

TUSCALOOSA CITY COUNCIL MEETING AGENDA

Tuesday, October 17, 2023

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 Maddox will present a proclamation honoring Lt. Beau Gunter for setting a new world record at the International Fire Games.*

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 related to a specific agenda item are received prior to consideration by the City Council. Speakers are limited to five (5) minutes each.

5. UNFINISHED BUSINESS

Ordering demolition of the structure at 1330 26th Street (**tabled on 8-8-23, 5-9-23-,2-7-23, 12-6-22, and 8-30-22**). PP4-5

Council Committee Reports

Clerk's Report of Mayor's Veto

- ## 6. CONSENT AGENDA:
- (items "a through c") 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. Setting October 31st as the date for a hearing to set the cost of demolition for the structure at 3209 29th Street. **P6**
- b. Authorizing payment to Tom Sullivan in settlement of a claim; total: \$284.81 (OCA-23-1374). **P7**
- c. Declaring property surplus and authorizing its disposal. **P8**

7. PUBLIC HEARINGS

Amending the use exception granted to Misfitts, LLC regarding 2111 14th Street to allow the rental/lease of a second-floor office space in a R-3H Historic District pursuant to Section 24-106 of the Code of Tuscaloosa pertaining to historical or architectural landmarks (A20-1471/OCA-23-1355). **PP9-10**

Consenting to the vacation of an alley located in the northeast quarter of the northwest quarter of section 23, township 21 south, range 10 west Tuscaloosa County Alabama containing 0.054 acres (OCA-23-0961). **PP11-16**

Consenting to the vacation of 30 feet of right-of-way located between Thomas Street and Campus Drive West (OCA-23-0962). **PP17-21**

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

Authorizing a professional services contract with Medical Priority Consultants, Inc. d/b/a Priority Dispatch Corporation; total amount not to exceed; \$101,500.000 over a period of five (5) years. (OCA-23-1336). **P22**

Authorizing a minor public works contract with Mobile Communications America; total: \$7,849.99 (OCA-23-1384). **P23**

Authorizing a minor public works contract with Rick's Service Co., LLC; total: \$10,750.00 (OCA-23-1378). **P24**

Authorizing a minor public works contract with Asphalt Resurrection, LLC d/b/a Everline Coatings and Services; total: \$2,508.56 (OCA-23-1383). **P25**

Authorizing a minor public works contract with ACS, Inc; total: \$4,567.00 (OCA-23-1360). **P26**

Authorizing a minor public works contract with Johns and Kirksey, Inc; total not to exceed: \$58,985.00 (OCA-23-1130). **P27**

Authorizing an engineering services agreement with Gresham Smith for the University Boulevard at Brookhills Intersection Project; total: \$249,654.00 (OCA-23-1361/2022.018.001). **P28**

Authorizing an engineering services agreement with TTL, Inc. for the Kicker Road Sidewalks Project; total: \$110,850.00 (OCA-23-1363/2023.908.001). **P29**

Authorizing an engineering services agreement with TTL, Inc. for the Ash Street sidewalks to Kaulton Park Project; total: \$154,478.00 (OCA-23-1364/2023.900.001). **P32**

Tentatively awarding a public works contract to John Plott Company, Inc. for the Snow Hinton Park-Site Improvements Project; total: \$10,274,766.64 (OCA-23-0682). **PP33-34**

Tentatively awarding a public works contract to Premier Service Co., Inc. for the 2023 Fiber Optic Network Expansion – Boring Services Project; total: not to exceed: \$800,000.00 (OCA-23-0931). **PP35-36**

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

Authorizing Amendment No. 1 to the Fiscal Year 2024 Elevate Tuscaloosa Fund Budget (A23-1516) **(may be adopted by unanimous consent following introduction). P37-38**

FOR ADOPTION

10. AUDITING ACCOUNTS

Authorizing the payment of bills; total: \$151,066.95 **P39**

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

10/13/2023

Brandy P. Johnson
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 cityclerk@tuscaloosa.com. Please refer to the page number of the item in question so it can be more quickly accessed.

RESOLUTION

RESOLUTION ORDERING DEMOLITION OF
THE STRUCTURE AT 1330 26th STREET

WHEREAS, pursuant to Ala. Code Section 11-53B-1 et seq. (1975), the appropriate municipal official of the City of Tuscaloosa has found that the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa at 1330 26th Street is unsafe to the extent that it is a public nuisance; and,

WHEREAS, all appropriate notifications and time periods, as stated in said statute, have been complied with by the appropriate municipal official in the person of the Chief Building Official with the Urban Development-Building Inspections Department for the City of Tuscaloosa; and,

WHEREAS, on the 30th day of August, 2022, the City Council of Tuscaloosa held a public hearing, at which time the Chief Building Official of the Urban Development-Building Inspections Department for the City of Tuscaloosa appeared and set forth reasons for his findings.

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

1. That the City Council of Tuscaloosa finds the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa 1330 26th Street unsafe to the extent that it is a public nuisance; and,
2. That the aforementioned building, structure, part of the building or structure, party wall, or foundation, is hereby ordered demolished, pursuant to the terms and conditions of Ala. Code Section 11-53B-1 et seq. (1975), such action being an exercise of the City's police and/or regulatory powers.

