

NEW LOCAL ROAD AGENCY GUIDANCE

Pavement Warranties

As part of the 2015 Transportation Package, the Michigan Legislature required that **all county road agencies must adopt a statewide Local Agency Pavement Warranty Program on or before September 18, 2019**. The warranty requires an agency administering any project that includes \$2 million or more in paving-related components and includes *any* amount of state or federal funds, must consider including a warranty on that project.

An agency must annually report on projects with \$2 million or more in paving-related items, regardless of whether a warranty was used or not.

The goal of the Local Agency Pavement Warranty Program is to have one standardized method for applying pavement warranties on local agency projects, which provides a consistent, quantifiable and transparent program that pavement contractors can recognize and implement.



1. Adopt the Local Agency Pavement Warranty Program

Before considering using a pavement warranty, county road agencies must adopt a resolution accepting the warranty program and its accompanying documents and must develop and adopt a pavement warranty policy.

2. Consider using a pavement warranty

When performing paving work or a reconstruction project, a local agency must consider implementing a pavement warranty on any project with a \$2 million or more of paving related components that includes *any* amount of state or federal funds. Agencies implementing a pavement warranty must document for reporting purposes:

- Declaration of pavement warranty inclusion on a project;
- Project scope: length, pavement type and cost;
- Existing pavement conditions;
- Drainage: existing conditions and proposed improvements; and
- Pavement design and project service life.

A local road agency may choose to implement a pavement warranty on projects with paving-related components less than \$2 million but need not report on it.

3. Report pavement warranted projects

To meet the legal guidelines for reporting on pavement warranties:

- An agency must annually report on all projects with \$2 million or more paving related components, warranted or not.

Future training opportunities on considerations for including, implementing, monitoring and reporting on pavement warranties will be made available to all local road agency staff in 2019.

4. Monitor local pavement warranties

A pivotal aspect of using pavement warranties will be monitoring pavement performance over time. A local road agency using a pavement warranty should track:

- Warranty start and completion dates;
- Inspection dates;
- Contractor notifications;
- Compliance and unacceptable performance; and
- Remediation notices, execution and acceptance.

Find more information on pavement warranties at:

tinyurl.com/PavementWarranties

For more information contact:

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