



## STAFF REPORT

DATE: September 3, 2019  
CONSENT

**AGENDA ITEM:** 2019 Seal Coat Project – Pay Request No. 2 (Final)

**SUBMITTED BY:** Jack Griffin, City Engineer

**REVIEWED BY:** Kristina Handt, City Administrator  
Marty Powers, Public Works Director  
Chad Isakson, Assistant City Engineer

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**ISSUE BEFORE COUNCIL:** Should the City Council accept the improvements and approve Pay Request No. 2 (Final) for the 2019 Seal Coat project?

**BACKGROUND:** The 2019 Seal Coat Project was completed as a joint services contract between the City of Lake Elmo and West Lakeland Township. This project has been fully completed and the Project Engineer has prepared a Certificate of Completion recommending acceptance of improvements and release of payment in full. The one-year warranty period began on August 14, 2019 and will extend through August 13, 2019.

**PROPOSAL DETAILS/ANALYSIS:** Pearson Brothers has submitted Pay Request No. 2 (Final) in the amount of \$5,848.46. The request has been reviewed and payment is recommended in the amount requested. Per the contract documents, retainage is being released with this payment.

**FISCAL IMPACT:** None. Payment is proposed in accordance with the Contract for the project. Payment remains within the authorized scope and budget amount for Lake Elmo streets. West Lakeland Township has been invoiced for its share of the project costs.

**RECOMMENDATION:** Staff is recommending that the City Council accept the improvements and approve, *as part of the Consent Agenda*, Pay Request No. 2 (Final) for the 2019 Seal Coat project. If removed from the consent agenda, the recommended motion for the action is as follows:

***“Move to accept the improvements and approve Pay Request No. 2 to Pearson Brothers, Inc. in the amount of \$5,848.46 for the 2019 Seal Coat Project.”***

**ATTACHMENTS:**

1. Engineer’s Certificate of Completion dated September 4, 2019.
2. Pay Estimate No. 2 (Final).

**CERTIFICATE OF COMPLETION**

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DATE OF ISSUANCE: September 4, 2019

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OWNER: CITY OF LAKE ELMO, MN

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CONTRACTOR: PEARSON BROS., INC.

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PROJECT NAME: 2019 SEAL COAT PROJECT

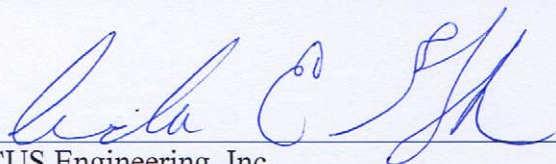
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PROJECT NO.: 2019.109

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- ☒ 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 21, 2019. The above-mentioned improvement is hereby declared to be complete and acceptance of this work is recommended.



DATE OF COMPLETION: August 14, 2019Amanda E Groh Reg. No. 53538  
FOCUS Engineering, Inc.

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THE WARRANTY PERIOD BEGINS August 14, 2019 AND ENDS August 13, 2020

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# PROJECT PAY FORM

PARTIAL PAY ESTIMATE NO. <u>2 (FINAL)</u>		<b>FOCUS ENGINEERING, inc.</b>	
2018 SEAL COAT PROJECT PROJECT NO. 2018.109		PERIOD OF ESTIMATE FROM <u>7/11/2019</u> TO <u>8/14/2019</u>	
PROJECT OWNER: CITY OF LAKE ELMO 3800 LAVERNE AVENUE NORTH LAKE ELMO, MN 55042 ATTN: JACK GRIFFIN, P.E., CITY ENGINEER		CONTRACTOR: PEARSON BROS., INC. 11079 LAMONT AVE NE HANOVER, MN 55341 ATTN: JACK PEARSON, PRESIDENT	
CONTRACT CHANGE ORDER SUMMARY		PAY ESTIMATE SUMMARY	
No.	Approval Date	Amount Additions      Deductions	1. Original Contract Amount <u>\$119,616.60</u>
			2. Net Change Order Sum <u>\$0.00</u>
			3. Revised Contract (1+2) <u>\$119,616.60</u>
			4. *Work Completed <u>\$116,969.20</u>
			5. *Stored Materials <u>\$0.00</u>
			6. Subtotal (4+5) <u>\$116,969.20</u>
			7. Retainage* <u>0.0%</u> <u>\$0.00</u>
			8. Previous Payments <u>\$111,120.74</u>
TOTALS		\$0.00      \$0.00	9. Amount Due (6-7-8) <u>\$5,848.46</u>
NET CHANGE		\$0.00	*Detailed Breakdown Attached
CONTRACT TIME			
START DATE: <u>6/26/2019</u>		ORIGINAL DAYS <u>72</u>	ON SCHEDULE YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
SUBSTANTIAL COMPLETION: <u>8/5/2019</u>		REVISED DAYS <u>0</u>	
FINAL COMPLETION: <u>9/6/2019</u>		REMAINING <u>23</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  DATE <u>8/15/19</u>	
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>8-15-19</u> DATE	
APPROVED BY OWNER: <u>CITY OF LAKE ELMO, MINNESOTA</u>			
BY _____		BY _____	
DATE _____		DATE _____	

**FOCUS** ENGINEERING, inc.

CONTRACT DATED JUNE 26, 2019

ITEM NO.	DESCRIPTION	CONTRACT QUANTITY	ACTUAL QUANTITY	UNIT	UNIT PRICE	TOTAL AMOUNT
<b>CITY OF LAKE ELMO</b>						
1	BITUMINOUS SEAL COAT WITH 1/8" DRESSER TRAP ROCK AND CRS-2P EMULSIFIED ASPHALT	45,342	44,617	SY	\$ 1.24	\$ 55,325.08
<b>WEST LAKELAND TOWNSHIP</b>						
2	BITUMINOUS SEAL COAT WITH 1/8" DRESSER TRAP ROCK AND CRS-2P EMULSIFIED ASPHALT	51,123	49,713	SY	\$ 1.24	\$ 61,644.12
<b>TOTAL</b>						<b>\$ 116,969.20</b>