

**CITY OF TEMECULA
AGENDA REPORT**

TO: City Manager/City Council

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

DATE: September 10, 2019

SUBJECT: Award a Construction Contract to Onyx Paving Company, Inc. for the Pavement Rehabilitation Program – Citywide, Moraga Road, Yukon Road, and La Serena Way, PW19-06

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

RECOMMENDATION: That the City Council:

1. Award a construction contract to Onyx Paving Company, Inc. in the amount of \$876,000.00, for the Pavement Rehabilitation Program – Citywide, Moraga Road, Yukon Road, and La Serena Way, PW19-06;
2. Authorize the City Manager to approve change orders not to exceed the contingency amount of \$87,600.00, which is equal to 10% of the contract amount;
3. Make a finding that the Pavement Rehabilitation Program – Citywide, Moraga Road, Yukon Road, and La Serena Way, PW19-06 is exempt from Multiple Species Habitat Conservation Plan (MSHCP) fees.

BACKGROUND: The project will rehabilitate the full width of Moraga Road, from Rancho California Road to Margarita Road, Yukon Road from Rancho California Road to Margarita Road, and La Serena Way from Margarita Road to Calle Pina Colada.

The work will consist of grinding approximately 2” of the existing multi-layer wearing surface slurry seal and overlaying it with approximately the same thickness of hot mix asphalt concrete, reconstruction of ADA ramps, adjustment of existing utilities to grade, and replacing existing striping, pavement markers, and traffic signal loops.

On May 28, 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 Monday, August 26, 2019, four bids were electronically opened and publicly posted on the City’s online bidding service, PlanetBids.

The results were as follows:

| | Contractor | Bid Amount |
|---|---------------------------|-----------------|
| 1 | Onyx Paving Company, Inc. | \$ 876,000.00 |
| 2 | Hardy and Harper | \$ 907,000.00 |
| 3 | All American Asphalt | \$ 964,418.00 |
| 4 | RJ Noble Company | \$ 1,008,469.25 |

Staff has completed its analysis of the submitted bids and found Onyx Paving Company, Inc. to be the lowest responsible bidder. Onyx Paving Company, Inc. has public contracting experience and has successfully completed similar projects for various public agencies.

The Engineer's estimate for the project was \$860,810.00. The specifications allow for 65 working days for construction, which is approximately 3 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, Moraga Road, Yukon Road, and La Serena Way 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 construct costs plus the requested contingency, which totals \$963,600.00.

ATTACHMENTS:

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