

**CITY OF TEMECULA  
AGENDA REPORT**

**TO:** City Manager/City Council

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

**DATE:** November 28, 2023

**SUBJECT:** Accept Improvements and File the Notice of Completion for the Pavement Rehabilitation Program – Citywide, Ynez Road, Solana Way, Nicolas Road and Winchester Road, PW21-10

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**PREPARED BY:** Nino Abad, Senior Civil Engineer  
Chris White, Associate Engineer II

**RECOMMENDATION:** That the City Council:

1. Accept the construction of the Pavement Rehabilitation Program – Citywide, Ynez Road, Solana Way, Nicolas Road and Winchester Road, PW21-10, as complete; and
2. Direct the City Clerk to file and record the Notice of Completion, release the Performance Bond, and accept a one-year Maintenance Bond in the amount of 10% of the final contract amount; and
3. Release the Labor and Materials Bond seven months after filing the Notice of Completion, if no liens have been filed.

**BACKGROUND:** On October 11, 2022, the City Council awarded a construction contract to All American Asphalt in the amount of \$3,629,219 and authorized the City Manager to approve construction contract change orders not to exceed the contingency amount of \$362,921.90. On January 24, 2023, the City Council increased the City Manager’s authority to approve construction contract change orders by \$913,000 for a total not to exceed contingency amount of \$1,275,921.90. This increase allowed the project to include an additional segment of Nicolas Road from North General Kearny Road to Joseph Road.

Work generally consisted of full width and/or edge grinding of existing asphalt, localized dig outs, preparation of grade, and placement of rubberized asphalt concrete pavement. Work also included reconstruction of ADA curb ramps, removal and replacement of curb and gutter, sidewalks and drive approaches, adjustment of existing utilities to grade, installation and removal of temporary video detection and restoration of existing striping, and detector loops.

All American Asphalt has completed the work in accordance with the approved specifications and

to the satisfaction of the Director of Public Works/City Engineer. All work will be warranted for a period of one year from October 18, 2023, the date the City obtained “beneficial use” of the project improvements. The retention for this project will be released pursuant to the provisions of Public Contract Code 7107.

The base amount of the construction contract was \$3,294,717.10. Three (3) construction contract change orders were issued totaling \$1,275,921.90. The final cost of the project totaled \$4,570,639.00.

**FISCAL IMPACT:** There is no fiscal impact associated with accepting the project and filing and recording the Notice of Completion.

- ATTACHMENTS:**
1. Notice of Completion
  2. Maintenance Bond
  3. Contractor’s Affidavit and Final Release