Tabled 60
days on 8/8/23
(10/10/23) W/B
BPF
City Clerk

Prepared: Assistant City Clerk
Requested: Urban Development-Building Inspections
Agenda: 8-30-2022

RESOLUTION

RESOLUTION ORDERING DEMOLITION OF
THE STRUCTURE AT 1330 26th STREET

WHEREAS, pursuant to Ala. Code Section 11-53B-1 et seq. (1975), the appropriate municipal official of the City of Tuscaloosa has found that the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa at 1330 26th Street is unsafe to the extent that it is a public nuisance; and,

WHEREAS, all appropriate notifications and time periods, as stated in said statute, have been complied with by the appropriate municipal official in the person of the Chief Building Official with the Urban Development-Building Inspections Department for the City of Tuscaloosa; and,

WHEREAS, on the 30th day of August, 2022, the City Council of Tuscaloosa held a public hearing, at which time the Chief Building Official of the Urban Development-Building Inspections Department for the City of Tuscaloosa appeared and set forth reasons for his findings.

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

1. That the City Council of Tuscaloosa finds the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa 1330 26th Street unsafe to the extent that it is a public nuisance; and,
2. That the aforementioned building, structure, part of the building or structure, party wall, or foundation, is hereby ordered demolished, pursuant to the terms and conditions of Ala. Code Section 11-53B-1 et seq. (1975), such action being an exercise of the City's police and/or regulatory powers.

Tabled for 90 days on 8-9-23 (City/H-y); Item will be heard on 8-8-23

BPT
City Clerk
Tabled for 90 days on 2/7/23 (5/9/23) (W/B-y) (L-Absent)
BPT City Clerk

Tabled for 60 days on 12-6-22 (2-7-23) (L/W; F-absent)
BPT
City Clerk

Tabled for 90 days on 8/30/22 (12/6/22) (H/Ty-y)
BPT
City Clerk

Prepared: Assistant City Clerk
Requested: Urban Development-Building Inspections
Agenda: 8-30-2022

RESOLUTION

RESOLUTION SETTING A DATE FOR A HEARING TO SET THE COST OF DEMOLISHING THE BUILDING AT 3209 29th STREET AKA 3207 29TH STREET

WHEREAS, the building located in the City of Tuscaloosa at 3209 29th Street aka 3207 29th Street, owned by Betty Jean Bevelle, and as recorded in Deed Book 718, Page No. 419-422, was declared unsafe to the extent of being a public nuisance by the City Council on the 16th day of May 2023, and was ordered to be demolished by city forces pursuant to Ala. Code Section 11-53B-1 et seq. (1975); and,

WHEREAS, Section 11-53B-1 et seq. requires the appropriate city official to report to the City Council of Tuscaloosa the cost of demolition and to hold a hearing on the setting of said cost, which shall include the cost of demolition and court costs; and,


WHEREAS, the City Clerk hereby reports to the City Council that the cost to demolish said building was \$6,570.57;

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

1. That a hearing will be held on the 31st day of October 2023, at 6:00 p.m. to set the cost of demolishing the building located at 3209 29th Street aka 3207 29th Street in the amount of \$6,570.57 plus court costs.
2. That the City Clerk shall give notice by first-class mail to all entities having an interest in said property.

Prepared: City Clerk
Requested: PUBLIC WORKS
Hearing date: 10/31/2023
Agenda: 10/17/2023

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: CJE/rd

Requested by: OCA

Council Presentation: 10/17/2023

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING PAYMENT TO
TOM SULLIVAN IN SETTLEMENT OF CLAIM
(OCA-23-1374)

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

That the Chief Financial Officer be, and she is hereby, authorized to draw a draft on the General Fund, and the Mayor and City Clerk are hereby authorized to execute the same, in the amount of \$284.81, payable to Tom Sullivan for reimbursement of towing fee and expenses incurred on September 9, 2023 while parked on 12th Street.

Special Handling Check Request – Please return check to the Office of the City Attorney for additional processing.

FUNDING REQUIRED: Yes No

10104081-3060

By: 
Chief Financial Officer

COUNCIL ACTION

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

RESOLUTION

RESOLUTION DECLARING PROPERTY
SURPLUS AND AUTHORIZING ITS DISPOSAL

WHEREAS, the Purchasing Agent has reported to the City Council that certain equipment from various departments is surplus and no longer needed for municipal purposes, and he has requested permission to dispose of the same in the manner stated.

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

That the following item(s) from the listed department(s) be declared surplus and no longer needed for municipal purposes and the Purchasing Agent is authorized to dispose of the same in the manner stated.

