



**CHANGE ORDER**  
**City of Saratoga Springs**

No. 7

DATE OF ISSUANCE: 02/27/14

EFFECTIVE DATE: \_\_\_\_\_

OWNER: City of Saratoga Springs  
 CONTRACTOR: Jersen Construction Group  
 Contact: 1A - General Construction  
 Project: Water Treatment Plant Filter Rehabilitation  
 OWNER'S Contract No.: 2012-12 ENGINEER'S Contract No.: 539.021.001  
 ENGINEER: Barton & Loguidice, D.P.C.

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

**Description:**

Credit for cost associated with flooded Pipe Gallery.

**Reason for Change Order:**

During construction the pipe gallery was flooded. This credit is for reimbursement of associated engineering costs, City personnel overtime to respond to emergency and necessary air monitoring requirements by Alpine Environmental.

CHANGE IN CONTRACT PRICE:	
Original Contract Price:	\$ <u>1,395,500.00</u>
Net Increase From Previous Change Orders:	No. <u>1</u> To <u>6</u> : \$ <u>195,916.00</u>
Contract Price Prior To This Change Order:	\$ <u>1,591,416.00</u>
Net Decrease Of This Change Order:	\$ <u>7,504.32</u>
Contract Price With All Approved Change Orders:	\$ <u>1,583,911.68</u>

CHANGE IN CONTRACT TIMES:	
Original Contract Times:	Substantial Completion: <u>July 5, 2013</u> Ready For Final Payment: <u>August 5, 2013</u> (days or dates)
Net Change From Previous Change Orders No. <u>1</u> To <u>5</u> :	Substantial Completion: <u>December 15, 2013</u> Ready For Final Payment: <u>January 17, 2014</u> (days)
Contract Times Prior To This Change Order:	Substantial Completion: <u>July 5, 2013</u> Ready For Final Payment: <u>August 5, 2013</u> (days or dates)
Net Increase This Change Order:	Substantial Completion: <u>0</u> Ready For Final Payment: <u>0</u> (days)
Contract Times With All Approved Change Orders:	Substantial Completion: <u>December 15, 2013</u> Ready For Final Payment: <u>January 17, 2014</u> (days or dates)

RECOMMENDED:  
 By: [Signature]  
 ENGINEER (Authorized Signature)  
 Date: 2/27/14

APPROVED:  
 By: \_\_\_\_\_  
 OWNER (Authorized Signature)  
 Date: \_\_\_\_\_

ACCEPTED:  
 By: [Signature]  
 CONTRACTOR (Authorized Signature)  
 Date: 3/3/14

**City of Saratoga Springs  
Water Treatment Plant Filter Improvements Project  
Summary of Incurred Flooding Costs**

B&L Costs	\$ 6,443.00 *
City Personnel	\$ 555.07
Alpine Envir. Costs	\$ 506.25
<b>Credit to the City</b>	<b>\$ 7,504.32</b>

\* based on 65 hours billed for a labor cost of \$6,356 and \$87.01 for expenses

**City of Saratoga Springs  
Water Treatment Plant Filter Improvements Project  
February 26, 2014**

The following is a breakdown of the additional labor and expense incurred by B&L for the Pipe Gallery Flooding that was outside of the scope for engineering services with the City:

**Labor**

<u>Title</u>	<u>Hours</u>	<u>Rate</u>	<u>Cost</u>
Managing Engineer	17	\$124.00	\$2,108.00
Project Engineer	21	\$93.00	\$1,953.00
Senior Inspector	27	\$85.00	\$2,295.00
		Labor Subtotal	\$6,356.00
Miscellaneous Expenses (travel, postage, etc)			\$87.00
<b>Total Cost</b>		<b>\$6,443.00</b>	

## Elizabeth A. Urban

---

**From:** Timothy Wales <Timothy.Wales@saratoga-springs.org>  
**Sent:** Thursday, December 12, 2013 5:15 PM  
**To:** Jason Ballard  
**Cc:** Elizabeth A. Urban; Skip Scirocco  
**Subject:** Fwd: Re: DPW Overtime for WTP Basement Flood of November 8-9

Jason, the below overtime charges were incurred by the City to pump out the water in the WTP Basement and address the issues of the basement flood of November 8-9. Jersen must account for these expenses in addition to B&L's time and the other items mentioned.

