



Board of County Commissioners Agenda Request

2Q
Agenda Item #

Requested Meeting Date: 6-25-24

Title of Item: Final Contract Payment (#20229)

<input type="checkbox"/> REGULAR AGENDA <input checked="" type="checkbox"/> CONSENT AGENDA <input type="checkbox"/> INFORMATION ONLY	Action Requested: <input type="checkbox"/> Approve/Deny Motion <input checked="" type="checkbox"/> Adopt Resolution (attach draft) <i>*provide copy of hearing notice that was published</i>	<input type="checkbox"/> Direction Requested <input type="checkbox"/> Discussion Item <input type="checkbox"/> Hold Public Hearing*
Submitted by: John Welle		Department: Highway Department
Presenter (Name and Title): NA		Estimated Time Needed: NA
Summary of Issue: <p>Authorization by the following resolution is requested to make final payment to Ferguson Aggregate and Crushing, Alexandria, MN in the amount of \$4,536.97 for Contract No. 20229 (CP 001-090-041), which included processing of five stockpiles of gravel material at four county-owned or leased pits.</p> <p>The final contract amount of \$453,696.85 is 4.9% above the bid amount of \$432,500.00 due to additional rock material that needed to be removed/processed to meet the required aggregate gradation and also due to adding a 2800-ton stockpile for the Land Department.</p>		
Alternatives, Options, Effects on Others/Comments:		
Recommended Action/Motion: Approve resolution		
Financial Impact: Is there a cost associated with this request? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No What is the total cost, with tax and shipping? \$ 4,536.97 Is this budgeted? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <i>Please Explain:</i>		

Contract Number: 20229
 Final Pay Request Number: 5

Project Number	Project Description
CP 001-090-041	2023 Aggregate Crushing

Contractor: Ferguson Aggregate & Crushing 2050 County Road 82 NW Alexandria, MN 56308	Vendor Number: 540-15330 Up To Date: 05/08/2024
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Contract Amount		Funds Encumbered	
Original Contract	\$432,500.00	Original	\$432,500.00
Contract Changes	\$20,582.40	Additional	N/A
Revised Contract	\$453,082.40	Total	\$432,500.00

Work Certified To Date	
Base Bid Items	\$433,067.55
Contract Changes	\$20,629.30
Material On Hand	\$0.00
Total	\$453,696.85

Project	Work Certified This Request	Work Certified To Date	Less Amount Retained	Less Previous Payments	Amount Paid This Request	Total Amount Paid To Date
CP 001-090-041	\$0.00	\$453,696.85	\$0.00	\$449,159.88	\$4,536.97	\$453,696.85

Work Certified This Request	Work Certified To Date	Less Amount Retained	Less Previous Payments	Amount Paid This Request	Total Amount Paid To Date
\$0.00	\$453,696.85	\$0.00	\$449,159.88	\$4,536.97	\$453,696.85
Percent: Retained: 0%			Percent Complete: 100.14 %		
Amount Paid this Final Pay Request: \$4,536.97					

I hereby certify that a Final Examination has been made of the noted Contract, that the Contract has been completed, that the entire amount of Work Shown in this Final Voucher has been performed and the Total Value of the Work Performed in accordance with, and pursuant to, the terms of the Contract is as shown in this Final Voucher.



 John Welle – P.E. No. 24340
 Aitkin County Highway Engineer

5-9-24

 Date

 Kirk Peysar
 Aitkin County Auditor

 Date



 CONTRACTOR NAME

5-30-24

 Date

3-303-6519

 Account Number

Project No. : CP 001-090-041
Final Pay Request No. : 5
Contract No.: 20229

Certificate of Final Contract Acceptance
Final Voucher Number: 5

This is to certify that to the best of my knowledge, the items of work shown in the Statement of Work Certified herein have actually furnished in accordance with the Plans and Specifications. This Project has been completed in accordance with the Laws, Standards and Procedures of as they apply to projects in this category, and if applicable, approved by the Federal Highway Administration.

Dated _____ Signature _____ County/City/Project Engineer

The undersigned Contractor hereby certifies that the work described has been performed in accordance with the terms of the Contract, and agrees that the Final Value of Work Certified on this Contract is \$453,696.85 and agrees to the amount of \$4,536.97 as Final Payment on this Contract in accordance with this Final Voucher.

Contractor: Ferguson Aggregate & Crushing

By [Signature]

And _____ And _____ State of ,

On This 30th Day May, 2024, Before me appeared Tim Ferguson To me known to

(Individual Acknowledgment)

be the person who executed the foregoing Acceptance and Acknowledged that he/she executed the same as _____ free to act and deed

(Corporate Acknowledgment)

Tim Ferguson And _____, to me personally known, who, being each by me duly sworn

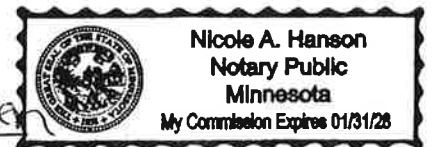
each did say that they are respectively the President and _____ of the Ferguson Aggregate & Crushing, Inc. Corporation named in the foregoing instrument, and that the seal affixed to said instrument is the Corporate Seal of said Corporation, and the said instrument was signed and sealed in behalf of said Corporation by authority of its

Corporation and said _____ and _____

acknowledged said instrument to be the free act and deed of said Corporation.

