



CITY OF LE SUEUR  
REQUEST FOR COUNCIL ACTION

TO: Mayor and City Council

FROM: Rich Kucera, Public Services Director

SUBJECT: Approve Pay Application Number 13 to Landmark Structures I, L.P.

DATE: For the City Council Meeting of October 10, 2022

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**PURPOSE**

Consider the approval of pay application number 13 to Landmark Structures I, L.P. for the Composite Elevated Water Tower project.

**SUMMARY**

Landmark Structures I, L.P. has been working on the Composite Elevated Water Tower. The attached pay application reflects the work completed to date of the application. The total amount of the application is \$144,590.00 after retainage.

**ACTION REQUESTED**

Staff recommends the approval of pay application number 13 to Landmark Structures I, L.P. for \$144,590.00.



**BOLTON  
& MENK**

Real People. Real Solutions.

7533 Sunwood Drive NW  
Suite 206  
Ramsey, MN 55303-5119

Ph: (763) 433-2851  
Fax: (763) 427-0833  
Bolton-Menk.com

VIA EMAIL

September 29, 2022

Rich Kucera, Public Services Director  
City of Le Sueur  
203 S. 2nd St.  
Le Sueur, MN 56058  
[rkucera@cityoflesueur.com](mailto:rkucera@cityoflesueur.com)

RE: Pay Application No. 13  
Composite Elevated Water Tower  
City of Le Sueur, Minnesota  
Project No.: M24.122211

Dear Rich,

Please find enclosed Pay Application No. 13 for the above referenced project. The pay application is based on work completed to date and the schedule of values provided by the contractor as required in the contract documents. We are recommending, at this time, payment to Landmark Structures in the amount of \$144,590.00 with the total remaining construction cost plus retainage of \$614,590.00.

If you agree, please sign and return one copy to the Contractor with payment, and one to me for our files.

If you have questions regarding any of the above items, please feel free to call me at (218) 839-2303.

Sincerely,

**Bolton & Menk, Inc.**

**Morgan Salo, P.E.**

Environmental Project Engineer

cc: Cory Bienfang, Bolton & Menk, Inc.  
Kristopher Swanson, Bolton & Menk, Inc.  
Mitchell Swanson, Bolton & Menk, Inc.

**TO OWNER/CLIENT:**

City of Le Sueur, Minnesota  
 City of Le Sueur, Minnesota  
 203 S. 2nd St.  
 Le Sueur, MN 56058  
 LeSueur, Minnesota 56058

**FROM CONTRACTOR:**

Landmark Structures  
 1665 Harmon Rd  
 Fort Worth, Texas 76177

**PROJECT:**

1712 - 1712 Le Sueur, MN - 1.0 MG CET  
 950 Kingsway Dr.  
 Le Sueur, Minnesota 56058

**VIA ARCHITECT/ENGINEER:**

Morgan Salo (Bolton & Menk, Inc)

**APPLICATION NO:** 13

**INVOICE NO:** 13

**PERIOD:** 08/26/22 - 09/25/22

**OWNER'S CONTRACT NO:****CONTRACT DATE:**

**CONTRACT FOR:** Le Sueur, MN - 1.0 MG CET Prime Contract

**CONTRACTOR'S APPLICATION FOR PAYMENT**

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet is attached.

|    |   |                |
|----|---|----------------|
| 1. | Original Contract Sum   | \$4,384,000.00 |
| 2. | Net change by change orders   | \$0.00         |
| 3. | Contract Sum to date (Line 1 ± 2)   | \$4,384,000.00 |
| 4. | Total completed and stored to date<br>(Column G on detail sheet)          | \$3,967,800.00 |
| 5. | Retainage:  |                |
|    | a. <u>5.00%</u> of completed work   | \$198,390.00   |
|    | b. <u>0.00%</u> of stored material  | \$0.00         |
|    | Total retainage<br>(Line 5a + 5b or total in column I of detail sheet)    | \$198,390.00   |
| 6. | Total earned less retainage<br>(Line 4 less Line 5 Total)                 | \$3,769,410.00 |
| 7. | Less previous certificates for payment<br>(Line 6 from prior certificate) | \$3,624,820.00 |
| 8. | Current payment due:  | \$144,590.00   |
| 9. | Balance to finish, including retainage<br>(Line 3 less Line 6)            | \$614,590.00   |

| CHANGE ORDER SUMMARY                                       | ADDITIONS   | DEDUCTIONS    |
|--|-------------|---------------|
| Total changes approved in previous months by Owner/Client: | \$0.00      | \$0.00        |
| Total approved this month:                                 | \$25,000.00 | \$(25,000.00) |
| Totals:  | \$25,000.00 | \$(25,000.00) |
| Net change by change orders:                               | \$0.00      |               |

The undersigned certifies that to the best of the Contractor's knowledge, information and belief, the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work which previous Certificates for payment were issued and payments received from the Owner/Client, and that current payments shown herein is now due.

