RESOLUTION NO. 18-
City Council

RESOLUTION APPROVING (FINAL) PAY ESTIMATE #2
2018 Fisher Group Drainage Improvements Project

WHEREAS, the City Council of the City of Hiawatha, Iowa, has contracted for the 2018 Fisher Group Drainage Improvements Project with Pirc-Tobin Construction, of Alburnett, Iowa, and

WHEREAS, 2018 Fisher Group Drainage Improvements Project with Pirc-Tobin Construction, of Alburnett, Iowa has been completed and to the best of our knowledge and belief, is in substantial compliance with the provisions of the contract documents and,

WHEREAS, the application for (Final) Pay Estimate #2 (two) in the amount of $3,317.12 has been received in the Clerk's Office, and

WHEREAS, the City Engineer has certified that said project has been completed in compliance with the plans and specifications and recommended payment of the (Final) Pay Estimate #2, and

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIAWATHA, IOWA hereby accepting the 2018 Fisher Group Drainage Improvements Project, constructed by Pirc-Tobin Construction, of Alburnett, Iowa, and approving application for (Final) Pay Estimate #2 and directing City Clerk to make payment to Pirc-Tobin Construction, of Alburnett, Iowa, in the amount of $3,317.12 immediately. Five (5) percent retainage in the amount of $1,954.43 will be released after thirty (30) days has elapsed from the date of acceptance if no claims against the project are filed.

AYES:
NAYS:
ABSENT:

PASSED AND APPROVED this 5th day of December, 2018.

_____
Bill Bennett, Mayor

ATTEST:

_____
Kari Graber, Deputy City Clerk

City of Hiawatha

Engineering Department

101 Emmons St., Hiawatha Iowa, 52233-1697
PHONE (319) 393-1515 ext. 511 FAX (319) 393-1516

To: **Mayor and City Council** **Date:** **November 29, 2018**

From: John Bender PE, City Engineer

Re: **Fisher Group Drainage Improvements**

Description: **Approval of Pay Application No. 2**

Report:

See attached partial payment No.2 (FINAL) to Pirc-Tobin Construction for the Fisher Group Drainage Improvements. This payment is for all work completed and the project is substantially complete. The project is ready for final acceptance by the Council. The total cost of the project is $39,088.50.

Recommendation:

Engineering recommends approval of Partial Payment No. 2 (FINAL) to Pirc-Tobin Construction Inc. in the amount of $ 3,317.12 at this time. After the 30 day waiting period, the final 5% retainage can be released providing no claims have been filed with the City Clerk. That amount to be released is $1,954.43.

If you need any further information, please let me know.

1

Release of Claims

RELEASE OF CLAIMS

CONTRACTOR, on behalf of itself, its subsidiaries, its affiliated entities, and each of their partners, respective shareholders, directors, officers, employees, agents, and attorneys and their predecessors, successors, and assigns (collectively "CONTRACTOR") hereby waives, releases and discharges OWNER, its officers, directors, employees and agents from and all actions, causes of action, claims and liabilities of any kind which in any manner arise from, relate to or are involved by CONTRACTOR's WORK on the PROJECT (Fisher Group Drainage Improvements) as defined by the CONTRACT DOCUMENTS. The waived, released and discharged actions, causes of action, claims and liabilities shall be forever barred once CONTRACTOR accepts final payment.

CONTRACTOR: **(Pirc-Tobin Construction Inc.)**

By: _____

Name: _____
PRINT

Title: Owner

Date:_____

OWNER: **(CITY OF HIAWATHA, Iowa)**

By:_____

Name:__William Bennett_____
PRINT

Title:__Mayor_____

Date: _____

1 **Statement of Final Completion and Owner's Acceptance of the Work**

Iowa Guide 34a

Iowa Instruction 1942-A

STATEMENT OF FINAL COMPLETION AND OWNER'S ACCEPTANCE OF THE WORK

PROJECT:

Fisher Group Drainage Improvements

DESIGN ENGINEER /ARCHITECT:

Hall and Hall Engineers Inc.

OWNER:

City of Hiawatha, IOWA

CONTRACTOR:

Pirc -Tobin Construction Inc.