Notarial My Commission as Notary Public in Douglas County

Seal Expires 1/31/28 Signature Nicole A. Hanson



I hereby certify that a Final Examination has been made of the noted Contract, that the Contract has been completed, that the entire amount of Work Shown in this Final Voucher has been performed and the Total Value of the Work Performed in accordance with, the terms of the Contract is as shown in this Final Voucher.

This Contract is hereby accepted in accordance with the Specification 1516. Final acceptance of the Contract will be effective upon full Execution, by the Contractor and the Department, of the "Certificate of Final Acceptance" included with the Final Voucher.

Dated _____ Signature _____ District Engineer

Aitkin County Highway Department
1211 Air Park Drive
Aitkin, MN 56431

Contract No: 20229
Final Pay Request No. 5

**Aitkin County Highway Department
Certificate of Final Acceptance
Board Acknowledgment**

Contract Number: 20229
Contractor: Ferguson Aggregate & Crushing
Date Certified: 5/08/2024
Payment Number: 5

Whereas; Contract No. 20229 has in all things been completed, and the County Board being fully advised in the premises, now then be it resolved; that we do hereby accept said completed project for and in behalf of Aitkin County Highway Department and authorize final payment as specified herein.

State of

I, _____, Aitkin County Auditor, within and for said county do hereby certify that the foregoing resolution is a true and correct copy of the resolution on file in my office.

Dated this _____ day of _____, 20__

At _____

Signed By _____

Aitkin County Auditor

(SEAL)

Contract Payment Summary				
Payment Number	Up To Date	Work Certified Per Request	Amount Retained Per Request	Amount Paid Per Request
1	2023-06-30	\$162,643.00	\$8,132.15	\$154,510.85
2	2023-07-23	\$100,667.50	\$5,033.38	\$95,634.12
3	2023-09-04	\$169,757.05	\$8,487.85	\$161,269.20
4	2024-05-01	\$20,629.30	(\$17,116.41)	\$37,745.71
5	2024-05-08	\$0.00	(\$4,536.97)	\$4,536.97

Contract Funding Category Summary						
Funding Category Name	Funding Category Number	Work Certified to Date	Less Amount Retained	Less Previous Payments	Amount Paid this Request	Total Amount Paid to Date
Glen Pit Class 6		\$69,200.10	\$0.00	\$68,508.09	\$692.01	\$69,200.10
County Pile		\$149,578.00	\$0.00	\$148,082.22	\$1,495.78	\$149,578.00
Township Pile		\$13,065.00	\$0.00	\$12,934.35	\$130.65	\$13,065.00
Pliny Pit Class 6		\$111,869.90	\$0.00	\$110,751.20	\$1,118.70	\$111,869.90
Swatara Pit Class 5		\$109,983.85	\$0.00	\$108,884.02	\$1,099.83	\$109,983.85

Contract Funding Source Summary					
Accounting Number	Funding Source Name	Amount Paid this Request	Revised Contract Amount	Funds Encumbered to Date	Paid Contractor to Date
008	Local - Maintenance	\$4,406.32	\$420,582.40	\$400,000.00	\$440,631.85
009	Township	\$130.65	\$32,500.00	\$32,500.00	\$13,065.00

Project Payment Summary					
Project	Payment Number	Up To Date	Work Certified Per Request	Amount Retained Per Request	Amount Paid Per Request
CP 001-090-041	1	2023-06-30	\$162,643.00	\$8,132.15	\$154,510.85
CP 001-090-041	2	2023-07-23	\$100,667.50	\$5,033.38	\$95,634.12
CP 001-090-041	3	2023-09-04	\$169,757.05	\$8,487.85	\$161,269.20
CP 001-090-041	4	2024-05-01	\$20,629.30	(\$17,116.41)	\$37,745.71
CP 001-090-041	5	2024-05-08	\$0.00	(\$4,536.97)	\$4,536.97

Project Funding Category Summary						
Project	Funding Category Name	Work Certified to Date	Less Amount Retained	Less Previous Payments	Amount Paid this Request	Total Amount Paid to Date
CP 001-090-041	Glen Pit Class 6	\$69,200.10	\$0.00	\$68,508.09	\$692.01	\$69,200.10
CP 001-090-041	Gun Lake Pit Class 6 / County Pile	\$149,578.00	\$0.00	\$148,082.22	\$1,495.78	\$149,578.00
CP 001-090-041	Gun Lake Pit Class 6 / Township Pile	\$13,065.00	\$0.00	\$12,934.35	\$130.65	\$13,065.00
CP 001-090-041	Pliny Pit Class 6	\$111,869.90	\$0.00	\$110,751.20	\$1,118.70	\$111,869.90
CP 001-090-041	Swatara Pit Class 5	\$109,983.85	\$0.00	\$108,884.02	\$1,099.83	\$109,983.85

