

**APPLICATION FOR PAYMENT NO. 3  
(RELEASE OF RETAINAGE)**

To: Hidalgo County (OWNER)  
 From: VALLEY PAVING, INC. (CONTRACTOR)  
 Contract: COLONIA ACCESS PROGRAM  
 Project: "ROAD & DRAINAGE CONSTRUCTION FOR EL MONTE SUBDIVISION"  
 OWNER's Contract No. CAP-08-032-03-31 ENGINEER's Project No. 2C-1080-245  
 For Work accomplished through the date of: 06-11-2009.

1. Original Contract Price:	\$ <u>102,706.00</u>
2. Net change by Change Orders and Written Amendments (+ or -):	\$ <u>2,330.00</u>
3. Current Contract Price (1 plus 2):	\$ <u>105,036.00</u>
4. Total completed and stored to date:	\$ <u>105,036.00</u>
5. Retainage (per Agreement):	
<u>0</u> % of completed Work:                      \$ <u>0.00</u>	
_____ % of stored material:                      \$ <u>0.00</u>	
Total Retainage:	\$ <u>0.00</u>
6. Total completed and stored to date less retainage (4 minus 5):	\$ <u>105,036.00</u>
7. Less previous Application for Payments:	\$ <u>94,532.40</u>
8. DUE THIS APPLICATION (6 MINUS 7):	\$ <u>10,503.60</u>

Accompanying Documentation:

REQ# 154067 P.O.# 621820  
 9-1311-206-00-000-019-0-000 → \$10,503.60

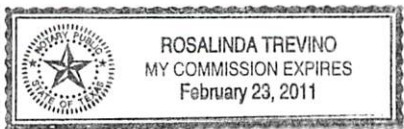
CONTRACTOR'S Certification:

The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of Work done under the Contract referred to above have been applied on account to discharge CONTRACTOR's legitimate obligations incurred in connection with Work covered by prior Applications for Payment numbered 1 through 3 inclusive; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to OWNER at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to OWNER indemnifying OWNER against any such Lien, security interest or encumbrance); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and not defective.

Dated August 13<sup>th</sup>, 2009

VALLEY PAVING, INC.  
 CONTRACTOR  
 By: [Signature]  
 Oscar Cordova, President

State of Texas  
 County of Hidalgo  
 Subscribed and sworn to before me this 13<sup>th</sup>  
 day of August, 2009  
Rosalinda Trevino  
 Notary Public  
 My Commission expires: 02/23/2011



Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Dated 08.18.2009

TEDSI Infrastructure Group  
 ENGINEER  
 By: [Signature]

INVOICE RECEIVED BY:  
Melanie Jackson ON 8/20/09  
 GOODS/SERVICES RECEIVED BY:  
Melanie Jackson ON 8/20/09

**Estimate Quantity Update Worksheet**

Date: August 18, 2009

Colonia: El Monte Subdivision  
 Roadway: Ruiz and Sanchez  
 Control: 2C-1080-245  
 Project No: CAP-08-032-03-31  
 County: Hidalgo County Precinct No.1  
 Est. No: 3

Contractor: Valley Paving, Inc  
 Contract Price: \$105,036.00  
 Work Done this Mo.: \$44,435.50  
 % Complete: 100.00%

Date Began: April 6, 2009  
 Contract Time: 120  
 Time Charged: 67  
 % Time Used: 55.83%

Work Type: Paving and Drainage  
 Limits:

From:  
 To:

