THE CITY OF ASHEVILLE

STAFF REPORT

Council Meeting Date: May 23, 2023

Subject: Fiscal Year 2022-23 (FY23) Utility Cut Concrete Repair Contract

Staff Resource(s): Greg Shuler, Public Works Director
Chad Bandy, Streets Division Manager
Chuck Watson, Streets Project Manager

Action Requested: Adoption of a resolution authorizing the City Manager to execute a contract amendment in the amount of $29,000 for the FY23 concrete repair contract with Appalachian Paving and Concrete, Inc., and the associated budget amendment in the Street Cut Utility Fund.

Background:

- The City of Asheville Public Works Streets Division administers the Street Cut Utility Program.
- This program is an enterprise fund that is supported by the participation and work generated by partner agencies (Metropolitan Sewerage District, Dominion Energy, City of Asheville Water Resources, and City of Asheville Stormwater Division).
- As part of this program, both internal and external utilities partner with the Streets Division to make repairs to City-owned infrastructure that results from utility improvements and repairs.
- At times these activities cut concrete infrastructure such as curbs and sidewalks. When this occurs the Utility Cut Program must have a method to address these areas.
- This contract serves as an instrument to address the unpredictable nature of these cuts in the City infrastructure.
- The quantity and location of the concrete repairs performed under this contract is dictated by development and repair work performed by the partner utilities.
- The pace of development has expended the funds allocated to the concrete repair contract for FY23.
- This addition of funding will help the contract last through the end of FY23.

Vendor Outreach Efforts:

- N/A - Amdt to existing contract

Council Goal(s):

- A Well-Planned and Livable Community
- Transportation and Accessibility

Committee(s):

- N/A

Pro(s):

- Provides for the timely repair of concrete infrastructure that has been damaged by the installation of utilities.

Con(s):

- None

Fiscal Impact:

- The Street Cut Utility Program is an enterprise fund that is funded by fees paid by the four partners participating in the program.
- The partners will be billed 100% of the repair cost, meaning that the City realizes full cost recovery.

- With the approval of the requested budget amendment, funding for this contract will be available in the Street Cut Utility Fund operating budget.

Suggested Motion:

- Motion to adopt a resolution authorizing the City Manager to execute a contract amendment in the amount of $29,000.00 for the FY23 concrete repair contract with Appalachian Paving and Concrete, Inc., and the associated budget amendment in the Street Cut Utility Fund.

Attachment(s):

- Resolution
- Budget Amendment

RESOLUTION NO. 23-_____

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT AMENDMENT FOR THE FISCAL YEAR 2023 CONCRETE REPAIR CONTRACT WITH APPALACHIAN PAVING AND CONCRETE, INC.

WHEREAS, the City of Asheville has authority pursuant to Article 3 of Chapter 160A of the North Carolina General Statutes to enter into contracts for services with other entities; and

WHEREAS, pursuant to N.C.G.S. § 143-131, bids were solicited for the FY23 Utility Cut Concrete Repair contract; and

WHEREAS, Appalachian Paving and Concrete, Inc. of Swannanoa, NC was the lowest responsible bidder for the project; and

WHEREAS, Appalachian Paving and Concrete shall provide all labor, materials, and equipment for the FY23 Utility Cut Concrete Repair contract; and

WHEREAS, the amount of the original contract is insufficient to provide concrete repair work through the end of Fiscal Year (FY) 2022-23; and

WHEREAS, the Public Works Department now requests City Council approval to amend the contract and increase the contract amount by $29,000;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ASHEVILLE THAT:

The City Manager is hereby authorized to execute a contract amendment in the amount of $29,000.00 with Appalachian Paving and Concrete, Inc. for the Fiscal Year 2023 Concrete Repair contract.

Read, approved and adopted this the 23rd day of May, 2023.

_____ _____

City Clerk Mayor

Approved as to form:

_____

City Attorney

ORDINANCE NO. _____

BUDGET ORDINANCE AMENDMENT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHEVILLE

That Section 1 of City of Asheville Annual Operating Budget Ordinance be amended to provide an appropriation of $29,000 to amend the FY23 concrete repair contract with Appalachian Paving and Concrete, Inc., as follows:

STREET CUT UTILITY FUND

Revenues:

Installment Purchase Proceeds	$29,000

Appropriations:

Contracted Services	$29,000

That this ordinance shall be in full force and effect upon the date of final passage.

Read, approved and adopted this 23rd day of May, 2023.

_____ _____

City Clerk Mayor

Approved as to form:

_____

City Attorney