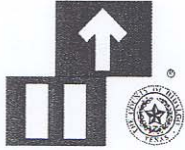


VI. PROGRAM OPERATIONS

F. 1. Certificate for Payment #3



Hidalgo County Head Start Program Policy Council Agenda

DATE: April 21, 2010

SUBJECT: Presentation for Discussion and Approval of Certificate of Payment #3 to Rigney Construction & Development, LLC, for the Construction of Three (3) Portable Two Classroom Buildings, Under Purchase Order No 78991

RATIONALE/NEED: This is the third partial payment for the construction work performed by Rigney Construction & Development LLC, on the three (3) portable two classroom buildings.

RECOMMENDATION: Administration recommends approval.

COST: Approximately \$100,503.84

RELATED INFORMATION INCLUDED: Memo/Application & Certification for Payment

INITIATED BY: Ambrosio Tovar, Procurement Director *At*

REVIEWED BY: Mr. Edmundo Garcia, Assistant Director *EG*

PROGRAM DIRECTOR'S APPROVAL: Jeresa Flores .



HIDALGO COUNTY HEAD START PROGRAM

P. O. BOX 0117 ♠ EDINBURG, TEXAS 78540♠ TEL: (956) 383-0706 ♠ FAX: (956) 380-2588

TO: Edmundo Garcia, Assistant Director
FROM: Ambrosio Tovar, Procurement Director *At*
DATE: April 9, 2010
SUBJ: Application and Certificate for Payment #3

Rigney Construction & Development, LLC has submitted the third "Application and Certificate for Payment" for the construction of the three portable classrooms. The payment has been certified by the architectural firm of Rike Ogden Figueroa Alex, which is managing the construction.

The amount of this request is for \$100,503.84, bringing the total earned in the amount of \$176,722.89 (50.49%). We have a balance of \$173,277.11 (49.51%) remaining. The total contract is for \$350,000. Attached is a schedule summarizing the activity on this project.

Should you have any questions please let me know.

Thank you.

Rigney Construction & Development, LLC

PAYMENT SCHEDULE

CONTRACT AMOUNT \$350,000.00

PAYMENT:

PMT #1	40,568.79	11.59%
PMT #2	35,650.26	10.19%
PMT #3	100,503.84	28.72%

TOTAL EARNED 176,722.89 50.49%

BALANCE TO FINISH PROJECT \$173,277.11 49.51%

(Includes Retainage)

APPLICATION AND CERTIFICATE FOR PAYMENT

SUBMITTED TO: Hidalgo County Head Start Program
 1901 W. State Hwy 107
 Edinburg, TX 78540
 PROJECT: HC Head Start Program 3 Portable Buildings
 APPLICATION NO: 03
 PERIOD TO: 4/30/10
 PROJECT NO: 09.112
 ARCH PROJ NO: 29009
 CONTRACT DATE: 3/25/10
 APPLICATION DATE: 3/25/10
 INVOICE NO: 03
 DISTRIBUTION TO:
 OWNER
 ARCHITECT
 CONTRACTOR

CONTRACT FOR: General Construction
 ARCHITECT: Rigney Construction & Development, LLC
 7011 N. Seminary Rd.
 Edinburg, Texas 78541
 CONTRACTOR: Rigney Construction & Development, LLC

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheets are attached to substantiate this application.

ORIGINAL CONTRACT SUM	\$	350,000.00
NET CHANGE BY CHANGE ORDERS	\$	
CONTRACT SUM TO DATE	\$	350,000.00
TOTAL COMPLETED AND STORED TO DATE	\$	186,024.07
RETAINAGE:		
5% OF COMPLETED WORK	\$	7,436.46
5% OF STORED MATERIAL	\$	1,864.72
TOTAL RETAINAGE	\$	9,301.18
TOTAL EARNED LESS RETAINAGE	\$	176,722.89
LESS OWNER DIRECT PAYMENT BY PURCHASE ORDER	\$	0.00
LESS PREVIOUS CERTIFICATES FOR PAYMENT	\$	76,219.05
CURRENT PAYMENT DUE	\$	100,503.84
BALANCE TO FINISH INCLUDING RETAINAGE	\$	173,277.11

(See Attached Pages for Original Contract and Change Order Breakdown.)

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 payments have been received from Owner, and the current payment shown herein is now due.

By: 
 Carlos Ozuna

State of: Texas
 County of: Hidalgo

Subscribed and sworn to before me this March 25, 2010 

NOTARY PUBLIC: Rosalinda Rodriguez
 My Commission Expires: 3/30/2013




ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Construction Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 100,503.84

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this application and on the Continuation Sheets that changed to conform to the amount certified.)

ARCHITECT:  Alex Architects

Date: 3.31.10

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.

