



May 5, 2023

The Honorable Mayor and City Council
City of Montgomery
101 Old Plantersville Road
Montgomery, Texas 77316

Re: Water Plant No. 3 Generator Addition
GLO CDBG-DR Contract No. 19-076-017-B366 - Water Facilities
Acceptance of Project
City of Montgomery

Dear Mayor and City Council:

Quiddity Engineering held the final inspection for the referenced project on February 21, 2023. Attendees of the final inspection included representatives from WGA, the contractor, City of Montgomery Public Works, and Quiddity Engineering. A punch list of items to be addressed by the contractor prior to the City's acceptance of the project was generated at that time. On February 21, 2023, Quiddity Engineering deemed the project to be substantially complete as the contractor had proven the facility is substantially operational to serve its intended function. Enclosed is a Certificate of Substantial Completion for the City's approval and execution which concurs with the substantial completion date and therefore sets the beginning of the one-year warranty period.

The contractor has since addressed the punch list items identified and the work has been confirmed complete. The contractor has provided the enclosed Pay Estimate No. 6 and Final in the amount of \$39,354.71. We recommend the City accept the work, execute the Certificate of Construction Completion, and Certificate of Acceptance.

Sincerely,

A handwritten signature in blue ink that reads 'Chris Roznovsky'.

Chris Roznovsky, PE
Engineer for the City

CVR

Z:\00574 (City of Montgomery)_900 General Consultation\Correspondence\Letters\2023\2023.05.05 MEMO Acceptance of Project WP3 Generator.docx

Enclosures: Pay Estimate No. 6 & Final
Certificate of Substantial Completion
Certificate of Construction Completion

Cc (via email): Ms. Nici Browe – City of Montgomery, City Secretary
Mr. Alan Petrov – Johnson Petrov, LLP, City Attorney
Mr. Mike Muckleroy – City of Montgomery, Director of Public Works
Mr. Gary Palmer – City of Montgomery, City Administrator



6330 West Loop South, Suite 150
Bellaire, Texas 77401
Tel: 713.777.5337
www.quiddity.com

May 4, 2023

The Honorable Mayor and City Council
City of Montgomery
101 Old Plantersville Road
Montgomery, TX 77316

Re: Construction of Water Plant No. 3 Generator Addition
City of Montgomery
TIN: 74-2063592

Dear Mayor and Council:

Enclosed is Application and Certificate for Payment No. 6 & FINAL from McDonald Municipal and Industrial – A Division of C.F. McDonald Electric, Inc. for the referenced project. This application covers construction activities for the referenced project during the period from April 28, 2023 to May 4, 2023. The Project is complete. The estimate is in order and we recommend payment in the amount of \$39,354.71 to McDonald Municipal and Industrial – A Division of C.F. McDonald Electric, Inc.

The project is now 100% complete by total contract value and 192% complete by total contract time. The project was deemed to be substantially complete on February 21, 2023 for one (1) 600 kW generator, one (1) sound-attenuating enclosure, one (1) sub-base fuel tank, and one (1) automatic transfer switch for 1 Public Facilities. Please note the retainage has been reduced to 0% of the Total Contract Price. Attached is the Consent of Surety to Reduction in or Partial Release of Retainage.

You will also find your copies of the Surety's Consent of Surety to Final Payment and the Contractor's Affidavit of Bills Paid and Affidavit of Guarantee. A copy of the Certificate of Acceptance is included for your approval and execution.

Sincerely,

A handwritten signature in blue ink, appearing to read "H. Escalante Jr.", written in a cursive style.

H. (Nan) Escalante Jr., PE

HE:jim

K:\W5841\W5841-0042-02 City of Montgomery Water Plant No. 3 Gen\3 Construction Phase\Pay Application & Change Orders\Pay Estimate 006 & FINAL Enclosure

cc: Mr. Wayne Berkenmier – McDonald Municipal and Industrial
Mr. Gary Palmer – City of Montgomery, City Administrator
Ms. Nicola Browe – City of Montgomery, City Secretary
Mr. Mike Muckleroy – City of Montgomery, Director of Public Works
Mr. Chris Roznovsky – WGA, PLLC, City Engineer
Ms. Ana Gomez-Sanchez – Grant Works, Inc.

