THE CITY OF ASHEVILLE

STAFF REPORT

Council Meeting Date: October 11, 2022

Subject: NCDOT Maintenance Agreement

Staff Resource(s): Ken Putnam, PE, Transportation Department Director

Action Requested: Adoption of a resolution authorizing the City Manager to enter into and execute a vegetation maintenance agreement with the N.C. Dept. of Transportation (NCDOT) for the City to accept responsibility to provide vegetation control on various NCDOT properties along SR 3548 (Clingman Avenue/Haywood Road).

Background:

- The West End/Clingman Avenue Neighborhood (WECAN) has been providing vegetation control services along the subject properties (see map section) for many years.
- The purpose of the subject action is intended to solidify and document the partnership between the NCDOT, the City, and WECAN.
- The NCDOT prefers to only enter maintenance agreements with another governmental entity.
- The City agrees to be that governmental entity and partner with WECAN to provide the appropriate vegetation control.
- WECAN agrees to continue to provide vegetation control services along the subject properties (see map section) on behalf of the City (WECAN typically spends about $5,200 per year including volunteer labor at an hourly rate of $25).

Council Goal(s):

- Transportation and Accessibility

Committee(s):

- None

Pro(s):

- The subject action enables a partnership between the NCDOT, the City, and WECAN.
- The subject action enables WECAN to continue to maintain aesthetics improvements in their neighborhood.

Con(s):

- The City is agreeing to be responsible to provide vegetation control on the various NCDOT properties.

Fiscal Impact:

- This action requires no City resources and has no fiscal impact as long as WECAN continues maintenance activities.

Suggested Motion:

- Motion to authorize the City Manager to enter into and execute a vegetation maintenance agreement with the N.C. Dept. of Transportation (NCDOT) for the City to accept responsibility to provide vegetation control on various NCDOT properties along SR 3548 (Clingman Avenue/Haywood Road).

Attachment(s):

- Resolution
- Map Section

RESOLUTION NO. 22-____

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A VEGETATION MAINTENANCE AGREEMENT WITH THE N.C. DEPT. OF TRANSPORTATION FOR THE CITY TO ACCEPT RESPONSIBILITY TO PROVIDE VEGETATION CONTROL ON VARIOUS NCDOT PROPERTIES ALONG SR 3548 (CLINGMAN AVENUE/HAYWOOD ROAD)

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

WHEREAS, the North Carolina Department of Transportation (NCDOT) and the City of Asheville propose to enter into an agreement whereby the City agrees to accept responsibility to provide vegetation control on various properties owned by the NCDOT; and

WHEREAS, the City agrees to be responsible to continually maintain all vegetation in accordance with generally accepted horticultural practices; and

WHEREAS, the City agrees to submit landscape designs, plans, and specifications in accordance with NCDOT's standard landscaping policies and procedures for highways if the City desires to install plantings or other amenities;

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

The City Manager is hereby authorized to enter into and execute a vegetation maintenance agreement with the North Carolina Department of Transportation (NCDOT) for the City to accept the responsibility to provide vegetation control on various NCDOT properties along SR 3548 (Clingman Avenue/Haywood Road).

Read, approved and adopted this the 11th day of October, 2022.

_____ _____

City Clerk Mayor

Approved as to form:

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City Attorney