Thanks

Tim

----- Original Message -----

**Subject:**Re: DPW Overtime for WTP Basement Flood of November 8-9  
**Date:**Thu, 12 Dec 2013 15:21:33 -0500  
**From:**Kathy Moran <kathy.moran@saratoga-springs.org>  
**Organization:**City of Saratoga Springs, Accounts Department  
**To:**Timothy Wales <Timothy.Wales@saratoga-springs.org>

Tim:

Frank Coppola: \$233.64 - 5.25 hours  
Tom Kirkpatrick \$321.43 - 5.5 hours

Kathy

Timothy Wales wrote:

> As a result of the flooding of the WTP Basement on the night of Friday  
> November 8 into the morning of Saturday November 9, DPW undoubtedly  
> incurred personnel overtime expenses. As the flood was a result of  
> contractor error, we will pursue the Contractor for reimbursement of  
> this expense among other things. I know that Frank Coppola was there  
> for at least several hours that night, I don't know if any other DPW  
> Personnel or any WTP staff incurred overtime as well. Tom, can you  
> please let Kathy know who had overtime as a result of the flood that  
> night?

>  
> Kathy, what i need is a summary of the total amount of overtime  
> charges for that night, so that I can get the figure to our Engineer  
> so they can make the claim to the Contractor. Please let me know the  
> figure when you can.

>  
> Thanks  
>  
> Tim Wales  
>



January 20, 2014

Tim Wales, City Engineer  
City of Saratoga Springs  
474 Broadway, City Hall  
Saratoga Springs, New York 12866

RE: Billing Breakdown for Saratoga Water Treatment Plant Project located on Marion Avenue, Saratoga Springs, New York, Alpine Project# 12-13506-A

Tim,

As per our conversation, below is a breakdown of billing for the Saratoga Water Treatment Plant project located on Marion Avenue, Saratoga Springs, New York and is from December 12<sup>th</sup>, 2012 – November 14<sup>th</sup>, 2013.

Our work involves the oversight of the site asbestos abatement contractor, as well as the collection of the requisite asbestos air samples needed for NYSDOL compliance. Our site work for this billing cycle started on December 12, 2012 and ended on November 14<sup>th</sup>, 2013. During that time period, Alpine personnel were required on site for 4 full days at \$420/day (full day rate includes up to 8.5 hours per day and 12 PCM air samples), 8 half days at \$285/half day (up to 4 hour day and 12 PCM samples), 1 half weekend day (flood 11/9/13), 1 weekend lab fee (air sample analyzed on day of flood 11/9/13) 2 overtime hours at \$50/hour (for hours above 8.5 hours per day) and 6 bulk PLM samples at \$50/sample (Jersen requested 4/17/13).

The total cost of air/project monitoring for the services and dates described above is \$4,866.25. This is the second/final invoice. The total cost of air/project monitoring is \$9,983.25 and is from November 13, 2012 – November 14<sup>th</sup>, 2013.

Please do not hesitate to contact me with any questions at (518) 250-4047, ext. 307.

Sincerely,

**Alpine Environmental Services, Inc.**

A handwritten signature in black ink that reads "Michael Baizano".

Michael Baizano  
Field Operations Manager



**Alpine**  
Inc.

ENVIRONMENTAL SERVICES

438 New Karner Road  
Albany, NY 12205

Email: ChrisM@AlpineEnv.com

Phone (518) 250-4047

Fax (518) 250-4353

# INVOICE

DATE	INVOICE NO.
12/19/2013	12-13506A-A

INVOICE TO
City of Saratoga Springs Department of Public Works City Hall, 5 Lake Ave. Saratoga Springs, NY 12866 Attn: Debbie Labreche

PROJECT/LOCATION
Marion Ave. Saratoga Springs, NY PO# 00130187-00

P.O. NUMBER	TERMS	DUE DATE	BILLING PERIOD
	Net 30	1/18/2014	12/12/12-11/14/13

DESCRIPTION	QUANTITY	PRICE EACH	AMOUNT
NYS Certified Asbestos Air Sampling Technician: (Days)	4	420.00	1,680.00
NYS Certified Asbestos Air Sampling Technician: (1/2 Days)	8	285.00	2,280.00
NYS Certified Asbestos Air Sampling Technician: (1/2 Weekend Day)	1	356.25	356.25
Weekend Lab Fee (11/9/13)	1	150.00	150.00
Asbestos Analysis: PLM (TAT)	6	50.00	300.00
NYS Certified Asbestos Air Sampling Technician: (O/T)	2	50.00	100.00

