

FACPAC BG4 Form

Form Status: Saved

Tier 4 Project: West Irvine Pavement Improvements

BG Number: 22-178

Status: Active

District: Estill County (HB678)

Phase: Project Initiation ([View Checklist](#))

Contract: Tri-State Construction, 0001, General Contractor

Type: General Contractor

Proposed

Project Construction Cost

Original Contract Amount	\$303,371.69
Net Total of Change Orders to Contract	\$43,630.67
Original Purchase Order Total	\$151,830.31
Net Total of Change Orders to Purchase Orders	-\$31,353.90
Total Cost of Construction	\$467,478.77

Verification of Required Approvals by Other Regulatory Agencies

Office of Housing, Buildings, and Construction

- Certificate Of Occupancy Date
- Plumbing Certificate Date
- Electrical Certificate Date
- Fire Alarm Certificate Date
- Sprinkler Certificate Date
- Boiler Certificate Date
- Range Hood Suppression Date
- Verification of Approval - Other
- Verification of Approval - Other Date

Natural Resources and Environmental Protection Cabinet

- Sewage Disposal Certificate Date
- Natural Resources & Environmental Protection Cabinet - Other
- Natural Resources & Environmental Protection Cabinet - Other Date

Close Out

- Punch List Completed Date 12/12/2022
- Record Drawings Completed Date
- Warranty & Guarantees Information 11/28/2022
- Provided Date
- Owner Training on Systems Date
- Verification of Payment of Debts and

Claims to Date	03/09/2023
Close Out - Other	
Close Out - Other Date	
BG4 Date	03/16/2023
BG4 Board Order Date	03/16/2023

BG4 Signature Page

The work performed under this contract has been reviewed and found to be substantially complete, according to the plans and specifications approved by the Kentucky Department of Education.

Architect

Date

Engineer

Date

Contractor / Construction Manager

Date

Local Board of Education Designee

Date

AIA[®] Document G706[™] – 1994

Contractor's Affidavit of Payment of Debts and Claims

PROJECT: West Irvine Pavement Improvements Irvine, KY	ARCHITECT'S PROJECT NUMBER: BG-22-178/RTA 2143	OWNER: <input type="checkbox"/>
		ARCHITECT: <input type="checkbox"/>
TO OWNER: Estill County BOE 253 Main St. Irvine, KY 40336	CONTRACT FOR: \$347,002.36	CONTRACTOR: <input checked="" type="checkbox"/>
	CONTRACT DATED: 5/04/2022	SURETY: <input type="checkbox"/>
		OTHER: <input type="checkbox"/>

STATE OF:
COUNTY OF: Estill County

The undersigned hereby certifies that, except as listed below, payment has been made in full and all obligations have otherwise been satisfied for all materials and equipment furnished, for all work, labor, and services performed, and for all known indebtedness and claims against the Contractor for damages arising in any manner in connection with the performance of the Contract referenced above for which the Owner or Owner's property might in any way be held responsible or encumbered.

EXCEPTIONS:

SUPPORTING DOCUMENTS ATTACHED HERETO:

- Consent of Surety to Final Payment. Whenever Surety is involved, Consent of Surety is required. AIA Document G707, Consent of Surety, may be used for this purpose
- Indicate Attachment Yes No

CONTRACTOR: (Name and address)
Tri State Paving and Construction
1305 Argillite Rd.
Flatwoods, KY 41139

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

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

BY: 

(Signature of authorized representative),


(Printed name and title)
Subscribed and sworn to before me on this date: March 9, 2023
Notary Public: 
My Commission Expires: April 30, 2024



AIA[®] Document G706A[™] – 1994

Contractor's Affidavit of Release of Liens

PROJECT: West Irvine Pavement Improvements Irvine, KY 40336	ARCHITECT'S PROJECT NUMBER: BG 22-178/RTA 2143	OWNER: <input type="checkbox"/>
	CONTRACT FOR: \$347002.36	ARCHITECT: <input type="checkbox"/>
TO OWNER: Estill County BOE 253 Main St. Irvine, KY 40336	CONTRACT DATED: 5/02/2022	CONTRACTOR: <input checked="" type="checkbox"/>
		SURETY: <input type="checkbox"/>
		OTHER: <input type="checkbox"/>