DONATION

WATER & SEWER	
ITEM(S)	CITY ID NO.
Various Glass Lab Supplies	N/A

Requested: Accounting & Finance
Prepared: Accounting & Finance
Agenda: 10/17/2023


Office of the City Attorney

RESOLUTION

RESOLUTION TO AMEND THE USE EXCEPTION GRANTED TO MISFITTS, LLC REGARDING 2111 14TH STREET TO ALLOW THE RENTAL/LEASE OF A SECOND FLOOR OFFICE SPACE IN AN R-3H HISTORIC DISTRICT PURSUANT TO SECTION 24-106 OF THE CODE OF TUSCALOOSA PERTAINING TO HISTORICAL OR ARCHITECTURAL LANDMARKS (A20-1471) (OCA-23-1355)

WHEREAS, MISFITTS, LLC has requested permission to amend the use the premises located at 2111 14th Street to allow the rental/lease of a second floor office space; and,

WHEREAS, 2111 14th Street is in an R-3H Residential District and and office use is not allowed in an R-3H Residential District; however, it is also in the Druid City Historic District and is eligible for admission pursuant to Section 24-106 of the Code of Tuscaloosa on a finding that (1) a normally permitted use is not economically or practically feasible or would not be in the interest of historical preservation; and (2) the proposed use will tend to promote the maintenance or restoration of the unique, historical or architectural qualities of the property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that it hereby makes the following finding:

1. That a normally permitted use in an R-3H Residential District is not economically or practically feasible at 2111 14th Street and will not be in the interest of historical preservation.

2. That the proposed use by MISFITTS, LLC for an amended use to allow rental/lease of a second floor office space will promote the maintenance or restoration of the unique, historical and architectural qualities of the building at 2111 14th Street.

WHEREAS, MISFITTS, LLC has previously been granted an exception to operate a real estate office at 2111 14th Street (Swaim Home) and is now requesting to allow for the rental/lease of a second floor office space at 2111 14th Street; and,

WHEREAS, 2111 14th Street is in an R-3H Residential District and office use is not allowed in an R-3H Residential District; however, it is also in the Druid City Historic District and is eligible for permission pursuant to Section 24-106 if the property meets the criteria.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that approval is granted to MISFITTS, LLC to allow the rental/lease of a second floor office space at 2111 14th Street in an R-3H District, pursuant to Section 24-106 of the Code of Tuscaloosa.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that this approval is not assignable, transferable nor runs with the land and the use granted herein shall terminate upon the cessation of the use the premises as specifically approved. Upon the termination of the approved use, the property shall revert to the under lying zoning and the uses allowed in an R-3H Residential District thereunder.

FUNDING REQUIRED: Yes No

By: _____
Chief Financial Officer

COUNCIL ACTION

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

This Instrument Prepared By
Thomas D. Bobitt, II Deputy City Attorney
Office of The City Attorney
City of Tuscaloosa
2201 University Blvd.
Tuscaloosa, Alabama 35401

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: TDB
Requested: Legal/UD Date: 9/12/23
Presentation on: 10/17/23
Suspension of Rules: No

Source of Title:

Deed Book: 552 Page: 477
Deed Book: 1195 Page: 119

RESOLUTION

RESOLUTION CONSENTING TO THE VACATION OF A 10-FOOT-WIDE AND 5-FOOT ALLEY LOCATED IN THE NE QUARTER OF THE NORTHWEST QUARTER OF SECTION 23, TOWNSHIP 21 SOUTH, RANGE 10 WEST TUSCALOOSA COUNTY ALABAMA CONTAINING 0.054 ACRES (OCA-23-0961)

WHEREAS, THE BOARD OF TRUSTEES OF THE UNIVERSITY OF ALABAMA AND ROAR, LLC hereinafter called the Owners, duly filed a Declaration of Vacation of an Alley with the City on the 26th day of June, 2023 alleging that they own all of the land abutting a certain public alley in the City of Tuscaloosa hereinafter described; and,

WHEREAS, said alley lies within the Corporate Limits of the City of Tuscaloosa, Alabama, and the assent of the City Council of Tuscaloosa, Alabama, the governing body of the said Municipality, to the vacation of said public alley has been requested and is desired by the Owner; and,

WHEREAS, pursuant to Ala. Code Sections 23-4-2 and 11-49-6 (1975), notice of a date for hearing was duly published in the Tuscaloosa News and abutting property owners and utility entities were notified by mail, all as required by law; and,

WHEREAS, on the date and time duly noticed and specified, a public hearing to determine the assent to the vacation and to discern the fair market value of the land added to that of the abutting landowners was held on October 17, 2023, and the abutting landowners either being present or having jointly consented to the same in the Declaration of Vacation or having waived their objection by their absence;

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

It appears to the City Council of Tuscaloosa that the vacation of said public alley is in the interest of the public that such alley or portions thereof, be vacated and that said vacation as herein described will not deprive other property owners of their right, as they may have, to convenient and reasonable means of ingress to and from their property, nor will it adversely affect the interest of the public in any way and that the assent of said City Council be, and the same is hereby, given to the vacation of the following described public alley in the City of Tuscaloosa, County of Tuscaloosa, Alabama, to-wit:

Alley Vacation 1

Commence at the Northwest corner of Lot 1 Campus Drive Publix Subdivision as recorded in Plat Book 2003 at Page 94 in the Office of the Judge of Probate in Tuscaloosa County, Alabama; thence S81°31'21"E, on the north line of said Lot 1 and the south line of an existing alley, a distance of 10.00 feet to the point of beginning of the herein described vacation; thence continue S81°31'21"E, on the north line of said lot 1 and the south line of an existing alley, 275.56 feet to a point; thence S37°19'17"E, on the south line of said existing ally on a curve to the right with a delta angle of 88°25'37 and a radius of 7.50 feet, a chord distance of 10.46 feet to a point; thence N06°52'46"E, on the south line of said alley, a distance of 7.29 feet to a point; thence S81°31'21"E, on the south line of said alley, a distance of 10.00 feet to a point; thence N06°52'46"E, on the west line of said alley, a distance of 10.00 feet to a point; thence N81°31'21"W, on the north line of said alley, a distance of 175.63 feet to a point on the east line of Lot No 1 the Bungalows as recorded in Plat 2021 at Page 12 in the office of the Judge of Probate in Tuscaloosa County, Alabama; thence S07°29'39"W , on said east lot line, a distance of 5.00 feet to the center of said alley; thence N81°31'21"W, on the centerline of said alley, a distance of 117.05 feet to the east right-of-way of Grace Street; thence S08°28'39"W, on the west line of said alley and the east right-of-way of Grace Street, a distance of 5.00 feet to the point of beginning.

