



## Staff Report

### June 13, 2023

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**TO:** Honorable Mayor and Members of the Town Council  
**FROM:** Merrill Buck, Town Engineer  
**RE:** Accept Magnolia Street Storm Drain Replacement Project

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#### **Recommendation**

Staff recommends that the Town Council adopt a Resolution accepting the Magnolia Street Storm Drain Replacement Project as complete, and directing the Town Clerk to file a Notice of Completion with the Placer County Recorder's Office for the contract with Lafleur Excavating Inc.

#### **Issue Statement and Discussion**

On March 14, 2023, the Town Council approved the plans and specifications for the Magnolia Street Storm Drain Replacement Project, authorized the expenditure of a construction budget in the amount of \$200,000, and authorized the Town Manager to execute a contract with the lowest responsive and responsible bidder if their bid was within the construction budget.

Town staff advertised the project and on March 28, 2023, received seven (7) bids. The lowest bid was by Lafleur Excavating, Inc. of Orangeville, California. On April 17, 2023, a construction contract was awarded to Lafleur Excavating in the amount of \$93,350.

The project consisted of installing a new 24-inch storm drain pipe from Magnolia Street to Holly Street within a side-yard storm drain easement that crossed over two properties. Work began on April 17, 2023 and was completed after three weeks.

During construction, change orders were approved in the amount of \$105,353 to complete several items of additional work. Of this amount, \$12,998 (or roughly 13%) represented additional cost from unspecified or unforeseen conditions. This included off-haul of material from the yard at 5906 Oak Street, along with placement and removal of trench plates so that the excavation equipment could access the work area (\$6,048), construction of a cleanout tee for a sump pump, above the storm drain (\$2,275), and the furnishing and spreading of decomposed granite in the backyard of 3755 Magnolia Street following trench backfill (\$4,675).

The remaining \$92,355 represented additional work scope that was negotiated and completed utilizing the additional capacity in the construction budget. This allowed for the completion of two adjacent storm drain-pipe segments – a replacement 12-inch pipe crossing Magnolia Street and two new parallel 12-inch pipes crossing Holly Street, to take the water to an open drainage swale on the other side of the street. Doing this work now avoided having to come back later as part of a "Phase 2" project. It also offered some construction efficiencies by not having to build the tie-in improvements twice, and avoided having to disturb the property owners a second time.

Town staff has inspected the work performed on the project and found it to be consistent with the approved plans and specifications. All punch list items have been addressed, and the project was deemed complete on May 5, 2023.

To close out the project, it is recommended that the Town Council accept the project as complete and authorize the Town Clerk to file a Notice of Completion with the Placer County Recorder's Office (Attachment B).

**CEQA Requirements**

The project was exempt from CEQA under Section Section 15301 – Existing Facilities, and Section 15302 Replacement or Reconstruction.

**Financial and/or Policy Implications**

The project was completed in the total amount of \$198,703, which was within the construction budget of \$200,000.

**Attachments**

- A. Resolution
- B. Notice of Completion

**TOWN OF LOOMIS**

**RESOLUTION NO. 23 - \_\_\_\_\_**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOOMIS  
ACCEPTING THE MAGNOLIA STREET STORM DRAIN REPLACEMENT PROJECT  
IMPROVEMENTS AS COMPLETE**

**WHEREAS**, on March 14, 2023, the Town Council approved the plans and specifications for the Magnolia Street Storm Drain Replacement Project, authorized the expenditure of a construction budget in the amount of \$200,000, and authorized the Town Manager to execute a contract with the lowest responsive and responsible bidder; and

**WHEREAS**, the project consisted of installing a new 24-inch storm drain pipe from Magnolia Street to Holly Street within a side-yard storm drain easement that crossed over two properties.

