

**CITY of NOVI CITY COUNCIL**

**Agenda Item E  
October 26, 2009**

**SUBJECT:** Approval of final payment to Rauhorn Electric, Inc., for the Ella Mae Power Park Softball Complex, Police Station and Civic Center Parking Lot Lighting Project in the amount of \$22,015.93.

**SUBMITTING DEPARTMENT:** Department of Public Services – Field Operations Division 

**CITY MANAGER APPROVAL:**  

**BACKGROUND INFORMATION:**

The City's consulting engineer for this project, IDS, administered the contract for the Ella Mae Power Park Softball Complex, Police Station and Civic Center Parking Lot Lighting Project. IDS has executed and submitted the attached documents verifying the final contract payment amount that is due to the construction contractor, Rauhorn Electric, Inc. of Macomb, MI (Final Pay Estimate No. 7, attached).

The lighting renovation work performed by the contractor was in substantial compliance with the plans and specifications, and final payment in the amount of \$22,015.93 is appropriate. In addition, the City Attorney has reviewed supporting documentation and found it to be in an acceptable form. The original contract was approved at the August 25, 2008 City Council meeting in the amount of \$890,391.

There were eight change orders associated with the project. In summary, these change orders resulted in a significant savings, primarily by eliminating the use of rigid conduit and substituting materials with approved polyethylene pipe. Overall project cost savings totaled \$15,275, resulting in project expenditures totaling \$875,116.

As part of the project the City of Novi entered into a 25-Year Product Assurance & Warrantee Program for all athletic field lighting. For 25 years, Musco lighting will provide all materials and labor to maintain operation of the sports field lighting system to original design criteria.

**RECOMMENDED ACTION:** Approval of final payment to Rauhorn Electric, Inc., for the Ella Mae Power Park Softball Complex, Police Station and Civic Center Parking Lot Lighting Project in the amount of \$22,015.93.

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

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

October 12, 2009

SECRET  
**SW**  
WARDLE

30903 Northwestern Highway  
P.O. Box 3040  
Farmington Hills, MI 48333-3040  
Tel: 248-851-9500  
Fax: 248-851-2158  
www.secretwardle.com

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

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

**Re: Ella Mae Power Park, Civic Center, Police Department  
Lighting – Rauhorn Electric, Inc. – Closing Documents  
Our File No. 55142 NOV**

Dear Ms. Moreno:

We have received and reviewed the following closing documents you have provided for the Ella Mae Power Park, Civic Center, and Police Department Lighting Project:

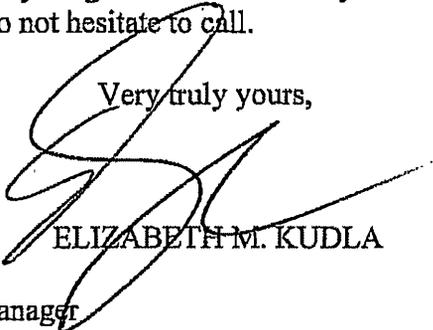
- Contractor's Application for Payment No. 7/Architect's Certificate for Payment.
- Contractor's Sworn Statement.
- Maintenance and Guarantee Bond.
- Consent of Surety.
- Waivers of Lien.

Subject to the approval of Architect's Certificate for Payment by the Department of Public Services, the documents appear to be generally in order, subject to the following comment:

The Contractor's Sworn Statement that has been provided accounts for only \$556,418.29 of the \$875,116.00 total contract amount. The Contractor should provide a Sworn Statement and Waiver(s) of Lien with respect to the remaining \$318,697.71. If that amount is attributable to Rauhorn directly, and not subcontractors, Rauhorn should sign a waiver of lien in that regard, identifying the amount directly attributable to its own work.

Please let us 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  
Matt Witkorowski, Field Operations Senior Manager  
Thomas R. Schultz, Esquire

**AIA Type Document  
Application and Certification for Payment**

**TO (OWNER):** City of Novi-Parks Recreation  
45175 W. Ten Mile Road  
Novi, MI 48375

**PROJECT:** Novi-Ella Mae Power Park

**APPLICATION NO:** 7  
**PERIOD TO:** 9/25/2009

**DISTRIBUTION TO:**  
 OWNER  
 ARCHITECT  
 CONTRACTOR

**FROM (CONTRACTOR):** Rauhorn Electric, Inc.  
17171 23 Mile Road  
Macomb, MI 48042-4100

**VIA (ARCHITECT):** Integrated Design Solutions LLC  
888 W. Big Beaver  
Suite 200  
Troy, MI 48084

**ARCHITECT'S PROJECT NO:** IDS #08110-1000

**CONTRACT FOR:** Civic Center Lighting Dept. #265

**CONTRACT DATE:** 9/18/2008

**CONTRACTOR'S APPLICATION FOR PAYMENT**

Application is made for Payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Type Document is attached.

- 1. ORIGINAL CONTRACT SUM ..... \$ 251,825.00
- 2. Net Change by Change Orders ..... \$ -2,673.00
- 3. CONTRACT SUM TO DATE (Line 1 + 2) ..... \$ 249,152.00
- 4. TOTAL COMPLETED AND STORED TO DATE ..... \$ 249,152.00
  
- 5. RETAINAGE:
  - a. 0.00 % of Completed Work ..... \$ 0.00
  - b. 0.00 % of Stored Material ..... \$ 0.00
- Total retainage (Line 5a + 5b) ..... \$ 0.00
  
- 6. TOTAL EARNED LESS RETAINAGE ..... \$ 249,152.00  
(Line 4 less Line 5 Total)
- 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT  
(Line 6 from prior Certificate) ..... \$ 242,253.37
- 8. CURRENT PAYMENT DUE ..... \$ 6,898.63
- 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	0.00	-3,360.00
Total approved this Month	687.00	0.00
<b>TOTALS</b>	<b>687.00</b>	<b>-3,360.00</b>
<b>NET CHANGES by Change Order</b>		<b>-2,673.00</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 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:** Rauhorn Electric, Inc.  
17171 23 Mile Road Macomb, MI 48042-4100

By:  Date: 9/24/09  
Gary Konyha / Project Manager

State of: MI

County of: Macomb

Subscribed and Sworn to before me this 24th Day of Sept. 20 09

Notary Public: 

My Commission Expires: 9/11/2013

**ARCHITECT'S CERTIFICATE FOR PAYMENT**

In Accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to 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 for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to 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.