STATE OF:
COUNTY OF: Estill County

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:

SUPPORTING DOCUMENTS ATTACHED HERETO:

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

CONTRACTOR: Tri State Paving and Construction
1305 Argillite Rd.
Flatwoods, KY 41139



[Signature]

(Signature of authorized representative)
Michael Wheeler, President
(Printed name and title)

Subscribed and sworn to before me on this date: **March 9, 2023**

Michelle Tackett
Notary Public
My Commission Expires: **April 30, 2024**

Consent of Surety to Final Payment

OWNER
ARCHITECT
CONTRACTOR
SURETY
OTHER

AIA DOCUMENT G707

Bond No. 72456742

TO OWNER:

(Name and address)

Estill County Board of Education
P. O. Box 930
Irvine, KY 40336

ARCHITECT'S PROJECT NO.:

CONTRACT FOR:

Estill County Board of Education -
West Irvine Intermediate School -
Pavement Improvements

PROJECT:

(Name and address)

CONTRACT DATED:

In accordance with the provisions of the Contract between the Owner and the Contractor as included above, the
WESTERN SURETY COMPANY, 151 North Franklin, 17th Floor, Chicago, IL 60606,
(Insert name and address of Surety)

SURETY, on bond of Tri-State Construction & Enterprise, LLC
(Insert name and address of Contractor)

1305 Argillite Rd., Flatwoods, KY 41139, 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 Estill County Board of Education
(Insert name and address of Owner)

P. O. Box 930, Irvine, KY 40336, OWNER,
as set forth in the said Surety's bond.

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date: March 9th, 2023
(Insert in writing the month followed by the numeric date and year.)



Rakala Carter

WESTERN SURETY COMPANY
(Surety)

Kenneth Albert
(Signature of authorized representative)

KENNETH ALBERT
(Printed name and title) Attorney-in-Fact

Western Surety Company

POWER OF ATTORNEY - CERTIFIED COPY

Bond No. 72456742

Know All Men By These Presents, that WESTERN SURETY COMPANY, a corporation duly organized and existing under the laws of the State of South Dakota, and having its principal office in Sioux Falls, South Dakota (the "Company"), does by these presents make, constitute and appoint KENNETH ALBERT

its true and lawful attorney(s)-in-fact, with full power and authority hereby conferred, to execute, acknowledge and deliver for and on its behalf as Surety, bonds for:

Principal: Tri-State Construction & Enterprise, LLC

Obligee: Estill County Board of Education

Amount: \$1,000,000.00

and to bind the Company thereby as fully and to the same extent as if such bonds were signed by the Vice President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said attorney(s)-in-fact may do within the above stated limitations. Said appointment is made under and by authority of the following bylaw of Western Surety Company which remains in full force and effect.

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

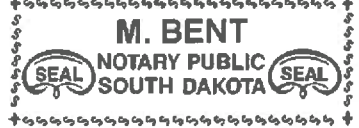
If Bond No. 72456742 is not issued on or before midnight of April 9, 2023, all authority conferred in this Power of Attorney shall expire and terminate.

In Witness Whereof, Western Surety Company has caused these presents to be signed by its Vice President, Paul T. Bruflat, and its corporate seal to be affixed this 9th day of March, 2023.

STATE OF SOUTH DAKOTA }
COUNTY OF MINNEHAHA } ss

WESTERN SURETY COMPANY
Paul T. Bruflat
Paul T. Bruflat,
Vice President

On this 9th day of March, in the year 2023, before me, a notary public, personally appeared Paul T. Bruflat, who being to me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of WESTERN SURETY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.



M. Bent
Notary Public - South Dakota

My Commission Expires March 2, 2026

I the undersigned officer of Western Surety Company, a stock corporation of the State of South Dakota, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable, and furthermore, that Section 7 of the bylaws of the Company as set forth in the Power of Attorney is now in force.

In testimony whereof, I have hereunto set my hand and seal of Western Surety Company this 9th day of March, 2023.



WESTERN SURETY COMPANY
Paul T. Bruflat
Paul T. Bruflat, Vice President

To validate bond authenticity, go to www.westernsurety.com Owner/Obligee Services > Validate Bond Coverage.