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# CITY of NOVI CITY COUNCIL

**Agenda Item C**  
**December 15, 2008**

**SUBJECT:** Approval of the final balancing change order and final payment to DeAngelis Landscaping, Inc. for the Dunbarton Regional Stormwater Detention Basin project in the amount of \$3,512.60.

**SUBMITTING DEPARTMENT:** Engineering *RJA*

**CITY MANAGER APPROVAL:** *[Signature]*

**BACKGROUND INFORMATION:**

The city's consulting engineer for this project (Stantec) administered this construction contract for the construction of a regional stormwater detention basin system in the Dunbarton Pines subdivision. Work was substantially complete in late 2007 and the contractor, DeAngelis Landscaping, Inc., completed remaining punchlist work items this year.

Stantec has executed and submitted the attached documents verifying the final contract payment amount that is due to DeAngelis (Stantec's Final Pay Estimate No. 8, and Final Balancing Change Order No. 5, attached).

According to Stantec, the stormwater detention basin construction work performed by the contractor was in substantial compliance with the plans and specifications, and final payment in the amount of \$3,512.60 is appropriate (Stantec's August 4, 2008 letter, attached). In addition, the City Attorney has reviewed supporting documentation and found it to be in an acceptable form (Beth Kudla's September 11, 2008 letter, attached), with the exception of two administrative items that have since been addressed by the contractor.

The original contract was approved at the August 23, 2004 City Council meeting in the amount of \$531,571.62. One-half of this amount was funded by a federal grant administered by the Rouge Project Office. The final payment brings the total in construction expenditures on this project to \$669,976.85. Two large change orders were issued to address with an unanticipated standing water issue in the north basin and included re-grading and re-planting the basin.

**RECOMMENDED ACTION:** Approval of the final balancing change order and final payment to DeAngelis Landscaping, Inc. for the Dunbarton Regional Stormwater Detention Basin project in the amount of \$3,512.60.

	1	2	Y	N
Mayor Landry				
Mayor Pro Tem Capello				
Council Member Crawford				
Council Member Gatt				

	1	2	Y	N
Council Member Margolis				
Council Member Mutch				
Council Member Staudt				

September 11, 2008

30903 Northwestern Highway  
P.O. Box 3040  
Farmington Hills, MI 48335-3040  
Tel: 248-851-9500  
Fax: 248-851-2158  
www.secretwardle.com

Suzanne Moreno, Finance Department  
City of Novi  
45175 West Ten Mile Road  
Novi, Michigan 48375

**Re: Dunbarton Regional Detention Basin  
DeAngelis Landscape, Inc. – Closing Documents  
Our File No. 55142 NOV**

Elizabeth M. Kudla  
Direct 248-539-2846  
ekudla@secretwardle.com

Dear Ms. Moreno:

We have received and reviewed the following closing documents you have provided for the Dunbarton Regional Detention Basin:

- Change Order No. 5
- Engineer's Final Certificate (No. 8)
- Contractor's Sworn Statement
- Consent of Surety
- Waivers of Lien

It appears that the City Engineer has reviewed and confirmed the accuracy of Change Order No. 5 and Engineer's Certificate No. 8. The documents appear to be generally in order with the following minor exceptions:

1. The names and titles of each signatory signing a Full Unconditional Waiver should print his or her name and title below his or her signature.
2. The revised Maintenance and Guarantee Bond should be provided prior to release of the final payment.

Please let us know if you need anything additional or if you have any questions regarding the above, please do not hesitate to call.

Very truly yours,

  
ELIZABETH M. KUDLA

EMK

cc: Clay Pearson, City Manager  
Kathy Smith-Roy, Finance Director  
Thomas R. Schultz, Esquire

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Stantec Consulting Michigan Inc.  
3959 Research Park Drive  
Ann Arbor MI 48108-2216  
Tel: (734) 761-1010  
Fax: (734) 761-1200

## Stantec

August 4, 2008  
File: 2075023801

City of Novi  
45175 West Ten Mile Road  
Novi, Michigan 48375-5683

**Attention: Mr. Rob Hayes, PE, City Engineer**

Dear Mr. Hayes:

**Reference: Dunbarton Regional Detention Basin  
Change Order No. 5 and Engineer's Certificate No. 8 (Final)**

Enclosed please find Change Order No. 5 for the above referenced project. This change order is being issued to reconcile the construction contract quantities to the final field measured quantities and associated final construction cost. This change order results in a reduction to the current Contract in the amount of \$7,199.50.

Also enclosed please find Final Engineer's Certificate No. 8 for the period ending July 31, 2008. We are recommending final payment in the amount of \$3,512.60 to DeAngelis Landscape, Inc. This Engineer's Certificate covers the release of all funds in the retained funds account as well as a balance payment for the Bollards and Chains Work Item. Please note that it is necessary to pay out this Work Item No. 12 of the Contract because a deduction from the Contract in the amount of this item was taken as part of Change Order No. 1. In order to make this a zero balance, payment on this item is necessary.

As stated in our June 5, 2008 correspondence to you for Engineer's Certificate No. 7, we were holding \$2,500 in retainage until all project close-out documents were submitted by DeAngelis. Since we have received all final paperwork for the project from DeAngelis, the final retainage can be released and the final payment issued upon review and approval of this paperwork by the City. The project will then be officially closed. In addition to this payment, DeAngelis should receive a check from the City for any accrued interest from the Retained Funds Account as stated in the City Contract General Conditions.

Please send a copy of the certificate with payment to DeAngelis Landscape, Inc. If you have any questions, please do not hesitate to contact us.

Sincerely,

**STANTEC CONSULTING MICHIGAN INC.**

  
George A. Tsakoff  
Civil Group Manager  
Tel: (734) 214-1887  
Fax: (734) 761-1200  
george.tsakoff@stantec.com

Attachment: Change Order No. 5; Engineer Certificate No. 8; Supplement Spreadsheet

c. Aaron Staup, City of Novi  
Larry Berry, DeAngelis



**Stantec**

3959 Research Park Drive  
Ann Arbor, Michigan 48108-2219  
734-761-1010  
734-761-1200 (Fax)

# CONTRACT CHANGE ORDER

No: 5

To: DeAngelis Landscaping, Inc. Date: July 31, 2008 Project No: 2075023801

Contract: Dunbarton Basin - North/South Owner: City of Novi

Location: Dunbarton Subdivision

You are hereby requested to comply with the following changes from the contract plans & specifications:

Item No.	Description of Changes - Quantities, Units, Unit Prices, Change in Completion Schedule, Etc.	Decrease in Contract Price	Increase in Contract Price
1	Reconciliation of the original contract quantities and cost to the actual field measured quantities and resulting final cost.	\$ (7,199.50)	
Change in Contract Price Due to this Change Order:			
Total Decrease		\$ (7,199.50)	
Total Increase			\$ -
Net Decrease in Contract Price		\$ (7,199.50)	
Original Contract Price			\$ 531,571.62
Total Net Change by Change Order No. 1, 2, 3 & 4			\$ 145,604.73
Total Amount of Contract Prior to this Change Order			\$ 677,176.35
Net Deduction this Change Order No. 5			\$ (7,199.50)
Net Amount of Contract to Date			\$ 669,976.85

Contract completion time is unchanged.