Alley Vacation 2

A 5-foot alley vacation located in the NE Quarter of the Northwest Quarter of Section 23, Township 21 South, Range 10 West Tuscaloosa County Alabama containing 0.013 acres and being more particularly described as follows:

Commence at the Southeast corner of Lot 1 Campus Drive Publix Subdivision as recorded in Plat Book 2003 at Page 94 in the Office of the Judge of Probate in Tuscaloosa County, Alabama; thence S07°29'39"W, on the East line of said Lot 1, a distance of 5.00 feet to a point on the centerline of an existing alley; thence N81°31'21"W, on the centerline of said alley, a distance of 117.05 feet to the east right-of-way of Grace Street; thence N08°28'39"E, on said east right of way, a distance of 5.00 feet to the Southwest corner of said Lot 1 the Bungalows; thence S81°31'21"E, on the south line of said Lot 1 the Bungalows, a distance of 116.96 feet to the point of beginning.

A depiction of said street to be vacated attached hereto as Exhibit "A"

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

1. That pursuant to Ala. Code §11-49-6 (1975), and Tuscaloosa City Code § 21-184 the fair market value of the land added to that land owned by the following abutting landowners and publication costs are set out as follows:

Alley Vacation 1

Owner: The Board of Trustees of the University of Alabama

Fair Market Value	\$.00
Publication Costs:	<u>\$ 844.80</u>
Total:	\$ 844.80

Alley Vacation 2

Owner: ROAR,LLC

Fair Market Value	\$ 11,389.95
Publication Costs:	<u>\$ 844.80</u>
Total:	\$12,234.75

Failure by any land owner to tender payment of the Fair Market Value of the lands received and publication costs within 60 days of the adoption of this resolution by the City Council, shall nullify the assent of the City Council and render said street/alley vacation void. **Payment Shall Be Tendered By Certified Funds Or Money Order And Payable To The City Of Tuscaloosa.**

2. That pursuant to Ala. Code §23-4-2 (1975), the City Clerk is hereby directed to publish this resolution in the Tuscaloosa News, a newspaper of general circulation, one time within 14 days of the adoption of this resolution.

3. That the Mayor be, and he hereby is, authorized to present a copy of this resolution duly certified as correct by the City Clerk of the City of Tuscaloosa, the officer in charge of the records of said Municipality to the landowners within 15 days of the date of publication of this resolution in order that same may be filed and recorded.

4. That this vacation is final and binding provided that an appeal is not filed by any interested person within 30 days of the adoption of this resolution to any trial court of competent jurisdiction and or appellate court of this State and is adjudicated in the appellants favor pursuant to procedures as set forth in Ala. Code §23-4-5 (1975) as amended by Acts of Alabama 2004-323 which renders said vacation null and void.

5. That this resolution shall not be valid nor considered a lawful conveyance and said alley shall not be deemed to be vacated until such time as the payment of the publication costs and Fair Market Value of the lands described herein have been received by the City and all conditions of this resolution have been satisfied. Upon tender to the City of all sums due, the City is relieved from any and all responsibility and liability for the maintenance and repair of said street/alley. It is the responsibility of the owner to record the Resolution of Vacation with the Office of Probate Judge of Tuscaloosa County and the City shall not be held to be contributory negligent for the failure, mistake, neglect or omission of the owner to record the Resolution of Vacation of public record.

6. That this vacation is subject to any and all private easements and public utility easements and public infrastructure including but not limited to City of Tuscaloosa, A T & T, Spire (Formally Alabama Gas) Gas Corporation and Comcast Cable which may exist and be located within the said right-of-way including such public utilities which may have utilized the Municipal street right-of-way without receiving an executed and or recorded easement from the City or any relevant property owner and a minimum easement of 20 feet in width, being 10 feet on either side of currently existing utilities, are reserved to any public utility with assets within the vacated area and the right for access to the same the right to continue to maintain, extend and enlarge its lines, equipment and facilities to the same extent as if the vacation had not occurred and specifically reserving unto Alabama Power Company APC the right to continue to maintain, extend and enlarge its lines, equipment and facilities to the same extent as if the vacation had not occurred, including an easement area of no less than fifteen (15) feet on all sides of overhead electric facilities, plus anchors, and five (5) feet on all sides of underground electric facilities, and all other rights, title and interests held by APC with respect to the area to be vacated under any statute or other law or under any other conveyance or agreement, whether recorded or unrecorded, including without limitation all the rights and privileges necessary or convenient for the full enjoyment and use of its lines, equipment and facilities now or hereafter located within or adjacent to the area to be vacated; and the right of ingress and egress to and from said lines, equipment and facilities; and the right to cut and/or trim trees or limbs which, in the sole opinion of APC, would interfere with said lines, equipment and facilities; and the right to prohibit use of the area vacated in a manner which violates the National Electric Safety Code.