AIA Type Document  
Application and Certification for Payment

TO (OWNER): City of Novi-Parks Recreation  
45175 W. Ten Mile Road  
Novi, MI 48375

PROJECT: Novi-Ella Mae Power Park

APPLICATION NO: 7  
PERIOD TO: 9/25/2009

DISTRIBUTION  
TO:  
\_ OWNER  
\_ ARCHITECT  
\_ CONTRACTOR

FROM (CONTRACTOR): Rauhorn Electric, Inc.  
17171 23 Mile Road  
Macomb, MI 48042-4100

VIA (ARCHITECT): Integrated Design Solutions LLC  
888 W. Big Beaver  
Suite 200  
Troy, MI 48084

ARCHITECT'S  
PROJECT NO: IDS #08110-1000

CONTRACT FOR: Civic Center Lighting Dept. #265

CONTRACT DATE: 9/18/2008

ITEM	DESCRIPTION	SCHEDULE VALUE	PREVIOUS APPLICATIONS	COMPLETED THIS PERIOD	STORED MATERIAL	COMPLETED STORED	%	BALANCE	RETAINAGE
1	Remove Existing Ltng	9,340.00	9,340.00	0.00	0.00	9,340.00	100.00	0.00	0.00
2	UG Conduit & Fdns	73,797.00	73,797.00	0.00	0.00	73,797.00	100.00	0.00	0.00
3	Decorative Lt Pole Assemblies	88,658.00	88,658.00	0.00	0.00	88,658.00	100.00	0.00	0.00
4	Parking Lot Lt Pole Assemblies	59,830.00	59,830.00	0.00	0.00	59,830.00	100.00	0.00	0.00
5	Wire & Splicing	12,600.00	12,600.00	0.00	0.00	12,600.00	100.00	0.00	0.00
6	Power & Control Work	7,600.00	7,600.00	0.00	0.00	7,600.00	100.00	0.00	0.00
CO#5	Bulletin #6	-3,360.00	-3,360.00	0.00	0.00	-3,360.00	100.00	0.00	0.00
CO#9	Bulletin #1	687.00	0.00	687.00	0.00	687.00	100.00	0.00	0.00
<b>REPORT TOTALS</b>		<b>\$249,152.00</b>	<b>\$248,465.00</b>	<b>\$687.00</b>	<b>\$0.00</b>	<b>\$249,152.00</b>	<b>100.00</b>	<b>\$0.00</b>	<b>\$0.00</b>

TO (OWNER): City of Novi-Parks Recreation  
45175 W. Ten Mile Road  
Novi, MI 48375

PROJECT: Novi-Ella Mae Power Park

APPLICATION NO: 7  
PERIOD TO: 9/25/2009

DISTRIBUTION  
TO:  
\_ OWNER  
\_ ARCHITECT  
\_ CONTRACTOR

FROM (CONTRACTOR): Rauhorn Electric, Inc.  
17171 23 Mile Road  
Macomb, MI 48042-4100

VIA (ARCHITECT): Integrated Design Solutions, LLC  
888 W. Big Beaver  
Suite 200  
Troy, MI 48084

ARCHITECT'S  
PROJECT NO: IDS # 08110-1000

CONTRACT FOR: Police Dept. Lighting Dept. #301

CONTRACT DATE: 9/18/2008

### CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for Payment, as shown below, in connection with the Contract.  
Continuation Sheet, AIA Type Document is attached.

1. ORIGINAL CONTRACT SUM .....	\$	88,946.00
2. Net Change by Change Orders .....	\$	120.00
3. CONTRACT SUM TO DATE (Line 1 + 2) .....	\$	89,066.00
4. TOTAL COMPLETED AND STORED TO DATE .....	\$	89,066.00
5. RETAINAGE:		
a. 0.00 % of Completed Work	\$	0.00
b. 0.00 % of Stored Material	\$	0.00
Total retainage (Line 5a + 5b) .....	\$	0.00
6. TOTAL EARNED LESS RETAINAGE .....	\$	89,066.00
(Line 4 less Line 5 Total)		
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate) .....	\$	86,086.65
8. CURRENT PAYMENT DUE .....	\$	2,979.35
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	356.00	-1,008.00
Total approved this Month	772.00	0.00
<b>TOTALS</b>	<b>1,128.00</b>	<b>-1,008.00</b>
NET CHANGES by Change Order	120.00	

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 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.

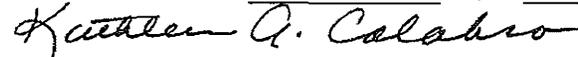
CONTRACTOR: Rauhorn Electric, Inc.  
17171 23 Mile Road Macomb, MI 48042-4100

By:  Date: 9/24/09  
Gary Konyha / Project Manager

State of: MI

County of: Macomb

Subscribed and Sworn to before me this 24th Day of Sept. 20 09

Notary Public: 

My Commission Expires: 9/11/2013

### ARCHITECT'S CERTIFICATE FOR PAYMENT

In Accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to 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 for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to 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.