Monitoring costs due to flooding = \$506.25

Thank you for your business. Visa, Mastercard, AMEX, and Discover Accepted. At the Discretion of Alpine Environmental, all invoices may be Subject to Collection, Court Costs and Interest (1.5%) per Month.	<b>Total</b>	\$4,866.25
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<b>Balance Due</b>	\$4,866.25
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**APPLICATION AND CERTIFICATE FOR PAYMENT**

AIA DOCUMENT G702

PAGE ONE OF PAGES

TO OWNER: City of Saratoga

PROJECT: Saratoga Water Filter Rehab

APPLICATION NO: 00012

Distribution to:

PERIOD TO: 2/10/2014  
PROJECT NOS.: 12-07

OWNER  
ARCHITECT  
CONTRACTOR

FROM CONTRACTOR: Jensen Construction Group  
6 Industry Drive  
Waterford, NY 12188

VIA ARCHITECT: Barton & Loguidice, P.C.  
10 Airline Drive  
Albany, NY 12205

CONTRACT DATE:

CONTRACT FOR:

**CONTRACTOR'S APPLICATION FOR PAYMENT**

Application is made for payment, as shown below, in connection with the contract:  
Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM ..... \$1,395,500.00

2. Net change by Change Orders ..... \$188,411.68

3. CONTRACT SUM TO DATE (Line 1 ± 2) ..... \$1,583,911.68

4. TOTAL COMPLETED & STORED TO DATE ..... \$1,583,911.68  
(Column G on G703)

5. RETAINAGE:

a. 0 % of Completed Work ..... \$0.00  
(Columns D + E on G703)

b. 0 % of Stored Material ..... \$0.00  
(Columns F on G703)

Total Retainage (Line 5a + 5b or Total in Columns I on G703) ..... \$0.00

6. TOTAL EARNED LESS RETAINAGE ..... \$1,583,911.68  
(Line 4 less Line 5 Total)

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT

(Line 6 from prior Certificate) ..... \$1,483,957.95

8. CURRENT PAYMENT DUE ..... \$99,953.73

9. BALANCE TO FINISH, INCLUDING RETAINAGE  
(Line 3 less Line 6) ..... \$0.00

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$174,586.00	\$0.00
Total approved this Month	\$21,330.00	\$7,504.32
TOTALS	\$195,916.00	\$7,504.32
NET CHANGES by Change Order		\$188,411.68

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: Jensen Construction Group  
By: Rob Cowin Date: 2/10/2014

State of: NY  
County of: Saratoga  
Subscribed and sworn to before me this 3 day of March  
Notary Public: Joanne Marchin  
My Commission expires: 12-27-17

JOANNE MARCHIN  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 31WAE321918  
Qualified in Saratoga County  
My Commission Expires December 27, 2017

**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 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 ..... \$99,953.73

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)  
ARCHITECT: City of Saratoga

By: Tomothy Wales Date: 2/10/2014

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.

# CONTINUATION SHEET

AIA DOCUMENT G703

PAGE 1 OF 2 PAGES

## AIA DOCUMENT G702, 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 NO.: 00012  
 APPLICATION DATE:  
 PERIOD TO: 2/10/2014  
 ARCHITECT'S PROJECT NO.: 12-07