I, the undersigned City Engineer do hereby state that:

1. The construction provided for pursuant to CONTRACT DOCUMENTS including all approved amendments and Change Orders, hereafter called the WORK between the OWNER and CONTRACTOR has been completed and to the best of my knowledge and belief, is in substantial compliance with the provisions of the CONTRACT DOCUMENTS.

2. The final payment authorized hereto and made a part hereof is a complete and accurate summary of the WORK performed in accordance with the CONTRACT DOCUMENTS.

3. The total cost of the WORK as completed is **$39,088.50**.

I recommend, under the provisions of the CONTRACT DOCUMENTS, that the WORK be accepted and that the final payment be made according to the contract documents.

City Engineer

By _____ Date 11/29/2018

The CONTRACTOR shall guarantee materials and equipment furnished and construction performed by providing a PERFORMANCE BOND which shall remain in full force and effect for a period of four years from date of acceptance by OWNER.

Accepted By CONTRACTOR

By _____

Title _____

Date _____

Accepted BY OWNER

By _____

Title William Bennett, Mayor

Date _____

(4-7-97) SPN 508

APPLICATION FOR PAYMENT
APPLICATION NO. 02

Project: FISHER GROUP DRAINAGE IMPROVEMENTS

HIAWATHA, LINN COUNTY , IOWA

Contractor: PIRC - TOBIN
2660 OLD QUASS ROAD
ALBURNETT, IA 52202

Owner: City of Hiawatha, Iowa

Original Contract Amount: $36,918.85

Revised Contract Amount: $39,088.50

Date: November 7, 2018

The Contractor noted above, in accordance with the provisions of the contract documents, hereby requests approval of this application for payment on the following estimates of contract work completed:

Original Contract Completed		$ 36,918.85
Materials Stored On Site		$ -

Change Orders:

Change Order No.	Date Approved	Amount
1	December 5, 2018	$ 1,560.00
2	December 5, 2018	$ 609.65
Total Change In Contract Amount from Change Orders		$ 2,169.65

Total Change Order Work Completed		$ 2,169.65
Total Complete and Stored to Date		$ 39,088.50
Retainage	5%	$ 1,954.43
Total Complete and Stored to Date Less Retainage		$ 37,134.08
Less Previous Payments		$ 33,816.96
Current Payment Due		$ 3,317.12

Distribution: Owner _____ Engineer ___x__ Contractor __x___ Other _____

CONTRACTOR'S CERTIFICATION:

The undersigned Contractor certifies, to the best of the Contractor's knowledge, that the above information and estimated values of completed work covered on this Application for Payment have been completed in accordance with the provisions of the Contract Documents, that all amounts have been paid by the Contractor for work for which previous Applications for Payment have been made and payments received from the Owner, and that the current payment billing requested is now due.

Contractor's Authorized Representative:

By: _____ Date: Nov. 13 2018

ENGINEER'S/ARCHITECT'S RECOMMENDATION:

In accordance with the provisions of the Contract Documents and based on the Engineer's/Architect's on-site observations of the work included in this Application for Payment and based on the Engineer's/Architect's review of this Application for Payment including the accompanying supporting data, and to the best of the Engineer's knowledge, information and belief, the work included in this Application for Payment is completed substantially in conformance with the Contract Documents and payment by the Owner is hereby recommended.

Engineer's/Architect's Authorized Representative:

By: _____ Date: _____

CITY OF HIAWATHA PAYMENT RECOMMENDATION:

Payment to the Contractor is hereby recommended based on the Application for Payment submitted by the Contractor and the Engineer's/Architect's recommendation.

City of Hiawatha Authorized Representative:

By: _____ Date: _____

ATTACHMENTS REQUIRED:

1. Line Item Schedule of Contract Values Summary, Amounts Completed This Period, and Amounts Completed To Date. Recommend use of AIA Document G703.
2. Line Item Schedule of Contract Materials Stored and Values (if applicable).

