

Department of Public Works

City Hall
730 Washington Avenue
Racine, Wisconsin 53403
262.636.9121 – Public Works
262.636.9191 - Engineering



John C. Rooney, P.E.
Commissioner of Public Works

Ron J. Pritzlaff, P.E.
Asst. Comm. Of Public Works/Operations

Ara P. Molitor, P.E.
City Engineer

January 24, 2024

TO: Alder Mollie Jones, Chair
Public Works and Services Committee

FROM: Tom Molbeck, Director of Parks and Recreation

RE: Final Payment, Contract 2023201, Samuel Myers Park Restoration, A.W. Oakes & Son,
Contractor

The work on Contract 2023201, Samuel Myers Park Restoration has been completed and the contractor, A.W. Oakes & Sons, Inc., is requesting final payment. The final contract amount for all work completed is \$329,551.04.

The project was authorized by Resolution Number 0767-23 of Aug. 15, 2023, in the amount of \$377,050.00.

Change Order No. 1 approved under Resolution No. 1131-23 of Jan. 5, 2023, adjusted the contract in the deduct amount of (\$2,894.88) for a contract total of \$374,155.12.

Change Order No. 2 adjusted the contract in the deduct amount of (\$44,604.08) for a contract total of \$329,551.04.

Final funding for the project is as follows:

<u><i>ORG OBJECT</i></u>	<u><i>Description</i></u>	<u><i>Amount</i></u>
20302 57110 20117	Health Grant	\$110,000.00
45050 57110 40009	Parks Land Improvements-FEMA	\$219,551.04
	Total	\$329,551.04

Cc: Joy Hansche
File

SMITHGROUP

January 23, 2024

Tom Molbeck
Director of Parks
Parks, Recreation and Cultural Service Department
1420 13th Street
Racine, WI 5340

Re Sam Myers Park Reconstruction Pay Application 3 Final

Dear Mr. Molbeck,

SmithGroup has reviewed the pay application submitted by AW Oakes, for consistency with the contract for the Sam Myers Park Reconstruction. In this review we have found no inconsistencies and as such recommend payment to AW Oakes for the amounts shown in the attached Pay Application. If you have any questions, please reach out to me at Tim.Wagner@SmithGroup.com or 952-356-9386.



Timothy Wagner, PE
Project Manager

APPLICATION AND CERTIFICATE FOR PAYMENT

CITY OF RACINE

DEPARTMENT OF PUBLICWORKS

To: Commissioner of Public Works
 730 Washington Avenue -- Room 303
 Racine, Wisconsin 53403

Contract No. 2023201

Contract Name: Sam Meyers Park Restoration

Contractor: A.W. Oakes & Son, Inc.

Address: 2000 Oakes Road, Racine, WI 53406

Payment No. 03 final

Period from: 12/1/23 to 12/31/23

CHANGE ORDER SUMMARY:			ADDITIONS \$	DEDUCTIONS \$
Change Orders Approved in Previous Months by Owner			N/A	N/A
TOTAL				
Subsequent Change Orders				
No.	Approval Date	Resolution No.		
1	12/05/2023	1131-23		
TOTAL			\$2894.88	
Net Change by Change Orders				\$2894.88

Original Contract Bid \$ 377,050.00

Net Change by Change Orders \$ -2,894.88

Contract to Date (Including Change Orders) \$ 374,155.12

Total Work Completed to Date \$ 329,551.04

Retainage 0.00 % of \$ 0.00

Total Earned Less Retainage \$ 329,551.04

Less Previous Payments

Total of Previous Payments \$ 327,945.92

CURRENT PAYMENT DUE: \$ 1,605.12

APPROVED AND PAYMENT AUTHORIZED:



January 23, 2024

Project Engineer

Date

Department Head

Date

Commissioner of Public Works

Date

APPLICATION AND CERTIFICATE FOR PAYMENT - AIA DOCUMENT G702

Owner: CITY OF RACINE - DPW
730 WASHINGTON AVENUE

Project: 23155- COR-Sam Meyers Park
Restoration (2023201)

Application No.: 3
Invoice #: 33403
Application Date: 12/31/2023
Period To: 12/31/2023
Project Nos: 2023201

Distribution to:
 Project Manager
 Architect
 Owner
 Construction Mar
 Other:

Contractor: A. W. OAKES & SON, INC.
2000 Oakes Road
Racine, WI 53406

Architect: City of Racine

Contract Date: 8/22/2023

Contract For: Sam Meyers Park Restoration

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	\$377,050.00
2. Net Change By Change Order	-\$2,894.88
3. Contract Sum To Date	\$374,155.12
4. Total Completed and Stored To Date	\$329,551.04
5. Retainage:	
a. 0.00% of Completed Work	\$0.00
b. 0.00% of Stored Material	\$0.00
Total Retainage	\$0.00
6. Total Earned Less Retainage	\$329,551.04
7. Less Previous Certificates For Payments	\$327,945.92
8. Current Payment Due	\$1,605.12
9. Balance To Finish, Plus Retainage	\$44,604.08

The undersigned Contractor 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 for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: A. W. OAKES & SON, INC.

By: Mike Rogowski Date: 1/4/2024

State of: WI County of: Racine
Subscribed and sworn to before me this 4th day of January, 2024

Mike Rogowski Project Manager personally appeared before me, the undersigned notary public, and provided satisfactory evidence of identification to be the person who signed this document in my presence and swore or affirmed to me that the contents of this document are truthful and accurate to the best of his/her knowledge and belief.

