



David J. Machado, PE
Brad P. Patano, PE
Gerrod W. Kilpatrick, PE
Bradford A. Jones, AIA

YOUR PROJECT • OUR PRIORITY • NO EXCUSES

TRANSMITTAL

Attention: Mike Favre, Mayor **From:** Emily Horton
Company: City of Bay St. Louis **Date:** Monday, November 25, 2024
Project Name: Court Street Community Center **Project #:** 0317.23.002
Re: Pay Application #05 **CC:** _____

☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply ☐ For Your Record

Comments:

Mr. Favre, we have reviewed the attached Pay Application No. 05 from David Rush Construction, LLC for the above
referenced project and we recommend payment in the amount of Two Hundred Seventeen Thousand, Eight Hundred
Eighty Four Dollars and Fifty Seven Cents (\$217,884.57).

COURT STREET COMMUNITY CENTER REPAIRS

Application and Certificate for Payment

TO OWNER:		PROJECT:	APPLICATION NO:	005	Distribution to:	
CITY OF BAY ST. LOUIS 688 HIGHWAY 90 ST. LOUIS, MS 39520		BAY COURT STREET COMMUNITY CENTER REPAIRS	PERIOD TO:	10/24/24 - 11/20/24	OWNER:	X
			CONTRACT FOR:		ENGINEER:	X
		VIA ENGINEER:	CONTRACT DATE:	6/28/2024	CONTRACTOR:	
David Rush Construction, LLC 18391 Runnymede Rd Pass Christian, MS 39571		MP DESIGN GROUP, PLLC 918 HOWARD AVENUE, SUITE F BILOXI, MS 39530	PROJECT NO.: 0317.23.002		FIELD:	
					OTHER:	

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the contract.
Continuation sheet is attached.

Original Contract Sum	\$951,400.00
Net change by change orders	\$0.00
Contract sum to date (Line 1 + 2)	\$951,400.00
Total completed and stored to date	\$881,474.38
Retainage	
5.0% of completed work =	\$44,073.72
5.0% of stored material =	\$0.00
Total retainage =	\$44,073.72
Total earned less retainage	\$837,400.66
Less previous certificates for payment	\$619,516.09
Current payment due	\$217,884.57
Balance to finish including retainage	\$113,999.34

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: David Rush Construction

By: David Rush

Date: 11/20/24

State of: Mississippi

County of: Hancock

Subscribed and sworn to before me
this 20th day of November 2024

Notary Public:

Christa Carver

My commission expires: Nov. 8, 2027



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the contract documents, based on on-site observation and the data comprising this application, the Architect certifies to the Owner that to the best of the Architects 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: \$ 217,884.57

OWNER:

By: Senk

Date: November 25, 2024

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.

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved previously by owner	-	
Total approved this month	-	
TOTALS	-	-
Net changes by change order		-

Attachment to Payment Application #005

APPLICATION AND CERTIFICATION 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 may apply.

APPLICATION NO: 005

APPLICATION DATE: 11/20/2024

PERIOD TO: 10/24/24 - 11/20/24

A	B	C	D	E	F	G		H	I
Item #	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED		MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G/C)	BALANCE TO FINISH (C-G)	RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D+E)	THIS PERIOD					
1	Site Mobilization	80,000.00	80,000.00	-	-	80,000.00	100.00%	-	4,000.00
2	Taxes	33,300.00	22,964.00	8,077.00	-	31,041.00	93.22%	2,259.00	1,552.05
3	Temporary Fence	5,000.00	5,000.00	-	-	5,000.00	100.00%	-	250.00
4	Clean Up	5,000.00	4,000.00	-	-	4,000.00	80.00%	1,000.00	200.00
	DEMOLITION								
	First Floor								
5	Remove vehicle barrier cable	3,500.00	3,500.00	-	-	3,500.00	100.00%	-	175.00
6	Remove all IPE wood tread	3,500.00	3,500.00	-	-	3,500.00	100.00%	-	175.00
7	Remove all curtain wall caps and demo perimeter sealant in its entirety	3,000.00	3,000.00	-	-	3,000.00	100.00%	-	150.00
8	Remove all doors. Demo hinges and thresholds.	500.00	500.00	-	-	500.00	100.00%	-	25.00
9	Demo broken glass panel in SR 101.	500.00	500.00	-	-	500.00	100.00%	-	25.00
	Second Floor								
10	Remove vehicle barrier cable	5,500.00	5,500.00	-	-	5,500.00	100.00%	-	275.00
11	Remove all IPE wood tread	3,500.00	3,500.00	-	-	3,500.00	100.00%	-	175.00
12	Remove all curtain wall caps and demo perimeter sealant in its entirety	3,000.00	3,000.00	-	-	3,000.00	100.00%	-	150.00
13	Remove all doors. Demo hinges and thresholds.	500.00	500.00	-	-	500.00	100.00%	-	25.00
14	Remove exterior wood decking	4,500.00	4,500.00	-	-	4,500.00	100.00%	-	225.00
15	Demo construction joint sealant	800.00	800.00	-	-	800.00	100.00%	-	40.00
16	Remove solar panel	9,000.00	9,000.00	-	-	9,000.00	100.00%	-	450.00