CONTRACTOR: Landmark Structures

By: Malcolm Richerson

Date: \_\_\_\_\_

**ARCHITECT'S/ENGINEER'S CERTIFICATE FOR PAYMENT**

In accordance with the Contract Documents, based on the on-site observations and the data comprising this application, the Architect/Engineer certifies to the Owner/Client that to the best of the Architect's/Engineer's knowledge, information and belief that Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED:

\$144,590.00

*(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to confirm the amount certified.)*

ARCHITECT/ENGINEER:

By: 

Date: 9/29/2022

This certificate is not negotiable. The amount certified is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to the rights of the Owner/Client or Contractor under this Contract.

CITY OF LE SUEUR, MINNESOTA

By: \_\_\_\_\_ Date: \_\_\_\_\_

Document SUMMARY SHEET, APPLICATION AND CERTIFICATE FOR PAYMENT, containing

APPLICATION NUMBER: 13

Contractor's signed Certification is attached.

APPLICATION DATE: 9/25/2022

Use Column I on Contracts where variable retainage for line items apply.

PERIOD: 08/26/22 - 09/25/22

Contract Lines

| A        | B   | C               | D                                 | E           | F  | G  |           | H                         | I           |
|----------|---|-----------------|-----------------------------------|-------------|--|--|-----------|---------------------------|-------------|
| ITEM NO. | DESCRIPTION OF WORK                                   | SCHEDULED VALUE | WORK COMPLETED                    |             | MATERIALS PRESENTLY STORED (NOT IN D OR E) | TOTAL COMPLETED AND STORED TO DATE (D + E + F) | % (G / C) | BALANCE TO FINISH (C - G) | RETAINAGE   |
|          |   |                 | FROM PREVIOUS APPLICATION (D + E) | THIS PERIOD |  |  |           |                           |             |
| 1        | 1.01 Bonds and Insurance                              | \$83,600.00     | \$83,600.00                       | \$0.00      | \$0.00                                     | \$83,600.00                                    | 100.00%   | \$0.00                    | \$4,180.00  |
| 2        | 1.02 Engineering - Elevated Tank - Foundation / Basis | \$87,500.00     | \$87,500.00                       | \$0.00      | \$0.00                                     | \$87,500.00                                    | 100.00%   | \$0.00                    | \$4,375.00  |
| 3        | 1.03 Engineering - Elevated Tank - Pedestal           | \$77,400.00     | \$77,400.00                       | \$0.00      | \$0.00                                     | \$77,400.00                                    | 100.00%   | \$0.00                    | \$3,870.00  |
| 4        | 1.04 Engineering - Elevated Tank - Steel Tank         | \$65,300.00     | \$65,300.00                       | \$0.00      | \$0.00                                     | \$65,300.00                                    | 100.00%   | \$0.00                    | \$3,265.00  |
| 5        | 1.05 Mobilize   | \$149,200.00    | \$149,200.00                      | \$0.00      | \$0.00                                     | \$149,200.00                                   | 100.00%   | \$0.00                    | \$7,460.00  |
| 6        | 1.06 Commissioning & Startup                          | \$1,300.00      | \$0.00                            | \$0.00      | \$0.00                                     | \$0.00   | 0.00%     | \$1,300.00                | \$0.00      |
| 7        | 2.01 Erosion Control                                  | \$19,400.00     | \$19,400.00                       | \$0.00      | \$0.00                                     | \$19,400.00                                    | 100.00%   | \$0.00                    | \$970.00    |
| 8        | 2.02 Clearing & Grading                               | \$16,400.00     | \$16,400.00                       | \$0.00      | \$0.00                                     | \$16,400.00                                    | 100.00%   | \$0.00                    | \$820.00    |
| 9        | 2.03 Temporary Fence                                  | \$13,500.00     | \$0.00                            | \$13,500.00 | \$0.00                                     | \$13,500.00                                    | 100.00%   | \$0.00                    | \$675.00    |
| 10       | 2.04 Access Road                                      | \$68,900.00     | \$54,000.00                       | \$0.00      | \$0.00                                     | \$54,000.00                                    | 78.37%    | \$14,900.00               | \$2,700.00  |
| 11       | 3.01 Foundation - Excavation                          | \$25,300.00     | \$25,300.00                       | \$0.00      | \$0.00                                     | \$25,300.00                                    | 100.00%   | \$0.00                    | \$1,265.00  |
| 12       | 3.02 Foundation - Spread Foundation                   | \$197,600.00    | \$197,600.00                      | \$0.00      | \$0.00                                     | \$197,600.00                                   | 100.00%   | \$0.00                    | \$9,880.00  |
| 13       | 3.03 Foundation - Backfill Exterior                   | \$29,600.00     | \$29,600.00                       | \$0.00      | \$0.00                                     | \$29,600.00                                    | 100.00%   | \$0.00                    | \$1,480.00  |
| 14       | 4.01 Concrete Pedestal - Lifts 1 / Crane / Scaffold   | \$268,500.00    | \$268,500.00                      | \$0.00      | \$0.00                                     | \$268,500.00                                   | 100.00%   | \$0.00                    | \$13,425.00 |