AIA Type Document  
Application and Certification for Payment

**TO (OWNER):** City of Novi-Parks Recreation  
45175 W. Ten Mile Road  
Novi, MI 48375

**PROJECT:** Novi-Ella Mae Power Park

**APPLICATION NO:** 7  
**PERIOD TO:** 9/25/2009

**DISTRIBUTION TO:**  
 OWNER  
 ARCHITECT  
 CONTRACTOR

**FROM (CONTRACTOR):** Rauhorn Electric, Inc.  
17171 23 Mile Road  
Macomb, MI 48042-4100

**VIA (ARCHITECT):** Integrated Design Solutions, LLC  
888 W. Big Beaver  
Suite 200  
Troy, MI 48084

**ARCHITECT'S PROJECT NO:** IDS # 08110-1000

**CONTRACT FOR:** Police Dept. Lighting Dept. #301

**CONTRACT DATE:** 9/18/2008

ITEM	DESCRIPTION	SCHEDULE VALUE	PREVIOUS APPLICATIONS	COMPLETED THIS PERIOD	STORED MATERIAL	COMPLETED STORED	%	BALANCE	RETAINAGE
1	Remove Existing Ltng	4,600.00	4,600.00	0.00	0.00	4,600.00	100.00	0.00	0.00
2	UG Conduit & Fdns	19,420.00	19,420.00	0.00	0.00	19,420.00	100.00	0.00	0.00
3	Decorative Lt Pole Assemblies	17,735.00	17,735.00	0.00	0.00	17,735.00	100.00	0.00	0.00
4	Parking Lot Lt Pole Assemblies	32,031.00	32,031.00	0.00	0.00	32,031.00	100.00	0.00	0.00
5	Wire & Splicing	3,965.00	3,965.00	0.00	0.00	3,965.00	100.00	0.00	0.00
6	Power & Control Work	5,075.00	5,075.00	0.00	0.00	5,075.00	100.00	0.00	0.00
7	Wall Park Lighting	6,120.00	6,120.00	0.00	0.00	6,120.00	100.00	0.00	0.00
CO#003	Bulletin #2	356.00	356.00	0.00	0.00	356.00	100.00	0.00	0.00
CO#006	Bulletin #6	-1,008.00	-1,008.00	0.00	0.00	-1,008.00	100.00	0.00	0.00
CO#008	Bulletin #8	772.00	0.00	772.00	0.00	772.00	100.00	0.00	0.00
<b>REPORT TOTALS</b>		<b>\$89,066.00</b>	<b>\$88,294.00</b>	<b>\$772.00</b>	<b>\$0.00</b>	<b>\$89,066.00</b>	<b>100.00</b>	<b>\$0.00</b>	<b>\$0.00</b>

**AIA Type Document  
Application and Certification for Payment**

**TO (OWNER):** City of Novi-Parks Recreation  
46175 W. Ten Mile Road  
Novi, MI 48375

**PROJECT:** Novi-Ella Mae Power Park

**APPLICATION NO:** 7  
**PERIOD TO:** 9/25/2009

**DISTRIBUTION TO:**  
\_ OWNER  
\_ ARCHITECT  
\_ CONTRACTOR

**FROM (CONTRACTOR):** Rauhorn Electric, Inc.  
17171 23 Mile Road  
Macomb, MI 48042-4100

**VIA (ARCHITECT):** Integrated Design Solutions LLC  
888 W. Big Beaver  
Suite 200  
Troy, MI 48084

**ARCHITECT'S PROJECT NO:** IDS #08110-1000

**CONTRACT FOR:** Softball Field Dept. #691

**CONTRACT DATE:** 9/18/2008

**CONTRACTOR'S APPLICATION FOR PAYMENT**

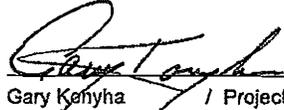
Application is made for Payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Type Document is attached.

1. ORIGINAL CONTRACT SUM .....	\$	549,620.00
2. Net Change by Change Orders .....	\$	-12,722.00
3. CONTRACT SUM TO DATE (Line 1 + 2) .....	\$	536,898.00
4. TOTAL COMPLETED AND STORED TO DATE .....	\$	536,898.00
<b>5. RETAINAGE:</b>		
a. 0.00 % of Completed Work	\$	0.00
b. 0.00 % of Stored Material	\$	0.00
Total retainage (Line 5a + 5b) .....	\$	0.00
6. TOTAL EARNED LESS RETAINAGE .....	\$	536,898.00
(Line 4 less Line 5 Total)		
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate) .....	\$	524,760.05
8. CURRENT PAYMENT DUE .....	\$	12,137.95
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	2,759.00	-15,481.00
Total approved this Month	0.00	0.00
<b>TOTALS</b>	2,759.00	-15,481.00
<b>NET CHANGES</b> by Change Order		-12,722.00

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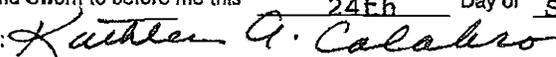
**CONTRACTOR:** Rauhorn Electric, Inc.  
17171 23 Mile Road Macomb, MI 48042-4100

By:  Date: 9/24/09  
Gary Kenyha / Project Manager

State of: MI

County of: Macomb

Subscribed and Sworn to before me this 24th Day of Sept. 20 09

Notary Public: 

My Commission Expires: 9/11/2013

**ARCHITECT'S CERTIFICATE FOR PAYMENT**

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AMOUNT CERTIFIED: ..... \$

(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 conform to the amount certified.)

**ARCHITECT:**

By: \_\_\_\_\_ Date: \_\_\_\_\_

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AIA Type Document  
Application and Certification for Payment

TO (OWNER): City of Novi-Parks Recreation  
45175 W. Ten Mile Road  
Novi, MI 48375

PROJECT: Novi-Ella Mae Power Park

APPLICATION NO: 7  
PERIOD TO: 9/25/2009

DISTRIBUTION  
TO:  
 OWNER  
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 CONTRACTOR

FROM (CONTRACTOR): Rauhorn Electric, Inc.  
17171 23 Mile Road  
Macomb, MI 48042-4100

VIA (ARCHITECT): Integrated Design Solutions LLC  
888 W. Big Beaver  
Suite 200  
Troy, MI 48084