Continuation Sheet 2

APPLICATION NO: 005

APPLICATION DATE: 11/20/2024

APPLICATION AND CERTIFICATION 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 may apply.

PERIOD TO: 10/24/24 - 11/20/24

A	B	C	D	E	F	G		H	I
Item #	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED		MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G/C)	BALANCE TO FINISH (C-G)	RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D+E)	THIS PERIOD					
	Third Floor								
17	Remove all IPE wood tread	4,000.00	4,000.00	-	-	4,000.00	100.00%	-	200.00
18	Remove all curtain wall caps and demo perimeter sealant in its entirety	3,000.00	3,000.00	-	-	3,000.00	100.00%	-	150.00
19	Remove all doors. Demo hinges and thresholds.	3,000.00	-	-	-	-	0.00%	3,000.00	-
20	Remove all pedestrian guardrail cables	5,600.00	5,600.00	-	-	5,600.00	100.00%	-	280.00
21	Demo wood decking and sleepers in its entirety.	10,500.00	10,500.00	-	-	10,500.00	100.00%	-	525.00
22	Demo exterior wood decking	3,500.00	3,500.00	-	-	3,500.00	100.00%	-	175.00
									-
	Roofing							-	-
23	Demo steel shade tubing	15,000.00	15,000.00	-	-	15,000.00	100.00%	-	750.00
24	Demo standing seam metal roof panel	7,500.00	7,500.00	-	-	7,500.00	100.00%	-	375.00

APPLICATION NO: 005
APPLICATION DATE: 11/20/2024
PERIOD TO: 10/24/24 - 11/20/24

[illegible]

Continuation Sheet 4

APPLICATION NO: 005

APPLICATION DATE: 11/20/2024

PERIOD TO: 10/24/24 - 11/20/24

APPLICATION AND CERTIFICATION 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 may apply.

A	B	C	D	E	F	G		H	I
Item #	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED		MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G/C)	BALANCE TO FINISH (C-G)	RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D+E)	THIS PERIOD					
	Third Floor							-	
39	Repair all galvanized and carbon steel surfaces	148,000.00	130,000.00	8,000.00	-	138,000.00	93.24%	10,000.00	6,900.00
40	Reinstall cable handrail	3,500.00	3,500.00	-	-	3,500.00	100.00%	-	175.00
41	Reinstall doors removed	5,000.00	-	-	-	-	0.00%	5,000.00	-
42	Reinstall curtain wall cap and sealant	5,000.00	5,000.00	-	-	5,000.00	100.00%	-	250.00
43	Reinstall IPE wood decking	4,500.00	4,500.00	-	-	4,500.00	100.00%	-	225.00
44	Install new treads	4,500.00	4,500.00	-	-	4,500.00	100.00%	-	225.00
45	Install 2" bonded topping concrete	30,000.00	23,000.00	-	-	23,000.00	76.67%	7,000.00	1,150.00
	Roofing								
44	Build new overhang	22,000.00	16,500.00	-	-	16,500.00	75.00%	5,500.00	825.00
45	Install standing seam metal roof	25,000.00	-	20,000.00	-	20,000.00	80.00%	5,000.00	1,000.00
	Alternates #1								
46	Replacing louvers at A/C	15,000.00	12,000.00	3,000.00	-	15,000.00	100.00%	-	750.00
	Alternate #2								
47	Replace damaged glazing	23,000.00	20,000.00	3,000.00	-	23,000.00	100.00%	-	1,150.00
	Alternate #4								
48	Replacing all handrails with aluminum	153,400.00	-	145,000.00	-	145,000.00	94.52%	8,400.00	7,250.00
	Contingency Allowance	100,000.00						10,218.58	-
49	ASI 01 - Catwalk Roof Framing	2,436.56	2,436.56	-	-	2,436.56	100.00%	-	121.83
50	ASI 02 - Solar Panel Framing	(1,687.20)	(1,687.20)	-	-	(1,687.20)	100.00%	-	(84.36)
51	ASI 03 - Glass Panels	17,732.00	17,732.00	-	-	17,732.00	100.00%	-	886.60
52	ASI 04 - Exterior Painting	39,548.04	10,000.00	20,000.00	-	30,000.00	75.86%	9,548.04	1,500.00
54	ASI 05 - Elevator Lobby Painting	9,476.84	9,476.84	-	-	9,476.84	100.00%	-	473.84
55	ASI 06 - Dumpster Pad	17,015.00	-	17,015.00	-	17,015.00	100.00%	-	850.75
56	ASI 07 - Glazing Panels	2,309.00	-	2,309.00	-	2,309.00	100.00%	-	115.45
57	ASI 08 - Security Conduit	2,951.18	-	2,951.18	-	2,951.18	100.00%	-	147.56
58									
	TOTAL	\$ 951,400.00	\$ 652,122.20	\$ 229,352.18	\$ -	\$ 881,474.38	92.65%	\$ 69,925.62	\$ 44,073.72