TO OWNER/CLIENT:

City of Montgomery
101 Old Plantersville Road
Montgomery, Texas 77316

PROJECT:

Montgomery - Water Plant No. 3 Generator
Addition
Montgomery, Texas

APPLICATION NO: 6

INVOICE NO: 6 & FINAL

PERIOD: 04/28/23 - 04/28/23

PROJECT NO: W5841-0042-02

CONTRACT DATE: 5/16/2022

FROM CONTRACTOR:

McDonald Municipal and Industrial - A Division of
C.F. McDonald Electric, Inc.
5044 Timber Creek Dr.
Houston, Texas 77017

VIA ARCHITECT/ENGINEER:

Nan Escalante (Quiddity Engineering, LLC)
6330 West Loop South Suite 150
Bellaire, Texas 77401

CONTRACT FOR: Construction of Water Plant No. 3 Generator Addition

CONTRACTOR'S APPLICATION FOR PAYMENT

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

1. Original Contract Sum	\$368,469.00
2. Net change by change orders	\$25,078.08
3. Contract Sum to date (Line 1 ± 2)	\$393,547.08
4. Total completed and stored to date (Column G on detail sheet)	\$393,547.08
5. Retainage:	
a. 0.00% of completed work	\$0.00
b. 0.00% of stored material	\$0.00
Total retainage (Line 5a + 5b or total in column I of detail sheet)	\$0.00
6. Total earned less retainage (Line 4 less Line 5 Total)	\$393,547.08
7. Less previous certificates for payment (Line 6 from prior certificate)	\$354,192.37
8. Current payment due:	\$39,354.71
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/Client:	\$25,078.08	\$0.00
Total approved this month:	\$0.00	\$0.00
Totals:	\$25,078.08	\$0.00
Net change by change orders:	\$25,078.08	

The undersigned 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 which previous Certificates for payment were issued and payments received from the Owner/Client, and that current payments shown herein is now due.

CONTRACTOR: McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.

By: _____

Date: 5-5-23

State of: TX

County of: Harris

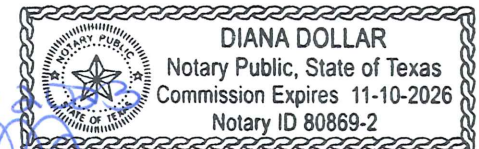
Subscribed and sworn to before

me this 5

day of May

Notary Public:

My commission expires: 11-10-26



ARCHITECT'S/ENGINEER'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on the on-site observations and the data comprising this application, the Architect/Engineer certifies to the Owner/Client that to the best of the Architect's/Engineer's knowledge, information and belief that Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED:

\$39,354.71

(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 confirm the amount certified.)

ARCHITECT/ENGINEER:

By: _____

Date: 05/05/2023

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 the rights of the Owner/Client or Contractor under this Contract.

A	B	C	D	E	F	G		H	I
ITEM NO.	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
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
16.1	PCCO.O Change Orders.Other Replace existing Autodialer with new unit with expanded 16+ channels and test all connected channels.	\$5,768.98	\$5,768.98	\$0.00	\$0.00	\$5,768.98	100.00%	\$0.00	\$0.00
TOTALS:		\$25,078.08	\$25,078.08	\$0.00	\$0.00	\$25,078.08	100.00%	\$0.00	\$0.00

Grand Totals

A	B	C	D	E	F	G		H	I
ITEM NO.	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
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
GRAND TOTALS:		\$393,547.08	\$393,547.08	\$0.00	\$0.00	\$393,547.08	100.00%	\$0.00	\$0.00



COMMUNITY DEVELOPMENT & REVITALIZATION
The Texas General Land Office
Certificate of Construction Completion

Subrecipient: Contract #: Date:

This is to certify that a final inspection of the project described below was conducted on

Contract was entered into on between the city/county of and

for the construction of

This is to further certify that:

1. The work has been completed in accordance with the plans and specifications and all addenda, change orders, and supplemental agreements thereto, with the following exceptions:

2. The sum of , deducted from the final payment to the Contractor is a fair and equitable settlement for the foregoing excepted work.

3. The Contractor has presented on behalf of itself and its sureties, satisfactory evidence that he or she will repair, replace or make good any faulty workmanship and/or materials discovered in the work within a period of from this date, as provided in the Contract.

4. Amount of Original Contract:	<input type="text" value="368,469.00"/>
Cumulative Change Orders:	<input type="text" value="25,078.08"/>
Final Amount of Contract:	<input type="text" value="393,547.08"/>
Less Previous Payments:	<input type="text" value="354,192.37"/>
Less Deductions (from #2 above):	<input type="text" value="0.00"/>
FINAL PAYMENT (Balance):	<input type="text" value="39,354.71"/>


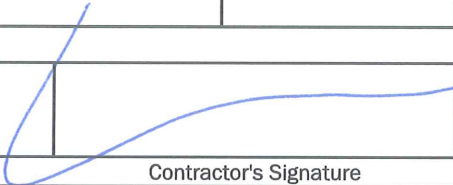
5. The Final Payment in the amount above is now due and payable.