Project Funding Source Summary					
Project	Funding Source Name	Amount Paid this Request	Revised Contract Amount	Funds Encumbered to Date	Paid Contractor to Date
CP 001-090-041	008	\$4,406.32	\$420,582.40	\$400,000.00	\$440,631.85
CP 001-090-041	009	\$130.65	\$32,500.00	\$32,500.00	\$13,065.00

Contract Item Status										
Project	Line	Item	Description	Units	Unit Price	Contract Quantity	Quantity This Request	Amount This Request	Quantity To Date	Amount To Date
CP 001-090-041	1	2211.505	STOCKPILE AGGREGATE CLASS 6 MODIFIED-SITE A	TON	\$3.35	30000	0	\$0.00	30050	\$100,667.50
CP 001-090-041	2	2211.505	STOCKPILE AGGREGATE CLASS 6 MODIFIED-SITE B	TON	\$3.45	20000	0	\$0.00	20058	\$69,200.10
CP 001-090-041	3	2211.505	STOCKPILE AGGREGATE CLASS 6 MODIFIED-SITE C1	TON	\$3.25	40000	0	\$0.00	46024	\$149,578.00
CP 001-090-041	4	2211.505	STOCKPILE AGGREGATE CLASS 6 MODIFIED-SITE C2	TON	\$3.25	10000	0	\$0.00	4020	\$13,065.00
CP 001-090-041	5	2211.505	STOCKPILE AGGREGATE CLASS 5 MODIFIED-SITE D	TON	\$3.35	30000	0	\$0.00	30017	\$100,556.95
Base Bid Totals:								\$0.00		\$433,067.55

Project Category Totals			
Project	Category	Amount This Request	Amount To Date
CP 001-090-041	2023 Aggregate Crushing	\$0.00	\$433,067.55

Contract Change Item Status											
Project	CC	Line	Item	Unit Price	Contract Quantity	Contract Amount	New Item or Adj to Existing	Quantity This Request	Amount This Request	Quantity To date	Amount To date
CP 001-090-041	BK1	7	2211.609 STOCKPILE CRUSHED ROCK (TON)	\$3.35	3344	\$11,202.40	ITM	0	\$0.00	3344	\$11,202.40
CP 001-090-041	CO1	6	2211.505 STOCKPILE AGGREGATE CLASS 5 MODIFIED-SITE D (TON)	\$3.35	2800	\$9,380.00	ITM	0	\$0.00	2814	\$9,426.90
Contract Change Totals:									\$0.00		\$20,629.30

Contract Change Totals			
Number	Description	Effective Date	Amount
1	In accordance with Special Provision S-12.8, Aitkin County will pay the contractor for 3344 ton of 1.5" crushed rock that was removed from the processing operation to achieve the required gradation in Site A.	03/29/2024	\$11,202.40

	The special provision provided for payment of the crushed rock at the unit price bid for aggregate processing at that site. The processing price for Site A is \$3.35 per ton for a total cost of \$11,202.40.		
1	During construction, the engineer requested an additional 2800 ton stockpile of Class 5 modified material to be produced in the Swatara Pit at Site D. The contractor agreed to produce the stockpile for the contract price of \$3.35 per ton.	12/26/2023	\$9,380.00

Material On Hand Additions					
Line	Item	Description	Date	Added	Comments

Material On Hand Balance						
Line	Item	Description	Date	Added	Used	Remaining

Contract Total				\$453,696.85
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CERTIFIED COPY OF RESOLUTION OF COUNTY BOARD OF AITKIN COUNTY, MINNESOTA

ADOPTED June 25, 2024

By Commissioner: xxx

20240625-xxx

Final Contract Payment (#20229)

WHEREAS, Contract No. 20229 has in all been completed, and the County Board being fully advised in the premises.

NOW THEREFORE BE IT RESOLVED, That the Aitkin County Board of Commissioners does hereby accept said completed contract for and on behalf of the County of Aitkin and authorize final payment to Ferguson Aggregate &Crushing in the amount of \$4,536.97.

Commissioner xxx seconded the adoption of the resolution and it was declared adopted upon the following vote

xxx MEMBERS PRESENT

All Members Voting xxx

**STATE OF MINNESOTA}
COUNTY OF AITKIN}**

I, Jessica Seibert, County Administrator, Aitkin County, Minnesota do hereby certify that I have compared the foregoing with the original resolution filed in the Administration Office of Aitkin County in Aitkin, Minnesota as stated in the minutes of the proceedings of said Board on the 25th day of June 2024, and that the same is a true and correct copy of the whole thereof.

Witness my hand and seal this 25th day of June 2024

Jessica Seibert
County Administrator