

December 3, 2025
Project No. 221916

Adam Smith
City Manager
City of Grand Ledge
310 Greenwood Street
Grand Ledge, MI 48837

**City of Grand Ledge Well 2 Raw Water Main
Pay Application 11 and Change Order 5**

Attached is Pay Application No. 11 from E.T. MacKenzie Company for the referenced project. The application is in the amount of \$13,726.36 for work completed through December 1, 2025. The payment requested is based on work completed in this period, which was the remaining balance of the programming work for Well 2 and release of remaining retainage.

The work that was completed to date, is generally summarized as follows:

1. Final programming for Well 2 integration.
2. Release of remainder of \$10,000.00 in retainage that was being held.

Based on our review of the application and our knowledge of the work completed, we recommend payment in the amount of \$13,726.36 to E.T. MacKenzie Company which includes earnings for the period.

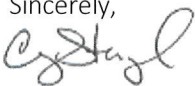
Fishbeck has reviewed all certified payrolls from E.T. MacKenzie Company and their subcontractors and has confirmed that it follows the Davis-Bacon Act.

Also attached is Change Order 5 for the project which balances the contract value with all changes and verifies final payment to be made. Change Order 5 includes a deduct to the contract value of \$39,361.06.

The original contract value was \$2,945,974.25; the final contract value is \$2,900,835.22. There is an overall decrease in the original contract value of \$42,139.03.

If you have any questions or require additional information, please contact me at 517.899.2641 or cstenzel@fishbeck.com.

Sincerely,



Cory Stenzel
Senior Construction Manager

Attachments

Copy: Kurt Ristow – City of Grand Ledge
Brad Rizzo – City of Grand Ledge
John Willemin – Fishbeck


CHANGE ORDER
 PAGE 1 OF 2

CONTRACT FOR:	City of Grand Ledge Well 2 Raw Water Main
OWNER:	City of Grand Ledge 310 Greenwood Street Grand Ledge, MI 48837
CONTRACTOR:	E.T. MacKenzie Company 4248 W. Saginaw Highway Grand Ledge, MI 48837
ENGINEER:	Fishbeck 5913 Executive Drive, Suite 100 Lansing, MI 48911
ATTACHMENTS:	N/A
<p>Contractor shall indicate approval of Change Order through signing of this document and returning to Engineer. Engineer will forward to Owner, who shall indicate approval of Change Order through signing of this document and returning to Engineer. Upon receipt of fully executed (all signatures) Change Order, Engineer will distribute to all parties.</p>	
<p>YOU ARE DIRECTED TO MAKE THE FOLLOWING CHANGES IN THE CONTRACT DOCUMENTS:</p>	
<p>The following items changing the contract documents were chosen by the Owner for execution: Deduct remaining allowance balance of \$39,361.06 for unused portions of Electrical Upgrades and Testing.</p> <p>DECREASE: \$39,361.06</p>	


CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES: N/A
Original Contract Price:	Original Contract time: <u>March 7, 2023</u>
<u>\$2,945,974.25</u>	Substantial Completion: <u>October 18, 2024</u>
	Ready for final payment: <u>November 1, 2024</u>
Net Change from Previous Change Orders: 1-4	Net change from previous Change Orders:
<u>\$2,777.97</u> decrease	<u>0 Days</u>
Contract Price prior to this Change Order:	Contract Time prior to this Change Order:
<u>\$2,943,196.28</u>	Substantial Completion: <u>November 13, 2024</u>
	Ready for final payment: <u>November 15, 2024</u>
Net decrease of this Change Order:	Net change of this Change Order:
<u>\$39,361.06</u>	<u>352 Days</u>
Contract Price with all approved Change Orders:	Contract Time with all approved Change Orders:
<u>\$2,900,835.22</u>	Substantial Completion: <u>November 13, 2024</u>
	Ready for final payment: <u>October 30, 2025</u>

CHANGE ORDER
PAGE 2 OF 2


RECOMMENDED

By: 
Engineer
Cory Stenzel,
Senior Construction Manager

APPROVED

By: 
Contractor
Michael Marks,
President

APPROVED

By: 
Owner
Adam Smith,
City Manager

Date: December 3, 2025

Date: 12/4/25

Date: 1/2/25

END OF CHANGE ORDER

APPLICATION AND RECOMMENDATION FOR PAYMENT
 PAGE 1 OF 2

TO: City of Grand Ledge
 In Care of: Fishbeck
 5913 Executive Drive, Suite 100
 Lansing, MI 48911

FROM (Contractor): E.T. MacKenzie Company
 4248 W. Saginaw Highway
 Grand Ledge, MI. 48837

Application No: 11
 Period From: August 28, 2025
 To: 10/29/2025

Project: Grand Ledge Raw WM Well 2
 Fishbeck Project Number: 221916
 SFR #: 7735-01

APPLICATION FOR PAYMENT:

Application for Payment is made, as indicated below, in connection with the Contract. Schedule of Values sheet is attached as page 3 of 3.

