\_\_ Date: \_\_\_\_\_

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.