



# Folsom City Council Staff Report

<b>MEETING DATE:</b>	10/8/2024
<b>AGENDA SECTION:</b>	Consent Calendar
<b>SUBJECT:</b>	Resolution No. 11270 – A Resolution Authorizing the City Manager to Execute an Agreement with Mozingo Construction, Inc. for the Construction of the Phase 2 Water Improvements Project (Phase 2A) and Appropriation of Funds from the Community Facilities District No. 18
<b>FROM:</b>	Environmental and Water Resources Department

## **RECOMMENDATION / CITY COUNCIL ACTION**

The Environmental and Water Resources Department recommends the City Council pass and adopt Resolution No. 11270 – A Resolution Authorizing the City Manager to Execute an Agreement with Mozingo Construction, Inc. for the Construction of the Phase 2 Water Improvements Project (Phase 2A) and Appropriation of Funds from the Community Facilities District No. 18.

## **BACKGROUND / ISSUE**

The City of Folsom currently supplies treated and untreated water to an array of residential, commercial, institutional, and industrial users for over 25,000 connections. Based on land use, water demand, and water supply detailed in the City’s Water Master Plan, the ultimate Folsom Plan Area (FPA) maximum daily demand is 8.8 million gallons per day (MGD), which does not include the 0.4 MGD demand within the El Dorado Irrigation District service area.

The proposed phase of the project will construct a new 24” diameter water transmission pipeline that extends from an existing manifold located at the intersection of East Bidwell and Iron Point, on the northerly side of US 50, and extends north to the City’s Water Treatment Plant (WTP) by ways of the rail and trail shoulder located on East Bidwell to Oak Avenue Parkway and placement within Oak Avenue Parkway. The project generally consists of the following:

- Additional potholing as needed to identify utility conflicts.

- Development of Traffic Control Plans for work covered in the project plans and specifications.
- Construction of approximately 18,500 L.F. of new 24” pipeline along the Oak Avenue and East Bidwell corridors.
- Construction of tie-ins to existing pipelines at the WTP, Scholar Way and Broadstone Parkway.
- Trail modifications, grading, paving, drainage system modifications, and tree protection.

This resolution will authorize the City Manager to execute an agreement with Mozingo Construction, Inc. for the construction of the Phase A Water Improvements Project (Phase 2A) in the amount of \$18,485,246 and the budget for this agreement to include a 10% contingency in the amount of \$1,848,525 and Appropriation of Funds.

**POLICY / RULE**

In accordance with Chapter 2.36 of the Folsom Municipal Code, supplies, equipment, services, and construction with a value of \$73,209 or greater shall be awarded by City Council.

**ANALYSIS**

The City completed plans and specifications for the Phase 2A Water Improvements Project and publicly advertised for bids on August 14, 2024 and August 21, 2024. In addition, the City provided these documents to [www.ciplist.com](http://www.ciplist.com) and [www.publicpurchase.com](http://www.publicpurchase.com), both of which are also picked up by several area builders’ exchanges. City staff listed the project on the City’s website and had direct communication with several local contractors that have the experience of completing this type of project.

As part of the bidding process the City required that Contractors who would like to bid on the project attend a mandatory pre-construction conference that was held on August 27, 2024. The mandatory pre-bid conference was attended by 17 Contractors and there were 21 General Contractors that viewed the project online. The Environmental and Water Resources Department received the following bids on September 17, 2024, for construction of the Phase 2A Water Improvements Project.

<b>Contractor</b>	<b>Bid Amount</b>
Mozingo Construction, Inc.	\$18,485,246
Mountain Cascade, Inc.	\$18,596,357
Ranger Pipelines, Inc.	\$19,330,430
Sukut Construction, LLC	\$21,633,940
K.J. Woods Construction, Inc.	\$22,438,000
Doug Veerkamp General Engineering, Inc.	\$22,673,836
Azul Works, Inc.	\$23,604,320
Preston Pipelines Infrastructure, LLC	\$23,775,000
T&S Construction Company, Inc.	\$25,826,450

All the bids listed from the Contractors above were received by the City Clerk's Department before the deadline outlined in the project bid documents. Staff has reviewed the bids submitted and found the low bidder's bid to be without error. Mazingo Construction, Inc. is determined to be the lowest responsible and responsive bidder who meets the requirements set forth in the invitation for bids. The engineer's estimate for the project was \$27,600,000.

