

APPROVED AS TO FORM

GDW
Office of the City Attorney

Prepared By: MLC
Requested: Projects Cmte.
Presentation on: 02/24/15
Suspension of Rules: YES

RESOLUTION

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 FOR
CITY WALK AT UNIVERSITY PLACE AND FOREST LAKE
(A14-0873)**

WHEREAS, heretofore, as a result of competitive bidding or as otherwise authorized by the Alabama Competitive Bid Law, Ala. Code §41-16-50, et seq. (1975) and/or Ala. Code §39-2-1, et seq. (1975), the City of Tuscaloosa awarded a contract for the above-referenced project to GFC Construction Inc.; and,

WHEREAS, it has been determined that a change order to the above-referenced contract is necessary for the following reasons:

Replace unknown existing sanitary sewer main discovered during construction; existing sewer main is in conflict with the City Walk.

as set forth in the C.O. and accompanying documents); and,

WHEREAS, the Architect, the Engineer for the project, or the City's representative, as the case may be, have/has certified to the Council as per the attached change order request, that said change order is: (Mark applicable category)

- a. Minor change of a total monetary value less than required for competitive bidding.
- b. Changes for matters relatively minor and incidental to the original contract necessitated by unforeseeable circumstances arising during the course of work.
- c. Emergency arising during the course of work.
- d. Change or alternates provided for in the original bidding where there is no difference in price of the Change Order from the original best bid on the Alternate.
- e. Change of relatively minor terms not contemplated when the plans and specifications were prepared and the project was bid, and which are in the public interest and do not exceed ten (10) percent of the Contract Price.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

1. That the Mayor be, and he is hereby, authorized to execute that certain change order now before the Council for the above stated project in the amount of \$71,324.29 (Change Order Cost), time 14 (Calendar day extension of time), and for the reasons so stated, by and as an act for and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

A-1

2. That the Architect or Engineer or Owner's representative, as the case may be, shall implement this change order and properly document the same pursuant to all applicable contract documents.

FUNDING REQUIRED: Yes No

CDBG PA 2
2017162-12049 2013/1
AVE 136,076

By: [Signature]
Finance Director

COUNCIL ACTION

Resolution _____
Ordinance _____
Introduced _____
Passed _____
2nd Reading _____
Unanimous _____
Failed _____
Tabled _____
Amended _____
Comments: _____

(P/m - y) C-absent
Adopted 2.24.15
Debby K. Clement
Asst. City Clerk

**TUSCALOOSA CITY COUNCIL MEETING
AGENDA
February 24, 2015**

1. CALL TO ORDER: 6:00 p.m.

Council Prayer Dear God, bless our proceedings today Give us wisdom to know what is just and the strength to do what is right Amen

Pledge of Allegiance I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

2. APPROVAL OF MINUTES

Council President Pro Tem: As the Council has received a synopsis of the previous meeting, I move that we dispense with the reading of the minutes of the same unless there are any deletions, additions, or corrections.

3. PROCLAMATIONS AND STATEMENTS BY MAYOR AND COUNCIL

Proclamations:

Mayor Announcements

Department Announcements

4. AGENDA ITEM COMMENTS BY CITIZENS

Citizens are encouraged to sign in with the City Clerk in order to assure that their comments which relate to a specific agenda item are received prior to the consideration by the City Council of that specific agenda item. Speakers are limited to five (5) minutes each.

5. UNFINISHED BUSINESS

Council Committee Reports

Clerk's Report of Mayor's Veto

6. CONSENT AGENDA: (items "a through d") All matters listed on the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion and vote There will be no separate debate, amendment, or substitution of these items If the same is desired by the Mayor and/or any member of the Council, upon request made on the record, that item will be removed from the Consent Agenda and considered separately under the regular Order of Business

- a Authorizing utility account credits; total \$1,578 91. P4
- b. Authorizing request for street lighting system modifications P5
- c. Setting March 24 as the date for public hearing to consider the revocation of the business license and the privilege to renew the business license of A-1

Therapy at 6570 Highway 69 South, Suite A, Tuscaloosa, Alabama. (A15-0178) **P6**

- d. Authorizing execution of Requisitions 27-29 for payment from the Series 2014A Warrant Issue; total: \$14,591.55. (RH Smith & Associates PC; A to Z Muni-Dot Company; Brion Hardin Construction Co. Inc) **P7**

7. PUBLIC HEARINGS

Approving ABC application of Total Kitchen Solutions LLC for alcohol license at The Simple Peasant; 5400 McFarland Blvd E., Suite C; 35405

- 15-007a on and off premises retail beer license **P8**
- 15-007b on and off premises retail table wine license **P9**

