



LOWER MINNESOTA RIVER WATERSHED DISTRICT

Executive Summary for Action

Lower Minnesota River Watershed District Board of Managers Meeting

Wednesday, November 6, 2024

Agenda Item

Item 5. K. - Final Reimbursement for Willow Creek Cost Share Project with City of Burnsville

Prepared By

Linda Loomis, Administrator

Summary

In 2021, the City of Burnsville requested the LMRWD consider participating in a ravine stabilization project, on Willow Creek, which was contributing sediment into a wetland within the boundaries of the LMRWD (the ravine was outside the boundaries). At the September 15, 2021, Board of Managers meeting the Board authorized a \$75,000 contribution toward the Project.

The LMRWD agreed that payment was to be made in two installments. An invoice for 90% of the cost (\$67,500) was received in February 2021 and was paid in March 2021. In September 2023, an invoice was received from the City for the final installment. At that time Young Environmental Consulting Group on behalf of the LMRWD inspected the project and determined that the vegetation was not sufficient and informed the City that final payment would not be made until the site was more vegetated. The site was inspected a year later in 2024, and it was determined that vegetation is sufficient and recommends payment of the final installment.

Attachments

- Excerpt from September 15, 2021, LMRWD Board of Managers meeting minutes
- Cooperative Agreement for 21-604 Willow Creek Ravine Stabilization Project between the LMRWD and the City of Burnsville
- Claim form and invoice paid in March 2022
- Technical Memorandum – Burnsville 2021 Slope Project - Payment Request Review dated October 30, 2024, and supporting documentation

Recommended Action

Motion to authorize final payment to the City of Burnsville for the Willow Creek Slope Stabilization Project

Manager Mraz asked if staff feels an additional meeting would be needed again next summer. Ms. Schall-Young noted that one of the reasons the LMRWD has seen so many permit reviews is that several cities do not yet have the municipal approval the LMRWD grants to cities. The LMRWD is looking to approve all the cities before next summer, so the workload will be reduced.

Manager Mraz made a motion to adjust the meeting schedule. The motion was seconded by President Hartmann. Upon a vote being taken the motion carried unanimously.

6. OLD BUSINESS

A. I-35W Frontage Trail Cost Share – Burnsville

Administrator Loomis noted at the previous meeting the Jen Desrude, Public Works Director for Burnsville, requested funding on two projects: the I-35W Trail project and the Willow Creek stabilization. Young Environmental scored the projects and the trail project did not score very high and the ravine stabilization project scored quite a bit higher. Staff continued to work with the City to find a number appropriate for the District's participation. Staff recommends the District does not participate in the I-35W Trail project. Staff recommends \$75,000 from the District to the Willow Creek stabilization project seems appropriate if the Board decides to participate.

Manager Raby thinks if they fund the project, they should fund it in phases.

Ms. Schall-Young suggested when the construction is substantially complete, the District would give them 90% and when it is fully restored, they would get the remaining 10%.

Manager Raby made a motion to approve the \$75,000 contribution to the Willow Creek Stabilization Project with 90% paid upon substantial completion and 10% after total completion. The motion was seconded by President Hartmann. Upon a vote being taken the motion carried unanimously.

B. Cost Share Application - S. Mueller, 10745 Lyndale Bluffs Trail

No new information to report other than what was reported in the Executive Summary.

C. City of Carver Levee

No new information to report other than what was reported in the Executive Summary.

D. Remote meeting participation

Administrator Loomis met with facilities and IT people at the County to discuss the District's needs for meetings and tying into their system. They now have the capacity to bring people into meetings remotely. She noted the County will be upgrading their system and there will be discussions on what is appropriate for the LMRWD to contribute to the cost of upgrades.

Manager Raby asked if he should use his own computer to join a Board meeting from a remote location? Administrator Loomis noted that is a decision that is up to the Board. Manager Raby said he is fine using his own equipment unless some special equipment is required. He would prefer not to take a LMRWD owned computer away for the months he is gone.

President Hartmann asked about the bandwidth when participating from a remote location. Administrator Loomis agreed that could be an issue. She noted that you can plug a laptop directly into the internet router using an ethernet cable to improve connectivity. Manager Raby asked if he would need to meet in a public location when in a remote location. Administrator Loomis said that is a requirement of the open meeting laws.

**COOPERATIVE AGREEMENT
FOR
21-604 WILLOW CREEK RAVINE STABILIZATION PROJECT**

This Agreement is made this 8th day of April, 2022, by and between the Lower Minnesota River Watershed District, a Minnesota watershed district (hereinafter the "LMRWD"), and the City of Burnsville, a Minnesota municipal corporation (hereinafter the "City").

WITNESSETH:

WHEREAS, the LMRWD has adopted the Watershed Management Plan for the Lower Minnesota River Watershed District, 2018-2027 on October 24, 2018 (hereinafter the "Plan"), as required by Minn. Stat., § 103B and 103D and Minnesota Rules (MN Rules) 8410; and

WHEREAS, the Plan includes an Implementation Program Budget with annual funding for Cost Sharing and Water Quality Restoration; and

WHEREAS, the City presented the Willow Creek Ravine Stabilization Project (City Project 21-604) (hereinafter the "Project") to the LMRWD Board of Managers at their regular meeting on August 18, 2021 requesting a cost share from the LMRWD; and

WHEREAS, Willow Creek is a public drainageway that is located outside of the LMRWD boundary but ultimately drains to the Lower Minnesota River; and

WHEREAS, stabilizing Willow Creek is anticipated to have water quality benefits by reducing total Phosphorus by approximately 25,000 pounds per year and reducing sediment by approximately 45,000 pounds per year; and

WHEREAS, the LMRWD Board of Managers at their regular meeting on September 15, 2021 approved a \$75,000 contribution toward the Project, of which 90% shall be paid upon substantial completion and the remaining 10% after total completion; and

WHEREAS, the Burnsville City Council awarded a contract for the Project at their regular meeting on October 19, 2021 and a notice to proceed was issued on November 2, 2021 to Heselton Construction, LLC.