ARCHITECT'S  
PROJECT NO: IDS #08110-1000

CONTRACT FOR: Softball Field Dept. #691

CONTRACT DATE: 9/18/2008

ITEM	DESCRIPTION	SCHEDULE VALUE	PREVIOUS APPLICATIONS	COMPLETED THIS PERIOD	STORED MATERIAL	COMPLETED STORED	%	BALANCE	RETAINAGE
1	Remove Existing Ltng	18,650.00	18,650.00	0.00	0.00	18,650.00	100.00	0.00	0.00
2	UG Conduit & Fdns	64,370.00	64,370.00	0.00	0.00	64,370.00	100.00	0.00	0.00
3	Decorative Lt Pole Assemblies	38,200.00	38,200.00	0.00	0.00	38,200.00	100.00	0.00	0.00
4	Sports Lighting	296,600.00	296,600.00	0.00	0.00	296,600.00	100.00	0.00	0.00
5	Wire & Splicing	54,000.00	54,000.00	0.00	0.00	54,000.00	100.00	0.00	0.00
6	Pwr Bldng & Equipment	77,800.00	77,800.00	0.00	0.00	77,800.00	100.00	0.00	0.00
CO#001	Bulletin #2	2,759.00	2,759.00	0.00	0.00	2,759.00	100.00	0.00	0.00
CO#004	Bulletin #5	-14,725.00	-14,725.00	0.00	0.00	-14,725.00	100.00	0.00	0.00
CO#007	Bulletin #6	-756.00	-756.00	0.00	0.00	-756.00	100.00	0.00	0.00
<b>REPORT TOTALS</b>		<b>\$536,898.00</b>	<b>\$536,898.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$536,898.00</b>	<b>100.00</b>	<b>\$0.00</b>	<b>\$0.00</b>

**SWORN STATEMENT**

STATE OF MICHIGAN  
 COUNTY OF MACOMI

} §

Gloria J. Rau , being duly sworn, states the following:

Rauhorn Electric, Inc. is the contractor for an improvement to the following real property in Oakland County, Michigan, described as follows:

Ella Mae Power Park  
 Police Station & Civic Center  
 City of Novi,

The following is a statement of each subcontractor and supplier and laborer, for whom payment of wages or fringe benefits and withholdings is due but unpaid, with whom the contractor has contracted for performance under the contract with the owner or lessee, and the amounts due to the persons as of the date of this statement are correctly and fully set forth opposite their names:

Name, Address and Phone Number of Subcontractor, Supplier or Laborer	Type of Improvement	Total Contract Price	Amount Already Paid	Amount Currently Owing	Balance To Complete
A&A Anchor Bolt, Inc 7390 Salem Road Northville, MI 48168 (248) 349-6565	Material	1,714.49	1,714.49	.00	
Advance Concrete Products C P.O. Box 549 Highland, MI 48357 (800) 824-8351	Material	13,324.20	13,324.20	.00	
Calvert Sales 5091 West 164th Street Brook Park, OH 44142 (800) 837-2668	Material	24,972.78	24,972.78	.00	
Caniff Electric Supply 2001 Caniff P.O. Box 12490 Hamtramck, MI 48212 (313) 365-8144	Material	8,441.87	8,441.87	.00	
Diversified Wire & Cable, Inc. 6250 15 Mile Rd. Sterling Heights, MI 48312 (586) 264-6500	Material	2,366.98	2,366.98	.00	
Farmer Underwood Trucking 7401 Rawsonville Road Belleville, MI 48111 (734) 485-1740	Material	2,050.18	2,050.18	.00	
FMG Concrete Cutting, Inc. 3515 S. Old US-23 Brighton, MI 48114-7520 (810) 227-3650	Material	714.10	714.10	.00	

Name, Address and Phone Number of Subcontractor, Supplier or Laborer	Type of Improvement	Total Contract Price	Amount Already Paid	Amount Currently Owing	Balance To Complete
Hayes Trucking P.O. Box 439 Novi, MI 48376 (248) 348-6805	Material	284.50	284.50	.00	
Hayes Washed Sand & Grave Material P.O. Box 439 Novi, MI 48376 (248) 348-6805		205.38	205.38	.00	
Madison Electric 31855 Van Dyke Ave. Warren, MI 48093-1047 (586) 825-0200	Material	2,881.43	2,881.43	.00	
McNaughton-McKay Electric C Dept. 14801 P.O. Box 67000 Detroit, MI 48267-0148 (248) 399-7500	Material	171,160.46	171,160.46	.00	
Musco Sports Lighting, LLC 100 1st Ave West P.O. Box 808 Oskaloosa, IA 52577-0808 (800) 756-1205	Material	212,000.00	212,000.00	.00	
Naetco, Inc. 29765 Groesbeck Roseville, MI 48066 (586) 775-6388	Material	1,440.00	1,440.00	.00	
National Construction 7742 Greenfield Road Dearborn, MI 48126 (313) 846-2277	Material	8,877.16	8,877.16	.00	
Northshore Landscaping, Inc. 21330 34 Mile Road Armada, MI 48005 (586) 749-7007	Base & Alt#1-Pwr Park	5,020.00	5,020.00	.00	
Park Detroit 19197 Sherwood Detroit, MI 48234-2880 (313) 366-2200	Material	389.02	389.02	.00	
Prairie Lakeside LLC 40 Floral Ave. Mt. Clemens, MI 48043 (586) 468-1405	Material	594.66	594.66	.00	
Service Electric Supply 15424 Oakwood Drive Romulus, MI 48174 (800) 426-7575	Material	2,480.95	2,480.95	.00	
Star Conduit P.O. Box 103 Lancaster, OH 43130 (740) 654-4810	Material	14,609.50	14,609.50	.00	

Name, Address and Phone Number of Subcontractor, Supplier or Laborer	Type of Improvement	Total Contract Price	Amount Already Paid	Amount Currently Owing	Balance To Complete
Superior Materials Co. 33469 W. 14 Mile Road Ste-110 Farmington Hills, MI 48331 (248) 788-8000	Material	11,162.03	11,162.03	.00	
The Diversicon Company, Inc. 2020 Riggs Avenue Warren, MI 48091 (586) 756-2020	Base & Alt#1-Pwr Park	65,202.60	65,202.60	.00	
Total Asphalt Paving Inc. 12865 31 Mile Road Romeo, MI 48095 (586) 752-9060	Base & Alt#1-Pwr Park	6,526.00	6,526.00	.00	
<b>Totals</b>		<b>556,418.29</b>	<b>556,418.29</b>	<b>.00</b>	

The contractor has not procured material from, or subcontracted with, any person other than those set forth and owes no money for the improvement other than the sums set forth.\*

I make this statement as the contractor or as Corporate Secretary of the contractor to represent to the owner or lessee of the property and his or her agents that the property is free from claims of construction liens, or the possibility of construction liens, except as specifically set forth in this statement and except for claims of construction liens by laborers that may be provided under Section 109 of the Construction Lien Act, 1980 PA 497, MCL 570.1109.