ITEM NO.	DESCRIPTION	UNIT	PROJECT QTY	Unit Price	Project Amount	RFP 01			RFP 02			RFP 03		
						MONTHLY QUANTITY	QTY to Date	Item Cost (Monthly)	MONTHLY QUANTITY	QTY to Date	Item Cost (Monthly)	MONTHLY QUANTITY	QTY to Date	Item Cost (Monthly)
	(901) ADMINISTRATIVE													
	(902) PRELIMINARY ENGINEERING													
	(903) CONSTRUCTION ENGINEERING													
	(904) RIGHT-OF-WAY													
	(905) ROADWAY CONSTRUCTION													
100	PREP R.O.W.	STA	17.21	\$150.00	\$2,581.50	17.210	17.210	\$2,581.50	0.000	0	\$0.00	0.000	0	\$0.00
134	Backfill (TY B)	STA	17.21	\$100.00	\$1,721.00	17.210	17.210	\$1,721.00	0.000	0	\$0.00	0.000	0	\$0.00
247	FL BS (Rdwy Del)(TY D, GR 6, CL 4)	CY	892	\$43.25	\$38,579.00	892.000	892.000	\$38,579.00	0.000	0	\$0.00	0.000	0	\$0.00
310	ASPH MATRL (MC-30)	GAL	956	\$4.25	\$4,063.00	0.000	0	\$0.00	956.000	956.000	\$4,063.00	0.000	0	\$0.00
340	ASPH Concrete (TY D)	TON	392	\$69.00	\$27,048.00	0.000	0	\$0.00	392.000	392.000	\$27,048.00	0.000	0	\$0.00
500	Mobilization	LS	1	\$2,850.00	\$2,850.00	1.000	1.000	\$2,850.00	0.000	0	\$0.00	0.000	0	\$0.00
502	Barricades, Signs and Traffic Handling	MO	2	\$250.00	\$500.00	1.000	1.000	\$250.00	1.000	2.000	\$250.00	0.000	0	\$0.00
530	Turnouts (ASPH-CONC-PAV)(PBS-2)	SY	192	\$12.25	\$2,352.00	96.000	96.000	\$1,176.00	96.000	192.000	\$1,176.00	0.000	0	\$0.00
2500	EN-1 TREATED FLEX BASE	SY	5354	\$0.50	\$2,677.00	5354.000	5354.000	\$2,677.00	0.000	0	\$0.00	0.000	0	\$0.00
2500	EN-1 ROADBOND	GAL	30	\$88.20	\$2,646.00	30.000	30.000	\$2,646.00	0.000	0	\$0.00	0.000	0	\$0.00
5249	Temporary Sediment Control Fence	LF	100	\$1.85	\$185.00	0.000	0	\$0.00	100.000	100.000	\$185.00	0.000	0	\$0.00
5249	Temporary Sediment Control Fence (Remove)	LF	100	\$0.50	\$50.00	0.000	0	\$0.00	100.000	100.000	\$50.00	0.000	0	\$0.00
	(906) DRAINAGE													
530	Driveways (CONC.)(4')	SY	77	\$37.50	\$2,887.50	0.000	0	\$0.00	77.000	77.000	\$2,887.50	0.000	0	\$0.00
530	Driveways (ASPH-CONC-PAV)(PB-1)	SY	586	\$11.00	\$6,446.00	0.000	0	\$0.00	586.000	586.000	\$6,446.00	0.000	0	\$0.00
556	15" Corrugated ADS Pipe	LF	580	\$14.00	\$8,120.00	580.000	580.000	\$8,120.00	0.000	0	\$0.00	0.000	0	\$0.00
	CHANGE ORDER # 1													
530	Driveways (ASPH-CONC-PAV)(PB-1)	SY	110	\$11.00	\$1,210.00	0.000	0	\$0.00	110.000	110.000	\$1,210.00	0.000	0	\$0.00
556	15" Corrugated ADS Pipe	LF	80	\$14.00	\$1,120.00	0.000	0	\$0.00	80.000	80.000	\$1,120.00	0.000	0	\$0.00

Monthly Totals:	\$60,600.50	\$44,435.50	\$10,503.60
ADMINISTRATIVE (901)			
PRELIMINARY ENGINEERING (902)			
CONSTRUCTION ENGINEERING (903)			
RIGHT-OF-WAY (904)			
Roadway (905):	\$52,480.50	\$32,772.00	N/A
Drainage (906):	\$8,120.00	\$11,663.50	N/A