This document shall become an amendment to the contract and all provisions of the contract will apply hereto.

Recommended by:   
George A. Tsakoff  
Stantec Consulting

Approved By:   
City of Novi

Accepted By:   
Larry Berry  
DeAngelis Landscape Inc.  
C.O. No. 5



**Stantec**

3959 Research Park Drive  
Ann Arbor, Michigan 48108-2219  
734-761-1010  
734-761-1200 (Fax)

DATE: July 31, 2008

**ENGINEER'S CERTIFICATE (FINAL)**

No: 8 Project No.: 2075098701 Period Ending: July 31, 2008

**ESTIMATE OF WORK DONE AND MATERIALS FURNISHED**


**CONTRACTOR:** DeAngelis Landscaping, Inc.  
22425 Van Horn Road  
Woodhaven, Michigan 48183

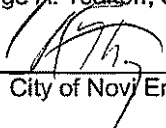
**CONTRACT FOR:** Dunbarton Detention Basins - North & South

**OWNER:** City of Novi Engineering Division

**SUMMARY**

<b>ORIGINAL CONTRACT AMOUNT</b>	<u>\$ 531,571.62</u>
<b>NET CHANGE BY CHANGE ORDERS</b>	<u>\$ 138,405.23</u>
<b>CURRENT CONTRACT AMOUNT</b>	<u>\$ 669,976.85</u>
<b>TOTAL EARNED ON CONTRACT TO DATE</b>	<u>\$ 669,976.85</u>
<b>COUNTERCHARGES</b>	
a. Retentions _____ %	<u>\$ -</u>
b. Deductions _____	
<b>TOTAL COUNTERCHARGES</b>	<u>\$ -</u>
<b>NET TOTAL DUE</b>	<u>\$ 669,976.85</u>
<b>PREVIOUS PAYMENTS RECOMMENDED</b>	<u>\$ 666,464.25</u>
<b>BALANCE DUE THIS PAYMENT</b>	<u>\$ 3,512.60</u>

RECOMMENDED BY:   
George A. Tsakoff, Stantec Project Manager

APPROVED BY:   
City of Novi Engineering Division



**Stantec**

Date: July 29, 2008  
 Owner: City of Novi  
 Contractor: DeAngelis Landscape Inc.

**CHANGE ORDER NO. 5 & FINAL ENGINEER'S CERTIFICATE NO. 8 SUPPLEMENT**

Project: Dunbarton Regional Detention Basin  
 2075023908  
 Period Ending: July 31, 2008

