



1459 Washington St.  
Muscatine, IA 52761-5040  
(563) 263-8933  
Fax (563) 263-2127

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**Public Works**

**City Transit**  
263-8152

**MEMORANDUM**

**Equipment Maintenance**  
**Roadway Maintenance**  
**Collection & Drainage**  
**Building & Grounds**  
**Engineering**

To: Randy Hill, Public Works Director  
FROM: Jon Lutz, City Engineer  
DATE: December 31, 2012  
RE: Cedar Street Clearing – Accept completed work

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**INTRODUCTION:**

Construction plans and specifications for the Cedar Street Clearing project were prepared by the City engineer. The project was bid on February 28, 2012. The City of Muscatine entered into an agreement with Sulzberger Excavating, Inc in the amount of \$24,596.25 on March 2nd, 2012 for tree clearing, seeding, erosion control and drain tile work. Tree clearing was completed by April 15<sup>th</sup>, 2012. Other work was completed by mid summer.

**BACKGROUND:**

This street project was undertaken to provide the following:

1. Clear trees by DNR deadline of April 15<sup>th</sup>.
2. Provide clear routes for utility relocation and the Cedar Utilities Project during the summer of 2012.

Bid item quantity adjustments resulted in a contract increase of \$890.91 yielding a total contract amount of \$25,487.16. The contractor has been paid \$24,212.78 for pay applications 1 through 4.

The City inspector Steve Dalbey and the City engineer have examined the work and verified all punch list items have been addressed.

Pay estimate #4 dated June 26<sup>th</sup>, 2012 is the final pay estimate. Standard 5% retainage of \$1,274.38 was withheld.

**RECOMMENDATION/RATIONALE:**

It is the City Engineer's recommendation to accept the completed improvements and issue payment of 5% retainage in the amount of \$1,274.38 after 30 days.

**BACKUP INFORMATION:**

**1. Pay Application 4**

**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION ACCEPTING COMPLETED WORK PERFORMED UNDER  
CEDAR STREET CLEARING PROJECT  
AND AUTHORIZING FINAL PAYMENT**

WHEREAS, the City of Muscatine approved the Plans, Specifications, and Form of Contract for the Cedar Street Clearing Project; and

WHEREAS, the City of Muscatine entered into a contract for said project with Sulzberger Excavating, Inc. for \$24,596.25 with a bid item quantity adjustment of \$890.91, for a total contract amount of \$25,487.16; and

WHEREAS, all work under the contract has been completed by Sulzberger Excavating, Inc. and approved and accepted by the City Engineer and appears to meet the requirements of the Plans and Specifications heretofore adopted by this Council, as evidenced by the Project Engineer's Certificate; and

WHEREAS, the amount of \$24,212.78 has been previously paid to Sulzberger Excavating, Inc. and a balance of \$1,274.38 including 5% retainage remains due and payable;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MUSCATINE, that the City of Muscatine make immediate payment of \$-0- to Sulzberger Excavating, Inc. for completed and accepted work under the Cedar Street Clearing Project thereafter make an additional payment of \$1,274.38, which represents the 5% retainage thirty (30) days from the date of this acceptance.

PASSED, APPROVED, ADOPTED THIS 3<sup>rd</sup> DAY OF JANUARY, 2013.

CITY COUNCIL OF THE CITY OF MUSCATINE, IOWA

BY: \_\_\_\_\_  
DeWayne M. Hopkins, Mayor

ATTEST:

\_\_\_\_\_  
Gregg Mandsager, City Clerk

copy

**SULZBERGER EXCAVATING, INC.**  
**1500 SOUTH HOUSER STREET**  
**MUSCATINE, IA 52761-6149**  
**(563) 263-1697 Fax (563) 263-0522**

**INVOICE #: 54282**  
**INVOICE DATE: 07/26/12**  
**PERIOD TO: 07/26/12**  
**APPLICATION #: 4**  
**CONTRACT DATE:**  
**DUE DATE: 08/25/12**

**BILL TO: 101**  
**CITY OF MUSCATINE**  
**PUBLIC WORKS DEPARTMENT**  
**1459 WASHINGTON STREET**  
**MUSCATINE, IA 52761**

**JOB: 100119**  
**CEDAR STREET CLEARING**  
  
**MUSCATINE, IA**

**<<<< This Application >>>>**

CODE	DESCRIPTION	SCHEDULED VALUE	PREVIOUS APPLICATIONS	CURRENT COMPLETED	STORED MATERIALS	TOTAL COMPLETED	% COMPL	BALANCE TO FINISH	RETAINAGE
540001	CL & GR 1.08AC@9450	10,206.00	10,206.00			10,206.00	100.0		510.31
540002	MOBILIZATION LS	1,300.00	1,300.00			1,300.00	100.0		65.00
540003	TRAFFIC CONTROL LS	2,000.00	2,000.00			2,000.00	100.0		100.00
540004	URB SEED 1.02AC@1980	2,019.60	2,019.60			2,019.60	100.0		100.99
540005	RUR SEED .97AC@1980	1,920.60	2,909.71			2,909.71	151.5	-989.11	145.49
540006	SILT FEN 875LF@3.03	2,651.25	2,227.05			2,227.05	84.0	424.20	111.35
540007	SUBDRAIN 690LF@6.52	4,498.80	4,498.80	326.00		4,824.80	107.2	-326.00	241.24
TOTALS:		24,596.25	25,161.16	326.00	0.00	25,487.16	103.6	-890.91	1,274.38

PREVIOUS RETAINAGE.....\$ 1,258.08  
CURRENT BILLING.....\$ 326.00  
NEW RETAINAGE.....\$ 16.30

ORIGINAL CONTRACT SUM.....\$ 24,596.25  
CHANGE BY CHANGE ORDER.....\$ 0.00  
CONTRACT SUM TO DATE.....\$ 24,596.25  
TOTAL COMPLETED & STORED TO DATE.....\$ 25,487.16  
TOTAL RETAINAGE.....\$ 1,274.38  
TOTAL EARNED LESS RETAINAGE.....\$ 24,212.78  
LESS PREVIOUS CERTIFICATES FOR PAYMENT..\$ 23,903.08

CONTRACTOR:  DATE: 7/26/12

ARCHITECT:  DATE: 7/26/12

CURRENT PAYMENT DUE.....\$ 309.70

**Thank you for your business!**