Total to Date  
 Roadway (905): \$85,252.50  
 Drainage (906): \$19,783.50  
 Total \$105,036.00

Prepared and Checked By:

Signature:



Date: 8/18/2009

Printed Name:

Jose A. Sanchez

Valley Paving, Inc Contractor Name  
04-06-2009 Starting Date  
08-03-2009 Project Ending Date  
10% Retainage Percent

Application No. 3  
 Application Date: 08-18-2009  
 Period To: 06-11-2009  
 Engineer Firm: TEDSI Infrastructure Group

Summary													
CSJ#	PROJECT NAME	Original Schedule Value	Revised Schedule Value	Payment Application No 1	Payment Application No 2	Payment Application No 3	Payment Application No 4	Total To Date	Balance To Finish	Retainage	Net	Payment To Date	Payment Due
2C-1080-245	El Monte	\$102,706.00	\$105,036.00	\$60,600.50	\$44,435.50			\$105,036.00	\$0.00	\$10,503.60	\$94,532.40	\$105,036.00	\$10,503.60

Prepared and Checked By:

Signature:

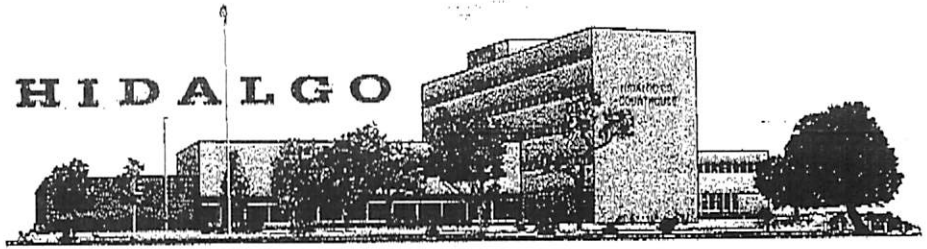
Printed Name:

Jose A. Sanchez

Date:

08-18-2009

COUNTY *of* HIDALGO



***SYLVIA S. HANDY***  
County Commissioner, Pct. 1  
1902 Joe Stephens Ave.  
Weslaco, TX 78596  
(956) 968-8733

August 13, 2009

Agapito Vargas, C.A.P. Director  
Hidalgo County Pct. # 2  
301 E. State St.  
Pharr, Texas 78577

Re: Punch list for C.A.P. El Monte Paving Project (2C1080245)

Dear Mr. Vargas:

The following items were addressed as per final inspection.

- 1) **Due to 4 additional driveways installed by El Monte Subdivision residents, an additional 80' of corrugated pipe was added.**

If you have any question please do not hesitate to contact me at (956) 968-8733

Thank you,

A handwritten signature in cursive script that reads "John Paul Lugo".

John Paul Lugo  
C.A.P. Coordinator, Pct. 1

Cc: Mr. Jose Sanchez, P.E. TEDSI Infrastructure Group



**CONTRACTOR'S AFFIDAVIT OF RELEASE OF LIENS**

**PROJECT:** ROAD AND DRAINAGE CONSTRUCTION FOR EL MONTE SUBDIVISION  
**OWNER:** HIDALGO COUNTY **PROJECT NO.** CAP-08-032-3-31  
**CONTRACTOR:** VALLEY PAVING, INC  
**ENGINEER:** TEDSI INFRASTRUCTURE GROUP

The Contractor, in accordance with the Contract Documents, and in consideration for the full and final payment to the Contractor for all services in connection with the project, does hereby waive and release any and all liens, or any and all claims to liens which the Contractor may have on or affecting the project as a result of its contract(s) for the Project or for performing labor and/or furnishing materials in any way connected with the construction of any aspect of the project. The Contractor further certifies and warrants that all subcontractors of labor and/or materials for the Project, except as listed below, have been paid in full for all labor and/or materials supplied to, for through or at the direct or indirect request of the Contractor prior to, through and including the date of this affidavit.