Item No.	Item of Work	Contract Quantity and Dollars			Final Actual Quantity			Final Actual Dollars			Total Amount (FINAL)	Price Reconciliation	
		Quantity	Unit	Unit Price	Total Price (CONTRACT)	Current Period Totals	Previous Totals	Total to Date	Current Period Amount	Previous Total			Total to Date
1	Mobilization	1.00	LS	\$ 13,983.94	\$ 13,983.94	0.00	1.00	1.00	\$ -	\$ 13,983.94	\$ 13,983.94	\$ 13,983.94	\$ -
2	Preconstruction Video	1.00	LS	\$ 3,057.32	\$ 3,057.32	0.00	1.00	1.00	\$ -	\$ 3,057.32	\$ 3,057.32	\$ 3,057.32	\$ -
3	Repair Existing Inlet Spillway	1.00	LS	\$ 2,989.00	\$ 2,989.00	0.00	1.00	1.00	\$ -	\$ 2,989.00	\$ 2,989.00	\$ 2,989.00	\$ -
4	Mud Tracking Control Device	2.00	EA	\$ 3,513.60	\$ 7,027.20	0.00	2.00	2.00	\$ -	\$ 7,027.20	\$ 7,027.20	\$ 7,027.20	\$ -
5	Silt Fence	1,600.00	LF	\$ 1.98	\$ 3,168.00	0.00	1,600.00	1,600.00	\$ -	\$ 3,168.00	\$ 3,168.00	\$ 3,168.00	\$ -
6	Soil Erosion Control	1.00	LS	\$ 134.20	\$ 134.20	0.00	1.00	1.00	\$ -	\$ 134.20	\$ 134.20	\$ 134.20	\$ -
7	Property and Tree Protection Fence	2,100.00	LF	\$ 2.20	\$ 4,620.00	0.00	2,100.00	2,100.00	\$ -	\$ 4,620.00	\$ 4,620.00	\$ 4,620.00	\$ -
8	Demolition	1.00	LS	\$ 7,222.40	\$ 7,222.40	0.00	1.00	1.00	\$ -	\$ 7,222.40	\$ 7,222.40	\$ 7,222.40	\$ -
9	Temporary Check Dams	2.00	EA	\$ 176.90	\$ 353.80	0.00	2.00	2.00	\$ -	\$ 353.80	\$ 353.80	\$ 353.80	\$ -
10	Dewatering	1.00	LS	\$ 7,320.00	\$ 7,320.00	0.00	1.00	1.00	\$ -	\$ 7,320.00	\$ 7,320.00	\$ 7,320.00	\$ -
11	Grass Pavers	330.00	SYD	\$ 34.45	\$ 11,368.50	0.00	430.00	430.00	\$ -	\$ 14,813.50	\$ 14,813.50	\$ 14,813.50	\$ 3,445.00
12	Bollards and Chain	1.00	PR	\$ 1,012.60	\$ 1,012.60	1.00	0.00	1.00	\$ 1,012.60	\$ -	\$ 1,012.60	\$ 1,012.60	\$ -
13	Clearing, Grubbing, and Tree Removal 3" to 6" Diameter Rip Rap with Geotextile	1.00	LS	\$ 29,768.00	\$ 29,768.00	0.00	1.00	1.00	\$ -	\$ 29,768.00	\$ 29,768.00	\$ 29,768.00	\$ -
14	(was 520 syd)	40.00	SYD	\$ 37.58	\$ 1,503.20	0.00	40.00	40.00	\$ -	\$ 1,503.20	\$ 1,503.20	\$ 1,503.20	\$ -
15	Earthwork	1.00	LS	\$ 120,780.00	\$ 120,780.00	0.00	1.00	1.00	\$ -	\$ 120,780.00	\$ 120,780.00	\$ 120,780.00	\$ -
16	Sediment Forebays	3.00	EA	\$ 7,899.50	\$ 23,698.50	0.00	3.00	3.00	\$ -	\$ 23,698.50	\$ 23,698.50	\$ 23,698.50	\$ -
17	Inlet Weir	1.00	LS	\$ 17,360.60	\$ 17,360.60	0.00	1.00	1.00	\$ -	\$ 17,360.60	\$ 17,360.60	\$ 17,360.60	\$ -
18	Storm Manhole	1.00	EA	\$ 2,064.24	\$ 2,064.24	0.00	1.00	1.00	\$ -	\$ 2,064.24	\$ 2,064.24	\$ 2,064.24	\$ -
19	Outlet Structure	1.00	LS	\$ 3,123.20	\$ 3,123.20	0.00	1.00	1.00	\$ -	\$ 3,123.20	\$ 3,123.20	\$ 3,123.20	\$ -
20	Drainage Control Structure	1.00	LS	\$ 1,726.30	\$ 1,726.30	0.00	1.00	1.00	\$ -	\$ 1,726.30	\$ 1,726.30	\$ 1,726.30	\$ -
21	Open Cut 21 Inch CL IV RCP Deleted	0.00	LF	\$ 92.01	\$ -	0.00	0.00	0.00	\$ -	\$ -	\$ -	\$ -	\$ -
22	Open Cut 21 Inch CL V RCP Deleted	0.00	LF	\$ 104.55	\$ -	0.00	0.00	0.00	\$ -	\$ -	\$ -	\$ -	\$ -
23	Subgrade Preparation	2.23	AC	\$ 2,928.00	\$ 6,529.44	0.00	2.23	2.23	\$ -	\$ 6,529.44	\$ 6,529.44	\$ 6,529.44	\$ -
24	Erosion Control Blanket	13,262.00	SYD	\$ 0.98	\$ 12,996.76	0.00	13,262.00	13,262.00	\$ -	\$ 12,996.76	\$ 12,996.76	\$ 12,996.76	\$ -
25	Lawn Seed	0.51	AC	\$ 1,830.00	\$ 933.30	0.00	0.76	0.76	\$ -	\$ 1,390.80	\$ 1,390.80	\$ 1,390.80	\$ 457.50
<b>NATIVE SEED</b>													
26	Wet Meadow Seed	0.30	AC	\$ 4,392.00	\$ 1,317.60	0.00	0.30	0.30	\$ -	\$ 1,317.60	\$ 1,317.60	\$ 1,317.60	\$ -
27	Dry Prairie Seed	1.20	AC	\$ 4,392.00	\$ 5,270.40	0.00	1.20	1.20	\$ -	\$ 5,270.40	\$ 5,270.40	\$ 5,270.40	\$ -
28	Prairie Seed	0.73	AC	\$ 4,392.00	\$ 3,206.16	0.00	0.73	0.73	\$ -	\$ 3,206.16	\$ 3,206.16	\$ 3,206.16	\$ -
29	Erosion Control Seed	1.00	LS	\$ 4,026.00	\$ 4,026.00	0.00	1.00	1.00	\$ -	\$ 4,026.00	\$ 4,026.00	\$ 4,026.00	\$ -
<b>WET MEADOW PLUGS</b>													
30	Carex Emoryi (Riverbank Sedge)	261.00	EA	\$ 4.64	\$ 1,211.04	0.00	261.00	261.00	\$ -	\$ 1,211.04	\$ 1,211.04	\$ 1,211.04	\$ -
31	Carex Grayii (Gray's Sedge)	261.00	EA	\$ 4.64	\$ 1,211.04	0.00	261.00	261.00	\$ -	\$ 1,211.04	\$ 1,211.04	\$ 1,211.04	\$ -
32	Carex Stipata (Awl-fruited Sedge)	261.00	EA	\$ 4.64	\$ 1,211.04	0.00	261.00	261.00	\$ -	\$ 1,211.04	\$ 1,211.04	\$ 1,211.04	\$ -
33	Carex Vulpinoidea (Fox Sedge)	261.00	EA	\$ 4.64	\$ 1,211.04	0.00	261.00	261.00	\$ -	\$ 1,211.04	\$ 1,211.04	\$ 1,211.04	\$ -
34	Iris Virginica (Blue Flag Iris)	261.00	EA	\$ 4.64	\$ 1,211.04	0.00	261.00	261.00	\$ -	\$ 1,211.04	\$ 1,211.04	\$ 1,211.04	\$ -
35	Juncus Effusus (Soft-Stemmed Bulrush)	1,046.00	EA	\$ 3.94	\$ 4,121.24	0.00	1,046.00	1,046.00	\$ -	\$ 4,121.24	\$ 4,121.24	\$ 4,121.24	\$ -
36	Scirpus Fluvialis (River Bulrush)	1,046.00	EA	\$ 3.94	\$ 4,121.24	0.00	1,046.00	1,046.00	\$ -	\$ 4,121.24	\$ 4,121.24	\$ 4,121.24	\$ -
37	Scirpus Pendulus (Red Bulrush)	1,046.00	EA	\$ 3.94	\$ 4,121.24	0.00	1,046.00	1,046.00	\$ -	\$ 4,121.24	\$ 4,121.24	\$ 4,121.24	\$ -
38	Spartina Pectinata (Prairie Cord Grass)	784.00	EA	\$ 4.64	\$ 3,637.76	0.00	784.00	784.00	\$ -	\$ 3,637.76	\$ 3,637.76	\$ 3,637.76	\$ -
<b>DECIDUOUS/ORNAMENTAL TREES</b>													
39	Acer Saccharum (2.5")	6.00	EA	\$ 337.03	\$ 2,022.18	0.00	6.00	6.00	\$ -	\$ 2,022.18	\$ 2,022.18	\$ 2,022.18	\$ -
40	Celtis Occidentalis (2.5")	7.00	EA	\$ 337.03	\$ 2,359.21	0.00	7.00	7.00	\$ -	\$ 2,359.21	\$ 2,359.21	\$ 2,359.21	\$ -
41	Liriodendron Tulipifera (2.5")	12.00	EA	\$ 337.03	\$ 4,044.36	0.00	12.00	12.00	\$ -	\$ 4,044.36	\$ 4,044.36	\$ 4,044.36	\$ -
42	Nyssa Sylvatica (2.5")	17.00	EA	\$ 337.03	\$ 5,729.51	0.00	17.00	17.00	\$ -	\$ 5,729.51	\$ 5,729.51	\$ 5,729.51	\$ -
43	Quercus Alba (2.5")	13.00	EA	\$ 337.03	\$ 4,381.39	0.00	13.00	13.00	\$ -	\$ 4,381.39	\$ 4,381.39	\$ 4,381.39	\$ -
44	Quercus Bicolor (2.5")	10.00	EA	\$ 337.03	\$ 3,370.30	0.00	10.00	10.00	\$ -	\$ 3,370.30	\$ 3,370.30	\$ 3,370.30	\$ -
45	Quercus Borealis (2.5")	15.00	EA	\$ 337.03	\$ 5,055.45	0.00	15.00	15.00	\$ -	\$ 5,055.45	\$ 5,055.45	\$ 5,055.45	\$ -
46	Quercus Coccinea (2.5")	18.00	EA	\$ 337.03	\$ 6,066.54	0.00	18.00	18.00	\$ -	\$ 6,066.54	\$ 6,066.54	\$ 6,066.54	\$ -
47	Salix Alba Tristis (2.5")	3.00	EA	\$ 337.03	\$ 1,011.09	0.00	3.00	3.00	\$ -	\$ 1,011.09	\$ 1,011.09	\$ 1,011.09	\$ -