### **FINANCIAL IMPACT**

The EWR Department recommends that the contract be awarded to the lowest responsible, responsive bidder, Mazingo Construction, Inc. for \$18,485,246 with the project budgeted for this agreement in the amount of \$20,333,771 which will include a 10% contingency in the amount of \$1,848,525. The Phase 2 Water Improvements Project (Phase 2A) was not included in the FY 2024-25 Capital Improvement Plan and therefore an appropriation is needed for construction costs. Staff is requesting an appropriation of \$20,333,771 in the Community Facilities District No. 18 Fund (Fund 738). The City Council approved Resolution No. 11266 and Resolution No. 012-FRFA on September 24, 2024, approving the issuance of special tax revenue bonds to fund this project. When the bond sale is finalized in mid-October, sufficient funds will be available in the Community Facilities District No. 18 (Fund 738) for the appropriation.

### **ENVIRONMENTAL REVIEW**

On December 11, 2012 through Resolution No. 9096, the Folsom City Council approved and certified an addendum to the Environmental Impact Report, along with its related Mitigation Monitoring and Reporting Program, for the Folsom Plan Area (FPA) Specific Plan Project for purposes of analyzing an alternative water supply for the Project. The Addendum concluded that the use of the FPA Water Supply and the changes in the facilities to treat and convey that water supply to the FPA will not (1) result in new significant impacts not identified in the FPA EIR/EIS; (2) substantially increase the severity of impacts previously disclosed in the FPA EIR/EIS; or (3) involve any of the other conditions related to new information that can require a subsequent or supplemental EIR under Public Resources Code section 21166 and CEQA Guidelines section 15162, and that therefore the use of the FPA Water Supply and changes in the facilities to treat and convey that supply will not have any incrementally significant effects on the environment and that the impacts of the use of the FPA Water Supply are within the range of potential impacts identified in the FPA EIR/EIS. Environmental review for the public infrastructure subject to this action was completed in the South of Highway 50 Backbone Infrastructure Project Initial Study/Mitigated Negative Declaration and resultant Mitigation Monitoring and Reporting Program dated February 2015. No further environmental review is required.

### **ATTACHMENT**

Resolution No. 11270 – A Resolution Authorizing the City Manager to Execute an Agreement with Mazingo Construction, Inc. for the Construction of the Phase 2 Water Improvements Project (Phase 2A) and Appropriation of Funds from the Community Facilities District No. 18

Submitted,

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Marcus Yasutake, Director

ENVIRONMENTAL AND WATER RESOURCES DEPARTMENT

**RESOLUTION NO. 11270**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH MOZINGO CONSTRUCTION, INC. FOR THE CONSTRUCTION OF THE PHASE 2 WATER IMPROVEMENTS PROJECT (PHASE 2A) AND APPROPRIATION OF FUNDS FROM THE COMMUNITY FACILITIES DISTRICT NO. 18**

**WHEREAS**, the City has identified this project as a priority to maintain integrity and operation of the water distribution system; and

**WHEREAS**, plans and specifications were prepared for this work and publicly advertised for bids on August 14 and 21, 2024; and

**WHEREAS**, the City provided the bidding documents on the City's website, on ciplist.com, on publicpurchase.com and directly reached out to local contractors with experience performing this type of work; and

**WHEREAS**, on September 18, 2024, EWR staff sent out a Notice of Intent to Award to all responsive bidders of the Phase 2 Water Improvements Project (Phase 2A) informing them that on October 8, 2024 at 6:30 p.m. the City Council will consider awarding construction of the project to Mozingo Construction, Inc.; and

**WHEREAS**, Mozingo Construction, Inc. was the lowest responsive bidder, with an amount of \$18,485,246; and

**WHEREAS**, the project will include a 10% construction contingency of \$1,848,525 for a total project amount of \$20,333,771; and

**WHEREAS**, the City Council approved Resolution No. 11266 and Resolution No. 012-FRFA on September 24, 2024, approving the issuance of special tax revenue bonds to fund this project; and

**WHEREAS**, when the bond sale is finalized in mid-October sufficient funds will be available in the Community Facilities District No. 18 Fund (Fund 738), and an appropriation in the amount of \$20,333,771 is needed for the project; and

**WHEREAS**, the agreement will be in a form acceptable to the City Attorney:

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Folsom authorizes the City Manager to execute an agreement with Mozingo Construction, Inc. for the Construction of the Phase 2 Water Improvements Project (Phase 2A) for an amount of \$18,485,246 with the budgeted amount to include a 10% contingency of \$1,848,525 for a total amount not to exceed \$20,333,771; and

**BE IT FURTHER RESOLVED** that the Finance Director is authorized to appropriate

\$20,333,771 for this agreement. The appropriation will be in the Community Facilities District No. 18 Fund (Fund 738) in the amount of \$20,333,771.

**PASSED AND ADOPTED** this 8<sup>th</sup> day of October, 2024, by the following roll-call vote:

**AYES:** Councilmember(s):  
**NOES:** Councilmember(s):  
**ABSENT:** Councilmember(s):  
**ABSTAIN:** Councilmember(s):

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Michael D. Kozlowski, MAYOR

ATTEST:

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Christa Freemantle, CITY CLERK