**EXCEPTIONS:** (If none, write "NONE". The Contractor shall furnish a bond acceptable to the Owner for each exception.)

**NONE**

**CONTRACTOR** VALLEY PAVING, INC

By 

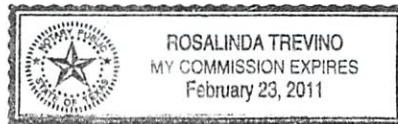
Title President

Subscribed and sworn to before me this 13th day of August, 2009

Notary Public: 

Rosalinda Trevino

My Commission Expires: 2/23/2011



**CONTRACTOR'S AFFIDAVIT OF  
PAYMENTS OF DEBTS AND CLAIMS**

**PROJECT:** ROAD AND DRAINAGE CONSTRUCTION FOR EL MONTE SUBDIVISION  
**OWNER:** HIDALGO COUNTY **PROJECT NO.** CAP-08-032-3-31  
**CONTRACTOR:** VALLEY PAVING, INC  
**ENGINEER:** TEDSI INFRASTRUCTURE GROUP

The Contactor in accordance with the Contract Documents, hereby certifies that, except as listed below, all obligations for all materials and equipment furnished, for all work labor, and services performed, and for all known indebtedness and claims against the Contractor for damages arising in any manner in connection with the performance of the Contract referenced above for which the Owner or his property might in any way be held responsible have been paid in full or have otherwise been satisfied in full.

**EXCEPTIONS:** (If none, write "NONE". The Contractor shall furnish a bond acceptable to the Owner for each exception.)


**NONE**

**CONTRACTOR** VALLEY PAVING, INC

By 

Title President

Subscribed and sworn to before me this 13th day of August, 2009

Notary Public:   
Rosalinda Trevino

My Commission Expires: 2/23/2011





# TEDSI INFRASTRUCTURE GROUP

**TEDSI**

**Consulting Engineers**

1201 East Expressway 83 ♦ Mission, Texas 78572

Tel: (956) 424-7898

Fax: (956) 424-7022

## Letter of Transmittal

**TO:**  
Ms Marcie G. Jackson  
Administrative Assistant  
301 E State  
Pharr TX 78589

**DATE:**  
August 18, 2009

**REFERENCE:**  
Pct 1 Round 2 - Retainage Release Documents

**TEDSI PROJECT NO:**  
2008-1024-01

**TRANSMITTED:**

- |  |   |  |
|--|---|--|
| <input checked="" type="checkbox"/> For Your Use | <input type="checkbox"/> Please comment | <input type="checkbox"/> Approved as Noted |
| <input type="checkbox"/> As Requested            | <input type="checkbox"/> Reply ASAP     | <input type="checkbox"/> As Noted Below    |

**DATE:**

- VIA:**
- |   |                                     |                          |
|---|-------------------------------------|--------------------------|
| <input checked="" type="checkbox"/> US Mail | <input type="checkbox"/> Courier    | <input type="checkbox"/> |
| <input type="checkbox"/> E-Mail             | <input type="checkbox"/> Hand Carry |                          |

COPIES	DESCRIPTION
1	Retainage Release for Dimas 1
1	Retainage Release for El Monte

**REMARKS**

Signed: \_\_\_\_\_

**CHANGE ORDER #1**

PROJECT: "ROAD & DRAINAGE CONSTRUCTION FOR EL MONTE SUBDIVISION"

DATE OF ISSUANCE: \_\_\_\_\_ EFFECTIVE DATE: \_\_\_\_\_

OWNER: HIDALGO COUNTY PRECINCT No. 1

OWNER's Contract No.: CAP-08-032-03-31

CONTRACTOR: VALLEY PAVING, INC ENGINEER: TEDSI INFRASTRUCTURE GROUP

You are directed to make the following changes in the Contract Documents.