FUNDING REQUIRED: Yes No

By: _____

Chief Financial Officer

Resolution _____

Ordinance _____

Introduced _____

Passed _____

2nd Reading _____

Unanimous _____

Failed _____

Tabled _____

Amended _____

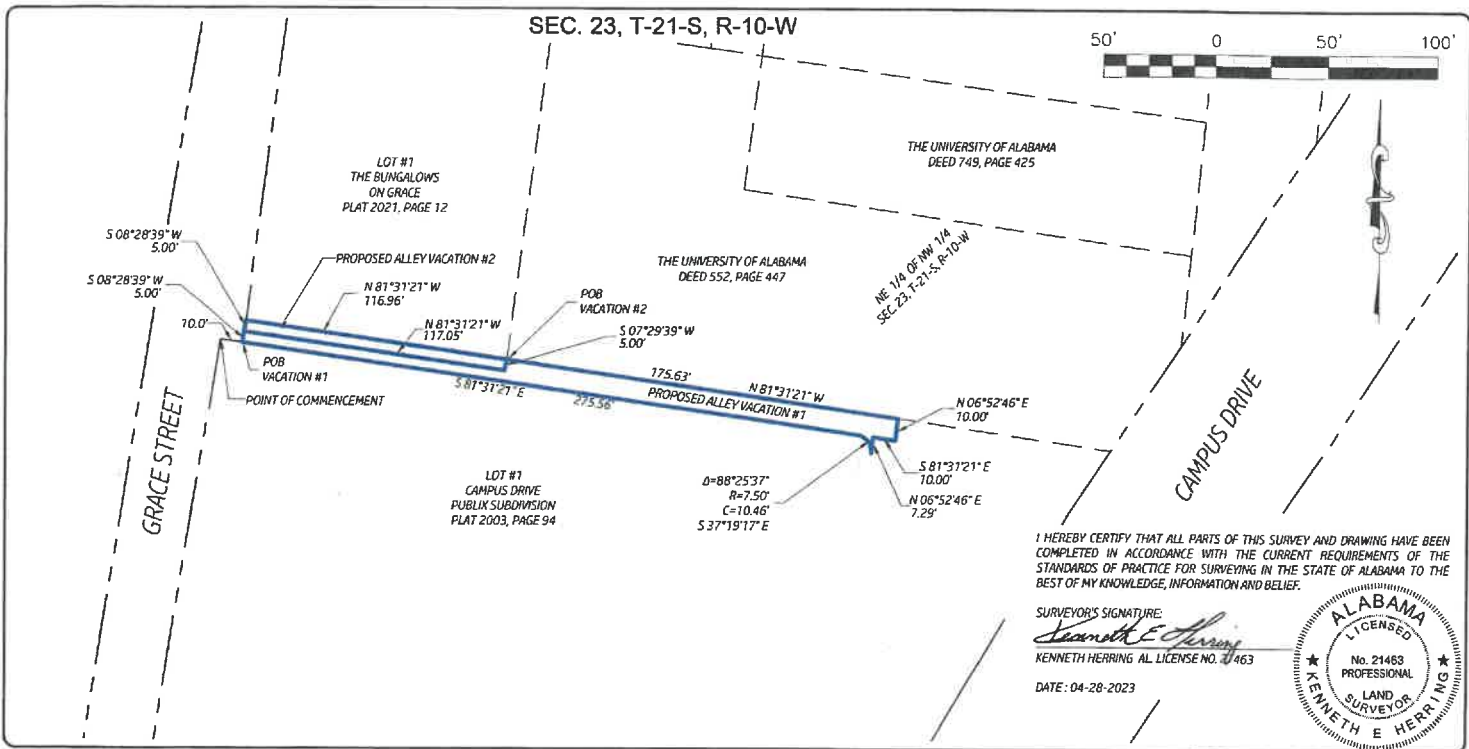
Comments: _____

STATE OF ALABAMA)
TUSCALOOSA COUNTY)

I, Brandy Johnson, City Clerk of the City of Tuscaloosa, Alabama, hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted by the City Council of Tuscaloosa at a regular meeting of said Council held on the 17th day of October, 2023, as the same appears and remains of record in the record book in my office wherein are recorded the minutes of the proceedings of said Council.

IN WITNESS WHEREOF, I have hereunto affixed my signature and the official seal of said City of Tuscaloosa, this the _____ day of October 2023.