1.	Original Contract Price		\$2,945,974.25
2.	Net change by Change Orders		\$-42,139.03
3.	Current Contract Price (1 plus 2)		\$2,900,835.22
4.	Gross Amount Due (From Unit Price Schedule)		\$2,903,835.22
5.	Retainage (Per Agreement)	10% of Work Completed:	\$0
		Retainage to hold this Pay App:	\$0
		Total Retainage	\$0
6.	Amount Eligible to Date (4 minus 5)		\$2,903,835.22
7.	Less Previous Payments		\$2,890,108.86
8.	Amount Due This Application (6 minus 7)		\$13,726.36
9.	Balance to Finish, Plus Retainage (3 – 7 – 8)		\$0.00


CHANGE ORDER SUMMARY:

Change Orders Approved by Owner	ADDITIONS	DEDUCTIONS
CO 1	49,311.52	
Balancing		103,572.79
CO 3 and CO 4	51,483.30	
CO 05		39,361.06
Net Total		42,139.03

APPLICATION AND RECOMMENDATION FOR PAYMENT
PAGE 2 OF 2

CONTRACTOR'S CERTIFICATION:

The undersigned Contractor certifies that to the best of its knowledge (1) all previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with Work covered by prior Applications for Payment; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to Owner at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such Liens, security interest or encumbrances); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Dated December 2, 2025 E. T. MacKenzie Company
Contractor
By 
(Signature)
Michael S. Marks, President
Name and Title of Signatory


ENGINEER'S RECOMMENDATION:

To: City of Grand Ledge

In accordance with the Contract, the undersigned recommends payment to Contractor.

AMOUNT RECOMMENDED:\$13,726.36.....
(Attach explanation if amount recommended differs from the amount applied for.)

ENGINEER: Fishbeck


Dated December 1, 2025 By _____
(Signature)
Senior Construction Manager
Name and Title of Signatory

This Recommendation is not negotiable. The AMOUNT RECOMMENDED is payable only to Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of Owner or Contractor under this Contract.

This recommendation for payment is based on a review of the Work performed as compared to the amount of the application. This recommendation does not imply that Engineer is reviewing construction lien documents nor does it imply that Engineer is acting as a guarantor of the property. Any review of construction lien documents by Engineer is for information purposes only.

404-548-974.006
15PR



MICHIGAN DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY

Project Number: 7735-01

Period From: 8/28/25 To: 10/29/25

Davis-Bacon Act Compliance CERTIFICATION

I certify to the best of my knowledge and belief that the above referenced project:

Complies with Davis-Bacon and Related Acts and U.S. Environmental Protection Agency policy memo dated March 2, 2012, and the Fiscal Year 2012 Consolidated Appropriations Act (P.L. 112-74) and that all laborers and mechanics employed by contractors and subcontractors during the above referenced period were paid wages at rates not less than those listed on the prevailing wage rate contained in the contract documents and that all applicable provisions of the Davis-Bacon and Related Acts have been met.

City of Grand Ledge 1/2/25
Name of Loan Recipient Date

[Signature]
Signature of Authorized Representative

Adam Smith, City Manager
Print Name and Title of Authorized Representative

Submittal



Submittal Number: 038

Special Provision: Consent of Surety

Project Name: Grand Ledge Well 2 Raw Water Main

Project Location: Grand Ledge, MI

Date: December 8, 2025

Submitted By: Mary Cooley
Senior Project Manager
E.T. MacKenzie Company
mcooley@mackenzieco.com

Submitted To: Cory Stenzel
Fishbeck
5913 Executive Dr.
Suite 100
Lansing, MI 48911
cstenzel@fishbeck.com

Information for the following items are being submitted by E.T. MacKenzie Company for review. Thank you.

Description	Surety Company
Consent of Surety	Liberty Mutal Insurance Company

**CONSENT OF
SURETY COMPANY
TO FINAL PAYMENT**

OWNER
ARCHITECT
CONTRACTOR
SURETY
OTHER

AIA DOCUMENT G707

Bond No. 013131657

PROJECT: Well 2 Raw Water Main
(name, address)

TO (Owner)

City of Grand Ledge
310 Greenwood Street
Grand Ledge, MI 48837

ARCHITECT'S PROJECT NO:
CONTRACT FOR:

CONTRACT DATE: September 13, 2023
Bond Date September 18, 2023

CONTRACTOR: E T MacKenzie Company

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the
(here insert name and address of Surety Company)
Liberty Mutual Insurance Company
175 Berkeley Street
Boston, MA 02117 , SURETY COMPANY,

on bond of (here insert name and address of Contractor)
E T MacKenzie Company
4248 W Saginaw Hwy
Grand Ledge, MI 48837 , 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 Grand Ledge
310 Greenwood Street
Grand Ledge, MI 48837 , OWNER,

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

IN WITNESS WHEREOF,
the Surety Company has hereunto set its hand this 5th day of December, 2025

Liberty Mutual Insurance Company
Surety Company

Signature of Authorized Representative

Attest:
(Seal):

Marcia J Miller 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



POWER OF ATTORNEY

Certificate No: 8213470-013057

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casually Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Cloyd W. Barnes; Curtis M. Peterson; Marcia J. Miller; Nathan G. Chapman; Nicole Andries; Robert G. Chapman; Ryan A. Peterson

all of the city of Lansing state of MI each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 26th day of March, 2025.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: Nathan J. Zangerle, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 26th day of March, 2025 before me personally appeared Nathan J. Zangerle, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2029
Commission number 1128044
Member, Pennsylvania Association of Notaries

By: Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes Nathan J. Zangerle, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 5th day of December, 2025.



By: Renee C. Llewellyn, Assistant Secretary

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.