NOW, THEREFORE, on the basis of the premises and mutual covenants and agreements hereinafter set forth, the parties agree as follows:

1. The Project consists of improvements to Willow Creek as shown in Attachment A.

2. The City will pay the contractor and all other expenses related to the construction of the Project and will keep and maintain complete records of such costs incurred.
3. The LMRWD will reimburse the City \$75,000 for construction costs related to the Project. Ninety percent (90%) reimbursement will occur at the time of substantial completion and the remaining ten percent (10%) will occur after total completion. All costs of the Project incurred in excess of the reimbursement amount of \$75,000, including all costs incurred in excess of estimated project costs due to unforeseen conditions or any other cause, shall be borne by the City or secured by the City from other sources.
4. All City books, records, documents, and accounting procedures related to the Project are subject to examination by the LMRWD.
5. The City will secure all necessary local, state, or federal permits required for construction of the Project.
6. The Project is constructed on land owned or easements held by the City.
7. The City will have ownership of the associated improvements and will maintain them in good condition in perpetuity or until such time as they are replaced with like improvements.
8. The City will defend, indemnify, protect, and hold harmless the LMRWD and its agents, officers, and employees, from any claims arising out of the design, construction, or maintenance of the Project, including environmental claims. Nothing herein shall be deemed a waiver of the limitations of liability in Minnesota Statutes, Chapter 466.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their duly authorized officers on behalf of the parties as of the day and date first above written.

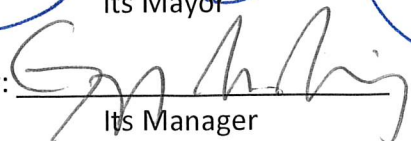
LOWER MINNESOTA RIVER
WATERSHED DISTRICT

CITY OF BURNSVILLE

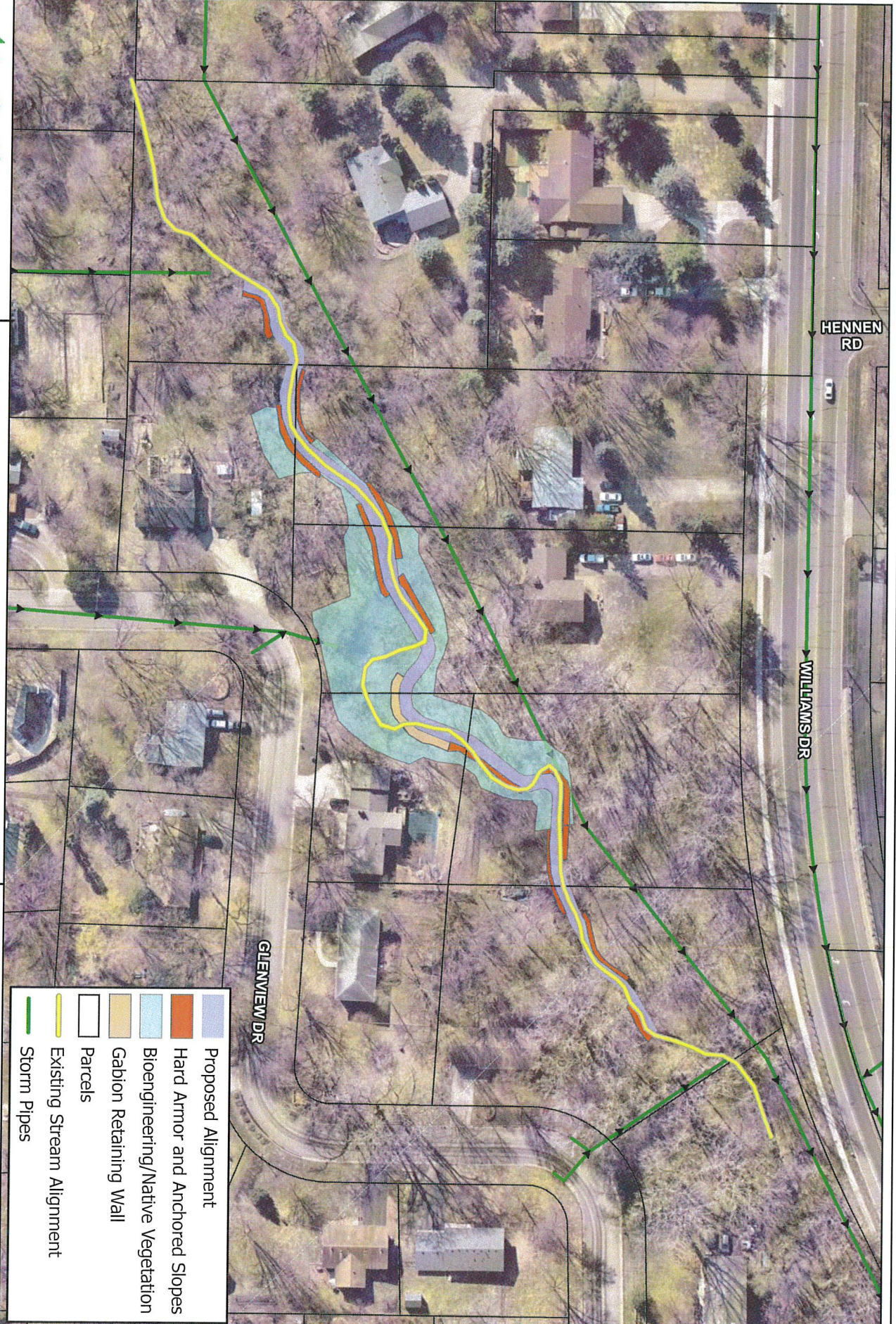
By: 
Its President

By: 
Its Mayor

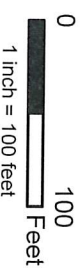
And by: 
Its Administrator

And by: 
Its Manager

Attachment A
Construction Plans (or Exhibit)



- Proposed Alignment
- Hard Armor and Anchored Slopes
- Bioengineering/Native Vegetation
- Gabion Retaining Wall
- Parcels
- Existing Stream Alignment
- Storm Pipes



Stream Restoration Exhibit
Burnsville 2021 Slope Stability Project
City of Burnsville



PAYEE:

NAME City of Burnsville
 ADDRESS 100 Civic Center Parkway
 City/State Burnsville, MN 55337-3817
 VENDOR # _____ WARRANT TYPE C

FUND 77-LMRWD
 1099 _____
 SERVICE DATE 2022
 CONTRACT # _____
 CONTRACT BALANCE AMOUNT _____
 CAPITAL ASSET APPROVAL DATE _____

DECLARATION: I declare under the penalties of law (MS 471.391) that this account claim or demand is just and correct and that no part of it has been paid, and adheres to County policy and procedures.

