City Council Agenda Item Request
Submit to Clerk's Office
No later than 30 days before proposed Council meeting

1. **Date submitted to Clerk's Office:** 5/15/2025

2. **Primary contact person and Department requesting agenda item:** Pete Wall, Parks & Recreation Director

3. **Requested Council meeting date:** 6/10/2025

4. **Subject:** Contract with Herc Rentals, Inc., Parks & Recreation Tropical Storm Helene Emergency Response Fleet

5. **Action Requested:** Adoption of a resolution to ratify the City's emergency contract with Herc Rentals, Inc., for the provision of Parks & Recreation operations vehicles damaged by Tropical Storm Helene and waive any contracting procedures that might have otherwise applied.

6. **Note if time sensitive, and why:** Yes, to enter a contract in FY25 procurement deadlines.

7. **Potential fiscal impact(s) - if known by staff at time of request:** The total cost of the emergency contract through FY25 is not to exceed $225,000. The contract is to be fully paid from Parks & Recreation FY25 operating funds.

8. **Identify all vendor outreach for Minority & Women Owned Business Enterprises (MWBE).**
    - N/A as this vendor was identified through state contract pricing.

9. **Identify all Boards, Commissions and Council Committees with tentative dates - add in the vote and recommendation from each Board:** None

10. **Identify key issues:**
    - In late September, the City of Asheville experienced unprecedented rainfall both from Tropical Storm Helene and a predecessor heavy rain event. A state of emergency covering Asheville was declared on September 25th in relation to Tropical Storm Helene.
    - Flooding of the Swannanoa River rose to levels that destroyed the Parks Operations Facility and Fleet, located at 81 Thompson Street.
    - The damage caused by Helene required an immediate response by the City to secure public safety, provide aid to the community, and secure public infrastructure.
    - In responding to this crisis, the City of Asheville engaged Herc Rentals, Inc. to supply pickup trucks for staff and heavy equipment (excavators, skid steers, etc.) to adequately respond to the emergency of the community when those needs exceeded the capacity of City staff and available fleet.
    - This procurement was determined to be necessary in order to address a special emergency involving the health and safety of the people or their property, and therefore exempt under N.C. Gen. Stat. § 143-129(e)(2) from standard contracting processes in state law.
    - This procurement was further needed to address an emergency or exigency within the meaning of 2 CFR § 200.320(c)(3).
    - Staff is now requesting that Council ratify the City's contract with Herc Rentals, Inc. for this procurement and waive any contracting policies or procedures that would normally have applied.