



August 22, 2022

Administrator Terry Jeffery and Board of Managers
Riley-Purgatory-Bluff Creek Watershed District
18681 Lake Drive East
Chanhassen, MN 55317

**Re: Rice Marsh Lake Water Quality Improvement Project – Pay Application #5
Barr Project # 23/27-0053.14-028**

Dear Terry and Board of Managers:

Enclosed is the Application for Payment #5 from Meyer Contracting for work completed through 8/11/22, on the above-referenced project. The Rice Marsh Lake Water Quality Improvement project is located within the Riley Creek watershed, on the north side of Rice Marsh Lake, just south of Dakota Lane in Chanhassen, Minnesota. The project includes removal and replacement of existing storm catch basin manholes; clearing and grubbing; installation of low-flow weir and bypass storm sewer, manholes and pre-fabricated stormwater filtration treatment system, and inline slide gate; construction of filtration rain garden; bituminous trail replacement; erosion and sediment control; soil rehabilitation, site restoration with native and pollinator plantings; and maintaining/establishing buffer for Rice Marsh Lake.

The work associated with Application for Payment #5 includes:

- Removal of erosion control measures
- Released retainage of 5% of half of the contract amount excluding a \$500 withholding until the Contractor has provided proof of compliance with state income tax-withholding requirements as specified in the Contract (\$14,870.76 – \$500 = \$14,370.76). Substantial Completion was reached on August 11, 2022 (see enclosure #2)

Upon your review and approval, please sign three copies and return one copy to me, one copy to the contractor and retain the remaining copy for your files.

Barr Engineering has reviewed the application for payment, confirmed that the work for which payment is requested has been completed, believes that the work has been completed in accordance with the terms of the contract with the Riley Purgatory Bluff Creek Watershed District, and is recommending payment in the amount of **\$15,108.76**. Payments shall be made directly to Meyer Contracting.

Please call me at 952-832-2755 if you have any questions or concerns about the application for payment, or about any other related matters.

Sincerely,

A handwritten signature in black ink that reads "Scott Sobiech". The signature is written in a cursive, flowing style.

Scott Sobiech, P.E.

Barr Engineering Co.

c: Eric Wilaby, Meyer Contracting

Enclosure #1 – Application for Payment #5

Enclosure #2 – Substantial Completion Certificate

**Rice Marsh Lake Water Quality Improvement Project
Payment Application Number 5**

Date:	<u>8/19/2022</u>	For Period:	<u>7/1/2022</u>	to:	<u>8/11/2022</u>
1	Total Completed Through This Period		<u>\$584,414.56</u>		
2	Total Completed Through Previous Period			<u>\$583,676.56</u>	
3	Total Completed This Period (Line 1 - 2)				<u>\$738.00</u>
4	Amount Retained, Previous Period			<u>\$14,870.76</u>	
5	Amount Retained, This Period (See note 1)			<u>\$0.00</u>	
6	Total Amount Retained (Line 4 + 5)			<u>\$14,870.76</u>	
7	Retainage Released This Period				<u>\$14,370.76</u>
8	Total Retainage Released Through This Period			<u>\$14,370.76</u>	
9	Retainage Held by District (Line 6 - 8)			<u>\$500.00</u> ³	
10	Liquidated Damages (see note 2)			<u>\$0.00</u>	
11	Amount Due This Period (Line 3 - 5 + 7 - 10)				<u><u>\$15,108.76</u></u>


Notes:

- 1: At rate of 5% until Completed to Date equals 50% of current Contract Price and a rate of 0% thereafter.
- 2: Based on contractual provisions.
- 3: Per Form of Agreement Section 5.02.

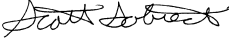
CONTRACTOR'S CERTIFICATION

The undersigned Contractor certifies, to the best of its knowledge, the following:

- 1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;
- 2) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.
- 3) Title to all Work, materials end equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Property Owner at time of payment free and clear of all liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Property Owner indemnifying Property Owner against any such liens, security interest, or encumbrances).

Name: Eric Wilaby Date: 8/22/22
 Title: Project Manager
 Contractor: Meyer Contracting
 Signature: 

RECOMMENDED BY:

Name: Scott Sobiech Date: 8/22/2022
 Title: District Engineer
 Engineer: Barr Engineering Company
 Signature: 

APPROVED BY:

Name: _____ Date: _____
 Title: _____
 Owner: Riley Purgatory Bluff Creek Watershed District
 Signature: _____

**Rice Marsh Lake Water Quality Improvement Project
Riley Purgatory Bluff Creek Watershed District
Summary of Work Completed Through August 12, 2022 - for Progress Estimate Number 5**