I he attached invoice has been verified for goods received or services performed

AUTHORIZED SIGNATURE Linda Loomis DATE 3/9/2022

INVOICE #	FUND #	DEPT #	PROG	ACTIVITY	ACCOUNT #	DESCRIPTION	AMOUNT
2022-06	77	702		0104		Cost Share of Willow Creek Restoration	\$67,500.00
						90% substantial completion	
TOTAL							\$67,500.00

Presented to the County Board on _____, 20__ and \$ _____ allowed _____
 Chairman County Board

Approved for Disbursement _____
 Date _____ Initials _____



City of Burnsville
 100 Civic Center Parkway
 Burnsville, MN 55337-3817

INVOICE

INVOICE: 2022-00000006
DATE: 02/14/2022
DUE DATE: 03/14/2022
CUSTOMER # 3231

Payment in full is due by invoice due date. Any balance due beyond that date will be considered delinquent. Return bottom portion of this invoice to ensure proper credit.

LINDA LOOMIS
 LOWER MINNESOTA RIVER WATERSHED DISTRICT
 112 E. 5TH STREET #102
 CHASKA, MN 55318

Questions contact Jen Desrude 952-895-4544

ENGINEERING DEPARTMENT

Description	Quantity	Unit Price	Total Price
LMRWD Cost Share of Willow Creek Restoration (21-604), 90% substantial completion; 10% at final restoration.	1	\$67,500.0000	\$67,500.00

When you provide a check as payment, you authorize us to either use the information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction. When we use information from your check to make an electronic fund transfer, funds may be withdrawn from your account as soon as the same day you make your payment, and you will not receive your check back from your financial institution

Invoice Total: \$67,500.00
 Prepaid Amount: (\$0.00)
 Balance Due: \$67,500.00



CUSTOMER #	BILLING DATE	DUE DATE	INVOICE #	Total Due
3231	02/14/2022	03/14/2022	2022-00000006	\$67,500.00

Pay this Amount \$67,500.00

LINDA LOOMIS LOWER MINNESOTA RIVER WATERSHED DISTRICT 112 E. 5TH STREET #102 CHASKA, MN 55318	Payment to: City of Burnsville Accounts Receivable 100 Civic Center Pkwy Burnsville MN 55337-3817
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TO ENSURE PROPER POSTING TO YOUR ACCOUNT, DETACH AND RETURN THIS PORTION WITH YOUR PAYMENT.



100 Civic Center Parkway
Burnsville, MN 55337

Contract Number: 21-604
Pay Request Number: 2



Project Number	Project Description
21-604	Slope and Ravine Restoration (Contract 21-604)

Contractor: Heselton Construction, LLC 680 N.W. 24th Street Faribault, MN 55021	Vendor Number: 1 Up To Date: 12/31/2021
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Contract Amount		Funds Encumbered	
Original Contract	\$184,722.00	Original	\$184,722.00
Contract Changes	\$2,214.17	Additional	N/A
Revised Contract	\$186,936.17	Total	\$184,722.00

Work Certified To Date	
Base Bid Items	\$169,757.40
Contract Changes	\$2,214.17
Material On Hand	\$0.00
Total	\$171,971.57

Work Certified This Request	Work Certified To Date	Less Amount Retained	Less Previous Payments	Amount Paid This Request	Total Amount Paid To Date
\$66,341.92	\$171,971.57	\$8,598.58	\$100,348.17	\$63,024.82	\$163,372.99
Percent: Retained: 5%			Percent Complete: 91.99%		

This is to certify that the items of work shown in this certificate of Pay Estimate have been actually furnished for the work comprising the above-mentioned projects in accordance with the plans and specifications heretofore approved.

Approved By
Jen Desruce
City/Project Engineer
12/29/2021
Date

Approved By Heselton Construction, LLC
Mark Makowski
Contractor
12/29/2021
Date

Payment Summary				
No.	Up To Date	Work Certified Per Request	Amount Retained Per Request	Amount Paid Per Request
1	2021-11-30	\$105,629.65	\$5,281.48	\$100,348.17
2	2021-12-31	\$66,341.92	\$3,317.10	\$63,024.82

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
Storm Utility		\$171,971.57	\$8,598.58	\$100,348.17	\$63,024.82	\$163,372.99

Accounting Number	Funding Source	Amount Paid this Request	Revised Contract Amount	Funds Encumbered to Date	Paid Contractor to Date
Storm	Utility - Storm Water - 607-4610-463.01	\$63,024.82			\$163,372.99