Approving ABC application of Nicks Original Filet House LLC for alcohol license at Nicks Original Filet House, 4018 Culver Road; 35401:

- 15-008a restaurant retail liquor license **P10**
- 15-008b on premises retail beer license **P11**

8. RESOLUTIONS AND ORDINANCES NOT OF A GENERAL NATURE OR PERMANENT OPERATION

Authorizing the filing of a lien at 3423 Willow Lane pursuant to Section 13-69(b), Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975; total: \$204.50. (14-0495; Antonio Ryan) **P12**

Authorizing the filing of a lien at 67 Springbrook pursuant to Section 13-69(b), Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975, total: \$204.50 (14-0505; Derek R. Gaudet and Michele C. Gaudet) **P13**

Authorizing the filing of a lien at 2815 7th Avenue pursuant to Section 13-69(b), Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975; total: \$204.50. (14-0523; Federal National Mortgage Association) **P14**

Authorizing execution of a utility easement to Alabama Power Company for electrical service to new Fire Station Four and the East Precinct. (A15-0198) **P15**

Authorizing the Finance Director to draw drafts for the Lift Station Upper Section Improvements Project easement acquisitions; total: \$12,800.00. (A14-0582; Willie Williams, Mark Stein, Eric Stein and Terry Stein) **P16**

Authorizing the Mayor to execute an E2 Reporting System Permittee Participation Package with the Alabama Department of Environmental Management (ADEM) and authorizing certain individuals to file the electronic reports on behalf of the City for the Ed Love Water Treatment Plant NPDES Permit. **P17**

Authorizing the Mayor to execute commitment letter to the Tuscaloosa Housing Authority in regards to support for the Jackson Apartments Development Phase I Project. **P18**

Tentatively awarding contract for Citywide Home Repair Group Project 2014 as follows PCA Restoration Contractors; total \$80,000.00. (A14-1263) **PP19-20**

Authorizing the Finance Director to draw drafts for the Juanita Drive Improvements Project Easement Acquisitions: total, \$10,000.00. (A13-0354) **P21**

Awarding bid for 37th Street East-Hargrove Road Improvements Project to Dominion Construction Company, Inc.; base bid 834,551 00 (A15-0007) **PP22-23**

If necessary, Council rules of procedure will be suspended at this time.

9. ORDINANCES AND RESOLUTIONS OF A GENERAL NATURE OR PERMANENT OPERATION

FOR INTRODUCTION

FOR ADOPTION

10. AUDITING ACCOUNTS

Authorizing the payment of bills; total. \$1,073.73 **P24**

11. CITIZEN'S COMMENTS AND OTHER COMMUNICATIONS

12. EXECUTIVE SESSION

13. POLICY IMPLEMENTATION

Mayor: Subject to the exercise of mayoral veto on ordinances of a general nature or permanent operation, all applicable departments are hereby ordered to otherwise implement council policy this date enacted.

14. ADJOURN

02/20/2015

Tracy B. Croom
City Clerk



Following each item of business is the page number of the item as it appears in the full agenda presented to council members. Should you have questions about a particular item you may contact the Office of the City Clerk at (205) 248-5010 or by email to tcroom@tuscaloosa.com or dclements@tuscaloosa.com. Please refer to the page number of the item in question so it can be more quickly accessed.

SYNOPSIS
TUSCALOOSA CITY COUNCIL MEETING
February 24, 2015

CONVENED: 6:00 p.m.

MEMBERS PRESENT

Mayor Walt Maddox

President Pro Tem Taylor

Councilmembers Odom, Almond, Calderone, Tyner, Pugh and McKinstry

ABSENT

None

BUSINESS CONDUCTED: All votes are unanimous unless otherwise indicated.

Approved minutes of previous meeting (T/Ty)

PROCLAMATIONS AND STATEMENTS BY MAYOR AND COUNCIL

Jay Dees, co-manager/trainer of Deontay Wilder and Damarius Hill presented a plaque on behalf of Sky Boxing to the Mayor and City Council in appreciation for all the support given to Deontay during his quest to become the Heavy Weight Boxing Champion.

Councilmember Pugh entered the meeting at 6:02 p.m.

AGENDA ITEM COMMENTS BY CITIZENS

UNFINISHED BUSINESS

CONSENT AGENDA

Approved items "a through d" on the consent agenda. (Ty/M)

- a. Authorized utility account credits; total: \$1,578.91.
- b. Authorized request for street lighting system modifications.
- c. Set March 24 as the date for public hearing to consider the revocation of the business license and the privilege to renew the business license of A-1 Therapy at 6570 Highway 69 South, Suite A, Tuscaloosa, Alabama. (A15-0178)
- d. Authorized execution of Requisitions 27-29 for payment from the Series 2014A Warrant Issue; total: \$14,591.55. (RH Smith & Associates PC; A to Z Muni-Dot Company; Brion Hardin Construction Co. Inc.)