1.04 Item	Description	Unit	Estimated Quantity	Unit Price	Extension	(1) Total Completed Through This Period		Percent Complete	(2) Total Completed This Period	
						Quantity	Amount		Quantity	Amount
A	Mobilization/Demobilization	L.S.	1	\$ 29,668.00	\$ 29,668.00	1	\$29,668.00	100%	0	\$0.00
B	Traffic Control Measures	L.S.	1	\$ 1,500.00	\$ 1,500.00	1	\$1,500.00	100%	0	\$0.00
C	Rock Construction Entrance	Each	1	\$ 2,887.00	\$ 2,887.00	1	\$2,887.00	100%	0	\$0.00
D	Silt Fence	L.F.	280	\$ 3.00	\$ 840.00	280	\$840.00	100%	104	\$312.00
E	Sediment Log	L.F.	310	\$ 3.00	\$ 930.00	710	\$2,130.00	229%	142	\$426.00
F	Inlet Protection (P)	Each	3	\$ 369.00	\$ 1,107.00	3	\$1,107.00	100%	0	\$0.00
G	Remove, Salvage, and Replace Park Sign	Each	2	\$ 75.00	\$ 150.00	2	\$150.00	100%	0	\$0.00
H	Tree Protection	Each	13	\$ 344.00	\$ 4,472.00	13	\$4,472.00	100%	0	\$0.00
I	Light Clearing & Grubbing (Shrubs and Plants Removal)	L.S.	1	\$ 1,500.00	\$ 1,500.00	1	\$1,500.00	100%	0	\$0.00
J	Existing Tree Removal	Each	1	\$ 500.00	\$ 500.00	1	\$500.00	100%	0	\$0.00
K	Strip and Salvage Topsoil (P)	C.Y.	118	\$ 3.70	\$ 436.60	118	\$436.60	100%	0	\$0.00
L	Protect Existing Bituminous Trails	L.S.	1	\$ 2,461.00	\$ 2,461.00	1	\$2,461.00	100%	0	\$0.00
M	Sawcut Bituminous Trail Pavement (P)	L.F.	30	\$ 6.20	\$ 186.00	30	\$186.00	100%	0	\$0.00
N	Remove Bituminous Trail Pavement (P)	S.Y.	158	\$ 6.60	\$ 1,042.80	158	\$1,042.80	100%	0	\$0.00
O	Class 5 Aggregate Base	Tons	44	\$ 51.75	\$ 2,277.00	124.76	\$6,456.33	284%	0	\$0.00
P	Trail Ped Ramp	Each	1	\$ 2,850.00	\$ 2,850.00	1	\$2,850.00	100%	0	\$0.00
Q	Replace Bituminous Trail (Type MNDOT 2360 SPWEA340B)	Ton	33	\$ 387.00	\$ 12,771.00	33	\$12,771.00	100%	0	\$0.00
R	15" CPEP (DW) (Including all Fittings; 45° and 90° Bends)	L.F.	254	\$ 121.50	\$ 30,861.00	254	\$30,861.00	100%	0	\$0.00
S	48" Diameter RC Precast Manhole Includes Manhole Casting, Complete	Each	3	\$ 8,079.00	\$ 24,237.00	3	\$24,237.00	100%	0	\$0.00
T	Remove Existing 72" Diameter Manhole and Disposal	Each	1	\$ 1,124.00	\$ 1,124.00	1	\$1,124.00	100%	0	\$0.00
U	72" Diameter RC Precast Manhole Includes Grate Casting, Complete	Each	1	\$ 14,877.00	\$ 14,877.00	1	\$14,877.00	100%	0	\$0.00
V	Connect to Existing Manhole	Each	2	\$ 1,771.00	\$ 3,542.00	2	\$3,542.00	100%	0	\$0.00
W	Furnish and Install Kraken KF-10-16-72 Membrane Filtration System with Pretreatment, Precast Concrete Structures including Access Covers or an Approved Equivalent System, Complete	Each	2	\$ 191,383.00	\$ 382,766.00	2	\$382,766.00	100%	0	\$0.00
X	16" Stainless Steel Round Mounted Surface Slide Gate with Extension Rod, Adjustable Valve Box and Cover	Each	1	\$ 10,877.00	\$ 10,877.00	1	\$10,877.00	100%	0	\$0.00
Y	Excavate, Grade, Shape, Add Rain Garden Planting Soil, and Mulch	L.S.	1	\$ 2,440.00	\$ 2,440.00	1	\$2,440.00	100%	0	\$0.00
Z	Rain Garden Under Drain System	L.S.	1	\$ 4,706.00	\$ 4,706.00	1	\$4,706.00	100%	0	\$0.00
AA	Curb Cut Splash Block Assembly	L.S.	1	\$ 5,212.00	\$ 5,212.00	1	\$5,212.00	100%	0	\$0.00
BB	Grade Rain Garden Overflow Area (P)	S.Y.	706	\$ 3.60	\$ 2,541.60	706	\$2,541.60	100%	0	\$0.00
CC	Soil Amendment "A" Rain Garden Overflow Area (P)	S.F.	6,355	\$ 0.30	\$ 1,906.50	6355	\$1,906.50	100%	0	\$0.00
DD	Compost	C.Y.	118	\$ 36.00	\$ 4,248.00	118	\$4,248.00	100%	0	\$0.00
EE	Soil Amendment "B" Run-Off Reduction Area (P)	S.F.	7,650	\$ 0.25	\$ 1,912.50	7650	\$1,912.50	100%	0	\$0.00
FF	Landscape Edger	L.F.	670	\$ 11.50	\$ 7,705.00	670	\$7,705.00	100%	0	\$0.00
GG	Erosion Control Blanket (Category 3N2S)	S.Y.	1,556	\$ 2.80	\$ 4,356.80	1556	\$4,356.80	100%	0	\$0.00
HH	Rain Garden Plantings (Gallon)	Each	250	\$ 10.75	\$ 2,687.50	250	\$2,687.50	100%	0	\$0.00
II	Rain Garden Plantings (4" Cont.)	Each	10	\$ 21.75	\$ 217.50	10	\$217.50	100%	0	\$0.00
JJ	Bee Lawn Seed Mix (P)	S.F.	6,355	\$ 0.20	\$ 1,271.00	6355	\$1,271.00	100%	0	\$0.00
KK	Native Planting Seed Mix (P)	S.F.	7,650	\$ 0.20	\$ 1,530.00	7650	\$1,530.00	100%	0	\$0.00
LL	Native Plantings (Plugs)	Each	855	\$ 3.50	\$ 2,992.50	855	\$2,992.50	100%	0	\$0.00
MM	Year 1 Plant and Seed Establishment and Maintenance	L.S.	1	\$ 4,480.00	\$ 4,480.00	0	\$0.00	0%	0	\$0.00
MM	Year 2 Plant and Seed Establishment and Maintenance	L.S.	1	\$ 5,000.00	\$ 5,000.00	0	\$0.00	0%	0	\$0.00
MM	Year 3 Plant and Seed Establishment and Maintenance	L.S.	1	\$ 6,315.00	\$ 6,315.00	0	\$0.00	0%	0	\$0.00
NN	PVC for Monitoring	L.S.	1	\$ 1,445.93	\$ 1,445.93	1	\$1,445.93	100%	0	\$0.00
				Total Base Bid:	\$ 594,830.23					