6. Final Quantities:

Activity Code (dropdown)	Project Name (from Performance Standard)	Description (What is your Activity?)	Quantity	Metric (dropdown)
1a Water Facilities	WP 3 Generator Addition	600 kW generator	1	1 Public Facilities
		sound attenuating encl.	1	
		sub-base fuel tank	1	
		auto transfer switch	1	



COMMUNITY DEVELOPMENT & REVITALIZATION
The Texas General Land Office
Certificate of Construction Completion

Activity Code (dropdown)	Project Name (from Performance Standard)	Description (What is your Activity?)	Quantity	Metric (dropdown)
Certified by :				
 Engineer's Signature		 Contractor's Signature		 Subrecipient's Signature
H. Escalante, Jr., Senior Electrical Engineer		Wayne Berkenmeier Vice President Special Projects		
Engineer's Name and Title (Printed)		Contractor's Name and Title (Printed)		Subrecipient Name and Title (Printed)
Jones & Carter Inc. dba Quiddity Engineering, LLC		C.F. McDonald Electric, Inc.		City of Montgomery, TX
Firm		Firm		City/County of

Disclaimer: The Texas General Land Office has made every effort to ensure the information contained on this form is accurate and in compliance with the most up-to-date CDBG-DR and/or CDBG-MIT federal rules and regulations, as applicable. It should be noted that the Texas General Land Office assumes no liability or responsibility for any error or omission on this form that may result from the interim period between the publication of amended and/or revised federal rules and regulations and the Texas General Land Office's standard review and update schedule.

CONTRACTOR'S FINAL PAYMENT AFFIDAVIT

City/County: City of Montgomery

CDBG-DR No: 19-076-017-B366

Contractor: C.F. McDonald Electric, Inc.

Date: 03/10/23

BEFORE ME, THE UNDERSIGNED AUTHORITY, on this day personally appeared Wayne Berkenmeier, who being duly sworn, on oath, says that he is a duly authorized representative of C.F. McDonald Electric, Inc. Contractor, and that all terms of the Contract for the completion of certain public works described as Construction of Water Plant #3 Generator Addition

City of Montgomery; City/County of City of Montgomery, Texas have been satisfactorily completed and that ALL sums of money for payrolls, bills for material and equipment, and other indebtedness connected with the Work for the Owner or its property might in any way be responsible to the best of my knowledge and belief, have been paid or will be paid or otherwise satisfied within thirty days after receipt of final payment from the Owner, or within the period of time required by Article 601f, Vernon's Civil Statutes. Payments not made in full at the time of this affidavit are listed below.

FINAL PAYMENTS pending as of this date hereof are: None Pending As Listed Below

Individual or Co. Name	Mailing Address	Amount Owed

Signature
Vice President Special Projects
Title

Affidavit must be signed by an individual owner or partner in partnership, or by a person authorized by by-laws or Board of Directors to sign for a corporation. If Contractor is a joint venture or partnership of individuals, either may sign, but if a joint venture in which a corporation is a party, separate affidavits must be executed by each corporation and by each individual owner or partnership. In the event subcontractors, laborers, or material suppliers have not been paid in full, the Contractor shall list here on the amount owed and the name and address of each subcontractor, laborer, or material supplier to whom such payment is owed.

Sworn and Subscribed before me this, the _____ 10th _____ day of March, 2023.

Michelle Gutierrez
 Notary Public in and for Harris
 County, Texas



MERCHANTS BONDING COMPANY™

POWER OF ATTORNEY

Know All Persons By These Presents, that MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., both being corporations of the State of Iowa (herein collectively called the "Companies") do hereby make, constitute and appoint, individually, C Tyler Smith; Chris Kolkhorst; Denise Raker; Henry D Childers; James R Reid; Michael Maddux; Ryan K Moss; Sandra Villegas; Stacie Clark

their true and lawful Attorney(s)-in-Fact, to sign its name as surety(ies) and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

This Power-of-Attorney is granted and is signed and sealed by facsimile under and by authority of the following By-Laws adopted by the Board of Directors of Merchants Bonding Company (Mutual) on April 23, 2011 and amended August 14, 2015 and adopted by the Board of Directors of Merchants National Bonding, Inc., on October 16, 2015.

"The President, Secretary, Treasurer, or any Assistant Treasurer or any Assistant Secretary or any Vice President shall have power and authority to appoint Attorneys-in-Fact, and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof."

"The signature of any authorized officer and the seal of the Company may be affixed by facsimile or electronic transmission to any Power of Attorney or Certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the Company, and such signature and seal when so used shall have the same force and effect as though manually fixed."

In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.

In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner-Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

In Witness Whereof, the Companies have caused this instrument to be signed and sealed this 22nd day of October, 2021.

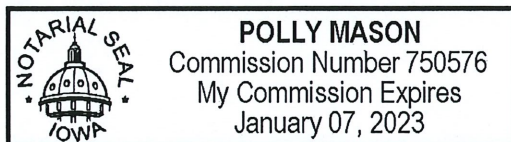


MERCHANTS BONDING COMPANY (MUTUAL)
MERCHANTS NATIONAL BONDING, INC.

By *Larry Taylor*
President

STATE OF IOWA
COUNTY OF DALLAS ss.

On this 22nd day of October, 2021, before me appeared Larry Taylor, to me personally known, who being by me duly sworn did say that he is President of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC.; and that the seals affixed to the foregoing instrument are the Corporate Seals of the Companies; and that the said instrument was signed and sealed in behalf of the Companies by authority of their respective Boards of Directors.



