



June 5, 2025

Mr. Nicholas Dezelan, CHMM, ASP
City of Greenfield
10 South State Street
Greenfield, IN 46140

**RE: Greenfield Wastewater Treatment Plant Improvements
Partial Payment Application (PPA) No. 31**

Dear Mr. Dezelan:

The contractual substantial completion date through Change Order #9 was 1/3/24. Commonwealth Engineers recommended approval on four (4) additional days due to SBR Tank 3 leak testing weather days, resulting in a substantial completion date of 1/7/25. To date, the Contractor has not met the contractual requirements to merit substantial completion.

The provisions set forth under article 4.03.A.1 state Contractor shall pay Owner \$1,000.00 for each day that expires after substantial completion. The submitted payment application has an application period that extends to 5/23/25. This marks one hundred and thirty six (136) days beyond contractual substantial completion (1/7/25 – 5/23/25). The Engineer recommends a total deduction of \$136,000.00 from the payment application in accordance with contractual liquidated damages. Previously, no damages have been enforced.

Attached, please find the Contractor's Application for Partial Payment for the Wastewater Treatment Plant Improvements project for work performed by F.A. Wilhelm Construction, Inc. (F.A. Wilhelm).

Commonwealth Engineers, Inc. (Commonwealth) has reviewed the Contractor's Application for Payment and finds it to be complete and accurate. Therefore, Commonwealth recommends payment to F.A. Wilhelm as follows:

- **F.A. Wilhelm Requested Amount PPA No. 31:** **\$286,128.60**
- **Recommended Deduction, PPA No. 31:** **\$136,000.00**
- **Net Amount Due, PPA No. 31** **\$150,128.60**

Through subsequent conversation on the liquidated damages matter with the City attorney and Wastewater Utility Manager, it has been decided to NOT deduct liquidated damages at this time due to the abundance or contractual retainage currently present. Rather, the Contractor is to be made aware of our records regarding substantial completion and corresponding penalty and the City's intent to assess damages accordingly pending future discussion or information to the contrary on this matter.

On this basis, Commonwealth recommends payment as follows:

- **F.A. Wilhelm PPA No. 31:** **\$286,128.60**
- **Retainage, PPA No. 31:** **\$15,059.40**

This represents a total payment for Application No. 31 of **\$301,188.00**

For reference purposes, the current record of recommended payments (including this recommendation) is as follows:

Greenfield Wastewater Treatment Plant Improvements			
Partial Payment No.	Payment to Contractor	Retainage Withheld	Total
PPA 1 (11/2022)	\$3,709,750.00	\$195,250.00	\$3,905,000.00
PPA 2 (12/2022)	\$5,321,718.55	\$280,090.45	\$5,601,809.00
PPA 3 (01/2023)	\$3,978,126.19	\$209,375.06	\$4,187,501.25
PPA 4 (02/2023)	\$2,516,531.99	\$132,449.05	\$2,648,981.04
PPA 5 (03/2023)	\$3,639,125.29	\$191,532.91	\$3,830,658.20
PPA 6 (04/2023)	\$4,428,349.29	\$233,071.02	\$4,661,420.31
PPA 7 (05/2023)	\$3,489,143.30	\$183,639.12	\$3,672,782.42
PPA 8 (06/2023)	\$3,674,499.17	\$193,394.70	\$3,867,893.86
PPA 9 (07/2023)	\$3,023,454.85	\$159,129.20	\$3,182,584.05
PPA 10 (08/2023)	\$2,400,776.31	\$126,356.65	\$2,527,132.96
PPA 11 (09/2023)	\$2,451,440.41	\$129,023.18	\$2,580,463.59
PPA 12 (10/2023)	\$2,878,808.93	\$151,516.25	\$3,030,325.18
PPA 13 (11/2023)	\$3,253,739.51	\$171,249.45	\$3,424,988.96
PPA 14 (12/2023)	\$4,390,033.05	\$231,054.37	\$4,621,087.42
PPA 15 (01/2024)	\$2,923,870.19	\$153,887.90	\$3,077,758.09
PPA 16 (02/2024)	\$2,219,648.55	\$116,823.61	\$2,336,472.16
PPA 17 (03/2024)	\$1,912,016.07	\$100,632.42	\$2,012,648.49
PPA 18 (04/2024)	\$1,518,311.85	\$79,911.15	\$1,598,223.00
PPA 19 (05/2024)	\$1,456,207.97	\$76,642.53	\$1,532,850.50
PPA 20 (06/2024)	\$2,285,824.80	\$120,306.57	\$2,406,131.37
PPA 21 (07/2024)	\$1,530,878.41	\$80,572.55	\$1,611,450.96
PPA 22 (08/2024)	\$894,119.48	\$47,058.92	\$941,178.40
PPA 23 (09/2024)	\$968,535.39	\$50,975.54	\$1,019,510.93
PPA24 (10/2024)	\$748,294.82	\$39,383.94	\$787,678.76
PPA25 (11/2024)	\$390,365.90	\$20,545.57	\$410,911.47
PPA26 (12/2024)	\$420,442.08	\$22,128.53	\$442,570.61
PPA27 (01/2025)	\$251,389.00	\$13,231.00	\$264,620.00
PPA28(01/2025)	\$102,491.70	\$5,394.30	\$107,886.00
PPA29(03/2025)	\$229,662.50	\$12,087.50	\$241,750.00
PPA30(04/2025)	\$350,239.35	\$18,433.65	\$368,673.00
PPA31(05/2025)	\$286,128.60	\$15,059.40	\$301,188.00
Total	\$67,643,923.50	\$3,560,206.50	\$71,204,130.00
Project completion for this Division of work based on monetary value:			99.19%

Mr. Nicholas Dezelan
June 5, 2025
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If you have any questions, comments, or concerns, please do not hesitate to contact us.

Sincerely,

COMMONWEALTH ENGINEERS, INC.

A handwritten signature in black ink, appearing to read "Meghan Pintozzi". The signature is fluid and cursive, with a horizontal line extending from the end.

Meghan Pintozzi, P.E.

Enclosures: Partial Pay Application No. 31
CC: Lori Elmore, Clerk-Treasurer