



# City of Grand Island

Tuesday, March 09, 2010

Council Session

## Item J2

**Approving Payment of Claims for the Period of February 24, 2010 through March 9, 2010 for the State Fair Recreation Building**

*The Claims for the Period of February 24, 2010 through March 9, 2010 for the State Fair Recreational Building for the following requisitions:*

#13     \$3,230.68

*A MOTION is in order.*

Staff Contact: Mary Lou Brown

**Exhibit A to Escrow Agreement**

(FORM OF PAYMENT REQUEST)

Payment Request No. 013

The City of Grand Island, Nebraska, as lessee (the "Lessee") under that Lease-Purchase Agreement dated as of July 1, 2009 (the "Lease") between Lessee and Wells Fargo Brokerage Services, LLC, (the "Lessor"), hereby requests Wells Fargo Bank, National Association, as escrow agent (the "Escrow Agent") under the Escrow Agreement dated as of July 1, 2009 (the "Escrow Agreement") among the Escrow Agent, the Lessor and the Lessee, to make payment from the Escrow Fund (as defined in the Escrow Agreement) to the following party or parties, at the addresses set forth below:

| <i>Payee</i> | <i>Address</i>   | <i>Amount To Be Paid</i> | <i>Cost of Issuance or Project Description</i> |
|--------------|--|--------------------------|--|
| Davis Design | 211 North 14 <sup>th</sup> Street<br>Lincoln, NE 68508 | \$3,230.68               | Construction administration                    |

In connection therewith, the undersigned officer of the Lessee hereby certifies as follows:

1. All of the provisions of the Lease and the Escrow Agreement are incorporated herein by reference and capitalized terms used herein and not defined shall have the meanings assigned to them in the Loan Agreement and the Escrow Agreement.

2. The payments to be made to the payees set forth above are for costs of construction and/or acquisition of the Project (as defined in the Escrow Agreement) described above, or reimbursement to Lessee therefor, and the payments have not been the basis for a prior request which has been paid. Any amounts to be reimbursed to the Lessee are for advances made by the Lessee from its own funds not earlier than May 1, 2009.

3. All of Lessee's representations, covenants and warranties contained in the Lease and the Certificate with Respect to Tax Matters (the "Tax Certificate") were true and accurate in all material respects as of the date made, and remain true and accurate in all material respects as of the date of this Payment Request, and the Lessee has fully and satisfactorily performed all of its covenants, representations and obligations to date required under the Lease, the Escrow Agreement and the Tax Certificate. No Default Event has occurred under the Lease.

4. The Lessee understands that the Lessor is relying on the certifications herein with regard to and in connection with approving the disbursement requested hereby.

5. *Please indicate if this Payment Request relates to the final disbursement from the Escrow Fund:    Yes X No.*

If this Payment Request relates to the final disbursement from the Escrow Fund, the Lessee and the Lessor hereby instruct Escrow Agent to disburse to Lessor the remaining moneys held in the Escrow Fund to be applied to make a partial prepayment on the Rental Payments as set forth in the Lease.

6. *Please indicate if this Payment Request reimburses Lessee for any payment or payments previously made by Lessee:    Yes X No.*

If this Payment Request requests such a reimbursement, the payment or payments for any obligations originally paid by Lessee, for federal income tax purposes, was after May 1, 2009.

7. *Lessee attaches hereto the following items:*

(a) *invoices and/or bills of sale and/or contractor's payment certifications* relating to the Project and, if such invoices have been paid by Lessee, evidence of payment thereof;

(b) an *insurance certificate* showing coverages as required by the Lease if such insurance certificate has not been previously provided by Lessee to the Lessor.

LESSEE:

THE CITY OF GRAND  
ISLAND, NEBRASKA

By: Marylou Brown  
Title: Finance Director  
Date: 3/4/10

REQUEST APPROVED BY WELLS FARGO BANK, NATIONAL ASSOCIATION (Grand Island Branch, as assignee)

\_\_\_\_\_  
Authorized Officer

Attachments: 1. Invoices/Certificates for Payment  
2. Insurance Certificate (if not previously provided)



REC'D FEB 10 2010

Invoice number 13760  
January 31, 2010

ARCHITECTURE  
ENGINEERING  
INTERIOR DESIGN

STATE FAIR PARK  
GRAND ISLAND, NEBRASKA  
70,000 S.F. EXHIBITION BUILDING  
PROJECT NO.: 08-0192

COPY

Principals:

JON P. DALTON, PE  
MATTHEW C. METCALF, AIA  
WADE W. STANQE, AIA  
MICHAEL A. WACHAL, PE

MR. JOSEPH MCDERMOTT  
STATE FAIR PARK BOARD OFFICE  
P.O. BOX 1387  
GRAND ISLAND, NE 68802-1387

Associate Principal:

Michael D. Marsh, AIA

Estimated Construction Cost: \$ 4,556,494.00  
Percent of Construction Cost: 4.00

Senior Associates:

Fee: \$ 182,259.76

J. Edward Bukacek, AIA  
RONALD G. HACKETT, AIA  
DAN L. HEMSATH  
BRYCE G. JOHNSON, MS PE  
JAMES K. LUEDKE, PE  
RENEE M. SHEIL  
GREGORY T. SMITH, AIA  
LEROY P. SVATORA, AIA

| Phase                       | Contract Amount | Percent Complete | Total Billed |
|-----------------------------|-----------------|------------------|--------------|
| Schematic Design            | 18,225.98       | 100.00 %         | 18,225.98    |
| Design Development          | 45,564.94       | 100.00 %         | 45,564.94    |
| Contract Documents          | 82,016.89       | 100.00 %         | 82,016.89    |
| Bidding/Construction Admin. | 36,451.95       | 45.45 %          | 16,567.41    |
| Total Billed                |                 |                  | 162,375.22   |
| Fee previously billed       |                 |                  | 159,198.17   |
| Current fee billing         |                 |                  | 3,177.05     |

| Reimbursable          | Cost  | Mult | Amount |
|-----------------------|-------|------|--------|
| Travel                | 48.75 | 1.10 | 53.63  |
| Reimbursable subtotal |       |      | 53.63  |

PLEASE PAY THIS AMOUNT

3,230.68

Lincoln:

211 NORTH 14TH STREET  
LINCOLN, NEBRASKA 68508  
PHONE: (402) 476-9700  
FAX: (402) 476-9722

Omaha:

4245 SOUTH 143RD STREET  
SUITE 5  
OMAHA, NEBRASKA 68137  
PHONE: (402) 341-6600  
FAX: (402) 341-6611

FOR THE FIRM

  
MATTHEW C. METCALF  
DAVIS DESIGN

www.davisdesign.com



211 North 14th Street  
Lincoln, Nebraska 68508  
(402) 476-9700

## REIMBURSABLE EXPENSES WORKSHEET

### Project Information

|              |   |
|--------------|---|
| Owner        | State Fair Park Board Office                    |
| Project Name | State Fair Park 70,000 S.F. Exhibition Building |
| Project No   | 08-0192   |

### SUMMARY OF EXPENSES

|                            |                 |
|----------------------------|-----------------|
| Travel Expenses            | \$ 48.75        |
| Print Log Expenses         | \$ -            |
| Film Processing Expenses   | \$ -            |
| In-House Copy Expenses     | \$ -            |
| US Postal Service Expenses | \$ -            |
| Express Shipping Expenses  | \$ -            |
| <b>Total Expenses</b>      | <b>\$ 48.75</b> |

### Travel Expenses

| Date     | Person(s) Traveling      | # of Trips | Cost per trip   | Total Cost   |
|----------|--------------------------|------------|-----------------|--------------|
| 01/05/10 | Leroy Svatora/Chad Vogel | 0.25       | \$ 97.50        | \$ 24.38     |
| 01/19/10 | Leroy Svatora/Chad Vogel | 0.25       | \$ 97.50        | \$ 24.38     |
|          |                          |            | \$ -            | \$ -         |
|          |                          |            | <b>Total \$</b> | <b>48.75</b> |

### Print Log Expenses

| Date | Purpose | By | Size | Quantity | Cost per sheet  | Total Cost |
|------|---------|----|------|----------|-----------------|------------|
|      |         |    |      |          | \$ -            | \$ -       |
|      |         |    |      |          | \$ -            | \$ -       |
|      |         |    |      |          | \$ -            | \$ -       |
|      |         |    |      |          | <b>Total \$</b> | <b>-</b>   |

### Film Processing Expenses

| Date | Place of Processing | By | Quantity | Cost per picture | Total Cost |
|------|---------------------|----|----------|------------------|------------|
|      |                     |    |          | \$ -             | \$ -       |
|      |                     |    |          | \$ -             | \$ -       |
|      |                     |    |          | \$ -             | \$ -       |
|      |                     |    |          | <b>Total \$</b>  | <b>-</b>   |

### In-House Copy Expenses

| Date | # of pages | Purpose | Type | Size | Quantity | Cost per page   | Total Cost |
|------|------------|---------|------|------|----------|-----------------|------------|
|      |            |         |      |      |          | \$ -            | \$ -       |
|      |            |         |      |      |          | \$ -            | \$ -       |
|      |            |         |      |      |          | \$ -            | \$ -       |
|      |            |         |      |      |          | <b>Total \$</b> | <b>-</b>   |

### US Postal Service Expenses

| Date | Description | # of pieces | Cost per piece  | Total Cost |
|------|-------------|-------------|-----------------|------------|
|      |             |             | \$ -            | \$ -       |
|      |             |             | \$ -            | \$ -       |
|      |             |             | \$ -            | \$ -       |
|      |             |             | <b>Total \$</b> | <b>-</b>   |

### Express Shipping Expenses

| Date | Carrier | Destination | Charge          | Total Cost |
|------|---------|-------------|-----------------|------------|
|      |         |             | \$ -            | \$ -       |
|      |         |             | \$ -            | \$ -       |
|      |         |             | \$ -            | \$ -       |
|      |         |             | <b>Total \$</b> | <b>-</b>   |