WARNING TO OWNER OR LESSEE: AN OWNER OR LESSEE OF THE PROPERTY MAY NOT RELY ON THIS SWORN STATEMENT TO AVOID THE CLAIM OF A SUBCONTRACTOR, SUPPLIER OR LABORER WHO HAS PROVIDED A NOTICE OF FURNISHING OR A LABORER WHO MAY PROVIDE A NOTICE OF FURNISHING UNDER SECTION 109 OF THE CONSTRUCTION LIEN ACT, 1980 PA 497, MCL 570.1109 TO THE DESIGNEE OR TO THE OWNER OR LESSEE IF THE DESIGNEE IS NOT NAMED OR HAS DIED.

IF THIS SWORN STATEMENT IS IN REGARD TO A RESIDENTIAL STRUCTURE, ON RECEIPT OF THIS SWORN STATEMENT, THE OWNER OR LESSEE, OR THE OWNER'S OR LESSEE'S DESIGNEE MUST GIVE NOTICE OF ITS RECEIPT, EITHER IN WRITING, OR BY TELEPHONE, OR PERSONALLY, TO EACH SUBCONTRACTOR, SUPPLIER, AND LABORER WHO HAS PROVIDED A NOTICE OF FURNISHING UNDER SECTION 109 OR, IF A NOTICE OF FURNISHING IS EXCUSED UNDER SECTION 108 OR 108A, TO EACH SUBCONTRACTOR, SUPPLIER, AND LABORER NAMED IN THE SWORN STATEMENT. IF A SUBCONTRACTOR, SUPPLIER WHO HAS PROVIDED A NOTICE OF FURNISHING OR WHO IS NAMED IN THE SWORN STATEMENT MAKES A REQUEST, THE OWNER, LESSEE, OR DESIGNEE SHALL PROVIDE THE REQUESTER A COPY OF THE SWORN STATEMENT WITHIN 10 BUSINESS DAYS AFTER RECEIVING THE REQUEST.

Gloria J. Rau, Corporate Secretary

*Gloria J. Rau*

Deponent Signature

WARNING TO DEPONENT: A PERSON WHO GIVES A FALSE SWORN STATEMENT WITH INTENT TO DEFRAUD IS SUBJECT TO CRIMINAL PENALTIES AS PROVIDED IN SECTION 110 OF THE CONSTRUCTION LIEN ACT, 1980 PA 497, MCL 570.1110.

Subscribed and sworn to before me this

24th day of September 2009

*Kathleen G. Calabro*

Notary Public

Macomb County, Michigan

My Commission Expires: 9/4/2013

\*Materials furnished by a contractor or a subcontractor out of his or her own inventory, and which has not been purchased specifically for the purpose of performing the contract, need not be listed.

Date sent: August 18, 2009

**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

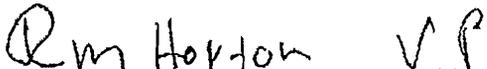
LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
AA ANCHOR BOLT  
7390 SALEM ROAD  
NORTHVILLE MI 48168

  
\_\_\_\_\_  
(Authorized signature of lien claimant)

Date signed: 8/20/09

  
\_\_\_\_\_  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS**  
**RETAIN A COPY**

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

08-1498-LS

Date sent: August 18, 2009

**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
ADVANCE CONCRETE PRODUCTS  
975 N. MILFORD RD.  
HIGHLAND, MI 48357

*Gregory A. Ballard*  
(Authorized signature of lien claimant)

Date signed: 8-19-09

Gregory A. Ballard  
Print Name & Title

WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS  
RETAIN A COPY

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

Date sent: August 18, 2009

**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
CALVERT SALES  
5091 WEST 164<sup>TH</sup> STREET  
BROOK PARK, OH 44142

  
\_\_\_\_\_  
(Authorized signature of lien claimant)

Date signed: 8/21/09

J. VAMIS CR. MANAGER  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS  
RETAIN A COPY**

RECEIVED

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

MAILED  
AUG 21 2009  
79

Date sent: September 21, 2009

FULL UNCONDITIONAL WAIVER

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

City of Novi  
Ella Mae Ball Park  
Lighting Replacements  
REI Job# 08-040

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

Company:  
Caniff Electric Supply Co., Inc.  
2001 Caniff  
Hamtramck, MI 48212  
PH# 313.365.8144

*Susan M. Dubreuil*  
(Authorized signature of lien claimant)

Date signed: 9/21/09

Susan M. Dubreuil Treasurer  
Print Name & Title

WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS  
RETAIN A COPY

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

Date sent: August 18, 2009

**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
DIVERSIFIED WIRE & CABLE  
6250 15 MILE RD.  
STERLING HTS. MI 48312

Mary E. Louwes  
(Authorized signature of lien claimant)

Date signed: 8/19/09

Mary E. Louwes Controller  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS**  
**RETAIN A COPY**

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

Date sent: August 19, 2009

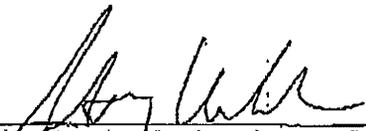
**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
FARMER UNDERWOOD TRUCKING  
7401 RAWSONVILLE ROAD  
BELLEVILLE, MI 48111

  
\_\_\_\_\_  
(Authorized signature of lien claimant)

Date signed: 8-21-09

Scott M Underwood Pres.  
\_\_\_\_\_  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS**  
**RETAIN A COPY**

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

Date sent: August 18, 2009

**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
EMG CONCRETE CUTTING  
3515 S. OLD US 23  
BRIGHTON, MI 48114

Joan Ryan  
(Authorized signature of lien claimant)

Date signed: 8/19/09

JOAN RYAN Bookkeeper  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS  
RETAIN A COPY**

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

RECEIVED

SEP 1 2009

RECEIVED

Date sent: August 18, 2009

**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
HAYES TRUCKING, INC.  
P.O. BOX 439  
NOVI, MI 48376

  
\_\_\_\_\_  
(Authorized signature of lien claimant)