| 15       | 4.02 Concrete Pedestal - Lifts 2-14                   | \$1,095,900.00  | \$1,095,900.00                    | \$0.00      | \$0.00                                     | \$1,095,900.00                                 | 100.00%   | \$0.00                    | \$54,795.00 |
| 16       | 4.03 Concrete Pedestal - Tank Floor                   | \$95,600.00     | \$95,600.00                       | \$0.00      | \$0.00                                     | \$95,600.00                                    | 100.00%   | \$0.00                    | \$4,780.00  |
| 17       | 4.04 Backfill Interior                                | \$12,600.00     | \$12,600.00                       | \$0.00      | \$0.00                                     | \$12,600.00                                    | 100.00%   | \$0.00                    | \$630.00    |
| 18       | 5.01 Steel Tank - Materials - Plate & Accessories     | \$479,200.00    | \$479,200.00                      | \$0.00      | \$0.00                                     | \$479,200.00                                   | 100.00%   | \$0.00                    | \$23,960.00 |
| 19       | 5.02 Steel Tank - Erect - Ring Beam                   | \$23,400.00     | \$23,400.00                       | \$0.00      | \$0.00                                     | \$23,400.00                                    | 100.00%   | \$0.00                    | \$1,170.00  |
| 20       | 5.03 Steel Tank - Erect - Cone                        | \$107,800.00    | \$107,800.00                      | \$0.00      | \$0.00                                     | \$107,800.00                                   | 100.00%   | \$0.00                    | \$5,390.00  |
| 21       | 5.04 Steel Tank - Erect - Vertical Shell              | \$94,400.00     | \$94,400.00                       | \$0.00      | \$0.00                                     | \$94,400.00                                    | 100.00%   | \$0.00                    | \$4,720.00  |
| 22       | 5.05 Steel Tank - Erect - Access Tube / Platform      | \$26,900.00     | \$20,900.00                       | \$0.00      | \$0.00                                     | \$20,900.00                                    | 77.70%    | \$6,000.00                | \$1,045.00  |
| 23       | 5.06 Steel Tank - Erect - Hoist                       | \$25,100.00     | \$25,100.00                       | \$0.00      | \$0.00                                     | \$25,100.00                                    | 100.00%   | \$0.00                    | \$1,255.00  |
| 24       | 5.07 Steel Tank - Erect - Floor                       | \$22,300.00     | \$22,300.00                       | \$0.00      | \$0.00                                     | \$22,300.00                                    | 100.00%   | \$0.00                    | \$1,115.00  |
| 25       | 5.08 Steel Tank - Erect - Roof                        | \$55,600.00     | \$55,600.00                       | \$0.00      | \$0.00                                     | \$55,600.00                                    | 100.00%   | \$0.00                    | \$2,780.00  |
| 26       | 6.01 Steel Tank - Manufacturer Blast / Prime          | \$38,300.00     | \$38,300.00                       | \$0.00      | \$0.00                                     | \$38,300.00                                    | 100.00%   | \$0.00                    | \$1,915.00  |
| 27       | 6.02 Steel Tank - Field Coating - Exterior            | \$171,100.00    | \$154,000.00                      | \$17,100.00 | \$0.00                                     | \$171,100.00                                   | 100.00%   | \$0.00                    | \$8,555.00  |
| 28       | 6.03 Steel Tank - Field Coating - Interior            | \$141,200.00    | \$141,200.00                      | \$0.00      | \$0.00                                     | \$141,200.00                                   | 100.00%   | \$0.00                    | \$7,060.00  |
| 29       | 7.01 Mechanical - Base - Piping                       | \$22,300.00     | \$22,300.00                       | \$0.00      | \$0.00                                     | \$22,300.00                                    | 100.00%   | \$0.00                    | \$1,115.00  |
| 30       | 7.02 Mechanical - Pedestal - Riser Piping             | \$86,600.00     | \$83,000.00                       | \$0.00      | \$0.00                                     | \$83,000.00                                    | 95.84%    | \$3,600.00                | \$4,150.00  |
| 31       | 7.03 Mechanical - Chamber - Plumbing                  | \$1,600.00      | \$1,600.00                        | \$0.00      | \$0.00                                     | \$1,600.00                                     | 100.00%   | \$0.00                    | \$80.00     |
| 32       | 8.01 Concrete Pedestal - Ladders / Landings           | \$54,200.00     | \$54,200.00                       | \$0.00      | \$0.00                                     | \$54,200.00                                    | 100.00%   | \$0.00                    | \$2,710.00  |
| 33       | 8.02 Steel Tank - Hatches / Vents                     | \$1,800.00      | \$1,800.00                        | \$0.00      | \$0.00                                     | \$1,800.00                                     | 100.00%   | \$0.00                    | \$90.00     |
| 34       | 8.03 Antenna and Cable Supports                       | \$9,800.00      | \$9,800.00                        | \$0.00      | \$0.00                                     | \$9,800.00                                     | 100.00%   | \$0.00                    | \$490.00    |