ACCOUNTING USE ONLY:

_____-_____-_____ $_____
_____-_____-_____ $_____
_____-_____-_____ $_____
_____-_____-_____ $_____
_____-_____-_____ $_____
_____-_____-_____ $_____

APPLICATION FOR PAYMENT
APPLICATION NO. 2 - FINAL

Project: FISHER GROUP DRAINAGE IMPROVEMENTS
HIAWATHA, LINN COUNTY , IOWA
Contractor: PIRC - TOBIN CONSTRUCTION
Engineer: HALL & HALL ENGINEERS
Revised Contract Amount: $36,918.85
Date: November 7, 2018

Item	Item Description	Units	Bid Quantities	Bid Prices		Jul-18		To Date		
				Unit Price	Total	Quantity	Amount	Quantity	Amount	% Complete
1	MOBILIZATION	LS	1.00	$3,594.00	$3,594.00	1.00	$3,594.00	1.00	$3,594.00	100.00%
2	FILTER SOCKS	LF	415.00	$3.25	$1,348.75	320.00	$1,040.00	320.00	$1,040.00	77.11%
3	FILTER SOCKS AT STORM SEWER STRUCTURES	EA	4.00	$86.10	$344.40	4.00	$344.40	4.00	$344.40	100.00%
4	REMOVAL OF CURB	LF	4.00	$24.70	$98.80	5.00	$123.50	5.00	$123.50	125.00%
5	UNCLASSIFIED EXCAVATION AND EMBANKMENT	CY	260.00	$15.30	$3,978.00	260.00	$3,978.00	260.00	$3,978.00	100.00%
6	STRIP AND RESPREAD TOPSOIL	CY	170.00	$11.20	$1,904.00	170.00	$1,904.00	170.00	$1,904.00	100.00%
7	STORM SEWER, TRENCHED, HDPE,15"	LF	125.00	$37.10	$4,637.50	130.00	$4,823.00	130.00	$4,823.00	104.00%
8	STORM SEWER, TRENCHED, HDPE,18"	LF	298.00	$40.40	$12,039.20	306.50	$12,382.60	306.50	$12,382.60	102.85%
9	FLARED END SECTIONS WITH PIPE GUARD, HDPE, 15"	EA	1.00	$340.50	$340.50	1.00	$340.50	1.00	$340.50	100.00%
10	STORM SEWER INTAKES, TYPE SW-512, 24"	EA	2.00	$1,825.00	$3,650.00	2.00	$3,650.00	2.00	$3,650.00	100.00%
11	RELOCATE EXISTING 6" AREA INTAKE	EA	1.00	$343.00	$343.00	1.00	$343.00	1.00	$343.00	100.00%
12	CONNECTION TO EXISTING STORM SEWER PIPE	LS	1.00	$1,433.00	$1,433.00	1.00	$1,433.00	1.00	$1,433.00	100.00%
13	REVETMENT	SY	17.00	$45.60	$775.20	25.00	$1,140.00	25.00	$1,140.00	147.06%
14	HYDROSEEDING WITH LIQUID MULCH BINDER	AC	0.30	$6,439.00	$1,931.70	0.00	$0.00	0.30	$1,931.70	100.00%
15	REMOVAL AND REINSTALATION OF EXISTING FENCE	LF	16.00	$31.30	$500.80	16.00	$500.80	16.00	$500.80	100.00%
	COMPUTED TOTAL BID (ITEMS 1 THROUGH 15) =			$36,918.85		$35,596.80		$37,528.50		101.65%

MATERIALS STORED ON SITE

ITEM	DESCRIPTION	UNITS	QUANTITY	PRICE PER UNIT	TOTAL
				TOTAL MATERIALS STORED ON SITE	$0.00

CHANGE ORDERS

NO.	Description	Unit	Total Quantity	Unit Price	Total	This Period		To Date		
						Quantity	Amount	Quantity	Amount	% Complete
1	1.1 Modification to connect to existing Strom Sewer pipe	1	1	$1,560.00	$1,560.00	1.00	$1,560.00	1.00	$1,560.00	100.00%
	CHANGE ORDER NO. 01 - 0		TOTALS	$1,560.00		$1,560.00		$1,560.00		100.00%

REVISED CONTRACT TOTAL AFTER ALL C.O. (IF ANY)	$38,478.85	$37,528.50	ORIGINAL CONTRACT WORK COMPLETED
		$0.00	MATERIALS STORED ON SITE
		$1,560.00	TOTAL CHANGE ORDER WORK COMPLETED
		$39,088.50	TOTAL
	5.00%	$1,954.43	RETAINAGE
		$37,134.08	TOTAL LESS RETAINAGE
		$33,816.96	LESS PREVIOUS PAYMENTS
		$3,317.12	CURRENT PAYMENT DUE