Notary Public: Robert N. Plack
My Commission expires: 4/3/2026

Robert N. Plack
NOTARY PUBLIC
STATE OF WISCONSIN

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information, and belief, the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED: \$1,605.12

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

ARCHITECT:

By: _____ Date: _____

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 any rights of the Owner or Contractor under this Contract.

CHANGE ORDER SUMMARY	Additions	Deductions
Total changes approved in previous months by Owner	\$0.00	\$2,894.88
Total Approved this Month	\$0.00	\$0.00
TOTALS	\$0.00	\$2,894.88
Net Changes By Change Order	-\$2,894.88	

CONTINUATION SHEET - AIA DOCUMENT G703

Application and Certification for Payment, containing Contractor's signed certification is attached.
 In tabulations below, amounts are stated to the nearest dollar.
 Use Column I on Contracts where variable retainage for line items may apply.

Application No. : 3
 Application Date : 12/31/23
 To: 12/31/23
 Project No.: 2023201

Invoice # : 33403 Contract : 23155- COR-Sam Meyers Park Restoration (2023201)

A Item No.	B Description of Work	C Scheduled Value	D Work Completed		F Materials Presently Stored (Not in D or E)	G Total Completed and Stored To Date (D+E+F)	H % (G / C)	I Balance To Finish (C-G)	Retainage
			From Previous Application (D+E)	This Period In Place					
1	Mobilization/Demobilization	29,665.00	29,665.00	0.00	0.00	29,665.00	100.00%	0.00	
2	Site Preparation and Demolition	22,000.00	22,000.00	0.00	0.00	22,000.00	100.00%	0.00	
3	Erosion Control	4,900.00	4,900.00	0.00	0.00	4,900.00	100.00%	0.00	
4	Landscape Stones	129,800.00	73,339.95	0.00	0.00	73,339.95	56.50%	56,460.05	
5	WisDOT Medium Rip Rap	18,655.00	16,956.55	0.00	0.00	16,956.55	90.90%	1,698.45	
6	WisDOT 305 Base Aggregate Dense Grade	6,322.50	4,359.72	0.00	0.00	4,359.72	68.96%	1,962.78	
7	WisDOT 310 Base Aggregate Open Grade	4,800.00	20,317.20	0.00	0.00	20,317.20	423.28%	-15,517.20	
8	Earthwork, Excavation and Grading	22,015.25	22,015.25	0.00	0.00	22,015.25	100.00%	0.00	
9	Outfall Replacement	2,760.00	2,760.00	0.00	0.00	2,760.00	100.00%	0.00	
10	Native Seeding	9,600.00	5,100.00	4,500.00	0.00	9,600.00	100.00%	0.00	
11	Cord Walk Replacement	38,700.00	38,700.00	0.00	0.00	38,700.00	100.00%	0.00	
12	Rope Railings	29,680.00	29,680.00	0.00	0.00	29,680.00	100.00%	0.00	
13	Site Restoration	58,152.25	58,152.25	0.00	0.00	58,152.25	100.00%	0.00	
F-1	Remove Old Metal Boat Launch	1,605.12	0.00	1,605.12	0.00	1,605.12	100.00%	0.00	
F-2	Remove Native Seed Maintenance Contract	-4,500.00	0.00	-4,500.00	0.00	-4,500.00	100.00%	0.00	
Grand Totals		374,155.12	327,945.92	1,605.12	0.00	329,551.04	88.08%	44,604.08	0.00

TO: Commissioner of Public Works
Racine, Wisconsin

Lien Waiver (in full)

WAIVER OF CONSTRUCTION LIEN

Upon receipt of payment

~~For value received~~, the undersigned hereby waives all rights to or claims for a lien on the land hereafter described, for any and all work, materials, plans and specifications made or furnished or to be made or furnished for the improvement of said lands, said improvements being done for the City of Racine by

A.W. Oakes & Son, Inc.

(prime contractor's name)

said lands being situated in Racine County, State of Wisconsin, and described as follows (contract number and name of contract):

Sam Meyers Park Restoration

Job #: 2023201

AWO Job #: 23155

The work done and/or materials furnished by the undersigned for said job is as follows:

(describe).



Signature

CFO/Vice President

Title

A.W. Oakes & Son, Inc.

Firm Name

Date of this Waiver:

January 4, 2024



Racine Works Program (RWP) Payout Request

City of Racine Ordinance Section #46-41

Date: January 12th, 2024

Contractor Name: **A.W. Oakes & Son Inc**

Department: Public Works Water/Waste Water Other _____

Project Name: **SAM MEYERS PARK RESTORATION**

Project Number: N/A

Munis Contract #: 2023201

Total project hours: **406**

Total RWP Hours: **00.00**

City of Racine Residents: **3**


RWP Certified: **0**

RWP Compliance Percentage: **0%**

- Payroll files submitted.
- Contractor has:
 - Zero (0) RWP certified individuals
 - Three (3) City of Racine residents
- This contract required specialized operators and laborers to complete the project in a short time frame. The scope of the project was shortened.
- The contractor attempted to hire RWP-certified individuals, but none were available.
- AW Oakes takes this responsibility seriously and continues to grow and refine their recruitment efforts to meet their percentages in the future.
- In total, for all the jobs this year, they have employed 20 RWP employees for a total of almost 33k hours.
- For all RWP jobs in 2023, they cumulatively employed at least 20% of hours and have exceeded 20% of the required requirement.

Staff Recommendation:

Approve final payment for AW Oakes & Son Inc
Contractor made a good faith effort to achieve the RWP goal.

Signed:  Date: 2/12/2024