**WHEREAS**, Town staff advertised the project and on March 28, 2023, received seven (7) bids with the low bid determined to be by the Lafleur Excavating of Orangeville, California; and

**WHEREAS**, on April 17, 2023, a construction contract was awarded to Lafleur Excavating in the amount of \$93,350; and

**WHEREAS**, during construction contract change orders were authorized in the amount of \$105,353, bringing the total value of work complete to \$198,703; and

**WHEREAS**, Lafleur Excavating has successfully completed the project improvements in accordance with the plans and specifications, to the satisfaction of the Town Engineer, and within the approved construction budget of \$200,000; and

**NOW, THEREFORE, BE IT RESOLVED** that the Town Council of the Town of Loomis does hereby accept the Magnolia Street Storm Drain Replacement Project improvements as complete; and be it

**FURTHER RESOLVED** that the Town Clerk is authorized and hereby directed to record a Notice of Completion with the Placer County Recorder's Office.

**PASSED AND ADOPTED** this 13<sup>th</sup> day of June 2023 by the following vote:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAINED:**

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Deputy Town Clerk

RECORDING REQUESTED BY AND WHEN RECORDED MAIL TO:

Town Clerk  
Town of Loomis  
3665 Taylor Road  
P.O. Box 1330  
Loomis, CA 95650

APN(s): 044-114-003, 044-114,009

(THIS SPACE ABOVE FOR RECORDER'S USE ONLY)  
[Exempt from recording fee per Gov. Code § 27383]

**NOTICE OF COMPLETION**

(Cal Civ. Code §§ 8180-8190, 8100-8118, 9200-9208)

A. The Town of Loomis, a California municipal corporation, entered into a written contract with **Lafleur Excavating, Inc. (Contractor)** dated **April 17, 2023**, to complete the **Magnolia Street Storm Drain Replacement Project**. The surety on said contract is held by **the Travelers Casualty and Surety Company of America Casualty Insurance Company** in the State of **Connecticut**.

B. NOTICE IS HEREBY GIVEN THAT:

- (1) The name and address of the owner or reputed owner is:  
**Town of Loomis, 3665 Taylor Road, P.O. Box 1330, Loomis, CA 95650**
- (2) The name and address of the direct contractor are:  
**Lafleur Excavating, Inc., P.O. Box 2391, Orangevale, CA 95662**
- (3) The name and address of the construction lender, if any are: **Not applicable**
- (4) A description of the site sufficient for identification, including the street address, if any:  
**Public storm drain easement located at 3755 Magnolia Street and 3756 Holly Street, in the Town of Loomis, County of Placer, State of California,**
- (5) The name, address and relationship to the parties of the person giving notice:  
**Town of Loomis, a California Municipal Corporation, which has jurisdiction over the public storm drain easement and has contracted directly with the contractor to have the work performed.**
- (6) The person giving this notice is not a claimant.
- (7) This notice is given for (check one):  
 Completion of the work of improvements as a whole.  
 Completion of a contract for a particular portion of the work or improvements. If the notice is given only for completion of a contract for a particular portion of the work of improvements as provided in California Civil Code Section 8186, provide the following information:  
  - (a) The name and address of the direct contractor under that contract.
  - (b) A general statement of the work provided pursuant to the contract.
- (8) If signed by the owner's successor in interest, the name and address of the successor's transferor: **Not applicable**
- (9) The nature of the interest or estate of the owner (property or easement): **Public Storm Drain Easement**
- (10) The date of completion: **May 5, 2023**

I, **Merrill Buck**, am the Town Engineer for the Town of Loomis, which has jurisdiction over the interest or estate in the property described above, and as such, make this verification on behalf of the Town of Loomis, that I have read the above Notice of Completion and know the contents thereof and that the facts stated therein are true of my own knowledge. I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.

Executed on \_\_\_\_\_, 20\_\_\_\_, at  
Loomis, California

Attest:

\_\_\_\_\_  
Merrill Buck, Town Engineer  
(Signature)

\_\_\_\_\_  
Carol Parker, Deputy Town Clerk in and for  
the Town of Loomis, California (Signature)