

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: September 14, 2021

## Item Details

Presenter(s): Russell Dalton, Traffic Engineering Manager

Department(s): Public Works & Transportation

### Requested Motion

Motion to Approve a Hold Harmless Agreement with NCDOT for the drainage associated with the Apex Peakway U-5928 project and authorize Town Manager to execute same.

### Approval Recommended?

Yes

### Item Details

NCDOT has requested a Hold Harmless Agreement to indemnify the Department against potential future claims from property owners resulting from drainage associated with the Apex Peakway U-5928 project. The Town's consultant and Town staff have reviewed and analyzed anticipated impacts and have determined that the project will have a negligible impacts. NCDOT also requested notification be provided to the Salem Village Owners Association. That notification was mailed on August 18, 2021. Finally, NCDOT requested a note be added to the project plan set referencing the Hold Harmless Agreement. That note has been included in draft form and will be updated with the date of approval once the Agreement has been approved.

### Attachments

- NCDOT Hold Harmless Agreement with Exhibit A
- Notification Letter to Salem Village Owners Association (previously mailed with Exhibit A)

