

28-APPLICATION AND CERTIFICATE FOR PAYMENT

PROJECT SITE: Munsey Elementary School HVAC

BP.09

OWNER
Bakersfield City School District
1300 Baker St.
Bakersfield, CA 93305

CONTRACTOR
MESA ENERGY SYSTEMS, INC.
1822 NORRIS ROAD
BAKERSFIELD, CA 93308

SUBCONTRACT AGMT/JOB#: Application# 3

INV 6000754C-004

Architect's Project No. _____
App Date: 7/25/2024
Work Thru Date: 7/31/2024

Contract Date: 3/1/24

**SENT TO
ACCOUNTS PAYABLE**

AUG 23 2024

SENT BY *Cindi*

CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on an on-site observation 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 that the work has progressed as indicated, the quality of the Work is in accordance with the Contracted Document, and the Contractor is entitled to payment of the

AMOUNT CERTIFIED \$

22,325.00

(Attach explanation if amount certified differs from the amount applied for.)
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 Contractor Documents, that all amounts have been paid by the Contractor for Work which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:

By: *[Signature]* _____

Date: *8-7-24*

By: *[Signature]* _____

Date: *08-16-24*

Architect

By: *[Signature]* _____

Date: *8/22/24*

Bakersfield City School District

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.

CURRENT CONTRACT BALANCE

1. Original Contract Price (amount of original bid)	(1)\$	\$287,889.00
2. Approved Change Orders (line 2a + 2b from sheet 2)	(2)\$	-
3. Revised Contract (Line 1 + 2 above)	(3)\$	\$287,889.00

RETAINAGE

4. Prior Retainage (line 6 of <i>prior billing</i>)	(4)\$	4,300.00
5. Current Retainage (line 10 below)	(5)\$	1,175.00
6. Total (Line 4 + 5)	(6)\$	5,475.00

CURRENT BILLING

7. Total Contract Completed (thru current % <u>38%</u> billing include % from worksheet column G)	(7)\$	109,500.00
8. Contract Completed (line 7 of <i>prior billing</i>)	(8)\$	86,000.00
9. Current Billing (line 7 less 8)	(9)\$	23,500.00
10. Less Retainage on Current Billing (same as line 5)	(10)\$	1,175.00
11. Less Stop Notice (same as total on page 4)	(11)\$	-
12. Less withhold (Total Withheld on page 5)	(12)\$	-
13. Payments withheld (BCSD) use only	(13)\$	-
14. Final Amount Due	(14)\$	22,325.00

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approved this month		
TOTALS		
NET CHANGES by Change Order		



msd

**RECEIVED
AUG 20 REC'D
M&O**

V *316390*
PO *P24015546* REQ NO: *25R24034273*
01.3213.0.0000.8500.6200.035.00
WORK TAG SCHOOL *Munsey*
SIGNATURE: *[Signature]* *22216.00.35.HVAC*

Subcontractor: Mesa Energy Systems, Inc. (BP 09)
Mailing Address: 1822 Norris Road
Bakersfield, CA 93308

Work From: 7/1/24-7/31/24

Project Name: Munsey Elementary School HVAC Replacement
Project No: 01.24005.3
Invoice No: 6000754C-004
Invoice Date: 7/25/2024