PUBLIC HEARINGS

Councilmember Calderone exited the meeting at 6:06 p.m.

Approved ABC application of Total Kitchen Solutions LLC for alcohol license at The Simple Peasant; 5400 McFarland Blvd. E., Suite C; 35405: (Vincent Brown with the Revenue Department and Captain Rodney Gilliam with the Tuscaloosa Police Department each gave a departmental report. The applicant was present to answer questions from the Council. No one spoke in favor of or in opposition to the application.)

- 15-007a on and off premises retail beer license (A/P)
- 15-007b on and off premises retail table wine license (M/Ty)

Approved ABC application of Nicks Original Filet House LLC for alcohol license at Nicks Original Filet House; 4018 Culver Road; 35401: (Vincent Brown with the Revenue Department and Captain Rodney Gilliam with the Tuscaloosa Police Department each gave a departmental report. The applicant was present to answer questions from the Council. No one spoke in favor of or in opposition to the application.)

- 15-008a restaurant retail liquor license (A/M)
- 15-008b on premises retail beer license (Ty/P)

RESOLUTIONS AND ORDINANCES NOT OF A GENERAL NATURE OR PERMANENT OPERATION

Authorized the filing of a lien at 3423 Willow Lane pursuant to Section 13-69(b), Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975; total: \$204.50. (14-0495; Antonio Ryan) (Ty/P)

Authorized the filing of a lien at 67 Springbrook pursuant to Section 13-69(b), Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975; total: \$204.50. (14-0505; Derek R. Gaudet and Michele C. Gaudet) (P/Ty)

Authorized the filing of a lien at 2815 7th Avenue pursuant to Section 13-69(b), Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975; total: \$204.50. (14-0523; Federal National Mortgage Association) (M/T)

Authorized execution of a utility easement to Alabama Power Company for electrical service to new Fire Station Four and the East Precinct. (A15-0198) (Ty/M)

Authorized the Finance Director to draw drafts for the Lift Station Upper Section Improvements Project easement acquisitions; total: \$12,800.00. (A14-0582; Willie Williams, Mark Stein, Eric Stein and Terry Stein) (Ty/M)

Authorized the Mayor to execute an E2 Reporting System Permittee Participation Package with the Alabama Department of Environmental Management (ADEM) and authorizing certain individuals to file the electronic reports on behalf of the City for the Ed Love Water Treatment Plant NPDES Permit. (M/P)

Authorized the Mayor to execute commitment letter to the Tuscaloosa Housing Authority in regards to support for the Jackson Apartments Development Phase I Project. (M/A)

Tentatively awarded contract for Citywide Home Repair Group Project 2014 as follows:
PCA Restoration Contractors; total: \$80,000.00. (A14-1263) (P/A)

Authorized the Finance Director to draw drafts for the Juanita Drive Improvements
Project Easement Acquisitions; total, \$10,000.00. (A13-0354) (P/A)

Awarded bid for 37th Street East-Hargrove Road Improvements Project to Dominion
Construction Company, Inc.; base bid 834,551.00. (A15-0007) (P/M)

The Council suspended the rules of procedure. (Ty/A)

Authorized change order no. 2 for City Walk at University Place and Forest Lake;
total: \$71,324.29, time extension: 14 days. (A14-0873; GFC Construction, Inc.)
(P/M)

Authorized amendment no. 3 to the contract for engineering and related services
with McGiffert and Associates, LLC for City Walk at Forest Lake-University
Place Elementary School to 15th Street Project; total: \$2,670. (A12-0993) (P/M)

The Council returned to the regular agenda.

ORDINANCES AND RESOLUTIONS OF A GENERAL NATURE OR PERMANENT OPERATION

FOR INTRODUCTION

FOR ADOPTION

AUDITING ACCOUNTS


Authorized the payment of bills; total: \$1,073.73. (Ty/M)

CITIZENS' COMMENTS AND OTHER COMMUNICATIONS

POLICY IMPLEMENTATION BY MAYOR:

"Subject to the exercise of mayoral veto on ordinances of a general nature or permanent
operation, all applicable departments are hereby ordered to otherwise implement
council policy this date enacted."

ADJOURNED 6:17 p.m. (Ty/A)

Debby K. Clements
Assistant City Clerk 

Following each item of business are the initials of the Councilmember who introduced the item and the Councilmember who seconded the matter:
O-Odon, T-Taylor, A-Almond, C-Caldcrone, Ty-Tyner, P-Pugh, M-McKinstry. Only "No" votes are distinguished.