Contract Item Status										
Base/Alt	Line	Item	Description	Units	Unit Price	Contract Quantity	Quantity This Request	Amount This Request	Quantity To Date	Amount To Date
Base Bid	1	2021.501	MOBILIZATION	LS	\$10,500.00	1	0.25	\$2,625.00	0.75	\$7,875.00
Base Bid	1	2101.524	CLEARING	TREE	\$450.00	53	0	\$0.00	62	\$27,900.00
Base Bid	1	2101.524	GRUBBING	TREE	\$135.00	40	0	\$0.00	44	\$5,940.00
Base Bid	1	2104.502	REMOVE PIPE APRON	E A	\$450.00	1	0	\$0.00	1	\$450.00
Base Bid	1	2104.503	REMOVE SEWER PIPE (STORM)	L F	\$38.00	45	0	\$0.00	45	\$1,710.00
Base Bid	1	2105.504	GEOTEXTILE FABRIC TYPE 4	S Y	\$5.30	110	250	\$1,325.00	250	\$1,325.00
Base Bid	1	2105.601	SITE GRADING	L S	\$9,600.00	1	0.5	\$4,800.00	1	\$9,600.00
Base Bid	1	2105.607	COMMON FILL(LV)	C Y	\$17.35	1500	48	\$832.80	1680	\$29,148.00
Base Bid	1	2501.502	18" RC PIPE APRON	E A	\$1,450.00	1	0	\$0.00	1	\$1,450.00
Base Bid	1	2503.503	18" RC PIPE SEWER DES 3006 CL V	L F	\$91.00	97	0	\$0.00	97	\$8,827.00
Base Bid	1	2503.602	CONNECT TO EXISTING STORM SEWER	E A	\$1,400.00	1	0	\$0.00	1	\$1,400.00
Base Bid	1	2506.503	CONST DRAINAGE STRUCTURE DES 48-4020	L F	\$370.00	8	0	\$0.00	8	\$2,960.00
Base Bid	1	2511.507	RANDOM FIELDSTONE RIPRAP CLASS III	TONS	\$73.15	400	243	\$17,775.45	366	\$26,772.90
Base Bid	1	2511.507	GRANULAR FILTER	C Y	\$60.00	15	0	\$0.00	0	\$0.00

Contract Item Status										
Base/Alt	Line	Item	Description	Units	Unit Price	Contract Quantity	Quantity This Request	Amount This Request	Quantity To Date	Amount To Date
Base Bid	1	2512.507	GABION	C Y	\$380.00	60	72	\$27,360.00	72	\$27,360.00
Base Bid	1	2563.601	TRAFFIC CONTROL	LS	\$1,050.00	1	0.25	\$262.50	1	\$1,050.00
Base Bid	1	2571.524	DECIDUOUS TREE 2.5" CAL B&B	TREE	\$660.00	5	0	\$0.00	0	\$0.00
Base Bid	1	2571.525	DECIDUOUS SHRUB NO 5 CONT	SHRB	\$115.00	20	0	\$0.00	0	\$0.00
Base Bid	1	2573.502	STABILIZED CONSTRUCTION EXIT	E A	\$1,750.00	2	0	\$0.00	1	\$1,750.00
Base Bid	1	2573.502	STORM DRAIN INLET PROTECTION	E A	\$175.00	3	0	\$0.00	2	\$350.00
Base Bid	1	2573.503	SEDIMENT CONTROL LOG TYPE WOOD FIBER	L F	\$4.50	2000	0	\$0.00	105	\$472.50
Base Bid	1	2573.602	ROCK DITCH CHECK	E A	\$500.00	2	1	\$500.00	2	\$1,000.00
Base Bid	1	2575.504	EROSION CONTROL BLANKETS CATEGORY 3N	S Y	\$1.50	4200	2900	\$4,350.00	2900	\$4,350.00
Base Bid	1	2575.504	HYDROMULCH	S Y	\$0.70	2300	0	\$0.00	0	\$0.00
Base Bid	1	2575.505	SEEDING	S Y	\$0.55	200	0	\$0.00	0	\$0.00
Base Bid	1	2575.508	SEED MIXTURE 25-151	LB	\$5.00	10	0	\$0.00	0	\$0.00
Base Bid	1	2575.603	ANCHORED SLOPE PROTECTION	L F	\$65.00	110	59	\$3,835.00	117	\$7,605.00
Base Bid	1	2575.605	SEEDING SPECIAL	A C	\$770.00	0.6	0.6	\$462.00	0.6	\$462.00
Base Bid	1	2577.502	LIVE STAKES (DOGWOOD)	E A	\$5.30	500	0	\$0.00	0	\$0.00
Base Bid Totals:								\$64,127.75		\$169,757.40

Project Category Totals			
Project	Category	Amount This Request	Amount To Date
21-604		\$64,127.75	\$169,757.40

Contract Change Item Status												
Project	CC	CC#	Line	Item	Description	Units	Unit Price	Contract Quantity	Quantity This Request	Amount This Request	Quantity To Date	Amount To Date
21-604	WO	1	2	2104.601	REMOVE MISCELLANEOUS DEBRIS	LS	\$1,102.00	1	1	\$1,102.00	1	\$1,102.00



Contract Change Item Status												
Project	CC	CC#	Line	Item	Description	Units	Unit Price	Contract Quantity	Quantity This Request	Amount This Request	Quantity To Date	Amount To Date
21-604	WO	2	3	2502.603	DRAIN TILE	LF	\$1,112.17	1	1	\$1,112.17	1	\$1,112.17
Contract Change Totals:										\$2,214.17		\$2,214.17

Contract Total	\$171,971.57
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Contract Change Totals			
Number	Description	Amount This Request	Amount To Date
2	Drain Tile behind Gabion	\$1,112.17	\$1,112.17
1	Misc Debris Removal	\$1,102.00	\$1,102.00

Material On Hand Additions					
Line	Item	Description	Date	Added	Comments

Material On Hand Balance						
Line	Item	Description	Date	Added	Used	Remaining

Technical Memorandum



To: Linda Loomis, Administrator
Lower Minnesota River Watershed District (LMRWD)

From: Erica Bock, Water Resources Scientist
Hannah LeClaire, PE, Project Manager

CC: Logan Vlasaty, City Engineer
City of Burnsville

Date: October 30, 2024

Re: Burnsville 2021 Slope Project—Payment Request Review

At the September 15, 2021, Lower Minnesota River Watershed District (LMRWD) board meeting, the managers approved a \$75,000 grant request from the City of Burnsville (City) for the 2021 Slope Project (also known as the Willow Creek Stabilization Project). The project proposed stabilizing the stream bank of Willow Creek, which was actively eroding and contributing sediment to a wetland within the LMRWD (Figure 1). The cost for the entire project was estimated to be \$462,395. The LMRWD's cost share of \$75,000 would partially cover the material and installation costs of riprap, gabions, and anchored slope protection to stabilize the failing stream bank. The project aligns with the LMRWD's goals to protect, improve, and restore surface water quality. The LMRWD agreed to provide 90% of the funding at substantial completion and the final 10% after final restoration.