Date signed: 8/19/09

LEWIS E HAYES PRESIDENT  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS**  
**RETAIN A COPY**

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

Date sent: August 18, 2009

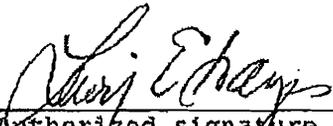
**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
HAYES WASHED SAND & GRAVEL  
P.O. BOX 439  
NOVI, MI 48376

  
\_\_\_\_\_  
(Authorized signature of lien claimant)

Date signed: 8/19/09

LEWIS E HAYES  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS**  
**RETAIN A COPY**

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

Date sent: August 18, 2009

**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
MADISON ELECTRIC CO.  
31855 VAN DYKE  
WARREN, MI 48093-1047

  
\_\_\_\_\_  
(Authorized signature of lien claimant)

Date signed: 8.20.09

MADISON ELECTRIC COMPANY  
ROBIN A. R. KRIST, CREDIT MANAGER

\_\_\_\_\_  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS**  
**RETAIN A COPY**

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

Date sent: August 18, 2009

**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
MC NAUGHTON-MCKAY ELECTRIC CO.  
DEPT.# 14801  
P.O. BOX 67000  
DETROIT, MI 48267-0148

*Virginia Parrotto*  
\_\_\_\_\_  
(Authorized signature of Lien claimant)

Date signed: 8/20/09

*Virginia Parrotto A/R Mgr.*  
\_\_\_\_\_  
Print Name & Title

WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS  
RETAIN A COPY

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

08/18/09  
MAKING COPY

Date sent: August 18, 2009

**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
MUSCO SPORTS LIGHTING, LLC  
P.O. BOX 260  
MUSCATINE, IA 52761

  
\_\_\_\_\_  
(Authorized signature of lien claimant)

Date signed: 08-19-09

Mark Kieff, Credit Manager  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS  
RETAIN A COPY**

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

RECEIVED  
AUG 19 2009  
MUSCO SPORTS LIGHTING  
MUSCATINE, IA

Date sent: August 18, 2009

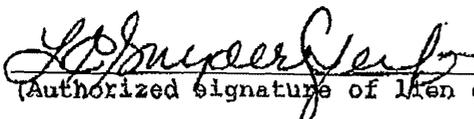
**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials  
for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
NAETCO, INC.  
29765 GROESBECK HIGHWAY  
ROSEVILLE, MI 48066

  
(Authorized signature of lien claimant)

Date signed: 8-19-09

LE Snyder-Perkili  
Print Name & Title

**WARNING; DO NOT SIGN BLANK OR INCOMPLETE FORMS  
RETAIN A COPY**

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

Date sent: August 18, 2009

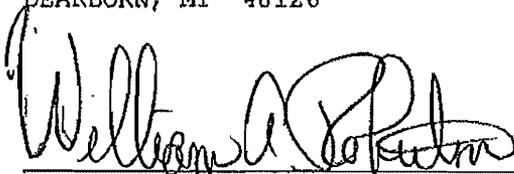
**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
NATIONAL CONSTRUCTION SPECIALITIES, INC.  
7742 GREENFIELD RD.  
DEARBORN, MI 48126

  
(Authorized signature of lien claimant)

Date signed: 8/19/09

William A. Robertson, President  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS**  
**RETAIN A COPY**

08 08 09

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

Date sent: August 18, 2009

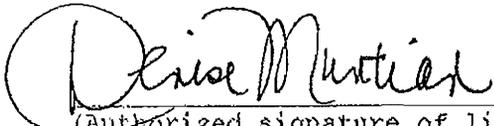
**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
PARK DETROIT  
19197 SHERWOOD  
DETROIT, MI 48234-2880

  
(Authorized signature of lien claimant)

Date signed: 8-19-09

Denise Mustian Accounting Mgr.  
Print Name & Title

WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS  
RETAIN A COPY

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

RECEIVED  
AUG 19 2009  
CITY OF NOVI  
OFFICE OF THE CITY CLERK



Date sent: August 18, 2009

**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
PRAIRIE LAKESIDE LLC  
40 FLORAL AVENUE  
MT. CLEMENS, MI 48043

David L Gardner  
(Authorized signature of lien claimant)

Date signed: 8-19-09

DAVID L GARDNER GENERAL MANAGER  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS  
RETAIN A COPY**

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

Date sent: August 18, 2009

**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
SERVICE ELECTRIC SUPPLY, INC.  
15424 OAKWOOD DR.  
ROMULUS, MI 48174

Debbie Bedore  
(Authorized signature of lien claimant)

Date signed: 8/19/09

Debbie Bedore Credit Mgr  
Print Name & Title

WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS  
RETAIN A COPY

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

Date sent: August 18, 2009

**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
STAR CONDUIT, LLC  
PO BOX 103  
LANCASTER, OH 43130

Doug Beck  
(Authorized signature of lien claimant)

Date signed: AUGUST 21, 2009

Doug Beck - President  
Print Name & Title

VERBA

WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS  
RETAIN A COPY

VERBA

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

Date sent: August 18, 2009

**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials  
for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLM. MAE BALL PARK  
REI JOB #08-040

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

Company:  
SUPERIOR MATERIALS, INC.  
33469 W. 14 MILE RD. SUITE 110  
FARMINGTON HILLS, MI 48331

Theresa Russell  
(Authorized signature of lien claimant)

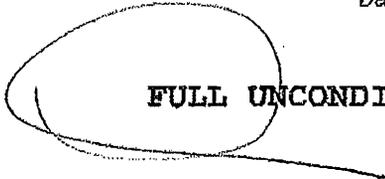
Date signed: 8/20/09

Theresa Russell (AGENT)  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS**  
**RETAIN A COPY**

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

Date sent: August 18, 2009



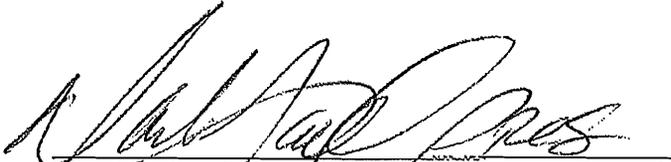
**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
THE DIVERSICON COMPANY, INC.  
2020 RIGGS AVENUE  
WARREN, MI 48091