City Clerk



thompson
ENGINEERING
1500 27th STREET
TUSCALOOSA, AL 35703
(205) 751-1121

JOB NO.:	23-1122-0032
DRAWING NO.:	
DRAWN BY:	KEH
CHECKED BY:	BKF
DATE:	04-28-2023
SCALE:	1"=50'
SOURCE OF INFO:	

**PROPOSED
RIGHT-OF-WAY VACATION
PREPARED FOR
THE UNIVERSITY OF ALABAMA**

THE UNIVERSITY OF ALABAMA

This Instrument Prepared By
Thomas D. Bobitt, II Deputy City Attorney
Office of The City Attorney
City of Tuscaloosa
2201 University Blvd.
Tuscaloosa, Alabama 35401

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: TDB
Requested: Legal/UD Date: 9/12/23
Presentation on: 10/17/23
Suspension of Rules: No

Source of Title:

Deed Book: 815 Page: 482
Deed Book: 2022 Page: 31592

RESOLUTION

RESOLUTION CONSENTING TO THE VACATION OF A 30 FOOT OF RIGHT-OF-WAY LOCATED BETWEEN THOMAS STREET AND CAMPUS DRIVE WEST

(OCA-23-0962)

WHEREAS, THE BOARD OF TRUSTEES OF THE UNIVERSITY OF ALABAMA hereinafter called the Owner, duly filed a Declaration of Vacation of a Street with the City on the 26th day of June, 2023 alleging that they own all of the land abutting a certain public street in the City of Tuscaloosa hereinafter described; and,

WHEREAS, said street lies within the Corporate Limits of the City of Tuscaloosa, Alabama, and the assent of the City Council of Tuscaloosa, Alabama, the governing body of the said Municipality, to the vacation of said public street has been requested and is desired by the Owner; and,

WHEREAS, pursuant to Ala. Code Sections 23-4-2 and 11-49-6 (1975), notice of a date for hearing was duly published in the Tuscaloosa News and abutting property owners and utility entities were notified by mail, all as required by law; and,

WHEREAS, on the date and time duly noticed and specified, a public hearing to determine the assent to the vacation and to discern the fair market value of the land added to that of the abutting landowners was held on October 17, 2023, and the abutting landowners either being present or having jointly consented to the same in the Declaration of Vacation or having waived their objection by their absence;

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

It appears to the City Council of Tuscaloosa that the vacation of said public street is in the interest of the public that such street or portions thereof, be vacated and that said vacation as herein described will not deprive other property owners of their right, as they may have, to convenient and reasonable means of ingress to and from their property, nor will it adversely affect the interest of the public in any way and that the assent of said City Council be, and the same is hereby, given to the vacation of the following described public alley in the City of Tuscaloosa, County of Tuscaloosa, Alabama, to-wit:

A 30-foot un-named street vacation located in the Northeast quarter of the Northwest quarter of Section 23, Township 21 South, Range 10 West Tuscaloosa County Alabama containing 0.11 acres and being more particularly described as follows:

Begin at the Southwest corner of Lot 16 Riverside Subdivision as recorded in Plat Book 4 at Page 88 in the Office of the Judge of Probate in Tuscaloosa County, Alabama; thence N89°41'28"E, on the south line of Lots 16, 17 and 18 and the north Right-of-Way of an existing un-named public road, a distance of 164.40 feet to the southeast corner of Lot 18 Riverside Subdivision; thence S00°00'00"E, on the East Right-of-Way said un-named public road, a distance of 30.00 feet to a point on the South Right-of-Way of said un-named public road; thence S89°41'28"W, on the south right-of-way of said un-named public road, a distance of 167.50 feet to a point on the east Right-of-Way of Thomas Street; thence N05°53'43"E, on the east Right-of-Way of Thomas Street, a distance of 30.18 feet to the point of beginning.

A depiction of said street to be vacated attached hereto as Exhibit "A"

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

1. That pursuant to Ala. Code §11-49-6 (1975), and Tuscaloosa City Code § 21-184 the fair market value of the land added to that land owned by the following abutting landowners and publication costs are set out as follows:

Owner: The Board of Trustees of the University of Alabama

Fair Market Value	\$.00
Publication Costs:	<u>\$ 1,073.60</u>
Total:	\$ 1,073.60

Failure by any land owner to tender payment of the Fair Market Value of the lands received and publication costs within 60 days of the adoption of this resolution by the City Council, shall nullify the assent of the City Council and render said street/alley vacation void. **Payment Shall Be Tendered By Certified Funds Or Money Order And Payable To The City Of Tuscaloosa.**

2. That pursuant to Ala. Code §23-4-2 (1975), the City Clerk is hereby directed to publish this resolution in the Tuscaloosa News, a newspaper of general circulation, one time within 14 days of the adoption of this resolution.

3. That the Mayor be, and he hereby is, authorized to present a copy of this resolution duly certified as correct by the City Clerk of the City of Tuscaloosa, the officer in charge of the records of said Municipality to the landowners within 15 days of the date of publication of this resolution in order that same may be filed and recorded.

4. That this vacation is final and binding provided that an appeal is not filed by any interested person within 30 days of the adoption of this resolution to any trial court of competent jurisdiction and or appellate court of this State and is adjudicated in the appellants favor pursuant to procedures as set forth in Ala. Code §23-4-5 (1975) as amended by Acts of Alabama 2004-323 which renders said vacation null and void.

5. That this resolution shall not be valid nor considered a lawful conveyance and said alley shall not be deemed to be vacated until such time as the payment of the publication costs and Fair Market Value of the lands described herein have been received by the City and all conditions of this resolution have been satisfied. Upon tender to the City of all sums due, the City is relieved from any and all responsibility and liability for the maintenance and repair of said street/alley. It is the responsibility of the owner to record the Resolution of Vacation with the Office of Probate Judge of Tuscaloosa County and the City shall not be held to be contributory negligent for the failure, mistake, neglect or omission of the owner to record the Resolution of Vacation of public record.