Work Category	Budget Amount	Percent Complete	Total Gross Due	Previously Billed	Current Gross Billing	Current Retention	Current Net Due
Mobilization	\$ 2,500.00	100.00%	\$ 2,500.00	\$ 2,500.00	\$ -	\$ -	\$ -
Prepare Submittals	\$ 2,500.00	100.00%	\$ 2,500.00	\$ 2,500.00	\$ -	\$ -	\$ -
Insurance/Bond	\$ 5,000.00	100.00%	\$ 5,000.00	\$ 5,000.00	\$ -	\$ -	\$ -
Bldg A Procure Materials	\$ 19,000.00	52.63%	\$ 10,000.00	\$ -	\$ 10,000.00	\$ 500.00	\$ 9,500.00
Bldg A Roof Work	\$ 10,000.00	50.00%	\$ 5,000.00	\$ 2,500.00	\$ 2,500.00	\$ 125.00	\$ 2,375.00
Bldg A HVAC Rough In	\$ 22,000.00	50.00%	\$ 11,000.00	\$ -	\$ 11,000.00	\$ 550.00	\$ 10,450.00
Bldg A HVAC Controls	\$ 4,500.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Bldg A HVAC Finish	\$ 10,000.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Bldg C Procure Materials	\$ 16,000.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Bldg C Roof Work	\$ 10,000.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Bldg C HVAC Rough In	\$ 20,000.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Bldg C HVAC Controls	\$ 4,500.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Bldg C HVAC Finish	\$ 10,000.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Bldg D Procure Materials	\$ 16,000.00	62.50%	\$ 10,000.00	\$ 10,000.00	\$ -	\$ -	\$ -
Bldg D Roof Work	\$ 10,000.00	50.00%	\$ 5,000.00	\$ 5,000.00	\$ -	\$ -	\$ -
Bldg D HVAC Rough In	\$ 20,000.00	100.00%	\$ 20,000.00	\$ 20,000.00	\$ -	\$ -	\$ -
Bldg D HVAC Controls	\$ 4,500.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Bldg D HVAC Finish	\$ 10,000.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Bldg E Procure Materials	\$ 16,000.00	62.50%	\$ 10,000.00	\$ 10,000.00	\$ -	\$ -	\$ -
Bldg E Roof Work	\$ 8,500.00	88.24%	\$ 7,500.00	\$ 7,500.00	\$ -	\$ -	\$ -
Bldg E HVAC Rough In	\$ 19,000.00	100.00%	\$ 19,000.00	\$ 19,000.00	\$ -	\$ -	\$ -
Bldg E HVAC Controls	\$ 4,000.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Bldg E HVAC Finish	\$ 10,000.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Safe Off/Layout	\$ 5,000.00	40.00%	\$ 2,000.00	\$ 2,000.00	\$ -	\$ -	\$ -
Start-Up	\$ 8,000.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Air Balance	\$ 14,500.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Punchlist/Training	\$ 3,500.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Closeout	\$ 2,889.00	0.00%	\$ -	\$ -	\$ -	\$ -	\$ -
Total Original Contract	\$ 287,889.00	38.04%	\$ 109,500.00	\$ 86,000.00	\$ 23,500.00	\$ 1,175.00	\$ 22,325.00
Extras:	\$ -	#DIV/0!	\$ -	\$ -	\$ -	\$ -	\$ -

Total Extras	\$	-	#DIV/0!	\$	-	\$	-	\$	-	\$	-	\$	-
Total Revised Contract	\$	287,889.00	38.04%	\$	109,500.00	\$	86,000.00	\$	23,500.00	\$	1,175.00	\$	22,325.00
				SCA CM Initial	<u>Ch</u>			IOR Initial	<u>DD</u>				

CONTINUATION SHEET

Project Name: Munsey Elementary HVAC Application Number: 3
 SUBCONTRACT AGMT JOB # BP HVAC Application Date: 7/25/2024
 Contract Date: 3/1/24 Period To: 7/31/2024
 Architect's Project Number: _____