(Expiration of notary's commission does not invalidate this instrument)

Polly Mason
Notary Public

I, William Warner, Jr., Secretary of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., do hereby certify that the above and foregoing is a true and correct copy of the POWER-OF-ATTORNEY executed by said Companies, which is still in full force and effect and has not been amended or revoked.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Companies on this 10th day of March, 2023.



William Warner Jr.
Secretary

MERCHANTS 
BONDING COMPANYTM

MERCHANTS BONDING COMPANY (MUTUAL) • MERCHANTS NATIONAL BONDING, INC.
P.O. BOX 14498 • DES MOINES, IOWA 50306-3498 • (800) 678-8171 • (515) 243-3854 FAX

Please send all notices of claim on this bond to:

Merchants Bonding Company (Mutual) / Merchants National Bonding, Inc.

P.O. Box 14498

Des Moines, Iowa 50306-3498

(515) 243-8171

(800) 678-8171

Physical Address: 6700 Westown Parkway, West Des Moines, Iowa 50266



MERCHANTS BONDING COMPANY (MUTUAL) P.O. BOX 14498, DES MOINES, IOWA 50306-3498
PHONE: (800) 678-8171 FAX: (515) 243-3854

IMPORTANT NOTICE

To obtain information or make a complaint:

You may contact your insurance agent at the telephone number provided by your insurance agent.

You may call Merchants Bonding Company (Mutual) toll-free telephone number for information or to make a complaint at:

1-800-678-8171

You may contact the Texas Department of Insurance to obtain information on companies, coverages, rights or complaints at:

1-800-252-3439

You may write the Texas Department of Insurance at:

P. O. Box 149104
Austin, TX 78714-9104
Fax: (512) 490-1007
Web: www.tdi.texas.gov
E-mail: ConsumerProtection@tdi.texas.gov

PREMIUM AND CLAIM DISPUTES: Should you have a dispute concerning your premium or about a claim you should contact the agent first. If the dispute is not resolved, you may contact the Texas Department of Insurance.

ATTACH THIS NOTICE TO YOUR POLICY: This notice is for information only and does not become a part or condition of the attached document.

AFFIDAVIT

OF

BILLS PAID

STATE OF TEXAS §

COUNTY OF MONTGOMERY §

Before me, a Notary Public in and for the State of Texas, on this day personally appeared Wayne Berkenmeier of **MCDONALD MUNICIPAL AND INDUSTRIAL – A DIVISION OF C. F. MCDONALD ELECTRIC. INC.** well known to me to be the person making this affidavit, who, being by me first duly sworn and deposed did say:

I am VP Special Projects of **MCDONALD MUNICIPAL AND INDUSTRIAL – A DIVISION OF C. F. MCDONALD ELECTRIC. INC.** and have personal knowledge of the matter stated in this affidavit. **MCDONALD MUNICIPAL AND INDUSTRIAL – A DIVISION OF C. F. MCDONALD ELECTRIC. INC.** has paid all of the labor and material costs in connection with construction for **THE CITY OF MONTGOMERY** known as Quiddity Job No. W5841-0042-02 CONSTRUCTION OF WATER PLANT NO. 3 GENERATOR ADDITION GLO CDBG-DR CONTRACT NO. 19-076-017-B366 and as of this date, there are no unpaid bills for labor performed upon, or materials or supplies delivered to or used in connection with such job.

This affidavit is made in connection with the final payment under the contract between **THE CITY OF MONTGOMERY** and **MCDONALD MUNICIPAL AND INDUSTRIAL – A DIVISION OF C. F. MCDONALD ELECTRIC. INC.** with the knowledge that it will be relied upon in making such payment and that such payment would not be made except upon the truth of the matter contained in this affidavit.

DATE: 5/5/23

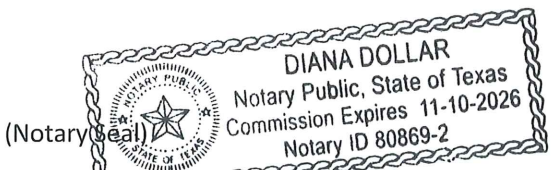
By: [Signature]

STATE OF TEXAS §

COUNTY OF Hamis §

BEFORE ME, the undersigned, a Notary Public, in and for the State of Texas, on this day personally appeared Wayne Berkenmeier, known to me to be the person whose name subscribed to the foregoing instrument, and acknowledged to me that he / she executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 5 day of May 2023.