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		E 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 (IF VARIABLE) RATE
			FROM PREVIOUS APPLICATION (D + B)						
0000010	Bonds and Insurances	\$15,000.00	\$15,000.00	\$0.00	\$0.00	\$0.00	\$15,000.00	\$0.00	\$0.00
0000020	Mobilize	\$15,000.00	\$15,000.00	\$0.00	\$0.00	\$0.00	\$15,000.00	\$0.00	\$0.00
0000030	Project Management	\$12,500.00	\$12,500.00	\$0.00	\$0.00	\$0.00	\$12,500.00	\$0.00	\$0.00
0000040	Supervision	\$15,000.00	\$15,000.00	\$0.00	\$0.00	\$0.00	\$15,000.00	\$0.00	\$0.00
0000050	Submittals	\$5,000.00	\$5,000.00	\$0.00	\$0.00	\$0.00	\$5,000.00	\$0.00	\$0.00
0000060	Closeout	\$5,000.00	\$0.00	\$5,000.00	\$0.00	\$0.00	\$5,000.00	\$0.00	\$0.00
0000070	Temp Facilities M	\$5,000.00	\$5,000.00	\$0.00	\$0.00	\$0.00	\$5,000.00	\$0.00	\$0.00
0000080	Temp Facilities M	\$8,500.00	\$8,500.00	\$0.00	\$0.00	\$0.00	\$8,500.00	\$0.00	\$0.00
0000090	Demolition and Removals L	\$83,500.00	\$83,500.00	\$0.00	\$0.00	\$0.00	\$83,500.00	\$0.00	\$0.00
0000100	Demolition and Removals M	\$16,500.00	\$16,500.00	\$0.00	\$0.00	\$0.00	\$16,500.00	\$0.00	\$0.00
0000110	Cast In Place Concrete L	\$10,000.00	\$10,000.00	\$0.00	\$0.00	\$0.00	\$10,000.00	\$0.00	\$0.00
0000120	Cast In Place Concrete M	\$7,500.00	\$7,500.00	\$0.00	\$0.00	\$0.00	\$7,500.00	\$0.00	\$0.00
0000130	Painting L	\$7,500.00	\$7,500.00	\$0.00	\$0.00	\$0.00	\$7,500.00	\$0.00	\$0.00
0000140	Painting M	\$4,500.00	\$4,500.00	\$0.00	\$0.00	\$0.00	\$4,500.00	\$0.00	\$0.00
0000150	Filtration Equipment L	\$30,250.00	\$27,225.00	\$3,025.00	\$0.00	\$0.00	\$30,250.00	\$0.00	\$0.00
0000160	Filtration Equipment M	\$339,000.00	\$339,000.00	\$0.00	\$0.00	\$0.00	\$339,000.00	\$0.00	\$0.00
0000170	Multistage Centrifugal Blowers L	\$11,500.00	\$11,500.00	\$0.00	\$0.00	\$0.00	\$11,500.00	\$0.00	\$0.00
0000180	Multistage Centrifugal Blowers M	\$160,000.00	\$160,000.00	\$0.00	\$0.00	\$0.00	\$160,000.00	\$0.00	\$0.00
0000190	Anchors and Supports L	\$5,500.00	\$5,500.00	\$0.00	\$0.00	\$0.00	\$5,500.00	\$0.00	\$0.00
0000200	Anchors and Supports M	\$5,000.00	\$5,000.00	\$0.00	\$0.00	\$0.00	\$5,000.00	\$0.00	\$0.00
0000210	Mechanical Piping Systems L	\$225,000.00	\$225,000.00	\$0.00	\$0.00	\$0.00	\$225,000.00	\$0.00	\$0.00
0000220	Mechanical Piping Systems M	\$33,000.00	\$33,000.00	\$0.00	\$0.00	\$0.00	\$33,000.00	\$0.00	\$0.00
0000230	Process Piping and Valves L	\$62,350.00	\$62,350.00	\$0.00	\$0.00	\$0.00	\$62,350.00	\$0.00	\$0.00
0000240	Process Piping and Valves M	\$255,000.00	\$255,000.00	\$0.00	\$0.00	\$0.00	\$255,000.00	\$0.00	\$0.00
0000250	Interior Wiring Systems L	\$5,000.00	\$5,000.00	\$0.00	\$0.00	\$0.00	\$5,000.00	\$0.00	\$0.00
0000260	Interior Wiring Systems M	\$16,500.00	\$16,500.00	\$0.00	\$0.00	\$0.00	\$16,500.00	\$0.00	\$0.00
0000270	Alt. #1 - Remove Sand Filter Media L	\$31,500.00	\$31,500.00	\$0.00	\$0.00	\$0.00	\$31,500.00	\$0.00	\$0.00
0000280	Alt. #1 - Remove Sand Filter Media M	\$5,400.00	\$5,400.00	\$0.00	\$0.00	\$0.00	\$5,400.00	\$0.00	\$0.00
0000010	Additional Valve Work	\$61,348.00	\$61,348.00	\$0.00	\$0.00	\$0.00	\$61,348.00	\$0.00	\$0.00
0000020	Upgrade Turbidity Meter	\$5,287.00	\$5,287.00	\$0.00	\$0.00	\$0.00	\$5,287.00	\$0.00	\$0.00
0000030	Remaining Asbestos Only Work	\$60,205.00	\$60,205.00	\$0.00	\$0.00	\$0.00	\$60,205.00	\$0.00	\$0.00
0000040	Pipe Gasket Abatement	\$14,510.00	\$14,510.00	\$0.00	\$0.00	\$0.00	\$14,510.00	\$0.00	\$0.00
0000050	Additional Asbestos Abatement	\$33,236.00	\$33,236.00	\$0.00	\$0.00	\$0.00	\$33,236.00	\$0.00	\$0.00
0000060	Wall Patching	\$21,330.00	\$21,330.00	\$0.00	\$0.00	\$0.00	\$21,330.00	\$0.00	\$0.00