Willow Creek Payment Request

The LMRWD has received two payment requests from the City: 1) On February 23, 2022, for \$67,500, or 90% of the grant amount, along with the contract pay voucher and quantities; and 2) On September 20, 2023, for \$7,500, or the remaining 10% of the grant amount (Attachment 1). Young Environmental reviewed the information submitted with the first request and recommended payment. In this memo we summarize our review and recommendation for the second and final request.

Site Visit

To confirm the project had reached final restoration, Young Environmental staff visited the site on September 28, 2023, and compared current conditions to the plans and specifications provided by the City. The site had native grasses and trees planted (Attachment 2). However, there was an area above the installed bank stabilization measures with exposed soil and a lack of vegetation (Attachment 2 and photo below). The LMRWD requires final restoration in this area to issue the final payment. Young Environmental contacted the City about the exposed soil on September 28, 2023, and on October 6, 2023, and received a response on October 16, 2023. The City consultant investigated the issues and responded that the exposed soils on the bank and above the rock were in that condition pre-project. The contractor mixed some seed in these areas according to plan, and

Young Environmental revisited the site on May 30, 2024, and September 23, 2024, to confirm vegetation establishment (See Attachment 2 for a comparison of the site visit photos). Young Environmental concluded that the vegetation establishment is sufficient for final payment.

September 28, 2023	September 23, 2024
	

Recommendation

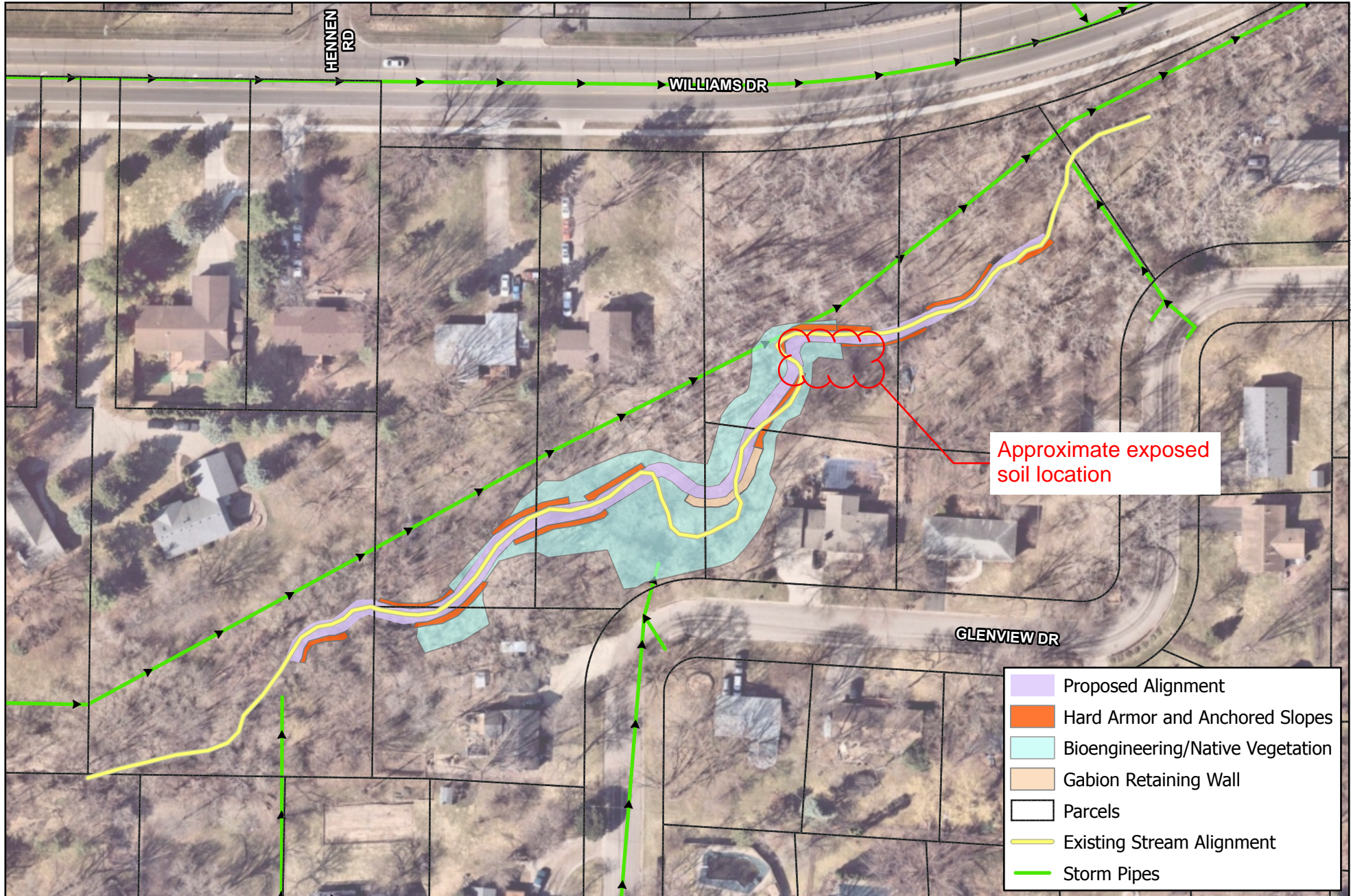
Staff recommends payment of the final invoice.

Attachments

Figure 1—Stream Restoration Exhibit

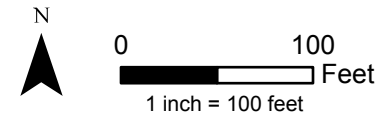
Attachment 1—Burnsville Invoice, dated September 18, 2023

Attachment 2—Site Visit photos



Stream Restoration Exhibit

Burnsville 2021 Slope Stability Project
City of Burnsville





INVOICE

City of Burnsville
100 Civic Center Parkway
Burnsville, MN 55337-3817
Billing Inquiries: 1-952-895-4479

INVOICE: 2023-00000015
DATE: 09/18/2023
DUE DATE: 10/18/2023
CUSTOMER # 3231

Payment in full is due by invoice due date. Any balance due beyond that date will be considered delinquent. Return bottom portion of this invoice to ensure proper credit.