[Signature]
Notary Public Signature

AFFIDAVIT
OF
GUARANTEE

STATE OF TEXAS §

COUNTY OF MONTGOMERY §

Before me, a Notary Public in and for the State of Texas, on this day personally appeared Wayne Berkenmeier of **MCDONALD MUNICIPAL AND INDUSTRIAL – A DIVISION OF C. F. MCDONALD ELECTRIC. INC.** well known to me to be the person making this affidavit, who, being by me first duly sworn and deposed did say:

I am VP Special Projects of **MCDONALD MUNICIPAL AND INDUSTRIAL – A DIVISION OF C. F. MCDONALD ELECTRIC. INC.** and have personal knowledge of the matter stated in this affidavit. **MCDONALD MUNICIPAL AND INDUSTRIAL – A DIVISION OF C. F. MCDONALD ELECTRIC. INC.** does hereby give notice to the Owner, **THE CITY OF MONTGOMERY** that work for the Owner, known as Quiddity Job No. W5841-0042-02 CONSTRUCTION OF WATER PLANT NO. 3 GENERATOR ADDITION GLO CDBG-DR CONTRACT NO. 19-076-017-B366 has been substantially completed. In accordance with the provisions of Article 5.07: Guarantee, of the General Conditions of Agreements, **MCDONALD MUNICIPAL AND INDUSTRIAL – A DIVISION OF C. F. MCDONALD ELECTRIC. INC.** does hereby guarantee all of the work under the contract to be free from faulty materials and improper workmanship in every particular, and against injury from proper and usual wear; and agrees to replace or re-execute without cost to the Owner such work as may be found to be improper or imperfect, and to make good all damage caused to other work or materials due to such required replacement or recompletion of all work under this contract, as evidenced by the Engineer's Certificate of Substantial Completion.

This affidavit is made in connection with the final payment under the contract between **THE CITY OF MONTGOMERY** and **MCDONALD MUNICIPAL AND INDUSTRIAL – A DIVISION OF C. F. MCDONALD ELECTRIC. INC.** with the knowledge that it will be relied upon in making such payment and that such payment would not be made except upon the truth of the matter contained in this affidavit.

DATE: 5-5-23

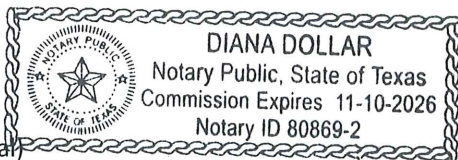
By: [Signature]

STATE OF TEXAS §

COUNTY OF Hamis §

BEFORE ME, the undersigned, a Notary Public, in and for the State of Texas, on this day personally appeared Wayne Berkenmeier, known to me to be the person whose name subscribed to the foregoing instrument, and acknowledged to me that he / she executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 5 day of May 2023.



[Signature]
Notary Public Signature

(Notary Seal)



CERTIFICATE OF SUBSTANTIAL COMPLETION

Owner: City of Montgomery
Contractor: McDonald Municipal and Industrial
Engineer: Hernan (Nan) Escalante, Jr., PE
Project: Water Plant No. 3 Generator Addition
Date: February 21, 2023

Owner's Contract No.: N/A
Contractor's Project No.: N/A
Engineer's Project No.: W5841-0042-02

This Final Certificate of Substantial Completion applies to:

- All Work The following specified portions of the Work:

The Work to which this Certificate applies has been reviewed by authorized representatives of Owner, Contractor, and Engineer, and found to be substantially complete. The Date of Substantial Completion of the Work or portion thereof designated above is hereby established, subject to the provisions of the Contract pertaining to Substantial Completion.

The date of Substantial Completion in the final Certificate of Substantial Completion marks the commencement of the contractual correction period and applicable warranties required by the Contract.

Quiddity Engineering, LLC provided periodic field project representation and our Certification is based on approved submittals, provided inspection reports and work that was visible at the time of the inspection.

The responsibilities between Owner and Contractor for security, operation, safety, maintenance, utilities, insurance, and warranties upon Owner's use or occupancy of the Work shall be as provided in the Contract, except as amended as follows:

Amendments to Owner's
responsibilities: None
 As follows

Amendments to
Contractor's responsibilities: None
 As follows:

The following documents are attached to and made a part of this Certificate: Punch Items for W5841-0042-02 Water Plant No. 3 Generator Addition for one (1) 600 kW generator, one (1) sound-attenuating enclosure, one (1) sub-base fuel tank, and one (1) automatic transfer switch for 1 Public Facilities.

This Certificate does not constitute an acceptance of Work not in accordance with the Contract Documents, is not a release of the Contractor's obligation to complete the Work in accordance with the Contract and does not warrant or imply a warranty of the Contractor's materials or workmanship.



EXECUTED BY ENGINEER:

By:

A handwritten signature in blue ink, appearing to be "Humbert", written over a horizontal line.

(Authorized Signature)

Quiddity Engineering, LLC

Date: 05/03/2023

ACKNOWLEDGED:

By:

A large, stylized handwritten signature in blue ink, written over a horizontal line. The signature is identified as "C.F. McDonald Electric, Inc." in the text below.

(Authorized Signature)

C.F. McDonald Electric, Inc.

Date: 5/3/23

ACKNOWLEDGED:

By:

(Authorized Signature)

Date:

K:\W5841\W5841-0042-02 City of Montgomery Water Plant No. 3 Gen\3 Construction Phase\Construction Documents\Certificate of Substantial Completion WP3.docx



Quiddity Engineering, LLC
1575 Sawdust Rd, Suite 400
The Woodlands, Texas 77380
United States
+17133891566

Punch Items for W5841-0042-02 - Montgomery - Water Plant No. 3 Generator Addition 22 Items

#1: Install, start up, and provide training on the Autodialer.