**Stantec**

Date: July 29, 2008  
 Owner: City of Novi  
 Contractor: DeAngelis Landscape Inc.

**CHANGE ORDER NO. 5 & FINAL ENGINEER'S CERTIFICATE NO. 8 SUPPLEMENT**

Project: Dunbarton Regional Detention Basin  
 2075023800  
 Period Ending: July 31, 2008

Item No.	Item of Work	Contract Quantity and Dollars			Final Actual Quantity			Final Actual Dollars			Total Amount (FINAL)	Price Reconciliation	
		Quantity	Unit	Unit Price	Total Price (CONTRACT)	Current Period Totals	Previous Totals	Total to Date	Current Period Amount	Previous Total			Total to Date
	<b>EVERGREEN TREES</b>												
48	Picea Abies (7')	7.00	EA	\$ 301.95	\$ 2,113.65	0.00	7.00	7.00	\$ -	\$ 2,113.65	\$ 2,113.65	\$ 2,113.65	\$ -
	<b>MAINTENANCE/GUARANTEE</b>												
49	Landscape Maint. & Guarantee 2 years	1.00	LS	\$ 6,100.00	\$ 6,100.00	0.00	1.00	1.00	\$ -	\$ 6,100.00	\$ 6,100.00	\$ 6,100.00	\$ -
	<b>DETENTION POND #2 OUTLET PIPE</b>												
50	Open Cut 21 Inch Class IV RCP	49.00	LF	\$ 98.05	\$ 4,804.45	0.00	49.00	49.00	\$ -	\$ 4,804.45	\$ 4,804.45	\$ 4,804.45	\$ -
51	Bore and Jack 21 Inch Class IV RCP	150.00	LF	\$ 510.00	\$ 76,500.00	0.00	150.00	150.00	\$ -	\$ 76,500.00	\$ 76,500.00	\$ 76,500.00	\$ -
	<b>DETENTION POND EQUALIZATION PIPE</b>												
52	Open Cut 21 Inch Class IV RCP	143.00	LF	\$ 98.05	\$ 14,021.15	0.00	143.00	143.00	\$ -	\$ 14,021.15	\$ 14,021.15	\$ 14,021.15	\$ -
53	Bore and Jack 21 Inch Class IV RCP	175.00	LF	\$ 505.00	\$ 88,375.00	0.00	175.00	175.00	\$ -	\$ 88,375.00	\$ 88,375.00	\$ 88,375.00	\$ -
	Deduct Cost of Deleted Clearing, Grub.,												
54	Tree Rem. 1/2 (Sheet C-1)	1.00	LS	\$ (13,000.00)	\$ (13,000.00)	0.00	1.00	1.00	\$ -	\$ (13,000.00)	\$ (13,000.00)	\$ (13,000.00)	\$ -
	<b>CHANGE ORDER NO. 1</b>												
1	Tree Planting For Weiss House	1.00	LS	\$ 5,790.94	\$ 5,790.94	0.00	1.00	1.00	\$ -	\$ 5,790.94	\$ 5,790.94	\$ 5,790.94	\$ -
2	Delete Bollards With Chain	1.00	LS	\$ (1,012.60)	\$ (1,012.60)	0.00	1.00	1.00	\$ -	\$ (1,012.60)	\$ (1,012.60)	\$ (1,012.60)	\$ -
3	Extra Jack and Bore Costs	1.00	LS	\$ 4,988.00	\$ 4,988.00	0.00	1.00	1.00	\$ -	\$ 4,988.00	\$ 4,988.00	\$ 4,988.00	\$ -
	<b>CHANGE ORDER NO. 2</b>												
1	Replace the 6A Stone Around Standpipe	1.00	LS	\$ 1,523.34	\$ 1,523.34	0.00	1.00	1.00	\$ -	\$ 1,523.34	\$ 1,523.34	\$ 1,523.34	\$ -
2	Install Silt Fence Around Standpipe	1.00	LS	\$ 206.64	\$ 206.64	0.00	1.00	1.00	\$ -	\$ 206.64	\$ 206.64	\$ 206.64	\$ -
3	Remove Topsoil to 1' Beyond Channel	1.00	LS	\$ 4,524.27	\$ 4,524.27	0.00	1.00	1.00	\$ -	\$ 4,524.27	\$ 4,524.27	\$ 4,524.27	\$ -
4	Install Gravel Drain at Flow Channel	1.00	LS	\$ 16,500.70	\$ 16,500.70	0.00	1.00	1.00	\$ -	\$ 16,500.70	\$ 16,500.70	\$ 16,500.70	\$ -
5	Low Flow Channel Fill Topsoil/Sand	1.00	LS	\$ 6,749.23	\$ 6,749.23	0.00	1.00	1.00	\$ -	\$ 6,749.23	\$ 6,749.23	\$ 6,749.23	\$ -
6	Restoration and Removal	1.00	LS	\$ 4,331.42	\$ 4,331.42	0.00	1.00	1.00	\$ -	\$ 4,331.42	\$ 4,331.42	\$ 4,331.42	\$ -
7	Profit and Overhead	1.00	LS	\$ 5,075.24	\$ 5,075.24	0.00	1.00	1.00	\$ -	\$ 5,075.24	\$ 5,075.24	\$ 5,075.24	\$ -
	<b>CHANGE ORDER NO. 3</b>												
1	Inst/Rem Mud Mat and Install Sod	1.00	LS	\$ 8,100.00	\$ 8,100.00	0.00	1.00	1.00	\$ -	\$ 8,100.00	\$ 8,100.00	\$ 8,100.00	\$ -
2	Install 15" RCP and Rep. Stone Filter	1.00	LS	\$ 5,975.00	\$ 5,975.00	0.00	1.00	1.00	\$ -	\$ 5,975.00	\$ 5,975.00	\$ 5,975.00	\$ -
3	Rev. Grading and Import/Spread 750 CY Topsoil, Install Cobblestone	1.00	LS	\$ 35,400.00	\$ 35,400.00	0.00	1.00	1.00	\$ -	\$ 35,400.00	\$ 35,400.00	\$ 35,400.00	\$ -
4	Install Bypass Channel and RipRap	1.00	LS	\$ 2,500.00	\$ 2,500.00	0.00	1.00	1.00	\$ -	\$ 2,500.00	\$ 2,500.00	\$ 2,500.00	\$ -
5	Reseed Bottom of Basin (2,588 SY Prairie and 458 SY Wetland	1.00	LS	\$ 4,975.00	\$ 4,975.00	0.00	1.00	1.00	\$ -	\$ 4,975.00	\$ 4,975.00	\$ 4,975.00	\$ -
6	Install Slide Gate	1.00	LS	\$ 5,850.00	\$ 5,850.00	0.00	1.00	1.00	\$ -	\$ 5,850.00	\$ 5,850.00	\$ 5,850.00	\$ -
	<b>CHANGE ORDER NO. 4</b>												
1	Increased Topsoil Quantity	1.00	LS	\$ 16,627.55	\$ 16,627.55	0.00	1.00	1.00	\$ -	\$ 16,627.55	\$ 16,627.55	\$ 16,627.55	\$ -
2	Additional Tree Transplants & Removals, Dress Up Rip Rap at 36" End Section	1.00	LS	\$ 17,500.00	\$ 17,500.00	0.00	0.37	0.37	\$ -	\$ 6,398.00	\$ 6,398.00	\$ 6,398.00	\$ (11,102.00)
	<b>CHANGE ORDER NO. 5</b>												
1	Quantity and Price Reconciliation	1.00	LS	\$ (7,199.50)	\$ (7,199.50)								\$ (7,199.50)
<b>TOTAL BASE BID PRICE (1-54) Including COs 1-5:</b>					<b>\$ 669,976.85</b>				<b>\$ 1,012.60</b>	<b>\$ 668,964.25</b>	<b>\$ 669,976.85</b>	<b>\$ 669,976.85</b>	