- Description:
1. Modified quantities for Items 530 and 556
  - 2.
  - 3.
  - 4.
  - 5.
  - 6.

- Reason for Change Order:
1. Residents installed additional driveways after survey-plans were completed
  - 2.
  - 3.
  - 4.
  - 5.
  - 6.

Attachments: Change Order No 1 Tabulation, El Monte Subdivision Schedule

Change in Contract Price:		CHANGE IN CONTRACT TIME:	
Original Contract Price		Original Contract Time for	
\$ 102,706.00		Substantial Completion:	<u>120</u> calendar days or dates
Net Changes from previous Change Order		Net change from previous Change Orders	<u>0</u> calendar days
\$		Contract Time prior to this Change Order	
Contract Price prior to this Change Order		Substantial Completion:	<u>120</u> calendar days or dates
\$ 102,706.00		Net Increase (decrease) of this Change Order	
Net Increase (decrease) of this Change Order			<u>calendar days</u>
\$ 2,330.00		Contract Time with all approved Change Orders	
Contract Price with all approved Change Orders	Net % increase (decrease) from original contract price.	Substantial Completion:	<u>120</u> calendar days or dates
\$ 105,036.00	2.27 %		

**RECOMMENDED:**  
By: [Signature]  
Engineer (Authorized Signature)

**APPROVED:**  
By: [Signature]  
Owner (Authorized Signature)

**ACCEPTED:**  
By: [Signature]  
Contractor (Authorized Signature)

Date: 04/28/2009

Date: 5/14/09

Date: 04/28/09

CHANGE ORDER NO. 1 TABULATION  
HIDALGO COUNTY PRECINCT NO. 1  
EL MONTE SUBDIVISION  
BID NUMBER: CAP-08-032-03-31

Item Number	Original Plan Quantity	Change Order #1 Quantities	Unit	Item Description	Unit Price	Revised Unit Price	Original Contract Cost	Change in Contract Cost of C.O.#1	Revised Contract Cost after C.O.#1	
<b>(905) ROADWAY</b>										
100	17.21		STA	PREP R.O.W.	\$150.00	\$2,581.50	\$ 2,581.50	0.00	2,581.50	
134	17.21		STA	Backfill (TY B)	\$100.00	\$1,721.00	\$ 1,721.00	0.00	1,721.00	
247	892		CY	FL BS (Rdwy Del)(TY D, GR 6, CL 4)	\$43.25	\$38,579.00	\$ 38,579.00	0.00	38,579.00	
310	956		GAL	ASPH MATRL (MC-30)	\$4.25	\$4,063.00	\$ 4,063.00	0.00	4,063.00	
340	392		TON	ASPH Concrete (TY D)	\$69.00	\$27,048.00	\$ 27,048.00	0.00	27,048.00	
500	1		LS	Mobilization	\$2,850.00	\$2,850.00	\$ 2,850.00	0.00	2,850.00	
502	2		MO	Barricades, Signs and Traffic Handling	\$250.00	\$500.00	\$ 500.00	0.00	500.00	
530	192		SY	Turnouts (ASPH-CONC-PAV)(PBS-2)	\$12.25	\$2,352.00	\$ 2,352.00	0.00	2,352.00	
2500	5354		SY	EN-1 TREATED FLEX BASE	\$0.50	\$2,677.00	\$ 2,677.00	0.00	2,677.00	
2500	30		GAL	EN-1 ROADBOND	\$88.20	\$2,646.00	\$ 2,646.00	0.00	2,646.00	
5249	100		LF	Temporary Sediment Control Fence	\$1.85	\$185.00	\$ 185.00	0.00	185.00	
5249	100		LF	Temporary Sediment Control Fence (Remove)	\$0.50	\$50.00	\$ 50.00	0.00	50.00	
<b>Total Roadway :</b>							\$ 85,252.50	\$ -	\$ 85,252.50	
<b>(906) DRAINAGE</b>										
530	77		SY	Driveways (CONC.)(4")	\$37.50	\$2,887.50	\$ 2,887.50	0.00	2,887.50	
530	586	110	SY	Driveways (ASPH-CONC-PAV)(PB-1)	\$11.00	\$6,446.00	\$ 6,446.00	1,210.00	7,656.00	
556	580	80	LF	15" Corrugated ADS Pipe	\$14.00	\$8,120.00	\$ 8,120.00	1,120.00	9,240.00	
<b>Total Drainage :</b>							\$ 17,453.50	\$ 2,330.00	\$ 19,783.50	
<b>TOTAL BASE AMOUNTS:</b>								\$ 102,706.00	\$ 2,330.00	\$ 105,036.00



