

RESOLUTION #2018-30

TO IMPLEMENT A LOCAL PAVEMENT WARRANTY PROGRAM

Purpose and Finding: As part of the Transportation Funding Package of 2015, the Michigan Legislature created a requirement (MCL 247.662, 247.663) that each local road agency in Michigan adopt a Local Pavement Warranty Program acceptable to the Michigan Department of Transportation. This Warranty Program must be adopted by every community no later than September 18, 2019. The Act requires that every community consider utilizing a warranty when using any state or federal funding that also includes \$2 Million or more in paving related components. The Act also requires annual reporting requirements. The Act also requires a resolution that defines the City's intent to apply and implement the warranty program consistent with the Local Agency Pavement Warranty Guidelines. This resolution is recommended for adoption.

Council Member Brown moved, supported by Council Member French, to approve the following resolution.

WHEREAS, The Michigan Legislature created a requirement (MCL 247.663) as part of the Transportation Funding Package of 2015 that requires each city and village to adopt a Local Agency Pavement Warranty Program that was approved by the Michigan Department of Transportation in 2018;

WHEREAS, the City of Albion adopted the Michigan Local Agency Pavement Warranty Program on November 26, 2018;

WHEREAS, the City of Albion agrees to consider a local pavement warranty on each project that includes \$2 million or more in paving-related items and includes any state or federal funds;

WHEREAS, the Local Agency Pavement Warranty Program law requires each city and village to report annually on each project that includes \$2 million or more in paving-related items and includes any state or federal funds, whether or not a warranty was utilized in the project;

WHEREAS, the City of Albion agrees to implement the Michigan Local Agency Pavement Warranty Program consistent with the Guidelines for Local Agency Pavement Warranty Program document that was approved by the Michigan Department of Transportation in 2018; and which the City of Albion's adopted Implementation Policy defines the City of Albion's intent of its pavement warranty program;

RESOLVED, the City of Albion hereby agrees to implement the Local Agency Pavement Warranty Program and annually report in accordance with Michigan law.

I hereby certify that the above resolution was adopted on November 26, 2018 in a special session of the Albion City Council, and this is a true copy of that resolution.

Ayes 5

Nays 0

Absent 2 (Barnes & Lawler)

Jill Domingo
Jill Domingo, Clerk