**AIA DOCUMENT G703 • APPLICATION AND CERTIFICATE FOR PAYMENT • 1992 EDITION • AIA® • ©1992 • THE AMERICAN INSTITUTE OF ARCHITECTS, 1735 NEW YORK**



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**G703-1992**



# CONTINUATION SHEET

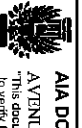
AIA DOCUMENT G703

PAGE 2 OF 2 PAGES

AIA Document G702, 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 NO.: 00012  
 APPLICATION DATE: 2/10/2014  
 ARCHITECT'S PROJECT NO.: 12-07

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		E THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H % (G-C)	I BALANCE TO FINISH (C-G)	J RETAINAGE (IF VARIABLE) RATE
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD						
C000070	Costs for Flood Damage	(\$7,504.32) \$1,583,911.68	\$0.00 \$1,562,061.00	(\$7,504.32) \$21,850.68	\$0.00 \$0.00	(\$7,504.32) \$1,583,911.68	100.000% 100.00%	\$0.00 \$0.00	\$0.00 \$0.00	



# AIA Document G706™ - 1994

## Contractor's Affidavit of Payment of Debts and Claims

<b>PROJECT:</b> Saratoga Water Treatment Plant Filter Rehabilitation Excelsior Ave & Marion Ave Saratoga Springs, NY 12866	<b>PROJECT NUMBER:</b>  <b>CONTRACT FOR:</b>	<b>Contract #1A</b>  General Construction	<b>OWNER:</b> <input checked="" type="checkbox"/> <b>ARCHITECT:</b> <input type="checkbox"/> <b>CONTRACTOR:</b> <input type="checkbox"/> <b>SURETY:</b> <input type="checkbox"/> <b>OTHER:</b> <input type="checkbox"/>
<b>TO OWNER:</b> <i>(Name and address)</i> City of Saratoga Springs 474 Broadway Saratoga Springs, NY 12866	<b>CONTRACT DATED:</b>	June 19, 2012	

**STATE OF:** New York  
**COUNTY OF:** Saratoga

The undersigned hereby certifies that, except as listed below, payment has been made in full and all obligations have otherwise been satisfied 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 Owner's property might in any way be held responsible or encumbered.

### EXCEPTIONS:

PARTIAL RELEASE OF LIEN-	Current payment due	\$99,953.73
	Amount still owed	\$99,953.73
	Total Contract	\$1,583,911.68

### SUPPORTING DOCUMENTS ATTACHED HERETO:

- Consent of Surety to Final Payment. Whenever Surety is involved, Consent of Surety is required. AIA Document G707, Consent of Surety, may be used for this purpose

Indicate attachment  Yes  No

*The following supporting documents should be attached hereto if required by the Owner:*

- Contractor's Release or Waiver of Liens, conditional upon receipt of final payment.
- Separate Releases or Waivers of Liens from Subcontractors and material and equipment suppliers, to the extent required by the Owner, accompanied by a list thereof.
- Contractor's Affidavit of Release of Liens (AIA Document G706A).

### CONTRACTOR: *(Name and address)*

Jersen Construction Group  
6 Industry Drive  
Waterford, NY 12188

By:

  
*(Signature of authorized representative)*

Robert Cowin - Project Manager  
*(Printed name and title)*

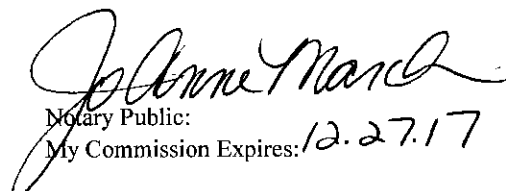
Subscribed and sworn to before me on this date: 3.4.14

Notary Public:

My Commission Expires: 12.27.17

JOANNE MARCHIN  
NOTARY PUBLIC-STATE OF NEW YORK

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Notary Public:   
My Commission Expires: 12.27.17

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# AIA<sup>®</sup> Document G706A<sup>™</sup> - 1994