LOWER MINNESOTA RIVER WATERSHED DISTRICT
ATTN: LINDA LOOMIS
112 E. 5TH STREET #102
CHASKA, MN 55318

City of Burnsville

Engineering Cost Share

Description	Quantity	Unit Price	Total Price
LMRWD Cost Share of Willow Creek Restoration (21-604), 90% at substantial completion; 10% at final restoration	0.1	\$75,000.0000	\$7,500.00

Invoice Total: \$7,500.00
Prepaid Amount: (\$0.00)
Balance Due: \$7,500.00



CUSTOMER #	BILLING DATE	DUE DATE	INVOICE #	Total Due
3231	09/18/2023	10/18/2023	2023-00000015	\$7,500.00

Pay this Amount \$7,500.00

LOWER MINNESOTA RIVER WATERSHED DISTRICT
ATTN: LINDA LOOMIS
112 E. 5TH STREET #102
CHASKA, MN 55318

Payment to:
City of Burnsville
Accounts Receivable
100 Civic Center Pkwy
Burnsville MN 55337-3817

TO ENSURE PROPER POSTING TO YOUR ACCOUNT, DETACH AND RETURN THIS PORTION WITH YOUR PAYMENT.

Project Begin Date: 01-Nov-2021
Project End Date: 31-Oct-2022
Project Location: 3204 GLENVIEW DR
Project Amount: \$8,504.05
Subcontractors: No Subcontractors

Important Messages

A copy of this page must be provided to the contractor or government agency that hired you.

Contact Us

If you need further assistance, contact our Withholding Tax Division at 651-282-9999, (toll-free) 800-657-3594, or (email) withholding.tax@state.mn.us. Business hours are Monday through Friday 8:00 a.m. to 4:30 p.m. Central Time.

From: Mark Mahowald <mark@heseltonconstruction.com>
Sent: Tuesday, June 27, 2023 1:42 PM
To: Jim DeGross <jim@advancedseeding.com>
Subject: FW: Burnsville Slope - Seed and Hydromulch 3204 Glenview Dr

Good Afternoon Jim,

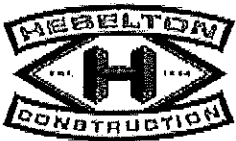
Thanks for getting out to the project. Looks like we are good to get this closed out. Could you please get me your IC 134 with the information provided below?

Thank you,

Mark Mahowald
Estimator/Project Manager | Heselton Construction

M: 507-323-0576
O: 507-334-0114
W: www.heseltonconstruction.com

680 NW 24th Street,
Faribault, MN 55021



From: Paul Kubal <paul@heseltonconstruction.com>
Sent: Tuesday, June 27, 2023 11:20 AM
To: Mark Mahowald <mark@heseltonconstruction.com>
Subject: RE: Burnsville Slope - Seed and Hydromulch 3204 Glenview Dr

Advanced Seeding & Erosion Control
Total for Contract: \$8,405.05
Project No. 21-604
Dates of Project: 11/1/21 to 10/31/22

Paul Kubal

From: Mark Mahowald
Sent: Thursday, July 6, 2023 11:12 AM
To: Paul Kubal
Subject: FW: Burnsville Slope - Seed and Hydromulch 3204 Glenview Dr

Mark Mahowald
Estimator/Project Manager | Heselton Construction

M: 507-323-0576
O: 507-334-0114
W: www.heseltonconstruction.com

680 NW 24th Street,
Faribault, MN 55021



From: Jim DeGross <jim@advancedseeding.com>
Sent: Thursday, July 6, 2023 11:11 AM
To: Mark Mahowald <mark@heseltonconstruction.com>
Subject: RE: Burnsville Slope - Seed and Hydromulch 3204 Glenview Dr

Confirmation

Contractor Affidavit Submitted

Thank you, your Contractor Affidavit has been approved.

Confirmation Summary

Confirmation Number:	0-968-520-288
Submitted Date and Time:	6-Jul-2023 11:10:33 AM
Legal Name:	ADVANCED SEEDING & EROSION CNTRL INC
Federal Employer ID:	20-2413372
User Who Submitted:	Mike DeGross
Type of Request Submitted:	Contractor Affidavit

Affidavit Summary

Affidavit Number:	1599754240
Minnesota ID:	7647274
Project Owner:	CITY OF BURNSVILLE
Project Number:	21-604



Contractor Affidavit Submitted

Thank you, your Contractor Affidavit has been approved.

Confirmation Summary

Confirmation Number:	0-185-225-824
Submitted Date and Time:	27-Jun-2023 2:39:05 PM
Legal Name:	SUEMNICKS FINAL CUT TREE SERVICE LLC
Federal Employer ID:	27-3633301
User Who Submitted:	Bustax18
Type of Request Submitted:	Contractor Affidavit

Affidavit Summary

Affidavit Number:	207769600
Minnesota ID:	2792055
Project Owner:	CITY OF BURNSVILLE
Project Number:	21-604
Project Begin Date:	01-Nov-2021
Project End Date:	31-Oct-2022
Project Location:	3204 GLENVIEW DR
Project Amount:	\$29,770.00
Subcontractors:	No Subcontractors

Important Messages

A copy of this page must be provided to the contractor or government agency that hired you.

Contact Us

If you need further assistance, contact our Withholding Tax Division at 651-282-9999, (toll-free) 800-657-3594, or (email) withholding.tax@state.mn.us. Business hours are Monday through Friday 8:00 a.m. to 4:30 p.m. Central Time.

Please [print this page](#) for your records using the print or save functionality built into your browser.



Contractor Affidavit Submitted

Thank you, your Contractor Affidavit has been approved.