NOTE: ITEM # 12 FOR BOLLARDS AND CHAINS IS BEING PAID IN FULL TO OFFSET THE DEDUCTION ALREADY TAKEN AS PART OF CHANGE ORDER NO. 1. THIS RESULTS IN A NET ZERO PAYMENT.

## Application and Certificate for Payment

<b>TO OWNER:</b> City of Novi 45175 West Ten Mile Rd Novi, Michigan 48375	<b>PROJECT:</b> Dunbarton Regional Detention Basin Novi, Michigan	<b>APPLICATION NO:</b> 8	<b>Distribution to:</b>
		<b>PERIOD TO:</b> 07/31/08	OWNER <input type="checkbox"/>
		<b>CONTRACT FOR:</b>	ARCHITECT <input type="checkbox"/>
<b>FROM CONTRACTOR:</b> DeAngelis Landscape, Inc. 22425 Van Horn Road Woodhaven, Michigan 48183	<b>VIA ARCHITECT:</b>	<b>CONTRACT DATE:</b> 08/24/04	CONTRACTOR <input type="checkbox"/>
		<b>PROJECT NOS:</b> / /	FIELD <input type="checkbox"/>
			OTHER <input type="checkbox"/>

### 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 .....	\$ 531,571.62
2. Net change by Change Orders .....	\$ 138,405.23
3. CONTRACT SUM TO DATE (Line 1 + 2) .....	\$ 669,976.85
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703) .....	\$ 669,976.85
<b>5. RETAINAGE:</b>	
a. <u>0</u> % of Completed Work (Column D + E on G703)	\$ -
b. <u>0</u> % of Stored Material (Column F on G703)	\$ -
Total Retainage (Lines 5a + 5b or Total in Column I of G703) .....	\$ -
6. TOTAL EARNED LESS RETAINAGE .....	\$ 669,976.85
(Line 4 Less Line 5 Total)	
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT .....	\$ 666,464.25
(Line 6 from prior Certificate)	
8. CURRENT PAYMENT DUE .....	\$ 3,512.60
9. BALANCE TO FINISH, INCLUDING RETAINAGE .....	\$ -
(Line 3 less Line 6)	

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$ 145,604.75	\$ -
Total approved this Month	\$ -	\$ 7,199.50
<b>TOTALS</b>	<b>\$ 145,604.75</b>	<b>\$ 7,199.50</b>
<b>NET CHANGES by Change Order</b>	<b>\$ Add/(Deduct):</b>	<b>138,405.23</b>

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:** DEANGELIS LANDSCAPE INC.  
 By: [Signature] Date: 07/31/08  
 State of: Michigan Larry L. Berry, Corporate Secretary  
 County of: Wayne  
 Subscribed and sworn to before me this 31 day of July, 2008  
 Notary Public: [Signature]  
 My Commission expires: October 14, 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 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** ..... \$ \_\_\_\_\_  
 (Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