## Contractor's Affidavit of Release of Liens

<b>PROJECT:</b> <i>(Name and address)</i> Saratoga Water Treatment Plant Filter Rehabilitation Excelsior Ave & Marion Ave Saratoga Springs, NY 12866	<b>PROJECT NUMBER:</b>  <b>CONTRACT FOR:</b>	Contract #1A  General Construction	<b>OWNER:</b> <input checked="" type="checkbox"/> <b>ARCHITECT:</b> <input type="checkbox"/> <b>CONTRACTOR:</b> <input type="checkbox"/> <b>SURETY:</b> <input type="checkbox"/> <b>OTHER:</b> <input type="checkbox"/>
<b>TO OWNER:</b> <i>(Name and address)</i> City of Saratoga Springs 474 Broadway Saratoga Springs, NY 12866	<b>CONTRACT DATED:</b>	June 19, 2012	

**STATE OF:** New York  
**COUNTY OF:** Saratoga

The undersigned hereby certifies that to the best of the undersigned's knowledge, information and belief, except as listed below, the Releases or Waivers of Lien attached hereto include the Contractor, all Subcontractors, all suppliers of materials and equipment, and all performers of Work, labor or services who have or may have liens or encumbrances or the right to assert liens or encumbrances against any property of the Owner arising in any manner out of the performance of the Contract referenced above.

### EXCEPTIONS:

PARTIAL RELEASE OF LIEN-	Current payment due	\$99,953.73
	Amount still owed	\$99,953.73
	Total Contract	\$1,583,911.68

### SUPPORTING DOCUMENTS ATTACHED HERETO:

1. Contractor's Release or Waiver of Liens, conditional upon receipt of final payment.
2. Separate Releases or Waivers of Liens from Subcontractors and material and equipment suppliers, to the extent required by the Owner, accompanied by a list thereof.

### CONTRACTOR: *(Name and address)*

Jersen Construction Group  
6 Industry Drive  
Waterford, NY 12188

No

By:

  
*(Signature of authorized representative)*

Robert Cowin - Project Manager  
*(Printed name and title)*

Subscribed and sworn to before me on this date: 3.4.17

  
Notary Public:  
My Commission Expires: 12-27-17

JOANNE MARCHIN  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 01MA5021918  
Qualified in Saratoga County  
My Commission Expires December 27, 2017

# Consent of Surety to Final Payment

OWNER   
ARCHITECT   
CONTRACTOR   
SURETY   
OTHER

AIA DOCUMENT G707

TO OWNER: City of Saratoga Springs  
*(Name and address)*  
474 Broadway  
Saratoga Springs, NY 12866

ARCHITECT'S PROJECT NO.:

CONTRACT FOR: General Construction

PROJECT: Water Treatment Plant Filter Rehabilitation - IFB #2012-12 -  
*(Name and address)* Contract 1A - General Construction  
Excelsior Ave & Marion Ave.  
Saratoga Springs, NY

CONTRACT DATED: June 19, 2012

BOND #929553580

In accordance with the provisions of the Contract between the Owner and the Contractor as included above, the  
Western Surety Company, c/o CNA Surety, 333 S. Wabash Ave., 41st Fl., Chicago, IL 60604  
*(Insert name and address of Surety)*

SURETY, on bond of Jersen Construction Group, LLC  
*(Insert name and address of Contractor)*

6 Industry Drive, Waterford, NY 12188, CONTRACTOR,  
hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not relieve the  
Surety of any of its obligations to City of Saratoga Springs  
*(Insert name and address of Owner)*

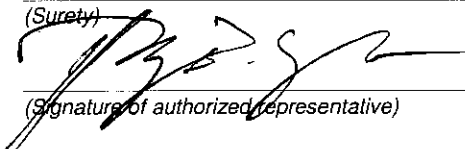
474 Broadway, Saratoga Springs, NY 12866, OWNER,  
as set forth in the said Surety's bond.

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date: February 10, 2014  
*(Insert in writing the month followed by the numeric date and year.)*

Attest:  
(Seal):

Western Surety Company

*(Surety)*

  
*(Signature of authorized representative)*

Harry B. Ungeheuer, Attorney-in-Fact  
*(Printed name and title)*

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**Harry B Ungeheuer, Gary Edie, Michael Grasso, John Bieniek, Carol A Baldwin, Barbara Ann Lavenia, Individually**

of Latham, NY, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

**- In Unlimited Amounts -**

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 1st day of October, 2012.



WESTERN SURETY COMPANY

Paul T. Brufat, Senior Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 1st day of October, 2012, before me personally came Paul T. Brufat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires  
June 23, 2015



D. Krell, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 10th day of February, 2014.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

**Authorizing By-Law**

**ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY**

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.