

# OFFICE OF THE CITY ATTORNEY

**CITY ATTORNEY**  
GLENDA D. WEBB

**SENIOR ASSOCIATE CITY ATTORNEYS**  
JAMES P. WOODSON III  
THOMAS D. BOBITT II

**ASSOCIATE CITY ATTORNEYS**  
CHRISTOPHER J. ENGLAND  
GRANT H. WILSON  
KRISTEN L. LOVE  
OTO TUAMOKUMO  
SCOTT B. HOLMES

**CITY OF TUSCALOOSA**



**LEGAL AFFAIRS ADMINISTRATOR**  
CYNTHIA NOLAND

2201 UNIVERSITY BLVD. (35401)  
POST OFFICE BOX 2089  
TUSCALOOSA, ALABAMA 35403

TELEPHONE NO. (205) 248-5140  
FAX NO. (205) 349-0328  
[www.tuscaloosa.com](http://www.tuscaloosa.com)

December 18, 2015

Chris Crawford, P.E.  
Walker Associates  
917 22<sup>nd</sup> Avenue  
Tuscaloosa, Alabama 35401

Sean King  
OnePath Systems  
2053 Franklin Way  
Marietta, Georgia 30067

RE: Contract for City Walk Forest Lake – Fiber/Cabling Infrastructure  
Our File Number: A15-0551

Dear Gentlemen:

Enclosed please find a fully executed contract change order number 1 for your files. If you have any questions or comments, please feel free to contact Kristen Love or Wendy McBride.

Sincerely yours,

A handwritten signature in cursive script that reads "Melinda Causey".

Melinda Causey  
Office Administrator

MLC

Enclosure

c: Wendy McBride, Office of the City Engineer  
Savannah Howell, Office of Resiliency

CONTRACT CHANGE ORDER NO. 1

City of Tuscaloosa, Office of the City Attorney

DATE: December 2, 2015
PROJECT: CITYWALK - FOREST LAKE SECTION - FIBER / CABLING INFRASTRUCTURE SYSTEM AND TERMINATION HARDWARE
TO: Onepath Systems, LLC (Contractor)

TERMS: You are hereby authorized, subject to the provisions of your Contract for this Project, to make the following changes thereto in accordance with the attached Change Order Request and supporting documents and to:

FURNISH the necessary labor, materials and equipment to:

- RFP#1 - (\$10,708.15) - Provide and install 2 inch HDPE conduit from the vault to the nearest exterior wall of the entrance facility. Enter the vault through one of the existing 4 inch conduits. At the entrance facility, transition the HDPE to Rigid conduit before emerging from ground level. Provide a 12x12x6 Cantex box on the exterior wall of the Entrance Facility. Penetrate the exterior wall with a 2 inch sleeve. Clean up and restore the grounds as needed. Also includes providing an OCC splice case and splicing the original 144 strand fiber optic cable into a 288 strand fiber inside the entrance facility.
RFP#3 - (\$2,440.20) - Provide and install 1 category 6 OSP drops at 14 poles. The cables will terminate on a category 6 jack and smb in the junction box. The cables will terminate on an existing jack and smb in the network cabinet.

TOTAL ADDITION OR REDUCTION TO CONTRACT PRICE:

(Note: Numbers in parentheses are deductions).

Table with 2 columns: Description and Amount. Rows include ORIGINAL CONTRACT PRICE (\$171,445.00), LESS CONTINGENCY/ALLOWANCE (\$0), NET ORIGINAL CONTRACT PRICE (\$171,445.00), Net total of previous Change Orders (\$0), Previous revised Contract Price (\$171,445.00), This Change Order No. 1 (Add \$13,148.35), Revised Contract Price this date (\$184,593.35).

Extension of time resulting from this Change Order - 0 - (Indicate number of calendar days).

The amount of this Change Order will be the responsibility of The City of Tuscaloosa, Alabama

This Contract Modification constitutes full and mutual accord and satisfaction for all time and all cost related to this change. By acceptance of this Contract Modification, the Contractor hereby agrees that the modification represents an equitable adjustment to the Contract, and further, agrees to waive all right to file any further claims or changes arising out of or as a result of this change, or the accumulation of executed Contract Modifications on this Contract.

The Contractor and Owner(s) hereby agree to the terms of this Change Order as contained herein. Bond No. CMS0284567

CONSENT OF SURETY

RLI Insurance Company (Company)
By: Larissa Smith, Attorney-in-Fact December 4, 2015

CONTRACTING PARTIES

Onepath Systems, LLC (Contractor)
By: (Authorized Representative)

RECOMMENDED

By: WALKER ASSOCIATES, INC. (Design Engineer or Architect)

CITY OF TUSCALOOSA

By: (Mayor)



RLI Surety  
 9025 N. Lindbergh Dr. | Peoria, IL 61615  
 Phone: (800)645-2402 | Fax: (309)689-2036  
 www.rlicorp.com

# POWER OF ATTORNEY

## RLI Insurance Company

**Know All Men by These Presents:**

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company**, an Illinois corporation, does hereby make, constitute and appoint:

Patrick T. Pribyl, Debra J. Scarborough, Mary T. Flanigan, Christy M. Braile, Laura M. Buhrmester, Jeffrey C. Carey, Charissa D. Lecuyer, Larissa Smith, C. Stephens Griggs, Tahitia M. Fry, jointly or severally

in the City of Kansas City, State of Missouri its true and lawful Agent and Attorney in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, the following described bond.

**Any and all bonds provided the bond penalty does not exceed Twenty Five Million Dollars (\$25,000,000.00).**

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon this Company as if such bond had been executed and acknowledged by the regularly elected officers of this Company.

The **RLI Insurance Company** further certifies that the following is a true and exact copy of the Resolution adopted by the Board of Directors of **RLI Insurance Company**, and now in force to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company** has caused these presents to be executed by its Vice President with its corporate seal affixed this 27th day of July, 2015.



**RLI Insurance Company**

By: B. W. Davis Vice President

State of Illinois }  
 County of Peoria } SS

**CERTIFICATE**

On this 27th day of July, 2015, before me, a Notary Public, personally appeared Barton W. Davis, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

I, the undersigned officer of **RLI Insurance Company**, a stock corporation of the State of Illinois, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** this        day of DEC 04 2015.

By: Jacqueline M. Bockler Notary Public

**RLI Insurance Company**

By: B. W. Davis Vice President