David Rush Construction, LLC
18391 Runnymede Rd
Pass Christian, MS 39571
Phone: (228) 255-1286 Fax: (228) 255-8842

CONTRACTOR'S AFFIDAVIT OF PAYMENT OF DEBTS AND CLAIMS

PROJECT NAME & NUMBER:COURT STREET COMMUNITY CENTER REPAIRS

OWNER

City of Bay St. Louis
688 Highway 90
Bay St. Louis, MS 39520

ENGINEER

MP Design Group, PLLC
918 Howard Avenue, Suite F
Biloxi MS 39530

CONTRACTOR

David Rush Construction
18391 Runnymede Road,
Pass Christian, MS 39571

The undersigned hereby certified 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:

List exceptions on an attached sheet.

SUPPORTING DOCUMENTS ATTACHED HERETO:

1. Consent of Surety to Final Payment
2. Contractor's Release of Waiver of Liens, conditional upon receipt of final payment
3. Contractor's Affidavit of Release of Liens


Executed this 20th November 2024.


Signature of Contractor

David Rush - Managing Member
Printed Name and Title

STATE OF: Mississippi
COUNTY OF: Hancock

The above named, David Rush, appeared before me this November 20th of 2024, and executed the foregoing document as by our act and deed.

Notary Public: 
My Commission Expires: Nov. 8, 2027





David Rush Construction, LLC
18391 Runnymede Rd
Pass Christian, MS 39571
Phone: (228) 255-1286 Fax: (228) 255-8842

CONTRACTOR'S AFFIDAVIT OF RELEASE OF LIENS

PROJECT NAME & NUMBER: COURT STREET COMMUNITY CENTER REPAIRS

OWNER

City of Bay St. Louis
688 Highway 90
Bay St. Louis, MS 39520

ENGINEER

MP Design Group, PLLC
918 Howard Avenue, Suite F
Biloxi MS 39530

CONTRACTOR

David Rush Construction
18391 Runnymede Road,
Pass Christian, MS 39571

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:

List exceptions on an attached sheet.

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.

Executed this 20th November 2024.




Signature of Contractor

David Rush - Managing Member

Printed Name and Title

STATE OF: Mississippi
COUNTY OF: Hancock

The above named, David Rush, appeared before me this November 20th of 2024, and executed the foregoing document as by our act and deed.

Notary Public: 
My Commission Expires: Nov. 8, 2027





David Rush Construction, LLC
18391 Runnymede Rd
Pass Christian, MS 39571
Phone: (228) 255-1286 Fax: (228) 255-8842

CONTRACTOR'S PARTIAL RELEASE OF LIENS

PROJECT NAME & NUMBER: COURT STREET COMMUNITY CENTER REPAIRS

OWNER

City of Bay St. Louis
688 Highway 90
Bay St. Louis, MS 39520

ENGINEER

MP Design Group, PLLC
918 Howard Avenue, Suite F
Biloxi MS 39530

CONTRACTOR

David Rush Construction
18391 Runnymede Road,
Pass Christian, MS 39571

Upon receipt and in consideration of the payment of \$231,604.30. Contractor warrants that all subcontractors, suppliers of materials, equipment, and labor have been or will be properly paid and that no may be placed on the owners property by the contractor, subcontractors, vendors, or suppliers for any material or equipment invoices for which payment has been made.