Type:	Location:
Date Created: 03/08/2023	Due Date: 04/07/2023
Priority:	Status: Closed by James McCain on 04/27/2023
Creator: Brittany Rhodes	Reference:
Punch Item Manager: James McCain	Final Approver: James McCain
Ball in Court:	Assignee Name: Gutierrez, Robert (McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.) <i>Resolved</i>

Description:

#2: Submit As Built drawings.

Type:	Location:
Date Created: 03/08/2023	Due Date: 04/07/2023
Priority:	Status: Closed by James McCain on 04/27/2023
Creator: Brittany Rhodes	Reference:
Punch Item Manager: James McCain	Final Approver: James McCain
Ball in Court:	Assignee Name: Gutierrez, Robert (McDonald Municipal and Industrial - A

**Division of C.F. McDonald
Electric, Inc.)**
Resolved

Description:

#3: Submit O&M Manuals - Generator - Supply 3 hard copies and 1 flashdrive.

Type:	Location:
Date Created: 03/08/2023	Due Date: 04/07/2023
Priority:	Status: Closed by James McCain on 04/ 10/2023
Creator: Brittany Rhodes	Reference:
Punch Item Manager: James McCain	Final Approver: James McCain
Ball in Court:	Assignee Name: Gutierrez, Robert (McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.) <i>Resolved</i>

Description:

#4: Submit O&M Manuals - ATS - Supply 3 hard copies & 1 flashdrive.

Type:	Location:
Date Created: 03/08/2023	Due Date: 04/07/2023
Priority:	Status: Closed by James McCain on 04/ 10/2023
Creator: Brittany Rhodes	Reference:
Punch Item Manager: James McCain	Final Approver: James McCain
Ball in Court:	Assignee Name: Gutierrez, Robert (McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.) <i>Resolved</i>

Description:

#5: Submit O&M Manuals - Auto Dialer - supply 3 hard copies & 1 flashdrive.

Type: Location:
Date Created: Due Date:
03/08/2023 **04/07/2023**
Priority: Status:
Closed by James McCain on 04/27/2023
Creator: Reference:
Brittany Rhodes
Punch Item Manager: Final Approver:
James McCain **James McCain**
Ball in Court: Assignee Name:
Gutierrez, Robert (McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.)
Resolved

Description:

#6: Supply all spare parts.

Type: Location:
Date Created: Due Date:
03/08/2023 **04/07/2023**
Priority: Status:
Closed by James McCain on 04/10/2023
Creator: Reference:
Brittany Rhodes
Punch Item Manager: Final Approver:
James McCain **James McCain**
Ball in Court: Assignee Name:
Gutierrez, Robert (McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.)
Resolved

Description:

#7: Provide a copy of the training agenda and sign in sheet.

Type: Location:
Date Created: Due Date:
03/08/2023 **04/07/2023**

Priority: Status:
Closed by James McCain on 04/10/2023

Creator: Reference:
Brittany Rhodes

Punch Item Manager: Final Approver:
James McCain James McCain

Ball in Court: Assignee Name:
Gutierrez, Robert (McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.)
Resolved

Description:

#8: Submit a copy of Generator 6 hr load bank test.

Type: Location:

Date Created: Due Date:
03/08/2023 04/07/2023

Priority: Status:
Closed by James McCain on 04/10/2023

Creator: Reference:
Brittany Rhodes

Punch Item Manager: Final Approver:
James McCain James McCain

Ball in Court: Assignee Name:
Gutierrez, Robert (McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.)
Resolved

Description:

#9: Replace the insulation on the ceiling of the generator enclosure.

Type: Location:

Date Created: Due Date:
03/08/2023 04/07/2023

Priority: Status:
Closed by James McCain on 04/27/2023

Creator: Reference:
Brittany Rhodes

Punch Item Manager:

James McCain

Final Approver:

James McCain

Ball in Court:

Assignee Name:

**Gutierrez, Robert (McDonald
Municipal and Industrial - A
Division of C.F. McDonald
Electric, Inc.)**

Resolved

Description:

#10: Repair fuel leak detector splice.

Type:

Location:

Date Created:

03/08/2023

Due Date:

04/07/2023

Priority:

Status:

**Closed by James McCain on 04/
27/2023**

Creator:

Brittany Rhodes

Reference:

Punch Item Manager:

James McCain

Final Approver:

James McCain

Ball in Court:

Assignee Name:

**Gutierrez, Robert (McDonald
Municipal and Industrial - A
Division of C.F. McDonald
Electric, Inc.)**

Resolved

Description:

#11: Install grommet in control terminal box located inside the generator.