| A              | B                                      | C                     | D                                 | E                   | F  | G  |               | H                         | I                   |
|----------------|--|-----------------------|-----------------------------------|---------------------|--|--|---------------|---------------------------|---------------------|
| ITEM NO.       | DESCRIPTION OF WORK                    | SCHEDULED VALUE       | WORK COMPLETED                    |                     | MATERIALS PRESENTLY STORED (NOT IN D OR E) | TOTAL COMPLETED AND STORED TO DATE (D + E + F) | % (G / C)     | BALANCE TO FINISH (C - G) | RETAINAGE           |
|                |  |                       | FROM PREVIOUS APPLICATION (D + E) | THIS PERIOD         |  |  |               |                           |                     |
| 35             | 8.04 Mixing System                     | \$10,400.00           | \$5,000.00                        | \$5,400.00          | \$0.00                                     | \$10,400.00                                    | 100.00%       | \$0.00                    | \$520.00            |
| 36             | 9.01 Slab on Grade                     | \$5,800.00            | \$5,800.00                        | \$0.00              | \$0.00                                     | \$5,800.00                                     | 100.00%       | \$0.00                    | \$290.00            |
| 37             | 9.02 Room Walls / Ceiling              | \$24,600.00           | \$15,000.00                       | \$9,600.00          | \$0.00                                     | \$24,600.00                                    | 100.00%       | \$0.00                    | \$1,230.00          |
| 38             | 9.03 Doors                             | \$10,100.00           | \$0.00                            | \$5,000.00          | \$0.00                                     | \$5,000.00                                     | 49.50%        | \$5,100.00                | \$250.00            |
| 39             | 10.01 Electrical & SCADA               | \$121,700.00          | \$0.00                            | \$95,000.00         | \$0.00                                     | \$95,000.00                                    | 78.06%        | \$26,700.00               | \$4,750.00          |
| 40             | 10.02 Lightning Protection / Grounding | \$9,600.00            | \$9,600.00                        | \$0.00              | \$0.00                                     | \$9,600.00                                     | 100.00%       | \$0.00                    | \$480.00            |
| 41             | 11.01 Watermain                        | \$143,200.00          | \$143,200.00                      | \$0.00              | \$0.00                                     | \$143,200.00                                   | 100.00%       | \$0.00                    | \$7,160.00          |
| 42             | 11.02 Sewer                            | \$24,200.00           | \$24,200.00                       | \$0.00              | \$0.00                                     | \$24,200.00                                    | 100.00%       | \$0.00                    | \$1,210.00          |
| 43             | 12.01 Asphalt Paving                   | \$25,900.00           | \$0.00                            | \$0.00              | \$0.00                                     | \$0.00   | 0.00%         | \$25,900.00               | \$0.00              |
| 44             | 12.02 Concrete Paving / Sidewalk       | \$6,600.00            | \$0.00                            | \$6,600.00          | \$0.00                                     | \$6,600.00                                     | 100.00%       | \$0.00                    | \$330.00            |
| 45             | 12.03 Fence and Gates                  | \$18,700.00           | \$0.00                            | \$0.00              | \$0.00                                     | \$0.00   | 0.00%         | \$18,700.00               | \$0.00              |
| 46             | 12.04 Seed                             | \$1,300.00            | \$0.00                            | \$0.00              | \$0.00                                     | \$0.00   | 0.00%         | \$1,300.00                | \$0.00              |
| 47             | 12.05 Demolition                       | \$32,700.00           | \$0.00                            | \$0.00              | \$0.00                                     | \$0.00   | 0.00%         | \$32,700.00               | \$0.00              |
| 48             | 13A.01 General Construction Allowance  | \$200,000.00          | \$0.00                            | \$0.00              | \$0.00                                     | \$0.00   | 0.00%         | \$200,000.00              | \$0.00              |
| 49             | 13A.02 Programming Allowance           | \$25,000.00           | \$0.00                            | \$0.00              | \$0.00                                     | \$0.00   | 0.00%         | \$25,000.00               | \$0.00              |
| 50             | 13A.03 Security Equipment Allowance    | \$18,000.00           | \$0.00                            | \$0.00              | \$0.00                                     | \$0.00   | 0.00%         | \$18,000.00               | \$0.00              |
| 51             | 13A.04 Landscape Allowance             | \$15,000.00           | \$0.00                            | \$0.00              | \$0.00                                     | \$0.00   | 0.00%         | \$15,000.00               | \$0.00              |
| 52             | 13A.05 Building Permit Allowance       | \$22,000.00           | \$0.00                            | \$0.00              | \$0.00                                     | \$0.00   | 0.00%         | \$22,000.00               | \$0.00              |
| <b>TOTALS:</b> |  | <b>\$4,384,000.00</b> | <b>\$3,815,600.00</b>             | <b>\$152,200.00</b> | <b>\$0.00</b>                              | <b>\$3,967,800.00</b>                          | <b>90.51%</b> | <b>\$416,200.00</b>       | <b>\$198,390.00</b> |