  
(Authorized signature of lien claimant)

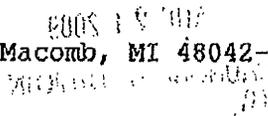
Date signed: 8-19-2009

MARK FARREN President  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS**  
**RETAIN A COPY**



RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100



Date sent: August 18, 2009

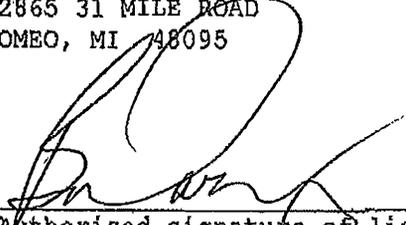
**FULL UNCONDITIONAL WAIVER**

I/We have a contract with Rauhorn Electric, Inc. to provide materials for the improvement of the property described as:

LIGHTING REPLACEMENTS PROJECT  
CITY OF NOVI - ELLA MAE BALL PARK  
REI JOB #08-040

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

Company:  
TOTAL ASPHALT PAVING, INC.  
12865 31 MILE ROAD  
ROMEO, MI 48095

  
\_\_\_\_\_  
(Authorized signature of lien claimant)

Date signed: 8-20-09

Ben Daveloy, Pres.  
Print Name & Title

**WARNING: DO NOT SIGN BLANK OR INCOMPLETE FORMS  
RETAIN A COPY**

RETURN TO: 17171 23 Mile Road, Macomb, MI 48042-4100

808 S S 30A  
RECEIVED AUG 20 2009

October 14, 2009

30903 Northwestern Highway  
P.O. Box 3040  
Farmington Hills, MI 48333-3040  
Tel: 248-851-9500  
Fax: 248-851-2158  
www.secretwardle.com

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

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

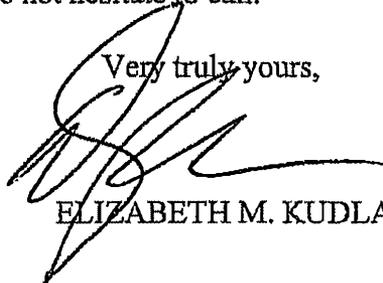
**Re: Ella Mae Power Park, Civic Center, Police Department  
Lighting – Rauhorn Electric, Inc. – Closing Documents  
Our File No. 55142 NOV**

Dear Ms. Moreno:

We have received and reviewed a final unconditional waiver of lien executed by Rauhorn Electric, Inc., with respect to the \$318,697.71, not included in the Contractor's Sworn Statement pertaining to subcontractors. The \$318,697.71 is attributable to overhead of the primary contractor, Rauhorn Electric. Based on the above, we are satisfied that the final payment can be made to the contractor.

Please let us 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

Enclosure

cc: Clay Pearson, City Manager (w/Enclosure)  
Kathy Smith-Roy, Finance Director (w/Enclosure)  
Matt Witkorowski, Field Operations Senior Manager (w/Enclosure)  
Thomas R. Schultz, Esquire (w/Enclosure)

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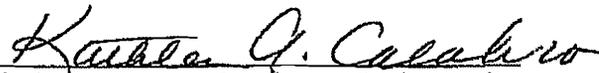
FULL UNCONDITIONAL WAIVER  
(Under the Construction Lien Act of 1980)

My/Our contract with City of Novi to provide  
Electrical Site Lighting Work for the property described

as:

Ella Mae Power Park, Police Station, and Civic Center,  
Novi, Michigan, having been fully paid and satisfied, all  
my/our construction lien rights against such property are  
hereby waived and released.

Rauhorn Electric, Inc.

  
(signature of lien claimant)

Signed on: October 14, 2009      17171 23 Mile Road  
Macomb, MI 48042  
Phone# 586.992.0400

DO NOT SIGN BLANK OR INCOMPLETE FORMS. RETAIN A COPY.

INSTRUCTIONS

1. Any waiver of construction lien rights in advance of work performed is invalid.
2. A waiver of construction lien rights is valid only to the extent that payment for labor and material furnished was actually made to the person giving the waiver.

## MAINTENANCE AND GUARANTEE BOND

KNOW ALL MEN BY THESE PRESENTS, that we Rauhorn Electric, Inc.  
hereinafter called the "Principal", and Great American Insurance Company hereinafter called the  
"Surety," are held and firmly bound unto

### CITY OF NOVI, MICHIGAN

Hereinafter called the "OWNER," as Oblige, for the just and full sum of Eight Hundred Ninety  
Thousand Three Hundred Ninety-One and 00/100 Dollars (\$890,391.00) for the payment whereof, well  
and truly to be made, we bind ourselves, our heirs, executors, administrators, successors, and assigns,  
jointly and severally, firmly by these presents.

WHEREAS, the above named Principal was awarded a Contract by the OWNER dated the \_\_\_\_\_  
day of \_\_\_\_\_, for the construction of Ella Mae Power Park, Police Station and  
Civic Center Lighting Replacement.

AND WHEREAS, this Contract was awarded upon the express condition that the  
Principal would furnish a One (1) year Maintenance Bond from the date of formal acceptance by the City  
Council to repair or replace any deficiencies in Labor or Material;

AND WHEREAS, the Principal warrants the workmanship and all materials used in the  
construction installation, and completion of said project to be of good quality and constructed and  
completed in a workmanlike manner in accordance with the standards, specifications and requirements of  
the said job;

NOW, THEREFORE, the condition of this obligation is such that if the above Principal  
shall replace such defective material and shall repair all defects due to defective workmanship and/or  
materials that shall occur on or before One (1) year(s) of final acceptance by OWNER through resolution  
of the City Council, then this obligation shall be void, otherwise to be and remain in full force, effect and  
virtue.

If the Principal does not correct defects reported in writing by the OWNER to the Principal and Surety by  
repair or replacement as directed by the OWNER within the time required, which shall not be less than  
seven (7) days from service of the notice, the OWNER shall have the right to perform or secure the  
performance of the corrections, with all costs and expenses in doing so, including an administrative fee  
equal to twenty-five percent (25%) of the repair costs, charged to and to be received from the Principal or  
Surety.

