

**CITY OF TEMECULA  
AGENDA REPORT**

**TO:** City Manager/City Council

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

**DATE:** August 13, 2019

**SUBJECT:** Award a Construction Contract to Eagle Paving Company, Inc. for the Pavement Rehabilitation Program – Citywide, Enterprise Circle West and South, Rider Way and Commerce Center Drive, PW18-12

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**PREPARED BY:** Kendra Hannah-Meistrell, Senior Civil Engineer  
Chris White, Associate Engineer II

**RECOMMENDATION:** That the City Council:

1. Award a Construction Contract to Eagle Paving Company, Inc. in the amount of \$631,475.00, for the Pavement Rehabilitation Program – Citywide, Enterprise Circle West and South, Rider Way and Commerce Center Drive, PW18-12;
2. Authorize the City Manager to approve change orders not to exceed the contingency amount of \$63,147.50, which is equal to 10% of the contract amount;
3. Make a finding that the Pavement Rehabilitation Program – Citywide, Enterprise Circle West and South, Rider Way and Commerce Center Drive, PW18-12 is exempt from Multiple Species Habitat Conservation Plan (MSHCP) fees.

**BACKGROUND:** As part of the Capital Improvement Program and Budget for Fiscal Year 2020-24, the City Council approved appropriations to support a Citywide Pavement Rehabilitation Program that would implement the recommended maintenance activities identified in the previously completed Pavement Management Program update (PMP). The PMP prioritized the areas in need of repairs and identified the recommended method for these repairs.

Using the PMP, staff selected several locations throughout the City based on its ranking on the PMP report, economy of scale, and the available budget. The following four locations were selected for rehabilitation at this time:

1. Enterprise Circle West – Enterprise Circle South to Commerce Center Drive,
2. Enterprise Circle South – Winchester Road to Winchester Road (loop),
3. Rider Way – Enterprise Circle West to Commerce Center Drive,
4. Commerce Center Drive – Rider Way to Via Montezuma.

Work generally consists of localized dig outs, installation of Asphalt Rubber Aggregate Membrane (ARAM) and cap with type II slurry seal. Work also includes reconstruction of ADA ramps, remove and replace curb, gutter, and driveway spandrel, adjustment of existing utilities to grade, and restoration of existing traffic striping and pavement markers. The majority of the work will be done at night.

On February 26, 2019, the City Council approved the specifications and authorized the Department of Public Works to solicit construction bids. The construction contract was publicly advertised for bids and on Thursday, July 11, 2019 five (5) bids were electronically opened and publicly posted on the City's online bidding service, PlanetBids.

The results were as follows:

	Contractor	Bid Amount
1	Eagle Paving Company, Inc.	\$ 631,475.00
2	Manhole Adjusting, Inc.	\$ 649,959.00
3	Onyx Paving	\$ 696,000.00
4	All American Asphalt	\$ 738,172.01
5	L.C. Paving & Sealing, Inc.	\$ 760,264.85

Staff has completed its analysis of the submitted bids and found Eagle Paving Company, Inc. of Poway, California to be the lowest responsible bidder. Eagle Paving Company, Inc. has public contracting experience and has completed similar projects for various public agencies including the City of Temecula.

The Engineer's estimate for the project was \$575,000. The project specifications allow for 45 working days, which is approximately 2 1/2 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 requires 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 MSHCP fees.

**FISCAL IMPACT:** The Pavement Rehabilitation Program – Citywide, Enterprise Circle West and South, Rider Way and Commerce Center Drive is identified in the City’s Capital Improvement Program, Fiscal Years 2020-24, and is funded with General Fund, Gas Tax, Measure A and Road Repair and Accountability Act RMRA Funds (SB 1). Adequate funds are available in the project accounts to cover the construction cost plus the requested contingency which totals \$694,622.50.

**ATTACHMENTS:**

1. Contract
2. Project Description
3. Project Location Map