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D		E		F	G	H	I	
			PREVIOUS APPLICATIONS	WORK COMPLETED THIS APPLICATION	WORK COMPLETED WORK IN PLACE	STORED MATERIALS					TOTAL COMPLETE AND STORED TO DATE (D+E+F)
EDINBURG NO. 4											
1	General Conditions	1,233.33			124.00			186.00	1,047.33	15%	9.30
2	Bonds	2,083.33	62.00					2,083.33	0.00	100%	104.17
3	Permits	250.00	250.00					250.00	0.00	100%	12.50
4	Project Management	1,956.00	98.00		195.60			293.60	1,662.40	15%	14.68
5	Project Superintendent	2,666.66	133.00		266.00			399.00	2,267.66	15%	19.95
6	Final Cleaning	500.00							500.00	0%	0.00
7	Contingency Allowance	5,000.00							5,000.00	0%	0.00
8	MEP Allowance	2,666.66							2,666.66	0%	0.00
9	Selective Demolition	400.00							400.00	0%	0.00
10	Sitework	1,900.00	950.00		950.00			1,900.00	0.00	100%	95.00
11	Termite Control	191.66							191.66	0%	0.00
12	Site Utilities	3,666.66							3,666.66	0%	0.00
13	Concrete Accessories	96.66							96.66	0%	0.00
14	Reinforcing Steel	276.66							276.66	0%	0.00
15	Concrete	692.33							692.33	0%	0.00
16	Concrete Foundation	533.33			533.33			533.33	0.00	100%	26.67
17	Misc Steel	2,546.00							2,546.00	0%	0.00
18	Lumber	10,707.00	9,344.00		1,363.00			10,707.00	0.00	100%	535.35
19	Rough Carpentry	4,666.66	2,300.00		2,366.66			4,666.66	0.00	100%	233.33
20	Finish Carpentry	500.00							500.00	0%	0.00
21	Wood Trusses	1,455.00			1,455.00			1,455.00	0.00	100%	72.75
22	Vinyl Gutter	550.00							550.00	0%	0.00
23	Rubber Ramp	0.00							0.00	?	0.00
24	Building Insulation	1,050.00	375.00					375.00	675.00	36%	18.75
25	Asphalt Shingles	2,088.00	144.00					144.00	1,944.00	7%	7.20
26	HM Doors/Frames	2,880.00					1,709.00	1,709.00	1,171.00	59%	85.45
27	Wood Doors	1,795.00							1,795.00	0%	0.00
28	Aluminum Windows	480.00			480.00			480.00	0.00	100%	24.00
29	Finish Hardware	4,088.00							4,088.00	0%	0.00
30	Gypsum Drywall	984.00							984.00	0%	0.00
31	Glass-Mat Faced Gypsum	90.66							90.66	0%	0.00
32	Ceramic Tile	2,000.00							2,000.00	0%	0.00
Contract Page 2 Totals		\$59,993.60	\$15,739.33		\$7,733.59		\$1,709.00	\$25,181.92	\$34,811.68	42%	\$1,259.10

CONTRACT FOR: General Construction CONTRACTOR'S PROJECT NO: 09.112 ARCHITECT'S PROJECT NO: 29009
 PERIOD FROM: 3/1/10 TO: 3/31/10

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D PREVIOUS APPLICATIONS		E WORK COMPLETED THIS APPLICATION		F STORED MATERIALS	G TOTAL COMPLETE AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH (C-G)	I RETAINAGE
			PREVIOUS APPLICATIONS	WORK IN PLACE	WORK COMPLETED THIS APPLICATION	% G/C				
33	Acoustical Ceilings	3,333.33		0.00	0.00	0.00	0.00	3,333.33	0.00	
34	Resilient Flooring/Base	2,394.00						2,394.00	0.00	
35	Painting	4,333.33						4,333.33	0.00	
36	Marker Boards/Tack Boards	1,228.00						1,228.00	0.00	
37	Fire Extinguishers	475.00						475.00	0.00	
38	Toilet Accessories	875.00						875.00	0.00	
39	Room Signage	383.33						383.33	0.00	
40	Plumbing	8,000.00						8,000.00	0.00	
41	HVAC	10,666.66			4,000.00		4,000.00	6,666.66	200.00	
42	Electrical	12,333.33						12,333.33	0.00	
43	Fire Alarm	4,000.00						4,000.00	0.00	
44	Profit	3,384.66	338.00				338.00	3,046.66	16.90	
	EDINBURG NO. 5									
45	General Conditions	1,233.33	62.00	185.00			247.00	986.33	12.35	
46	Bonds	2,083.33	2,083.33				2,083.33	0.00	104.17	
47	Permits	250.00	250.00				250.00	0.00	12.50	
48	Project Management	1,956.00	98.00	294.00			392.00	1,564.00	19.60	
49	Project Superintendent	2,666.67	133.00	400.00			533.00	2,133.67	26.65	
50	Final Cleaning	500.00						500.00	0.00	
51	Contingency Allowance	5,000.00						5,000.00	0.00	
52	MEP Allowance	2,666.67						2,666.67	0.00	
53	Selective Demolition	400.00						400.00	0.00	
54	Sitework	0.00	0.00				0.00	0.00	0.00	
55	Termite Control	191.67						191.67	0.00	
56	Site Utilities	3,666.67						3,666.67	0.00	
57	Concrete Accessories	96.67						96.67	0.00	
58	Reinforcing Steel	276.67						276.67	0.00	
59	Concrete	692.33						692.33	0.00	
60	Concrete Foundation	533.33					533.33	0.00	0.00	
61	Misc Steel	2,546.00						2,546.00	26.67	
62	Lumber	10,707.00	9,355.00	1,352.00			10,707.00	0.00	0.00	
	Contract Page 3 Totals	\$86,872.98	\$12,319.33	\$2,764.33	\$4,000.00	\$19,083.66	\$67,789.32	\$954.19		
	Pages 2 - 3 Totals	\$146,866.58	\$28,058.66	\$10,497.92	\$5,709.00	\$44,265.58	\$102,601.00	\$2,213.29		