A	B	C	D	E	F	G	H	I	
ITEM NUMBER	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED FROM PREVIOUS APPLICATION (D+E)	WORK COMPLETED THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D+E+F)	PERCENT (G+C)	BALANCE TO FINISH (C-G)	RETAINAGE
1	Mobilization	2,500.00	\$ 2,500.00	\$ -		\$2,500.00	100%	\$0.00	5% \$125.00
2	Prepare Submittals	2,500.00	\$ 2,500.00	\$ -		\$2,500.00	100%	\$0.00	\$125.00
3	Insurance / Bond	5,000.00	\$ 5,000.00	\$ -		\$5,000.00	100%	\$0.00	\$250.00
4	Bldg A Procure Materials	19,000.00	\$ -	\$ 10,000.00		\$10,000.00	53%	\$9,000.00	\$500.00
5	Bldg A Roof work	10,000.00	\$ 2,500.00	\$ 2,500.00		\$5,000.00	50%	\$5,000.00	\$250.00
6	Bldg A HVAC Rough in	22,000.00	\$ -	\$ 11,000.00		\$11,000.00	50%	\$11,000.00	\$550.00
7	Bldg A HVAC Controls	4,500.00	\$ -	\$ -		\$0.00	0%	\$4,500.00	\$0.00
8	Bldg A HVAC Finish	10,000.00	\$ -	\$ -		\$0.00	0%	\$10,000.00	\$0.00
9	Bldg C Procure Materials	16,000.00	\$ -	\$ -		\$0.00	0%	\$16,000.00	\$0.00
10	Bldg C Roof work	10,000.00	\$ -	\$ -		\$0.00	0%	\$10,000.00	\$0.00
11	Bldg C HVAC Rough in	20,000.00	\$ -	\$ -		\$0.00	0%	\$20,000.00	\$0.00
12	Bldg C HVAC Controls	4,500.00	\$ -	\$ -		\$0.00	0%	\$4,500.00	\$0.00
13	Bldg C HVAC Finish	10,000.00	\$ -	\$ -		\$0.00	0%	\$10,000.00	\$0.00
14	Bldg D Procure Materials	16,000.00	\$ 10,000.00	\$ -		\$10,000.00	63%	\$6,000.00	\$500.00
15	Bldg D Roof work	10,000.00	\$ 5,000.00	\$ -		\$5,000.00	50%	\$5,000.00	\$250.00
16	Bldg D HVAC Rough in	20,000.00	\$ 20,000.00	\$ -		\$20,000.00	100%	\$0.00	\$1,000.00
17	Bldg D HVAC Controls	4,500.00	\$ -	\$ -		\$0.00	0%	\$4,500.00	\$0.00
18	Bldg D HVAC Finish	10,000.00	\$ -	\$ -		\$0.00	0%	\$10,000.00	\$0.00
19	Bldg E Procure Materials	16,000.00	\$ 10,000.00	\$ -		\$10,000.00	63%	\$6,000.00	\$500.00
20	Bldg E Roof work	8,500.00	\$ 7,500.00	\$ -		\$7,500.00	88%	\$1,000.00	\$375.00
21	Bldg E HVAC Rough in	19,000.00	\$ 19,000.00	\$ -		\$19,000.00	100%	\$0.00	\$950.00
22	Bldg E HVAC Controls	4,000.00	\$ -	\$ -		\$0.00	0%	\$4,000.00	\$0.00
23	Bldg E HVAC Finish	10,000.00	\$ -	\$ -		\$0.00	0%	\$10,000.00	\$0.00
24	Safe Off / Layout	5,000.00	\$ 2,000.00	\$ -		\$2,000.00	40%	\$3,000.00	\$100.00
25	Start-Up	8,000.00	\$ -	\$ -		\$0.00	0%	\$8,000.00	\$0.00
26	Air Balance	14,500.00	\$ -	\$ -		\$0.00	0%	\$14,500.00	\$0.00
27	Punchlist / Training	3,500.00	\$ -	\$ -		\$0.00	0%	\$3,500.00	\$0.00
28	Closeout	2,889.00	\$ -	\$ -		\$0.00	0%	\$2,889.00	\$0.00
29			\$ -	\$ -		\$0.00		\$0.00	\$0.00
30			\$ -	\$ -		\$0.00		\$0.00	\$0.00
31			\$ -	\$ -		\$0.00		\$0.00	\$0.00
32			\$ -	\$ -		\$0.00		\$0.00	\$0.00
33			\$ -	\$ -		\$0.00		\$0.00	\$0.00
34			\$ -	\$ -		\$0.00		\$0.00	\$0.00
35			\$ -	\$ -		\$0.00		\$0.00	\$0.00
36			\$ -	\$ -		\$0.00		\$0.00	\$0.00
37			\$ -	\$ -		\$0.00		\$0.00	\$0.00
38			\$ -	\$ -		\$0.00		\$0.00	\$0.00
39			\$ -	\$ -		\$0.00		\$0.00	\$0.00
40			\$ -	\$ -		\$0.00		\$0.00	\$0.00
41			\$ -	\$ -		\$0.00		\$0.00	\$0.00
42			\$ -	\$ -		\$0.00		\$0.00	\$0.00
43			\$ -	\$ -		\$0.00		\$0.00	\$0.00
44			\$ -	\$ -		\$0.00		\$0.00	\$0.00
45			\$ -	\$ -		\$0.00		\$0.00	\$0.00
			\$ -	\$ -		\$0.00		\$0.00	\$0.00
TOTALS		287,889.00	86,000.00	23,500.00	-	109,500.00	38%	178,389.00	5,475.00