EXCEPTIONS:

List exceptions on an attached sheet.

SUPPORTING DOCUMENTS ATTACHED HERETO:

1. Consent of Surety to Final Payment
2. Contractor's Release of Waiver of Liens, conditional upon receipt of final payment
3. Contractor's Affidavit of Release of Liens

Executed this 20th November 2024.

Signature of Contractor

David Rush - Managing Member

Printed Name and Title

STATE OF: Mississippi

COUNTY OF: Hancock

The above named, David Rush, appeared before me this November 20th of 2024, and executed the foregoing document as by our act and deed.

Notary Public:
My Commission Expires: NOV. 8, 2027





David Rush Construction, LLC
18391 Runnymede Rd
Pass Christian, MS 39571
Phone: (228) 255-1286 Fax: (228) 255-8842

CONTRACTOR'S AFFIDAVIT CERTIFYING PAYMENT TO ALL SUBCONTRACTORS

PROJECT NAME & NUMBER: COURT STREET COMMUNITY CENTER REPAIRS

OWNER

City of Bay St. Louis
688 Highway 90
Bay St. Louis, MS 39520

ENGINEER

MP Design Group, PLLC
918 Howard Avenue, Suite F
Biloxi MS 39530

CONTRACTOR

David Rush Construction
18391 Runnymede Road,
Pass Christian, MS 39571

I acknowledge that, pursuant to Miss. Code ann. § 31-5-25 and H. B. 1562, laws of 2002, I am required to submit monthly certification indicating payments to subcontractors on prior payments requests. I, the undersigned contractor, do hereby certify that I have paid the following amounts to subcontractors for work which has been performed and incorporated into previous application for payment which were issued, and payment received from the owner on the project listed below. I understand that this document must be submitted monthly after the submittal, approval, and payment of pay application for payment #1.

SUBCONTRACTOR : ROBERT SMITH GLASS, INC.

AMOUNT: \$ 33,615.90

SUBCONTRACTOR :

AMOUNT: \$

SUBCONTRACTOR :

AMOUNT: \$

Executed this 20th November 2024.

Signature of Contractor

David Rush - Managing Member

Printed Name and Title

STATE OF: Mississippi

COUNTY OF: Hancock

The above named, David Rush, appeared before me this November 20th of 2024, and executed the foregoing document as by our act and deed.

Notary Public:

My Commission Expires: Nov. 8, 2027



COURT STREET COMMUNITY CENTER REPAIRS

Project No: C317.23.002

Contingency Tracking Report Log

Date: November 20, 2024

ALLOWANCES	Original Amounts	Costs	Balances
1. Contingency Allowance	\$ 100,000.00		
ASI 01 - Catwalk Rcof Framing		\$2,436.56	
ASI 02 - Solar Panel Framing		\$1,687.20	
ASI 03 - Glass Panels		\$17,732.00	
ASI 04 - Community Center Exterior Cleaning and Painting		\$39,548.04	
ASI 05 - Elevator Tower Interior Cleaning and Painting		\$9,476.84	
ASI 06 - Dumpster Pad		\$17,015.00	
ASI 07 - Glazing Panels		\$2,309.00	
ASI 08 - Security Conduit		\$2,951.18	

Total Allowance Amount in Contract:

\$ 100,000.00

Total Allowance Money Spent to Date:

\$ 89,781.42

Total Allowance Money Remaining:**\$ 10,218.58**

David Rush Construction, LLC
18391 Runnymede Rd.
Pass Christian, MS 39571
Office (228) 255-1286

(Green Seal)

(Mon)