Change Orders

| A              | B                                 | C               | D                                 | E             | F  | G  |              | H                         | I             |
|----------------|-----------------------------------|-----------------|-----------------------------------|---------------|--|--|--------------|---------------------------|---------------|
| ITEM NO.       | DESCRIPTION OF WORK               | SCHEDULED VALUE | WORK COMPLETED                    |               | MATERIALS PRESENTLY STORED (NOT IN D OR E) | TOTAL COMPLETED AND STORED TO DATE (D + E + F) | % (G / C)    | BALANCE TO FINISH (C - G) | RETAINAGE     |
|                |                                   |                 | FROM PREVIOUS APPLICATION (D + E) | THIS PERIOD   |  |  |              |                           |               |
| 53             | PCCO#002 Revised Logo & Tank Cone | \$0.00          | \$0.00                            | \$0.00        | \$0.00                                     | \$0.00   | 100.00%      | \$0.00                    | \$0.00        |
| <b>TOTALS:</b> |                                   | <b>\$0.00</b>   | <b>\$0.00</b>                     | <b>\$0.00</b> | <b>\$0.00</b>                              | <b>\$0.00</b>                                  | <b>0.00%</b> | <b>\$0.00</b>             | <b>\$0.00</b> |

Grand Totals

| A                    | B                   | C                     | D                                 | E                   | F  | G  |               | H                         | I                   |
|----------------------|---------------------|-----------------------|-----------------------------------|---------------------|--|--|---------------|---------------------------|---------------------|
| ITEM NO.             | DESCRIPTION OF WORK | SCHEDULED VALUE       | WORK COMPLETED                    |                     | MATERIALS PRESENTLY STORED (NOT IN D OR E) | TOTAL COMPLETED AND STORED TO DATE (D + E + F) | % (G / C)     | BALANCE TO FINISH (C - G) | RETAINAGE           |
|                      |                     |                       | FROM PREVIOUS APPLICATION (D + E) | THIS PERIOD         |  |  |               |                           |                     |
| <b>GRAND TOTALS:</b> |                     | <b>\$4,384,000.00</b> | <b>\$3,815,600.00</b>             | <b>\$152,200.00</b> | <b>\$0.00</b>                              | <b>\$3,967,800.00</b>                          | <b>90.51%</b> | <b>\$416,200.00</b>       | <b>\$198,390.00</b> |