6. That this vacation is subject to any and all private easements and public utility easements and public infrastructure including but not limited to City of Tuscaloosa, A T & T, Spire (Formally Alabama Gas) Gas Corporation and Comcast Cable which may exist and be located within the said right-of-way including such public utilities which may have utilized the Municipal street right-of-way without receiving an executed and or recorded easement from the City or any relevant property owner and a minimum easement of 20 feet in width, being 10 feet on either side of currently existing utilities, are reserved to any public utility with assets within the vacated area and the right for access to the same the right to continue to maintain, extend and enlarge its lines, equipment and facilities to the same extent as if the vacation had not occurred and specifically reserving unto Alabama Power Company APC the right to continue to maintain, extend and enlarge its lines, equipment and facilities to the same extent as if the vacation had not occurred, including an easement area of no less than fifteen (15) feet on all sides of overhead electric facilities, plus anchors, and five (5) feet on all sides of underground electric facilities, and all other rights, title and interests held by APC with respect to the area to be vacated under any statute or other law or under any other conveyance or agreement, whether recorded or unrecorded, including without limitation all the rights and privileges necessary or convenient for the full enjoyment and use of its lines, equipment and facilities now or hereafter located within or adjacent to the area to be vacated; and the right of ingress and egress to and from said lines, equipment and facilities; and the right to cut and/or trim trees or limbs which, in the sole opinion of APC, would interfere with said lines, equipment and facilities; and the right to prohibit use of

FUNDING REQUIRED: Yes No

By: _____

Chief Financial Officer

Resolution _____

Ordinance _____

Introduced _____

Passed _____

2nd Reading _____

Unanimous _____

Failed _____

Tabled _____

Amended _____

Comments: _____

the area vacated in a manner which violates the National Electric Safety Code.

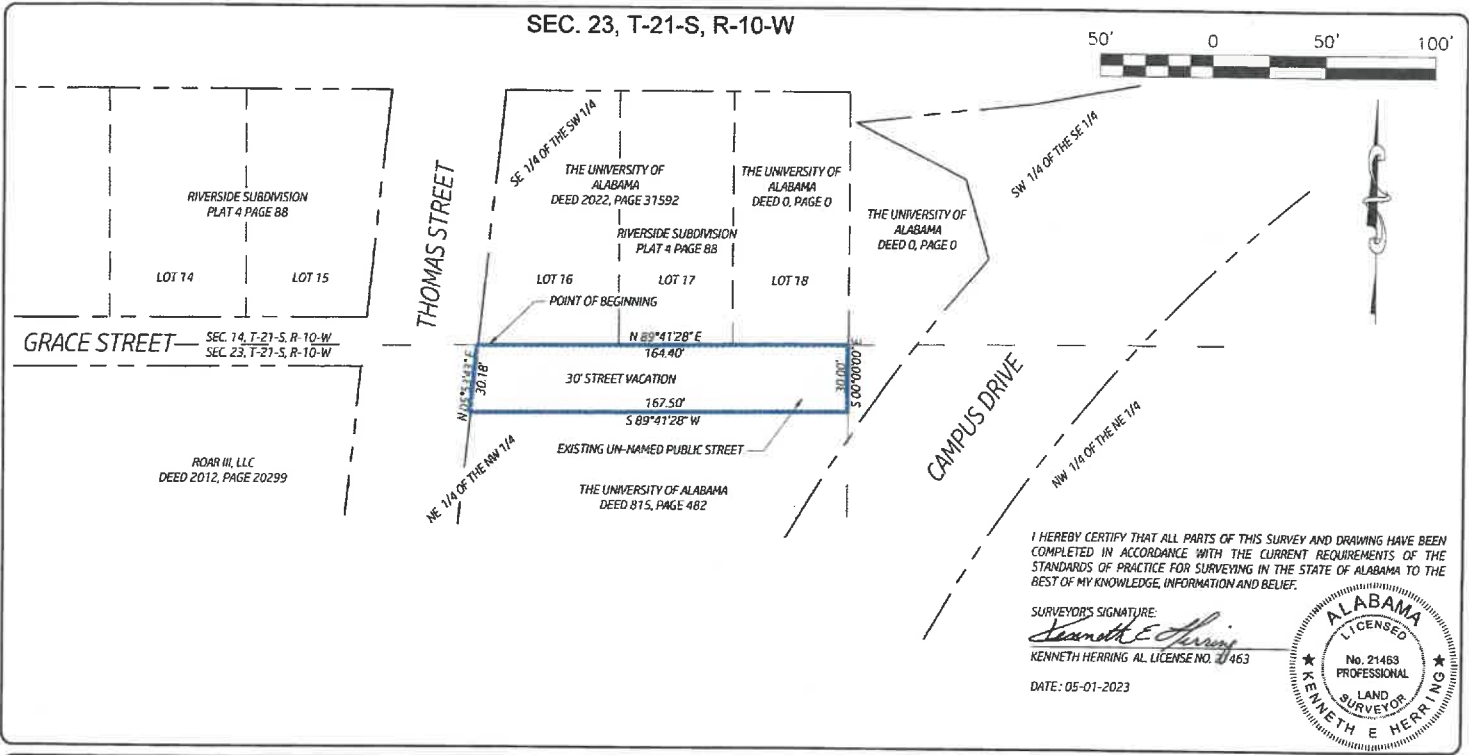
STATE OF ALABAMA)
TUSCALOOSA COUNTY)

I, Brandy Johnson, City Clerk of the City of Tuscaloosa, Alabama, hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted by the City Council of Tuscaloosa at a regular meeting of said Council held on the 17th day of October, 2023, as the same appears and remains of record in the record book in my office wherein are recorded the minutes of the proceedings of said Council.