(1) Total Completed Through This Period	(2) Total Completed This Period
\$584,414.56	\$738.00

SECTION 00 62 55

CERTIFICATE OF SUBSTANTIAL COMPLETION

Owner:	Riley Purgatory Bluff Creek Watershed District	Owner's Contract No.:	
Contractor:		Contractor's Project No.:	
Engineer:	Barr Engineering Co.	Engineer's Project No.:	23270053.14 028B
Project:	Rice Marsh Lake Water Quality Treatment Project	Contract Name:	Rice Marsh Lake Water Quality Treatment Project

This [preliminary] [final] Certificate of Substantial Completion applies to:

All Work The following specified portions of the Work:

8-11-2022

Date of Substantial Completion

The Work to which this Certificate applies has been inspected by authorized representatives of Owner, Contractor, and Engineer, and found to be substantially complete. The Date of Substantial Completion of the Work or portion thereof designated above is hereby established, subject to the provisions of the Contract pertaining to Substantial Completion. The date of Substantial Completion in the final Certificate of Substantial Completion marks the commencement of the contractual correction period and applicable warranties required by the Contract.

A punch list of items to be completed or corrected is attached to this Certificate. This list may not be all-inclusive, and the failure to include any items on such list does not alter the responsibility of the Contractor to complete all Work in accordance with the Contract.

The responsibilities between Owner and Contractor for security, operation, safety, maintenance, heat, utilities, insurance, and warranties upon Owner's use or occupancy of the Work shall be as provided in the Contract, except as amended as follows:

Amendments to Owner's responsibilities: None As follows

Amendments to Contractor's responsibilities: None As follows:

The following documents are attached to and made a part of this Certificate:

This Certificate does not constitute an acceptance of Work not in accordance with the Contract Documents, nor is it a release of Contractor's obligation to complete the Work in accordance with the Contract.

EXECUTED BY ENGINEER:		RECEIVED:		RECEIVED:	
By:	<u>Hunter Zuer</u>	By:	<u>[Signature]</u>	By:	<u>[Signature]</u>
	(Authorized signature)		Owner (Authorized Signature)		Contractor (Authorized Signature)
Title:	Project Manager	Title:	District Administrator	Title:	Vice President
Date:	8/11/2022	Date:	August 11, 2022	Date:	8/16/2022

RICE MARSH LAKE WATER QUALITY IMPROVEMENTS PROJECT PUNCHLIST

- Carry out the remaining requirements of Vegetation Establishment Specification 32 97 00 pertaining to the three year maintenance period and plant warranty.