* Place % completed and stored to date on payment sheet

CONDITIONAL WAIVER AND RELEASE ON PROGRESS PAYMENT

Civil Code § 8132 [Operative July 1, 2012]

NOTICE: THIS DOCUMENT WAIVES THE CLAIMANT'S LIEN, STOP PAYMENT NOTICE, AND PAYMENT BOND RIGHTS EFFECTIVE ON RECEIPT OF PAYMENT. A PERSON SHOULD NOT RELY ON THIS DOCUMENT UNLESS SATISFIED THAT THE CLAIMANT HAS RECEIVED PAYMENT

Identifying Information:

Name of Claimant: MESA ENERGY SYSTEMS, INC.
Name of Customer: S.C. Anderson, INC.
Job Location: Munsey Elementary HVAC
Owner: Bakersfield City School District
Through Date: 7/31/2024

Conditional Waiver and Release:

This document waives and releases lien, stop payment notice, and payment bond rights the claimant has for labor and service provided, and equipment and material delivered, to the customer on this job through the through date of this document. Rights based upon labor or service provided, or equipment or material delivered, pursuant to a written change order that has been fully executed by the parties prior to the date that this document is signed by the claimant, and waived and released by the document, unless listed as an Exception below. This document is effective only on the claimant's receipts of payment from the financial institution on which the following check is drawn.

Maker of Check: Bakersfield City School District
Amount of Check: \$ 22,325.00
Check Payable to: MESA ENERGY SYSTEMS, INC.

Exceptions:

This document does not affect any of the following:

- (1) Retentions
- (2) Extras for which the claimant has not received payment.
- (3) The following progress payments for which the claimant has previously given a conditional waiver and release but has not received payment:
Date(s) of waiver and release: 5/31/2024 & 06/30/24
Amount(s) of unpaid progress payment(s): \$ \$81,700.00
- (4) Contract rights, including (A) a right based on rescission, abandonment, or breach of contract, and (B) the right to recover compensation for work not compensated by the payment.

Signature:


Claimant's Signature: 
Claimant's Title: PROJECT MGR
Date of Signature: 0-7-24

EXHIBIT "D"

**PROGRESS PAYMENT REQUEST - SUPPLEMENTAL FORM
REGARDING STATUS OF CLAIMS UPDATE, AND
WAIVER AND RELEASE OF UNLISTED CLAIMS**

This form must be submitted as part of every progress payment request.
Each prior and new claim must be identified.

Progress payments will not be processed without submission of this form.

WARNING: FAILURE TO LIST PRIOR AND NEW CLAIMS IN THIS DOCUMENT WILL CONSTITUTE
A WAIVER AND RELEASE OF ANY CLAIM AND ALL DAMAGE RELATED THERETO.

CONTRACTOR'S NAME: MESA ENERGY SYSTEMS, INC.

PROJECT NAME: Munsey Elementary HVAC

DATE OF THIS REQUEST: July 25, 2024

CLAIMS AS TO WHICH NOTICE HAS ALREADY BEEN GIVEN:
[Use additional sheets as needed]

NONE

NEW CLAIMS, AS TO WHICH NOTICE HAS NOT PREVIOUSLY BEEN GIVEN, AND AS TO WHICH THE
REQUIRED FORM OF WRITTEN NOTICE IS ATTACHED:
[List all] [Use additional sheets as needed]

NONE

By executing and submitting this supplement to my request for a progress payment, I am certifying to the Owner that I have listed all claims, including claims as to which notice has already been given in compliance with the requirements of the Contract Documents, and including any new claims arising since the prior progress payment request. The foregoing information is accurate, complete and true, except as expressly noted. I am authorized on behalf of the claimant in such claims to make these representations, and to waive and release claims. Any claim not expressly and specifically identified herein is hereby waived, and the Owner, its Trustees, officers, agents and employees are hereby released from any and all claims not expressly identified herein.

I, the undersigned, declare under penalty of the perjury laws of the State of California, that the foregoing is true and correct.

CLAIMANT'S TYPED/PRINTED NAME: TYLER BROWN

CLAIMANT'S SIGNATURE: 