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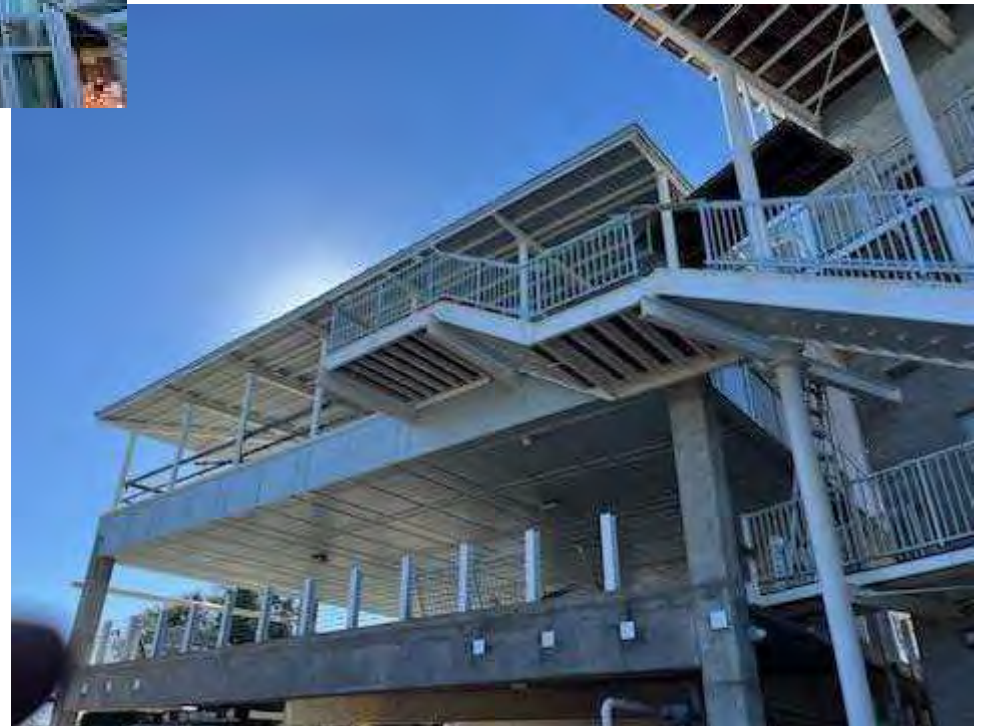
CONSTRUCTION PHOTOS

NOVEMBER 20, 2024











David Rush Construction, LLC
18391 Runnymede Rd
Pass Christian, MS 39571
Phone: (228) 255-1286 Fax: (228) 255-8842

November 13, 2024

MP DESIGN GROUP, PLLC
918 Howard Avenue, Suite F
Biloxi, MS 39530

CITY OF BAY ST. LOUIS
688 Highway 90
Bay St. Louis, MS 39520

PROJ.: COURT ST. COMMUNITY CENTER REPAIRS
122 COURT ST., BAY ST. LOUIS, MS 39520

PROGRESS MEETING AGENDA

HANDRAIL

1. Delivery:

Superior Aluminum confirmed that the handrail delivery schedule is unchanged. Handrails were picked up from the warehouse yesterday. Expecting arrival at the end of this week.

2. Installation:

Two weeks

CONCRETE TOP COATING

Coating material is ordered. A mockup should be ready by 11/22/24. We would like to do a mock-up in front of the equipment room down on the first floor.

OVERHANGS & ROOFING

1. Roof Panels:

Panels are expected to arrive on November 15th or 18th and should be completely installed on the week of the 18th.

2. Metal Roof:

Will be completed by 11/22/24.

GLASS

New hinges, thresholds, and weather stripping will be completed after coating is completed on the 3rd floor.

Court St. Community Center Repairs

Contingency Tracking Report Log

Job No: 0317.23.002

Date: Wednesday, November 20, 2024

Prepared By: MP Design Group

ALLOWANCES	ORIGINAL AMOUNTS	COSTS	BALANCES
1. Contingency Allowance	\$100,000.00		
ASI 01 - Catwalk Roof Framing		\$2,436.56	
ASI 02 - Solar Panel Framing		\$1,687.20	
ASI 03 - Glass Panels		\$17,732.00	
ASI 04 - Community Center Exterior Cleaning and Painting		\$39,548.04	
ASI 05 - Elevator Tower Interior Cleaning and Painting		\$9,476.84	
ASI 06 - Dumpster Pad		\$17,015.00	
ASI 07 - Glazing Panels		\$2,309.00	
ASI 08 - Security Conduit		\$2,951.18	
Total Allowance Amount In Contract	\$100,000.00		
Total Allowance Money Spent to Date		\$89,781.42	
Total Allowance Money Remaining			\$10,218.58