Confirmation Summary

Confirmation Number:	1-174-499-936
Submitted Date and Time:	6-Jul-2023 1:00:38 PM
Legal Name:	HESELTON CONSTRUCTION LLC
Federal Employer ID:	41-1936628
User Who Submitted:	llnrley62
Type of Request Submitted:	Contractor Affidavit

Affidavit Summary

Affidavit Number:	1110200320
Minnesota ID:	4300938
Project Owner:	CITY OF BURNSVILLE
Project Number:	21-604
Project Begin Date:	01-Nov-2021
Project End Date:	31-Oct-2022
Project Location:	BURNSVILLE, MN
Project Amount:	\$200,150.79

Subcontractor Summary

Name	ID	Affidavit Number
SUEMNICK'S FINAL CUT TREE SERVICE LLC	2792055	207769600
ADVANCED SEEDING & EROSION CONTROL INC	7647274	1599754240

Important Messages

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Contact Us

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Please [print this page](#) for your records using the print or save functionality built into your browser.

Advanced Seeding & Erosion Control, Inc.

P. O. Box 324
New Prague, MN 56071-0324

Invoice

Date	Invoice #
6/12/2023	8613

Bill To
Heselton Construction LLC 680 N. W. 24th Street P. O. Box 246 Faribault, MN 55021

Item	Description	Qty	Rate	Amount
Mobilization		1	500.00	500.00
Seed	25-151	60	4.50	270.00
Hydro Mulch	Flexterra (in place of blanket)	600	1.45	870.00
Overseeding	36-211 (special Mix) NO CHARGE	20	0.00	0.00
	Seeding of additional yard adjacent to Burnsville slope Project.			
			Total	\$1,640.00

HESELTON CONSTRUCTION, LLC

P.O. BOX 246 • FARIBAULT, MN 55021

WORK ORDER

DATE:	June 16, 2023	PROJECT NO.	202122	W.O. #	6
OWNER:	City of Burnsville				
ADDRESS:					
LOCATION:	Burnsville, MN				

LABOR	RATE	HOURS		EXTENSION
	0			\$ -
	0			\$ -
	0			\$ -
	0			\$ -
	0			\$ -
	0			\$ -
	0			\$ -
	0			\$ -
			Subtotal	\$ -
EQUIPMENT (OPERATED)	RATE	HOURS		EXTENSION
	0			\$ -
	0			\$ -
	0			\$ -
	0			\$ -
	0			\$ -
	0			\$ -
	0			\$ -
	0			\$ -
	0			\$ -
	0			\$ -
			Subtotal	\$ -
MATERIALS/SUBS	QUANTITY	UNIT	U.P.	EXTENSION
Seed and Hydromulch Neighboring Property	1.00	LS	\$ 1,640.00	1,640.00
				-
				-
				-
				-
				-
				-
				-
				-
SUBTOTAL MATERIALS AND SUBS				\$ 1,640.00
MARKUP MATERIALS AND SUBS	Percentage	10%		\$ 164.00
GRAND TOTAL				\$ 1,804.00

DESCRIPTION OF WORK:

Place Seed and Hydromulch for yard adjacent to the project at 3204 Glenview Dr

Mark Mahowald Foreman or Project Manager	_____ Authorized By
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Contract Change Item Status												
Project	CC	CC#	Line	Item	Description	Units	Unit Price	Contract Quantity	Quantity This Request	Amount This Request	Quantity To Date	Amount To Date
21-604	WO	1	2	2104.601 /01320	REMOVE MISCELLANEOUS DEBRIS	LS	\$1,102.00	1	0	\$0.00	1	\$1,102.00
21-604	WO	2	3	2502.603 /14080	DRAIN TILE	L F	\$1,112.17	1	0	\$0.00	1	\$1,112.17
21-604	WO	4	4	21-604 w/o 4	Bury West Logs with Fieldstone	1	\$2,843.60	1	0	\$0.00	1	\$2,843.60
21-604	WO	5	5	21-604 w/o 5	Clear and Dispose Two Trees	1	\$4,124.32	1	0	\$0.00	1	\$4,124.32
21-604	WO	6	6	2104.501	REMOVE FENCE	LIN FT	\$2,250.00	1	0	\$0.00	1	\$2,250.00
21-604	WO	7	7	2575.560	HYDROMULCH	S Y	\$1,804.00	1	1	\$1,804.00	1	\$1,804.00
Contract Change Totals:										\$1,804.00		\$13,236.09

Contract Total	\$200,150.79
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Contract Change Totals			
Number	Description	Amount This Request	Amount To Date
7	Seed and Hydromulch 3204 Glenview Dr	\$1,804.00	\$1,804.00
6	Remove Fence and Regrade the Area	\$0.00	\$2,250.00
5	Clear and Dispose of Two Trees	\$0.00	\$4,124.32
4	Bury West Logs with Fieldstone	\$0.00	\$2,843.60
2	Drain Tile behind Gabion	\$0.00	\$1,112.17
1	Misc Debris Removal	\$0.00	\$1,102.00

Material On Hand Additions					
Line	Item	Description	Date	Added	Comments

Material On Hand Balance						
Line	Item	Description	Date	Added	Used	Remaining

Contract Item Status										
Base/Alt	Line	Item	Description	Units	Unit Price	Contract Quantity	Quantity This Request	Amount This Request	Quantity To Date	Amount To Date
Base Bid	1	2511.507	GRANULAR FILTER	C Y	\$60.00	15	0	\$0.00	0	\$0.00
Base Bid	1	2512.507	GABION	C Y	\$380.00	60	0	\$0.00	72	\$27,360.00
Base Bid	1	2563.601	TRAFFIC CONTROL	LS	\$1,050.00	1	0	\$0.00	1	\$1,050.00
Base Bid	1	2571.524	DECIDUOUS TREE 2.5" CAL B&B	TREE	\$660.00	5	0	\$0.00	14	\$9,240.00
Base Bid	1	2571.525	DECIDUOUS SHRUB NO 5 CONT	SHRB	\$115.00	20	0	\$0.00	8	\$920.00
Base Bid	1	2573.502	STABILIZED CONSTRUCTION EXIT	E A	\$1,750.00	2	0	\$0.00	1	\$1,750.00
Base Bid	1	2573.502	STORM DRAIN INLET PROTECTION	E A	\$175.00	3	0	\$0.00	2	\$350.00
Base Bid	1	2573.503	SEDIMENT CONTROL LOG TYPE WOOD FIBER	L F	\$4.50	2000	0	\$0.00	105	\$472.50
Base Bid	1	2573.602	ROCK DITCH CHECK	E A	\$500.00	2	0	\$0.00	2	\$1,000.00
Base Bid	1	2575.504	EROSION CONTROL BLANKETS CATEGORY 3N	S Y	\$1.50	4200	0	\$0.00	4100	\$6,150.00
Base Bid	1	2575.504	HYDROMULCH	S Y	\$0.70	2300	0	\$0.00	2300	\$1,610.00
Base Bid	1	2575.505	SEEDING	S Y	\$0.55	200	0	\$0.00	700	\$385.00
Base Bid	1	2575.508	SEED MIXTURE 25-151	LB	\$5.00	10	0	\$0.00	0	\$0.00
Base Bid	1	2575.603	ANCHORED SLOPE PROTECTION	L F	\$65.00	110	0	\$0.00	117	\$7,605.00
Base Bid	1	2575.605	SEEDING SPECIAL	A C	\$770.00	0.6	0	\$0.00	0.85	\$654.50
Base Bid	1	2577.502	LIVE STAKES (DOGWOOD)	E A	\$5.30	500	0	\$0.00	45	\$238.50
Base Bid Totals:								\$0.00		\$186,914.70

