

**CITY OF TEMECULA
AGENDA REPORT**

TO: City Manager/City Council

FROM: Patrick Thomas, Director of Public Works/City Engineer

DATE: October 10, 2023

SUBJECT: Award Construction Contract to American Asphalt South, Inc. for the Citywide Slurry Seal Program, PW23-16

PREPARED BY: Amer Attar, Engineering Manager
Emalee Sena, Engineering Technician II

RECOMMENDATION: That the City Council:

1. Award a construction contract to American Asphalt South, Inc. in the amount of \$2,236,747.11, for the Citywide Slurry Seal Program, PW23-16; and
2. Authorize the City Manager to approve construction contract change orders not to exceed the contingency amount of \$223,674.71, which is equal to 10% of the contract amount; and
3. Make a finding that the Citywide Slurry Seal Program, PW23-16 is exempt from Multiple Species Habitat Conservation Plan fees.

BACKGROUND: On August 22, 2023, the City Council approved the project specifications and authorized the Department of Public Works to solicit construction bids for the Citywide Slurry Seal Program, PW23-16.

The Citywide Slurry Seal Program - Fiscal Year 2023-24 is an annual project that will utilize slurry to seal the project roadways against water intrusion and deterioration of the asphalt concrete pavement wearing surface. Ideally slurry seal is applied every five to seven years as it prolongs pavement life thereby delaying more costly rehabilitation measures such as asphalt concrete overlays or removal and reconstruction. Construction involves roadway preparation by removal of existing striping and pavement markings, cleaning the roadway surface and sealing cracks. This is followed by application of slurry seal and subsequent restoration of striping and pavement markings. The project consists of slurry sealing over 8,517,483 square feet of residential roadway at designated locations. As shown on the attached Project Location Maps, the slurry seal for this year will cover the Rancho Vista, Los Ranchitos, and Rancho Vista East areas.

The construction contract was publicly advertised between August 31, 2023, and September 19, 2023. On Tuesday, September 19, 2023, three bids were electronically received, opened, and the

results were publicly posted on the City’s online bidding service, PlanetBids.

The results were as follows:

	Contractor	Bid Amount
1.	American Asphalt South, Inc.	\$ 2,236,747.11
2.	All American Asphalt	\$ 2,590,496.60
3.	Pavement Coatings Co.	\$ 2,637,496.60

Staff has reviewed the bid proposals and found American Asphalt South, Inc. of Riverside, California to be the lowest responsive bidder. American Asphalt South, Inc. has successfully completed similar projects for various public agencies including the City of Temecula.

The Engineer’s estimate for the project was \$2,276,979. The specifications allow for seventy-five working days for construction, which is approximately four months.

The Multiple Species Habitat Conservation Plan (MSHCP) is an element of the Riverside County Integrated Project (RCIP) to conserve open space, nature preserves and wildlife to be set aside in some areas. It is designed to protect over 150 species and conserve over 500,000 acres in Western Riverside County. The City of Temecula is a permittee to the MSHCP and as such is required to abide by the Regional Conservation Authority’s (RCA) Fee Remittance and Collection Policy adopted by Resolution 07-04 on September 10, 2007. The RCA is a joint regional authority formed by the County and the Cities to provide primary policy direction for implementation of the MSHCP.

Beginning July 1, 2008, the RCA started requiring that locally funded Capital Improvement Projects contribute applicable MSHCP fees within 90-days of construction contract award. Fees outside the public right of way are calculated on a cost per acre of disturbed area basis, while fees for typical right of way improvements projects are five percent of construction costs. Maintenance only projects, such as this project, are exempt from MHSCP fees.

FISCAL IMPACT: The Citywide Slurry Seal is included in the Fiscal Year 2023-24 Operating Budget and is funded with Measure A. To award this contract, the project budget will be supplemented with the Pavement Rehabilitation Program – Citywide project in the Capital Improvement Program (CIP) Budget. With the two fund sources, adequate funds are available for the contract amount of \$2,236,747.11, plus the 10% contingency amount of \$223,674.71 for a total encumbrance of \$2,460,421.82.

- ATTACHMENTS:**
1. Contract
 2. Project Location Maps
 3. Slurry Seal Street List