**ARCHITECT:**  
 By: \_\_\_\_\_ Date: \_\_\_\_\_

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



**TO OWNER:** City of Novi  
45175 West Ten Mile Road  
Novi, MI 48375

**Project:** Dunbarton Regional Detention Basin  
Novi, MI

**FROM CONTRACTOR:** DeAngelis Landscape Incorporated  
22425 Van Horn Road  
Woodhaven, Michigan 48183

**Contract Date:** 8/24/04

**Period:** 05/29/08 TO 07/31/08

Invoice No. 8

ITEM NO.	DESCRIPTION	CONTR. QUANTITY	UNIT	PRICE	CONTR. AMOUNT	UNITS COMPLETED			DOLLAR VALUE	
						PREV'LY COMPLETE	CURRENT COMPLETE	TOTAL COMPLETE	CURRENT AMOUNT	TOTAL AMOUNT
1	Mobilization	1	LS	13,983.94	13,983.94	1.00	0.00	1.00	\$ -	\$ 13,983.94
2	Preconstruction Video	1	LS	3,057.32	3,057.32	1.00	0.00	1.00	\$ -	\$ 3,057.32
3	Repair Existing Inlet Spillway	1	LS	2,989.00	2,989.00	1.00	0.00	1.00	\$ -	\$ 2,989.00
4	Mud Tracking Control Device	2	EA	3,513.60	7,027.20	2.00	0.00	2.00	\$ -	\$ 7,027.20
5	Silt Fence	1600	LF	1.98	3,168.00	1,600.00	0.00	1,600.00	\$ -	\$ 3,168.00
6	Soil Erosion Control	1	LS	134.20	134.20	1.00	0.00	1.00	\$ -	\$ 134.20
7	Property and Tree Protection Fence	2100	LF	2.20	4,620.00	2,100.00	0.00	2,100.00	\$ -	\$ 4,620.00
8	Demolition	1	LS	7,222.40	7,222.40	1.00	0.00	1.00	\$ -	\$ 7,222.40
9	Temporary Check Dams	2	EA	176.90	353.80	2.00	0.00	2.00	\$ -	\$ 353.80
10	Dewatering	1	LS	7,320.00	7,320.00	1.00	0.00	1.00	\$ -	\$ 7,320.00
11	Grass Pavers	330	SYD	34.45	11,368.50	430.00	0.00	430.00	\$ -	\$ 14,813.50
12	Bollards and Chain	1	PR	1,012.60	1,012.60	0.00	1.00	1.00	\$ 1,012.60	\$ 1,012.60
13	Clearing, Grubbing, and Tree Removal	1	LS	29,768.00	29,768.00	1.00	0.00	1.00	\$ -	\$ 29,768.00
14	3" to 6" Diameter Rip Rap with Geotextile (V	40	SYD	37.58	1,503.20	40.00	0.00	40.00	\$ -	\$ 1,503.20
15	Earthwork	1	LS	120,780.00	120,780.00	1.00	0.00	1.00	\$ -	\$ 120,780.00
16	Sediment Forebays	3	EA	7,899.50	23,698.50	3.00	0.00	3.00	\$ -	\$ 23,698.50
17	Inlet Weir	1	LS	17,360.60	17,360.60	1.00	0.00	1.00	\$ -	\$ 17,360.60
18	Storm Manhole	1	EA	2,064.24	2,064.24	1.00	0.00	1.00	\$ -	\$ 2,064.24
19	Outlet Structure	1	LS	3,123.20	3,123.20	1.00	0.00	1.00	\$ -	\$ 3,123.20
20	Drainage Control Structure	1	LS	1,726.30	1,726.30	1.00	0.00	1.00	\$ -	\$ 1,726.30
21	Open Cut 21 Inch CL IV RCP Deleted	0	LF	92.01	0.00	0.00	0.00	0.00	\$ -	\$ -
22	Open Cut 21 Inch CL V RCP Deleted	0	LF	104.55	0.00	0.00	0.00	0.00	\$ -	\$ -
23	Subgrade Preparation	2.23	AC	2,928.00	6,529.44	2.23	0.00	2.23	\$ -	\$ 6,529.44
24	Erosion Control Blanket	13262	SYD	0.98	12,996.76	13,262.00	0.00	13,262.00	\$ -	\$ 12,996.76
25	Lawn Seed	0.51	AC	1,830.00	933.30	0.76	0.00	0.76	\$ -	\$ 1,390.80

<b>TO OWNER:</b> City of Novi 45175 West Ten Mile Road Novi, MI 48375	<b>Project:</b> Dunbarton Regional Detention Basin Novi, MI
<b>FROM CONTRACTOR:</b> DeAngelis Landscape Incorporated 22425 Van Horn Road Woodhaven, Michigan 48183	<b>Contract Date:</b> 8/24/04  <b>Period:</b> 05/29/08 TO 07/31/08

Invoice No. 8

ITEM NO.	DESCRIPTION	CONTR. QUANTITY	UNIT	PRICE	CONTR. AMOUNT	UNITS COMPLETED			DOLLAR VALUE	
						PREV. LY. COMPLETE	CURRENT COMPLETE	TOTAL COMPLETE	CURRENT AMOUNT	TOTAL AMOUNT
<b>NATIVE SEED</b>										
26	Wet Meadow Seed	0.30	AC	4,392.00	1,317.60	0.30	0.00	0.30	\$ -	\$ 1,317.60
27	Dry Prairie Seed	1.20	AC	4,392.00	5,270.40	1.20	0.00	1.20	\$ -	\$ 5,270.40
28	Prairie Seed	0.73	AC	4,392.00	3,206.16	0.73	0.00	0.73	\$ -	\$ 3,206.16
29	Erosion Control Seed	1	LS	4,026.00	4,026.00	1.00	0.00	1.00	\$ -	\$ 4,026.00
<b>WET MEADOW PLUGS</b>										
30	Carex Emoryi (Riverbank Sedge)	261	EA	4.64	1,211.04	261.00	0.00	261.00	\$ -	\$ 1,211.04
31	Carex Grayii (Gray's Sedge)	261	EA	4.64	1,211.04	261.00	0.00	261.00	\$ -	\$ 1,211.04
32	Carex Stipata (Awl-fruited Sedge)	261	EA	4.64	1,211.04	261.00	0.00	261.00	\$ -	\$ 1,211.04
33	Carex Vulpinoidea (Fox Sedge)	261	EA	4.64	1,211.04	261.00	0.00	261.00	\$ -	\$ 1,211.04
34	Iris Virginica (Blue Flag Iris)	261	EA	4.64	1,211.04	261.00	0.00	261.00	\$ -	\$ 1,211.04
35	Juncus Effusus (Soft-Stemmed Bulrush)	1046	EA	3.94	4,121.24	1,046.00	0.00	1,046.00	\$ -	\$ 4,121.24
36	Scirpus Fluviatillis (River Bulrush)	1046	EA	3.94	4,121.24	1,046.00	0.00	1,046.00	\$ -	\$ 4,121.24
37	Scirpus Pendulus (Red Bulrush)	1046	EA	3.94	4,121.24	1,046.00	0.00	1,046.00	\$ -	\$ 4,121.24
38	Spartina Pectinata (Prairie Cord Grass)	784	EA	4.64	3,637.76	784.00	0.00	784.00	\$ -	\$ 3,637.76
<b>DECIDUOUS/ORNAMENTAL TREES</b>										
39	Acer Saccharum (2.5")	6	EA	337.03	2,022.18	6.00	0.00	6.00	\$ -	\$ 2,022.18
40	Celtis Occidentalis (2.5")	7	EA	337.03	2,359.21	7.00	0.00	7.00	\$ -	\$ 2,359.21
41	Liriodendron Tulpifera (2.5")	12	EA	337.03	4,044.36	12.00	0.00	12.00	\$ -	\$ 4,044.36
42	Nyssa Sylvatica (2.5")	17	EA	337.03	5,729.51	17.00	0.00	17.00	\$ -	\$ 5,729.51
43	Quercus Alba (2.5")	13	EA	337.03	4,381.39	13.00	0.00	13.00	\$ -	\$ 4,381.39
44	Quercus Bicolor (2.5")	10	EA	337.03	3,370.30	10.00	0.00	10.00	\$ -	\$ 3,370.30
45	Quercus Borealis (2.5")	15	EA	337.03	5,055.45	15.00	0.00	15.00	\$ -	\$ 5,055.45
46	Quercus Coccinea (2.5")	18	EA	337.03	6,066.54	18.00	0.00	18.00	\$ -	\$ 6,066.54
47	Salix Alba Tristis (2.5")	3	EA	337.03	1,011.09	3.00	0.00	3.00	\$ -	\$ 1,011.09
<b>EVERGREEN TREES</b>										

