



MAYOR & COUNCIL COMMUNICATION

DATE: August 16, 2016
CONSENT
ITEM # 10

AGENDA ITEM: 2016 Seal Coat Project – Pay Request No. 1 (Final)

SUBMITTED BY: Ryan Stempski, Project Engineer

THROUGH: Kristina Handt, City Administrator

REVIEWED BY: Cathy Bendel, Finance Director
Rob Weldon, Public Works Director
Jack Griffin, City Engineer

SUGGESTED ORDER OF BUSINESS if removed from the Consent Agenda):

- Questions from Council to Staff Mayor Facilitates
- Public Input, if Appropriate.....Mayor Facilitates
- Call for Motion Mayor & City Council
- Discussion Mayor & City Council
- Action on Motion..... Mayor Facilitates

POLICY RECOMMENDER: Engineering.

FISCAL IMPACT: Decrease of \$2,125.00. Final payment is proposed in accordance with the Contract for the project. Final payment is \$2,125.00 less than the original contract amount of \$152,875.00 for Lake Elmo's portion of the work (joint project with West Lakeland Township). In addition, the project at completion remains within the authorized total project budget of \$158,375.00 which includes engineering.

SUMMARY AND ACTION REQUESTED: The City Council is respectfully requested to consider approving Pay Request No. 1 (Final) for the 2016 Seal Coat Project.

LEGISLATIVE HISTORY/BACKGROUND INFORMATION: The 2016 Seal Project has been fully completed. The Project Engineer has prepared a Certificate of Completion and is recommending acceptance of the improvements and release of the final retainage. The one year warranty period will begin on August 16, 2016, and will extend to August 16, 2017.

Final payment in the amount of \$207,368.44 has been requested by the Contractor, Pearson Brothers, Inc., based upon the work completed. The original Contract amount was \$208,903.00; including \$152,875.00 for work in Lake Elmo and \$56,028.00 for work in West Lakeland

Township. The work actually completed for Lake Elmo streets was \$150,750.00, or \$2,125.00 (1.4%) less than the original Contract amount. Per the Joint Services Agreement, West Lakeland Township will be invoiced \$56,618.44 for their portion of the construction costs.

The final total project cost for the Lake Elmo portion of the project, including construction and engineering was \$154,750.00; \$150,750.00 in construction and \$4,000 (\$7,000 total - \$3,000 reimbursed by West Lakeland) for design and construction engineering services.

RECOMMENDATION: Staff is recommending that the City Council approve, *as part of the Consent Agenda*, Pay Request No. 1 (Final) for the 2016 Seal Coat project. If removed from the consent agenda, the recommended motion for the action is as follows:

“Move to approve Pay Request No. 1 (Final) to Pearson Brothers, Inc., in the amount of \$207,368.44, for the 2016 Seal Coat Project; which includes \$150,750.00 for work completed in the City of Lake Elmo; and \$56,618.44 for work completed in West Lakeland Township.”

ATTACHMENT(S):

1. Partial Pay Estimate No. 1 (Final).
2. Engineer's Certification of Completion.

PROJECT PAY FORM

PARTIAL PAY ESTIMATE NO. 1 (FINAL)

FOCUS ENGINEERING, inc.

**2016 SEAL COAT PROJECT
PROJECT NO. 2016.118**

PERIOD OF ESTIMATE
FROM 6/22/2016 TO 7/29/2016

**PROJECT OWNER:
CITY OF LAKE ELMO
3800 LAVERNE AVENUE NORTH
LAKE ELMO, MN 55042
ATTN: JACK GRIFFIN, P.E., CITY ENGINEER**

CONTRACTOR:
PEARSON BROTHERS, INC.
11079 LAMONT AVENUE N.E.
HANOVER, MN 55341
ATTN: JACK PEARSON, PRESIDENT

CONTRACT CHANGE ORDER SUMMARY

PAY ESTIMATE SUMMARY

ORDER SUMMARY				PAY ESTIMATE SUMMARY	
No.	Approval Date	Amount			
		Additions	Deductions		
				1. Original Contract Amount	\$208,903.00
				2. Net Change Order Sum	\$0.00
				3. Revised Contract (1+2)	\$208,903.00
				4. *Work Completed	\$207,368.44
				5. *Stored Materials	\$0.00
				6. Subtotal (4+5)	\$207,368.44
				7. Retainage* 0.0%	\$0.00
				8. Previous Payments	\$0.00
				9. Amount Due (6-7-8)	\$207,368.44
TOTALS		\$0.00	\$0.00		
NET CHANGE		\$0.00			

CONTRACT TIME

START DATE: 6/22/2016

SUBSTANTIAL COMPLETION: 7/15/2016

FINAL COMPLETION: 8/31/2016

ORIGINAL DAYS	70
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REVISED DAYS	0
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REMAINING	33
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ON SCHEDULE

YES ☒

NO ☐

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

8/4/2016

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

DATE _____

APPROVED BY OWNER: **CITY OF LAKE ELMO, MINNESOTA**

BY _____

BY _____

DATE _____

DATE _____

CONTRACT DATED MAY 17, 2016

FOCUS ENGINEERING, inc.

ITEM NO.	DESCRIPTION	CONTRACT QUANTITY	ACTUAL QUANTITY	UNIT	PRICE	TOTAL AMOUNT
CITY OF LAKE ELMO						
1	BITUMINOUS SEAL COAT WITH 1/8" DRESSER TRAP ROCK AND CRS-2P EMULSIFIED ASPHALT	122,300	120,600	SY	\$ 1.25	\$ 150,750.00
CITY OF WEST LAKELAND						
2	BITUMINOUS SEAL COAT WITH 1/8" DRESSER TRAP ROCK AND CRS-2P EMULSIFIED ASPHALT	48,300	48,809	SY	\$ 1.16	\$ 56,618.44
TOTAL						\$ 207,368.44

CERTIFICATE OF COMPLETION

DATE OF ISSUANCE: August 16, 2016

OWNER: CITY OF LAKE ELMO, MN
CONTRACTOR: PEARSON BROTHERS, INC.
PROJECT NAME: 2016 SEAL COAT PROJECT
PROJECT NO.: 2016.118

- ☒ 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 May 16, 2016. The above-mentioned improvement is hereby declared to be complete and acceptance of this work is recommended.

DATE OF COMPLETION: August 16, 2016

Frank Borich

Reg. No. 53559



FOCUS Engineering, inc.

THE WARRANTY PERIOD BEGINS August 16, 2016 AND ENDS August 16, 2017