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D		E		F		G TOTAL COMPLETE AND STORED TO DATE (D+E+F)	% G/C	H BALANCE TO FINISH (C-G)	I RETAINAGE
			PREVIOUS APPLICATIONS	WORK COMPLETED THIS APPLICATION	WORK COMPLETED WORK IN PLACE	STORED MATERIALS						
63	Rough Carpentry	4,666.67		4,666.67		0.00			4,666.67	100%	0.00	233.33
64	Finish Carpentry	500.00								0%	500.00	0.00
65	Wood Trusses	1,455.00		1,455.00					1,455.00	100%	0.00	72.75
66	Vinyl Gutter	550.00								0%	550.00	0.00
67	Rubber Ramp	699.00								0%	699.00	0.00
68	Building Insulation	1,050.00	375.00						375.00	36%	675.00	18.75
69	Asphalt Shingles	2,088.00	144.00						144.00	7%	1,944.00	7.20
70	HM Doors/Frames	2,880.00				1,709.00			1,709.00	59%	1,171.00	85.45
71	Wood Doors	1,795.00								0%	1,795.00	0.00
72	Aluminum Windows	480.00		480.00					480.00	100%	0.00	24.00
73	Finish Hardware	4,088.00								0%	4,088.00	0.00
74	Gypsum Drywall	984.00								0%	984.00	0.00
75	Glass-Mat Faced Gypsum	90.67								0%	90.67	0.00
76	Ceramic Tile	2,000.00								0%	2,000.00	0.00
77	Acoustical Ceilings	3,333.33								0%	3,333.33	0.00
78	Resilient Flooring/Base	2,394.00								0%	2,394.00	0.00
79	Painting	4,333.33								0%	4,333.33	0.00
80	Marker Boards/Tack Boards	1,228.00								0%	1,228.00	0.00
81	Fire Extinguishers	475.00								0%	475.00	0.00
82	Toilet Accessories	875.00								0%	875.00	0.00
83	Room Signage	383.33								0%	383.33	0.00
84	Plumbing	8,000.00								0%	8,000.00	0.00
85	HVAC	10,666.67							4,000.00	37%	6,666.67	200.00
86	Electrical	12,333.33							2,800.00	23%	9,533.33	140.00
87	Fire Alarm	4,000.00								0%	4,000.00	0.00
88	Profit	3,384.67	338.00						838.00	25%	2,546.67	41.90
SAN JUAN NO. 2												
89	General Conditions	1,233.34	62.00						62.00	5%	1,171.34	3.10
90	Bonds	2,083.34	2,083.34						2,083.34	100%	0.00	104.17
91	Permits	250.00	250.00						250.00	100%	0.00	12.50
92	Project Management	1,956.00	98.00						98.00	5%	1,858.00	4.90
Contract Page 4 Totals		\$80,255.68	\$3,350.34	\$9,901.67	\$5,709.00	\$18,961.01	\$22,226.26	\$20,399.59	\$61,294.67	22%	\$948.05	\$3,161.34
Pages 2 - 4 Totals		\$227,122.26	\$31,409.00	\$20,399.59	\$11,418.00	\$63,226.59	\$163,895.67	\$28%	\$3,161.34			

SUBMITTED FROM: Rigney Construction & Development, LLC PROJECT: HC Head Start Program 3 Portable Buildings
 7011 N. Seminary Rd.
 Edinburg, Texas 78541