<b>TO OWNER:</b> City of Novi 45175 West Ten Mile Road Novi, MI 48375	<b>Project:</b> Dunbarton Regional Detention Basin Novi, MI
<b>FROM CONTRACTOR:</b> DeAngelis Landscape Incorporated 22425 Van Horn Road Woodhaven, Michigan 48183	<b>Contract Date:</b> 8/24/04  <b>Period:</b> 05/29/08 TO 07/31/08

Invoice No. 8

ITEM NO.	DESCRIPTION	CONTR. QUANTITY	UNIT	PRICE	CONTR. AMOUNT	UNITS COMPLETED			DOLLAR VALUE	
						PREV'LY COMPLETE	CURRENT COMPLETE	TOTAL COMPLETE	CURRENT AMOUNT	TOTAL AMOUNT
48	Picea Abies (7)	7	EA	301.95	2,113.65	7.00	0.00	7.00	\$ -	\$ 2,113.65
	<b>MAINTENANCE/GUARANTEE</b>									
49	Landscape Maint. & Guarantee 2 years	1	LS	6,100.00	6,100.00	1.00	0.00	1.00	\$ -	\$ 6,100.00
	<b>DETENTION POND #2 OUTLET PIPE</b>									
50	Open Cut 21 Inch Class IV RCP	49	LF	98.05	4,804.45	49.00	0.00	49.00	\$ -	\$ 4,804.45
51	Bore and Jack 21 Inch Class IV RCP	150	LF	510.00	76,500.00	150.00	0.00	150.00	\$ -	\$ 76,500.00
	<b>DETENTION POND EQUALIZATION PIPE</b>									
52	Open Cut 21 Inch Class IV RCP	143	LF	98.05	14,021.15	143.00	0.00	143.00	\$ -	\$ 14,021.15
53	Bore and Jack 21 Inch Class IV RCP	175	LF	505.00	88,375.00	175.00	0.00	175.00	\$ -	\$ 88,375.00
54	Deduct Cost of Deleted Clearing, Grub., Tre	1	LS	-13,000.00	-13,000.00	1.00	0.00	1.00	\$ -	\$ (13,000.00)
	<b>CHANGE ORDER NO. 1</b>									
1	Tree Planting For Weiss House	1	LS	5,790.94	5,790.94	1.00	0.00	1.00	\$ -	\$ 5,790.94
2	Delete Bollards With Chain	1	LS	-1,012.60	-1,012.60	1.00	0.00	1.00	\$ -	\$ (1,012.60)
3	Extra Jack and Bore Costs	1	LS	4,988.00	4,988.00	1.00	0.00	1.00	\$ -	\$ 4,988.00
	<b>CHANGE ORDER NO. 2</b>									
1	Replace the 6A Stone Around Standpipe	1	LS	1,523.34	1,523.34	1.00	0.00	1.00	\$ -	\$ 1,523.34
2	Install Silt Fence Around Standpipe	1	LS	206.64	206.64	1.00	0.00	1.00	\$ -	\$ 206.64
3	Remove Topsoil to 1' Beyond Channel	1	LS	4,524.27	4,524.27	1.00	0.00	1.00	\$ -	\$ 4,524.27
4	Install Gravel Drain at Flow Channel	1	LS	16,500.70	16,500.70	1.00	0.00	1.00	\$ -	\$ 16,500.70
5	Low Flow Channel Fill Topsoil/Sand	1	LS	6,749.23	6,749.23	1.00	0.00	1.00	\$ -	\$ 6,749.23
6	Restoration and Removal	1	LS	4,331.42	4,331.42	1.00	0.00	1.00	\$ -	\$ 4,331.42
7	Profit and Overhead	1	LS	5,075.24	5,075.24	1.00	0.00	1.00	\$ -	\$ 5,075.24
	<b>CHANGE ORDER NO. 3</b>									
1	Inst/Rem Mud Mat and Install Sod	1	LS	8,100.00	8,100.00	1.00	0.00	1.00	\$ -	\$ 8,100.00
2	Install 15" RCP and Rep. Stone Filter	1	LS	5,975.00	5,975.00	1.00	0.00	1.00	\$ -	\$ 5,975.00
3	Rev. Grading and Import/Sprd 750 CY Topsoil, Install Cobblestone	1	LS	35,400.00	35,400.00	1.00	0.00	1.00	\$ -	\$ 35,400.00

<b>TO OWNER:</b> City of Novi 45175 West Ten Mile Road Novi, MI 48375	<b>Project:</b> Dunbarton Regional Detention Basin Novi, MI
<b>FROM CONTRACTOR:</b> DeAngelis Landscape Incorporated 22425 Van Horn Road Woodhaven, Michigan 48183	<b>Contract Date:</b> 8/24/04  <b>Period:</b> 05/29/08 TO 07/31/08

Invoice No. 8						UNITS COMPLETED			DOLLAR VALUE	
ITEM NO.	DESCRIPTION	CONTR. QUANTITY	UNIT	PRICE	CONTR. AMOUNT	PREV'LY COMPLETE	CURRENT COMPLETE	TOTAL COMPLETE	CURRENT AMOUNT	TOTAL AMOUNT
4	Install Bypass Channel and RipRap	1	LS	2,500.00	2,500.00	1.00	0.00	1.00	\$ -	\$ 2,500.00
5	Reseed Bottom of Basin (2,588 SY Prairie and 458 SY Wetland)	1	LS	4,975.00	4,975.00	1.00	0.00	1.00	\$ -	\$ 4,975.00
6	Install Slide Gate	1	LS	5,850.00	5,850.00	1.00	0.00	1.00	\$ -	\$ 5,850.00
<b>CHANGE ORDER NO. 4</b>										
1	Increased Topsoil Quantity	1	LS	16,627.55	16,627.55	1.00	0.00	1.00	\$ -	\$ 16,627.55
2	Additional Tree Transplants & Removals. Dress Up Rip Rap at 36" End Section	1	LS	17,500.00	17,500.00	0.37	0.41	0.78	\$ 7,199.50	\$ 13,597.50
<b>CHANGE ORDER NO. 5</b>										
1	Quantity and Price Reconciliation	1	LS	-7,199.50	-7,199.50	1.00	0.00	1.00	\$ (7,199.50)	\$ (7,199.50)
<b>Grand Total</b>					<b>\$ 669,976.85</b>	<b>100% Complete</b>			<b>\$ 1,012.60</b>	<b>\$ 669,976.85</b>