Project Category Totals			
Project	Category	Amount This Request	Amount To Date
21-604		\$0.00	\$186,914.70

Payment Summary				
No.	Up To Date	Work Certified Per Request	Amount Retained Per Request	Amount Paid Per Request
1	2021-11-30	\$105,629.65	\$5,281.48	\$100,348.17
2	2021-12-31	\$66,341.92	\$3,317.10	\$63,024.82
3	2022-05-31	\$24,125.22	\$1,206.26	\$22,918.96
4	2022-10-31	\$2,250.00	(\$5,837.90)	\$8,087.90
5	2023-06-27	\$1,804.00	(\$3,966.94)	\$5,770.94

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
Storm Utility		\$200,150.79	\$0.00	\$194,379.85	\$5,770.94	\$200,150.79

Accounting Number	Funding Source	Amount Paid this Request	Revised Contract Amount	Funds Encumbered to Date	Paid Contractor to Date
Storm	Utility - Storm Water - 607-4610-463.01	\$5,770.94	\$197,958.09	\$184,722.00	\$200,150.79

Contract Item Status											
Base/Alt	Line	Item	Description	Units	Unit Price	Contract Quantity	Quantity This Request	Amount This Request	Quantity To Date	Amount To Date	
Base Bid	1	2021.501	MOBILIZATION	LS	\$10,500.00	1	0	\$0.00	1	\$10,500.00	
Base Bid	1	2101.524	CLEARING	TREE	\$450.00	53	0	\$0.00	62	\$27,900.00	
Base Bid	1	2101.524	GRUBBING	TREE	\$135.00	40	0	\$0.00	44	\$5,940.00	
Base Bid	1	2104.502	REMOVE PIPE APRON	E A	\$450.00	1	0	\$0.00	1	\$450.00	
Base Bid	1	2104.503	REMOVE SEWER PIPE (STORM)	L F	\$38.00	45	0	\$0.00	45	\$1,710.00	
Base Bid	1	2105.504	GEOTEXTILE FABRIC TYPE 4	S Y	\$5.30	110	0	\$0.00	250	\$1,325.00	
Base Bid	1	2105.601	SITE GRADING	L S	\$9,600.00	1	0	\$0.00	1	\$9,600.00	
Base Bid	1	2105.607	COMMON FILL(LV)	C Y	\$17.35	1500	0	\$0.00	1680	\$29,148.00	
Base Bid	1	2501.502	18" RC PIPE APRON	E A	\$1,450.00	1	0	\$0.00	1	\$1,450.00	
Base Bid	1	2503.503	18" RC PIPE SEWER DES 3006 CL V	L F	\$91.00	97	0	\$0.00	97	\$8,827.00	
Base Bid	1	2503.602	CONNECT TO EXISTING STORM SEWER	E A	\$1,400.00	1	0	\$0.00	1	\$1,400.00	
Base Bid	1	2506.503	CONST DRAINAGE STRUCTURE DES 48-4020	L F	\$370.00	8	0	\$0.00	8	\$2,960.00	
Base Bid	1	2511.507	RANDOM FIELDSTONE RIPRAP CLASS III	TONS	\$73.15	400	0	\$0.00	368	\$26,919.20	



100 Civic Center Parkway
Burnsville, MN 55337

Page 1 of 4
Contract 21-604 Pay Voucher 5

Contract Number: 21-604
Pay Request Number: 5

Project Number	Project Description
21-604	Slope and Ravine Restoration (Contract 21-604)

Contractor: Heselton Construction, LLC 680 N.W. 24th Street Faribault, MN 55021	Vendor Number: 25544 Up To Date: 06/27/2023
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Contract Amount		Funds Encumbered	
Original Contract	\$184,722.00	Original	\$184,722.00
Contract Changes	\$13,236.09	Additional	N/A
Revised Contract	\$197,958.09	Total	\$184,722.00

Work Certified To Date	
Base Bid Items	\$186,914.70
Contract Changes	\$13,236.09
Material On Hand	\$0.00
Total	\$200,150.79

Work Certified This Request	Work Certified To Date	Less Amount Retained	Less Previous Payments	Amount Paid This Request	Total Amount Paid To Date
\$1,804.00	\$200,150.79	\$0.00	\$194,379.85	\$5,770.94	\$200,150.79
Percent: Retained: 0%			Percent Complete: 101.11%		

This is to certify that the items of work shown in this certificate of Pay Estimate have been actually furnished for the work comprising the above-mentioned projects in accordance with the plans and specifications heretofore approved.

Approved By
Jake Newhall
Project Manager
06/28/2023
Date

Approved By Heselton Construction, LLC
Mark Mahowald
Contractor
06/28/2023
Date

Approved By
Jen Desruade
City/Project Engineer
06/28/2023
Date

Site visit: September 28, 2023
Final restoration achieved



Site visit: September 28, 2023
Lack of final restoration and vegetation



Site visit: September 23, 2024
**Updated final restoration and
vegetation**