Type:

Location:

Date Created:

03/08/2023

Due Date:

04/07/2023

Priority:

Status:

**Closed by James McCain on 04/
10/2023**

Creator:

Brittany Rhodes

Reference:

Punch Item Manager:

James McCain

Final Approver:

James McCain

Ball in Court:

Assignee Name:

**Gutierrez, Robert (McDonald
Municipal and Industrial - A**

**Division of C.F. McDonald
Electric, Inc.)**
Resolved

Description:

#12: Install conduit for fuel sending line wiring.

Type: Location:
Date Created: **03/08/2023** Due Date: **04/07/2023**
Priority: Status:
Closed by James McCain on 04/10/2023
Creator: Reference:
Brittany Rhodes
Punch Item Manager: Final Approver:
James McCain James McCain
Ball in Court: Assignee Name:
**Gutierrez, Robert (McDonald
Municipal and Industrial - A
Division of C.F. McDonald
Electric, Inc.)**
Resolved

Description:

#13: Install missing bolts on generator breaker located inside the generator enclosure.

Type: Location:
Date Created: **03/08/2023** Due Date: **04/07/2023**
Priority: Status:
Closed by James McCain on 04/10/2023
Creator: Reference:
Brittany Rhodes
Punch Item Manager: Final Approver:
James McCain James McCain
Ball in Court: Assignee Name:
**Gutierrez, Robert (McDonald
Municipal and Industrial - A
Division of C.F. McDonald
Electric, Inc.)**
Resolved

Description:

#14: Clean the inside of the generator enclosure.

Type: Location:
Date Created: Due Date:
03/08/2023 **04/07/2023**
Priority: Status:
Closed by James McCain on 04/10/2023
Creator: Reference:
Brittany Rhodes
Punch Item Manager: Final Approver:
James McCain **James McCain**
Ball in Court: Assignee Name:
Gutierrez, Robert (McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.)
Resolved

Description:

#15: Connect duct bank grounding wire to ground of the generator.

Type: Location:
Date Created: Due Date:
03/08/2023 **04/07/2023**
Priority: Status:
Closed by James McCain on 04/10/2023
Creator: Reference:
Brittany Rhodes
Punch Item Manager: Final Approver:
James McCain **James McCain**
Ball in Court: Assignee Name:
Gutierrez, Robert (McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.)
Resolved

Description:

#16: Touch up coat the generator and generator enclosure.

Type: Location:
Date Created: Due Date:
03/08/2023 **04/07/2023**

Priority: Status:
Closed by James McCain on 04/27/2023

Creator: Reference:
Brittany Rhodes

Punch Item Manager: Final Approver:
James McCain James McCain

Ball in Court: Assignee Name:
Gutierrez, Robert (McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.)
Resolved

Description:

#17: Install conduit tags throughout duct bank pull boxes and inside the control building.

Type: Location:

Date Created: Due Date:
03/08/2023 04/07/2023

Priority: Status:
Closed by James McCain on 04/27/2023

Creator: Reference:
Brittany Rhodes

Punch Item Manager: Final Approver:
James McCain James McCain

Ball in Court: Assignee Name:
Gutierrez, Robert (McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.)
Resolved

Description:

#18: Verify drain holes are installed and clear of any mud inside the pull boxes. Clean pull boxes as needed and ensure positive drainage away from pull boxes to prevent drain hole blinding

Type: Location:

Date Created: Due Date:
03/08/2023 04/07/2023

Priority: Status:
Closed by James McCain on 04/27/2023

Creator: Reference:

Brittany Rhodes

Punch Item Manager:
James McCain

Final Approver:
James McCain

Ball in Court:

Assignee Name:
**Gutierrez, Robert (McDonald
Municipal and Industrial - A
Division of C.F. McDonald
Electric, Inc.)**
Resolved

Description:

#19: Establish site vegetation on disturbed areas.

Type:

Location:

Date Created:
03/08/2023

Due Date:
04/07/2023

Priority:

Status:
**Closed by James McCain on 04/
27/2023**

Creator:

Brittany Rhodes

Reference:

Punch Item Manager:
James McCain

Final Approver:
James McCain

Ball in Court:

Assignee Name:
**Gutierrez, Robert (McDonald
Municipal and Industrial - A
Division of C.F. McDonald
Electric, Inc.)**
Resolved

Description:

#20: Program ATS using specification 16655 2.2 Control functions. Identify any items that differ from what is specified.

Type:

Location:

Date Created:
03/08/2023

Due Date:
04/07/2023

Priority:

Status:
**Closed by James McCain on 04/
27/2023**

Creator:

Brittany Rhodes

Reference:

Punch Item Manager:
James McCain

Final Approver:
James McCain

Ball in Court:

Assignee Name:

**Gutierrez, Robert (McDonald
Municipal and Industrial - A
Division of C.F. McDonald
Electric, Inc.)**
Resolved

Description:

#21: Install generator aux breaker label on lighting panel and lighting panel schedule.