**FULL UNCONDITIONAL WAIVER**

I/we have a contract with *DeAngelis Landscape, Inc* to provide Bore and Jack Piping for the improvement to the property described as

*Dunbarton Retention Pond  
Novi, Michigan*

Having been fully paid and satisfied, all my/our construction lien rights against such property are hereby waived and released.

Lowe Construction Company

  
2535 Bader Road  
Horton, MI 49246

Signed on: 06-27-08  
(date)


**FULL UNCONDITIONAL WAIVER**

I/we have a contract with *DeAngelis Landscape, Inc* to provide *Silt Fence and Clearing* for the improvement to the property described as

*Dunbarton Detention Basin  
Novi, MI*

Having been fully paid and satisfied, all my/our construction lien rights against such property are hereby waived and released.

Progressive Timberlands



954 Business Park Drive, Suite 4  
Traverse City, Michigan 49686

Signed on: 10-27-04  
(date)

JUL 14 2008 10:06  
10:10

734 427 6645

HAYBALL TRANSPORT INC.

734-427-6645

P. 1

DE ANGELIS CONTRACTORS, INC. → 17344276645

NO. 174 0002


## FULL UNCONDITIONAL WAIVER

I/we have a contract with *DeAngelis Landscape, Inc* to provide *Aggregates* for the improvement to the property described as

*Dunbarton Detention Basin*  
*Novi, MI*

Having been fully paid and satisfied, all my/our construction lien rights against such property are hereby waived and released.

Hayball Transport, Inc.

  
1250 Farmington Road  
Livonia, MI 48150

Signed on: 7-14-08  
(date)



**FULL UNCONDITIONAL WAIVER**

I/we have a contract with *DeAngelis Landscape, Inc* to provide *Aggregates* for the improvement to the property described as

*Dunbarton Detention Basin  
Novi, MI*

*"Fall 04 & Spring 05"*

Having been fully paid and satisfied, all my/our construction lien rights against such property are hereby waived and released.

Sylvania Minerals

*Melissa Zulinishe*  
PO Box 634429  
Cincinnati, OH 45263-4429

Signed on: 7-14-08  
(date)

## FULL UNCONDITIONAL WAIVER

I/we have a contract with *DeAngelis Landscape, Inc* to provide *Plant Materials* for the improvement to the property described as

*Dunbarton Detention Basin*  
*Novi, MI*

Having been fully paid and satisfied, all my/our construction lien rights against such property are hereby waived and released.

Schichtel's Nursery, Inc.



6745 Chestnut Ridge Road  
Orchard Park, NY 14127

Signed on: 3/23/05  
(date)

**FULL UNCONDITIONAL WAIVER**

I/we have a contract with *DeAngelis Landscape, Inc* to provide *Plant Materials* for the improvement to the property described as

*Dunbarton Detention Basin  
Novi, MI*

Having been fully paid and satisfied, all my/our construction lien rights against such property are hereby waived and released.

Genesis Nursery, Inc.



23200 Hurd Road  
Tampico, IL 61283

Signed on: 7-7-08  
(date)

**CONSENT OF SURETY  
TO FINAL PAYMENT**

*AIA Document G707  
(Instructions on reverse side)*

OWNER   
ARCHITECT   
CONTRACTOR   
SURETY   
OTHER

Bond No. 6216030

TO OWNER:  
City of Novi, Michigan

ARCHITECT'S PROJECT NO.:  
  
CONTRACT FOR: Dunbarton Regional Detention Basins

PROJECT:  
Dunbarton Regional Detention Basins

CONTRACT DATED:

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the  
*(insert name and address of Surety)*

Safeco Insurance Company of America  
2800 W. Higgins Road, Suite 1000  
Hoffman Estates, IL 60169

, SURETY,

on bond of  
*(insert name and address of Contractor)*

DeAngelis Landscape, Inc.  
22425 Van Horn Road  
Woodhaven, MI 48183

, 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

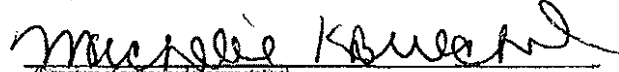
City of Novi, Michigan

, OWNER,

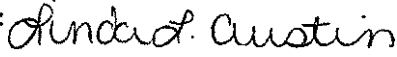
as set forth in said Surety's bond.

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

Safeco Insurance Company of America  
*(Surety)*

  
*(Signature of authorized Representative)*

Michelle K. Buechel, Attorney-in-Fact  
*(Printed name and title)*

Attest:   
(Seal)



POWER OF ATTORNEY

Safeco Insurance Companies  
PO Box 34526  
Seattle, WA 98124-1526

No. 12639

KNOW ALL BY THESE PRESENTS:

That **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA**, each a Washington corporation, does each hereby appoint

\*\*\*\*\*LINDA L. AUSTIN; ANNE M. BARICK; MICHELLE K. BUECHEL; T. R. GUY; ROBERT D. HEUER; PAUL M. HURLEY; C. A. JOHNSON; MARGARET M. KOHLOFF; MICHAEL D. LECHNER; Troy, Michigan\*\*\*\*\*

Its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA** have each executed and attested these presents

this 8th day of December, 2005

**STEPHANIE DALEY-WATSON, SECRETARY**

**MIKE PETERS, PRESIDENT, SURETY**

CERTIFICATE

Extract from the By-Laws of **SAFECO INSURANCE COMPANY OF AMERICA** and of **GENERAL INSURANCE COMPANY OF AMERICA**:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of **SAFECO INSURANCE COMPANY OF AMERICA** and of **GENERAL INSURANCE COMPANY OF AMERICA** adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
- (ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
- (iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Stephanie Daley-Watson, Secretary of **SAFECO INSURANCE COMPANY OF AMERICA** and of **GENERAL INSURANCE COMPANY OF AMERICA**, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 1st day of July, 2008



**STEPHANIE DALEY-WATSON, SECRETARY**

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