## Texas Department of Transportation

PO BOX 1717 • PHARR TEXAS 78577-1717 • (956) 702-6100

July 6, 2009

Mr. Agapito Vargas, Director  
Hidalgo County Border Colonia Access Program  
301 East State Street  
Pharr, Texas 78577

Dear Mr. Vargas:

TxDOT has completed a final inspection of the following Hidalgo County Border Colonia Access Program second-call projects:

- o Dimas #1 Subdivision, 2C1080865
- o El Monte Subdivision, 2C1080245

The inspections confirmed that work has been completed according to plans on record with TxDOT, drainage is in place, and the projects looked good. There were no exceptions for these projects, and I have all required documentation for them on file.

Sincerely,

Sharon Slagle  
Pharr Border Colonia Access Program  
Manager

THE TEXAS PLAN

REDUCE CONGESTION • ENHANCE SAFETY • EXPAND ECONOMIC OPPORTUNITY • IMPROVE AIR QUALITY  
INCREASE THE VALUE OF OUR TRANSPORTATION ASSETS

An Equal Opportunity Employer

Border Colonia Access Program  
Checklist for Documents Required for Road Construction

Contractor: Valley Daving, Inc.  
 Contract Amount: \$102,706.00  
 Project/Precinct: El Monte / Pct. # 1  
 Owner's Contract No.: CAP-08-032-03-31

Item	Required Documents	Submitted & Reviewed	Approved	Comments:
	<b>INITIATION OF PROJECT:</b>			
1	Approval to Bid (Purchasing)			
2	Contract - Signed and Excuted			
3	Gen. Liability Insurance - (Expiration Date)			
4	Automobile Liab. Insurance - (Expiration Date)			
5	Worker's Comp. & Empl. Liab. (Expiration Date)			
6	Notice to Proceed			
7	Material Sample & Testing Table Sent to Auditor's Office			
	<b>PAYMENT REQUESTS, INCLUDING FINAL:</b>			
8	Application and Cerification of Payment (A)	✓	✓	
9	Schedule of Values a/k/a 1257/1258	✓	✓	
10	Estimate Quantity Update Worksheet	✓	✓	
11	List of Suppliers and Sub-contractors			
12	Partial Waiver of Liens (Sub-contractors/suppliers)			
13	TxDot Form 252 Contract Time Statement			
14	Payroll Report w/signed Wage Form			
15	Change Order (Requires TxDot Concurrence)	✓	✓	
	<b>RETAINAGE PAYMENT:</b> - Final request and request for retainage must be billed separately and approved by C.C.			
16	Punch List	✓	✓	
17	Certificate of Construction Completion	✓	✓	
18	Approval by Commisisoner's Court			
19	Contractor's Affidavit of Release (Waiver) of Liens (with power of attorney)(B)	✓	✓	
20	Affidavit of Payment of Debts & Claims-lien bond & indemnity bonds(w/power of attorney)(B)	✓	✓	
21	Consent of Surety to Final Payment(with power of attorney)(B)			
22	Final Blue Prints			