PAGE NO: 5 OF: 2
 APPLICATION NUMBER: 02
 APPLICATION DATE: 2/26/10

CONTRACTOR'S PROJECT NO: 09.112 CONTRACT FOR: General Construction
 ARCHITECT'S PROJECT NO: 29009 PERIOD FROM: 3/1/10 TO: 3/31/10

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D		E		F	G	H	I
			PREVIOUS APPLICATIONS	WORK COMPLETED THIS APPLICATION	WORK COMPLETED WORK IN PLACE	STORED MATERIALS				
93	Project Superintendent	2,666.67	133.00	0.00	0.00	0.00		133.00	2,533.67	6.65
94	Final Cleaning	500.00							500.00	0.00
95	Contingency Allowance	5,000.00							5,000.00	0.00
96	MEP Allowance	2,666.67							2,666.67	0.00
97	Demark Allowance San Juan	17,000.00							17,000.00	0.00
98	Sitework	1,900.00	950.00					950.00	950.00	47.50
99	Selective Demolition	400.00							400.00	0.00
100	Termite Control	191.67							191.67	0.00
101	Site Utilities	3,666.67							3,666.67	0.00
102	Concrete Accessories	96.67							96.67	0.00
103	Reinforcing Steel	276.67							276.67	0.00
104	Concrete	692.34							692.34	0.00
105	Concrete Foundation	533.34							533.34	0.00
106	Misc Steel	2,546.00							2,546.00	0.00
107	Lumber	10,707.00	9,355.00					9,355.00	1,352.00	467.75
108	Rough Carpentry	4,666.67							4,666.67	0.00
109	Finish Carpentry	500.00							500.00	0.00
110	Wood Trusses	1,455.00							1,455.00	0.00
111	Vinyl Gutters	550.00							550.00	0.00
112	Rubber Ramp	0.00							0.00	0.00
113	Building Insulation	1,050.00	375.00					375.00	675.00	18.75
114	Asphalt Shingles	2,088.00	144.00					144.00	1,944.00	7.20
115	HM Doors/Frames	2,880.00							1,171.00	85.45
116	Wood Doors	1,795.00				1,709.00		1,709.00	1,795.00	0.00
117	Aluminum Windows	480.00							480.00	0.00
118	Finish Hardware	4,088.00							4,088.00	0.00
119	Gypsum Drywall	984.00							984.00	0.00
120	Glass-Mat Faced Gypsum	90.67							90.67	0.00
121	Ceramic Tile	2,000.00							2,000.00	0.00
122	Acoustical Ceilings	3,333.34							3,333.34	0.00
123	Resilient Flooring/Base	2,394.00							2,394.00	0.00
124	Painting	4,333.34							4,333.34	0.00
Contract Page 5 Totals		\$81,531.72	\$10,957.00	\$0.00	\$1,709.00	\$12,666.00	\$13,127.00	\$75,892.59	\$68,865.72	\$633.30
Pages 2 - 5 Totals		\$308,653.98	\$42,366.00	\$20,399.59	\$13,127.00	\$75,892.59	\$232,761.39	\$3,794.64		

SUBMITTED FROM: Rigney Construction & Development, LLC
 7011 N. Seminary Rd.
 Edinburg, Texas 78541

PROJECT: HC Head Start Program 3 Portable Buildings

PAGE NO: 6 OF: J

APPLICATION NUMBER: 02

CONTRACTOR'S PROJECT NO: 09.112

APPLICATION DATE: 2/26/10

CONTRACT FOR: General Construction

ARCHITECT'S PROJECT NO: 29009

PERIOD FROM: 3/1/10 TO: 3/31/10

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D		E		F STORED MATERIALS	G TOTAL COMPLETE AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH (C-G)	I RETAINAGE
			PREVIOUS APPLICATIONS	WORK COMPLETED THIS APPLICATION	WORK COMPLETED THIS APPLICATION	WORK IN PLACE				
125	Marker Boards/Tack Boards	1,228.00		0.00	0.00		0.00	0.00	1,228.00	0.00
126	Fire Extinguishers	475.00						0.00	475.00	0.00
127	Toilet Accessories	875.00						0.00	875.00	0.00
128	Room Signage	383.34						0.00	383.34	0.00
129	Plumbing	8,000.00						0.00	8,000.00	0.00
130	HVAC	10,666.67					4,000.00	4,000.00	6,666.67	200.00
131	Electrical	12,333.34						0.00	12,333.34	0.00
132	Fire Alarm	4,000.00	338.00					0.00	4,000.00	0.00
133	Profit	3,384.67						338.00	3,046.67	16.90
Contract Page 6 Totals		\$41,346.02	\$338.00	\$0.00	\$4,000.00	\$4,338.00	\$37,008.02	10%	\$216.90	
Pages 2 - 6 Totals		\$350,000.00	\$42,704.00	\$20,399.59	\$17,127.00	\$80,230.59	\$269,769.41	23%	\$4,011.54	