Type:	Location:
Date Created: 03/08/2023	Due Date: 04/07/2023
Priority:	Status: Closed by James McCain on 04/ 10/2023
Creator: Brittany Rhodes	Reference:
Punch Item Manager: James McCain	Final Approver: James McCain
Ball in Court:	Assignee Name: Gutierrez, Robert (McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.) <i>Resolved</i>

Description:

#22: Supply and install an updated lighting panel schedule.

Type:	Location:
Date Created: 03/08/2023	Due Date: 04/07/2023
Priority:	Status: Closed by James McCain on 04/ 10/2023
Creator: Brittany Rhodes	Reference:
Punch Item Manager: James McCain	Final Approver: James McCain
Ball in Court:	Assignee Name: Gutierrez, Robert (McDonald Municipal and Industrial - A Division of C.F. McDonald Electric, Inc.) <i>Resolved</i>

Description:



COMMUNITY DEVELOPMENT & REVITALIZATION
The Texas General Land Office
Certificate of Construction Completion

Subrecipient: Contract #: Date:

This is to certify that a final inspection of the project described below was conducted on

Contract was entered into on between the city/county of and

for the construction of

This is to further certify that:

1. The work has been completed in accordance with the plans and specifications and all addenda, change orders, and supplemental agreements thereto, with the following exceptions:

2. The sum of , deducted from the final payment to the Contractor is a fair and equitable settlement for the foregoing excepted work.

3. The Contractor has presented on behalf of itself and its sureties, satisfactory evidence that he or she will repair, replace or make good any faulty workmanship and/or materials discovered in the work within a period of from this date, as provided in the Contract.

4. Amount of Original Contract:	<input type="text" value="368,469.00"/>
Cumulative Change Orders:	<input type="text" value="25,078.08"/>
Final Amount of Contract:	<input type="text" value="393,547.08"/>
Less Previous Payments:	<input type="text" value="329,304.60"/>
Less Deductions (from #2 above):	<input type="text" value="0.00"/>
FINAL PAYMENT (Balance):	<input type="text" value="31,434.77"/>


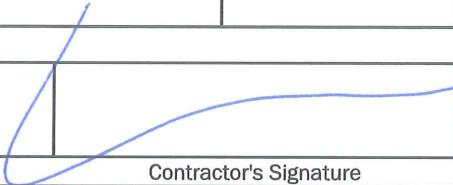

5. The Final Payment in the amount above is now due and payable.

6. Final Quantities:

Activity Code (dropdown)	Project Name (from Performance Standard)	Description (What is your Activity?)	Quantity	Metric (dropdown)
1a Water Facilities	WP 3 Generator Addition	Construction	1	



COMMUNITY DEVELOPMENT & REVITALIZATION
The Texas General Land Office
Certificate of Construction Completion

Activity Code (dropdown)	Project Name (from Performance Standard)	Description (What is your Activity?)	Quantity	Metric (dropdown)
Certified by :				
				
Engineer's Signature		Contractor's Signature		Subrecipient's Signature
H. Escalante, Jr., Senior Electrical Engineer		Wayne Berkenmeier Vice President Special Projects		
Engineer's Name and Title (Printed)		Contractor's Name and Title (Printed)		Subrecipient Name and Title (Printed)
Jones & Carter Inc. dba Quiddity Engineering, LLC		C.F. McDonald Electric, Inc.		City of Montgomery, TX
Firm		Firm		City/County of

Disclaimer: The Texas General Land Office has made every effort to ensure the information contained on this form is accurate and in compliance with the most up-to-date CDBG-DR and/or CDBG-MIT federal rules and regulations, as applicable. It should be noted that the Texas General Land Office assumes no liability or responsibility for any error or omission on this form that may result from the interim period between the publication of amended and/or revised federal rules and regulations and the Texas General Land Office's standard review and update schedule.

CERTIFICATE OF ACCEPTANCE

Mr. Wayne Berkenmeier
McDonald Municipal & Industrial
5044 Timber Creek
Houston, TX 77017

Re: Construction of Water Plant No. 3 Generator Addition
City of Montgomery
TIN 74-2063592

Dear Mr. Berkenmeier:

This is to certify that **THE CITY OF MONTGOMERY** accepts the subject project on the basis of the Certificate of Substantial Completion issued by our engineers, Quiddity Engineering, LLC, and understands that a guarantee shall cover a period of one (1) year beginning **February 21, 2023**.

THE CITY OF MONTGOMERY

By: _____

K:\W5841\W5841-0042-02 City of Montgomery Water Plant No. 3 Gen\3 Construction Phase\Pay Application & Change Orders\Pay Estimate 006

cc: Mr. Gary Palmer – City of Montgomery, City Administrator
Ms. Nicola Browe – City of Montgomery, City Secretary
Mr. Mike Muckleroy – City of Montgomery, Director of Public Works
Mr. Chris Roznovsky – WGA, PLLC, City Engineer
Ms. Ana Gomez-Sanchez – Grant Works, Inc.