Emergency repairs that are necessary to protect life and property may be undertaken by the OWNER  
immediately and without advance notice to the Principal and Surety, with the cost and expense of the  
repair, plus the administrative fee, to be charged to and received from the Principal and Surety.



City of Novi  
Blla Mae Power Park, Police Station and  
Civic Center Lighting Replacement Projects  
Novi, Michigan

Page 33

Any repairs the OWNER may perform as provided in this Bond may be by OWNER employees, agents, or independent CONTRACTORS. The OWNER shall not be required to utilize competitive bidding unless otherwise required by applicable law, with labor cost and expense charges when OWNER employees are utilized to be based on the hourly cost to the OWNER of the employee(s) performing the repair.

It is further condition of this Bond that the Principal and Surety shall fully indemnify, defend, and hold the OWNER, its agents and other working on the OWNER'S behalf, harmless from all claims for damages or injuries to persons or property arising from or related to defects in work or materials, the correction of which are covered and guaranteed by this Bond, including claims arising under the worker's compensation laws of the State of Michigan.

Signed and Sealed this 29th day of August, 2008

In the Presence of:

WITNESS

Kimberly D. Carter  
Debra M. Lopez  
Carol A. Johnson  
Lisa Keller  
Christy Myerson

CA3836991

Bond No.

(All-in name of construction CONTRACTOR)

RAUHORN ELECTRIC, INC.

Principal

Kathleen A. Calabro

Title Kathleen A. Calabro  
Office Manager

GREAT AMERICAN INSURANCE COMPANY

Surety

Michelle K. Buechel

Title Michelle K. Buechel, Attorney-in-fact

11353 Reed Hartman Highway

Address of Surety

Cincinnati, OH 45241

City

Zip Code



CITY OF NOVI  
Rev 4/4/08

July 7, 2008

**CONSENT OF  
SURETY COMPANY  
TO FINAL PAYMENT**  
AIA DOCUMENT G707

Owner \_\_\_\_\_  
Architect \_\_\_\_\_  
Contractor \_\_\_\_\_  
Surety **X**  
Other \_\_\_\_\_

**Bond No. CA3836991**

**PROJECT:** Ella Mae Power Park, Police Station and Civic Center Lighting Replacement Projects  
(name, address) City of Novi, MI

**TO: (Owner)**  
City of Novi  
45175 West Ten Mile Road  
Novi, MI 48375

**ARCHITECT'S PROJECT NO:**  
**CONTRACT FOR:** Ella Mae Power Park, Police Station  
and Civic Center Lighting  
Replacement Projects  
**CONTRACT DATE:** 08/25/2008

**CONTRACTOR:**  
Rauhorn Electric, Inc.  
17171 23 Mile Road  
Macomb, MI 48042-4100

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the  
**Great American Insurance Company**  
11353 Reed Hartman Highway  
Cincinnati, Ohio 45241

, SURETY COMPANY

on bond of (here insert name and address of Contractor)  
**Rauhorn Electric, Inc.**  
17171 23 Mile Road  
Macomb, Michigan 48042-4100

, CONTRACTOR,

hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not  
relieve the Surety Company of any of its obligations to (here insert name and address of Owner)

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

, OWNER,

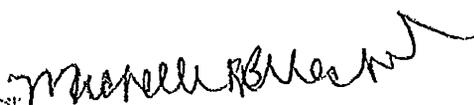
as set forth in the said Surety Company's bond.

IN WITNESS WHEREOF,  
the Surety Company has hereunto set its hand this **22nd** day of **September**, **2009**

Surety Company  
**Great American Insurance Company**

  
Signature of Authorized Representative

Attest:  
(Seal):



**Kristyn M. Langbeen - Attorney-In-Fact**  
Title

NOTE: This form is to be used as a companion document to AIA DOCUMENT G706, CONTRACTOR'S AFFIDAVIT OF PAYMENT OF DEBTS AND CLAIMS, Current Edition

AIA DOCUMENT G707-CONSENT OF SURETY COMPANY TO FINAL PAYMENT-APRIL 1970 EDITION-AIA® ONE PAGE

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**GREAT AMERICAN INSURANCE COMPANY®**

Administrative Office: 580 WALNUT STREET • CINCINNATI, OHIO 45202 • 513-369-5000 • FAX 513-723-2740

The number of persons authorized by this power of attorney is not more than TEN

No. 0 18824

**POWER OF ATTORNEY**

**KNOW ALL MEN BY THESE PRESENTS:** That the GREAT AMERICAN INSURANCE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Ohio, does hereby nominate, constitute and appoint the person or persons named below, each individually if more than one is named, its true and lawful attorney-in-fact, for it and in its name, place and stead to execute on behalf of the said Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; provided that the liability of the said Company on any such bond, undertaking or contract of suretyship executed under this authority shall not exceed the limit stated below.

Name	Address	Limit of Power
T.R. Guy	Anne M. Barick	ALL
Paul M. Hurley	Margaret M. Kohloff	\$75,000,000
C.A. Johnson	Robert D. Heuer	
Linda L. Austin	Michael D. Lechner	

This Power of Attorney revokes all previous powers issued on behalf of the attorney(s)-in-fact named above.

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 10TH day of FEBRUARY 2009 . . .  
Attest GREAT AMERICAN INSURANCE COMPANY

STATE OF OHIO, COUNTY OF HAMILTON - ss:

DAVID C. KITCHIN (513-412-4602)

On this 10TH day of FEBRUARY 2009, before me personally appeared DAVID C. KITCHIN, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is a Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument; that he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of Great American Insurance Company by unanimous written consent dated June 9, 2008.

**RESOLVED:** That the Divisional President, the several Divisional Senior Vice Presidents, Divisional Vice Presidents and Divisional Assistant Vice Presidents, or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.

**RESOLVED FURTHER:** That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract of suretyship, or other written obligation in the nature thereof, such signature and seal when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

**CERTIFICATION**

I, STEPHEN C. BERAHA, Assistant Secretary of Great American Insurance Company, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of June 9, 2008 have not been revoked and are now in full force and effect.

Signed and sealed this 22nd day of September, 2009.