



STAFF REPORT

DATE: November 8, 2023

CONSENT

AGENDA ITEM: Accept Improvements and Approve Pay Request No. 2 (FINAL) for the 2023 Street Maintenance Project.

SUBMITTED BY: Mike Rusenovich, Project Engineer

REVIEWED BY: Kristina Handt, City Administrator
Jack Griffin, City Engineer
Marty Powers, Public Works Director

ISSUE BEFORE COUNCIL: Should the City Council accept the improvements and approve Pay Request No. 2 (Final) for the 2023 Street Maintenance Project?

BACKGROUND: Pearson Bros, Inc. was awarded a construction contract on August 2, 2023 to complete the 2023 Street Maintenance Project. The contractor has now completed the work in accordance with the contract and specifications.

PROPOSAL DETAILS/ANALYSIS: Pearson Bros, Inc. has submitted Pay Request No. 2 (Final) in the amount of \$10,343.10. The request has been reviewed and payment is recommended in the amount requested. The Project Engineer has prepared a Certificate of Completion indicating that all work is completed and is recommending the acceptance of the improvements and release of final retainage. Project acceptance will initiate the one-year warranty period for the improvements. The one-year warranty will begin on November 8, 2023 and will extend through November 8, 2024.

FISCAL IMPACT: None. Final payment is being recommended. The final construction cost of \$206,862.00 is \$800 over the original construction contract amount of \$206,062.00. The increase in cost is due to an additional turn arrow pavement marking on Stillwater Way that needed to be protected during construction.



RECOMMENDATION: Staff is recommending that the City Council, *as part of the Consent Agenda*, accept the improvements and approve Pay Request No. 2 (Final) to Pearson Bros, Inc in the amount of \$10,343.10 for the 2023 Street Maintenance Project. If removed from the consent agenda, the recommended motion for the action is as follows:

“Move to accept the improvements for the 2023 Street Maintenance Project and approve Pay Request No. 2 (Final) to Pearson Bros, Inc. in the amount of \$10,343.10”.

ATTACHMENTS:

1. Partial Pay Estimate #2 (Final).
2. Certificate of Completion.

PROJECT PAY FORM

PARTIAL PAY ESTIMATE NO. <u>2 (FINAL)</u>				FOCUS ENGINEERING, inc.	
2023 STREET MAINTENANCE PROJECT PROJECT NO. 2023.108				PERIOD OF ESTIMATE FROM <u>10/1/2023</u> TO <u>10/31/2023</u>	
PROJECT OWNER: CITY OF LAKE ELMO 3800 LAVERNE AVENUE NORTH LAKE ELMO, MN 55042 ATTN: JACK GRIFFIN, CITY ENGINEER				CONTRACTOR: PEARSON BROS, INC. 11079 LAMONT AVE NE HANOVER, MN 55341 ATTN: TODD BARTELS	
CONTRACT CHANGE ORDER SUMMARY				PAY ESTIMATE SUMMARY	
No.	Approval Date	Amount			
		Additions	Deductions		
				1. Original Contract Amount	\$206,062.00
				2. Net Change Order Sum	\$0.00
				3. Revised Contract (1+2)	\$206,062.00
				4. *Work Completed	\$206,862.00
				5. *Stored Materials	\$0.00
				6. Subtotal (4+5)	\$206,862.00
				7. Retainage* 0.0%	\$0.00
				8. Previous Payments	\$196,518.90
				9. Amount Due (6-7-8)	\$10,343.10
TOTALS		\$0.00	\$0.00		
NET CHANGE		\$0.00		*Detailed Breakdown Attached	
CONTRACT TIME					
START DATE: <u>8/17/2023</u>			ORIGINAL DAYS <u>29</u>		ON SCHEDULE YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
SUBSTANTIAL COMPLETION: _____			REVISED DAYS <u>0</u>		
FINAL COMPLETION: <u>9/15/2023</u>			REMAINING <u>-46</u>		
ENGINEER'S CERTIFICATION: The undersigned certifies that the work has been reviewed and to the best of their knowledge and belief, the quantities shown in this estimate are correct and the work has been performed in accordance with the contract documents.				FOCUS Engineering, inc.  ENGINEER <u>10/26/2023</u> DATE	
CONTRACTOR'S CERTIFICATION: The undersigned Contractor certifies that to the best of their knowledge, information and belief the work covered by this payment estimate has been completed in accordance with the contract documents, that all amounts have been paid by the contractor for work for which previous payment estimates was issued and payments received from the owner, and that current payment shown herein is now due.				CONTRACTOR  BY <u>10-26-23</u> DATE	
APPROVED BY OWNER: CITY OF LAKE ELMO, MINNESOTA					
BY _____			BY _____		
DATE _____			DATE _____		

PARTIAL PAY ESTIMATE NO. 2 (FINAL)

2023 STREET MAINTENANCE PROJECT
CITY OF LAKE ELMO, MINNESOTA
PROJECT NO. 2023.108



ITEM	DESCRIPTION OF PAY ITEM	UNIT	CONTRACT			THIS PERIOD		TOTAL TO DATE	
			QUANTITY	UNIT PRICE	AMOUNT	QUANTITY	AMOUNT	QUANTITY	AMOUNT
BASE BID									
1	CRACK SEALING MATERIAL	LBS	16,500	\$3.00	\$49,500.00	0	\$0.00	16,500	\$49,500.00
2	BITUMINOUS SEAL COAT WITH 1/8" DRESSER TRAP ROCK AND CRS-2P EMULSIFIED ASPHALT	SY	89,800	\$1.69	\$151,762.00	0.00	\$0.00	89,800.00	\$151,762.00
3	PROTECT EXISTING PREFORMED THERMOPLASTIC PAVEMENT MARKING (TURN ARROW)	EA	6	\$800.00	\$4,800.00	0.00	\$0.00	7.00	\$5,600.00
TOTALS - BASE CONTRACT					\$206,062.00		\$0.00		\$206,862.00

CERTIFICATE OF COMPLETION

DATE OF ISSUANCE: NOVEMBER 8, 2023

OWNER:	<u>CITY OF LAKE ELMO, MN</u>
CONTRACTOR:	<u>PEARSON BROS, INC.</u>
PROJECT NAME:	<u>2023 STREET MAINTENANCE PROJECT</u>
PROJECT NO.:	<u>2023.108</u>

- ☒ This Certification of Completion applies to all work under the Contract Documents
☐ This Certification of Completion applies to the following specified parts of the Contract Documents

I do hereby certify that the work to which this Certificate applies has been constructed in accordance with the Contract dated August 2nd, 2023. The above-mentioned improvement is hereby declared to be complete and acceptance of this work is recommended.

DATE OF COMPLETION: November 8, 2023

Michael Rusenovich Reg. No. 58717



FOCUS Engineering, Inc.

THE WARRANTY PERIOD BEGINS November 8, 2023 AND ENDS November 8, 2024