IN WITNESS WHEREOF, I have hereunto affixed my signature and the official seal of said City of Tuscaloosa, this the _____ day of October 2023.

City Clerk

SEC. 23, T-21-S, R-10-W



I HEREBY CERTIFY THAT ALL PARTS OF THIS SURVEY AND DRAWING HAVE BEEN COMPLETED IN ACCORDANCE WITH THE CURRENT REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR SURVEYING IN THE STATE OF ALABAMA TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

SURVEYOR'S SIGNATURE:
Kenneth E. Herring
 KENNETH HERRING AL LICENSE NO. 21463
 DATE: 05-01-2023



thompson
ENGINEERING
1900 8TH STREET
TUSCALOOSA, AL 35404
(205) 750-8221

JOB NO.:	23-1122-0032
DRAWING NO.:	
DRAWN BY:	KEH
CHECKED BY:	BKF
DATE:	05-01-2023
SCALE:	1"=50'
SOURCE OF INFO:	

**PROPOSED
 RIGHT-OF-WAY VACATION
 PREPARED FOR
 THE UNIVERSITY OF ALABAMA**



APPROVED AS TO FORM

Office of the City Attorney

Prepared By: SEM/hdh

Requested: Projects Date: 10/10/2023

Council Presentation: 10/17/2023

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING PROFESSIONAL SERVICES CONTRACT WITH
MEDICAL PRIORITY CONSULTANTS, INC.
D/B/A PRIORITY DISPATCH CORPORATION
(OCA-23-1336)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to execute a contract for professional services with Medical Priority Consultants, Inc., d/b/a Priority Dispatch Corp. for the period of five (5) years not to exceed the following amounts:

- Year 1: \$20,300.00 (07/01/2024 – 06/30/2025)
- Year 2: \$20,300.00 (07/01/2025 – 06/30/2026)
- Year 3: \$20,300.00 (07/01/2026 – 06/30/2027)
- Year 4: \$20,300.00 (07/01/2027 – 06/30/2028)
- Year 5: \$20,300.00 (07/01/2028 – 06/30/2029)

for a total of \$101,500.00 for professional services including Tuscaloosa Fire Rescue software, maintenance and support, by, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No

10104030-3156

By: Bucky Schreff
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SEM/hdh
Requested: Projects Date: 10/10/2023
Council Presentation: 10/17/2023
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MINOR PUBLIC WORKS CONTRACT WITH MOBILE
COMMUNICATIONS AMERICA
(OCA-23-1384)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to execute a minor public works contract in the amount of \$7,849.99 with Mobile Communications America for VA master radio antenna replacement, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No
60109041-4170

By: 
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SEM/hdh
Requested: Projects Date: 10/10/2023
Council Presentation: 10/17/2023
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MINOR PUBLIC WORKS CONTRACT WITH RICK'S SERVICE CO., LLC.
(OCA-23-1378)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to execute a minor public works contract in the amount of \$10,750.00 with Rick's Service Co., LLC., for LS 4 Generator Repair and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No
60109041-4170

By: 
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SEM/hdh
Requested: Projects Date: 10/10/2023
Council Presentation: 10/17/2023
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MINOR PUBLIC WORKS CONTRACT WITH
ASPHALT RESURRECTION, LLC D/B/A EVERLINE COATINGS AND SERVICES
(OCA-23-1383)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to execute a minor public works contract in the amount of \$2,508.56 with Asphalt Resurrection, LLC d/b/a EverLine Coatings and Services for Annex 1 Garage Re-Striping, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No
10709042-3100

By: 
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SEM/hdh
Requested: Projects Date: 10/10/2023
Council Presentation: 10/17/2023
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MINOR PUBLIC WORKS CONTRACT
WITH ACS, INC.

(OCA-23-1360)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to execute a minor public works contract in the amount of \$4,567.00 with ACS, Inc. for purchase and installation of a new driver for air handler unit #11 at a City Hall Annex 1 and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.


FUNDING REQUIRED: Yes No
10109042-3100

By: 
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SEM/hdh
Requested: Projects Date: 10/10/2023
Council Presentation: 10/17/2023
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING MINOR PUBLIC WORKS CONTRACT WITH JOHNS AND KIRKSEY, INC.
(OCA-23-1130)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to execute a minor public works contract in an amount not to exceed \$58,985.00 with Johns and Kirksey, Inc. for Benjamin Barnes YMCA Library Roof Repair and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: Yes No
10709042-23618

By: 
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: SEM/hdh

Requested By: Projects Date: 10/10/2023

Council Presentation on: 10/17/2023

Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING AN ENGINEERING SERVICES AGREEMENT WITH
GRESHAM SMITH FOR
UNIVERSITY BOULEVARD AT BROOKHILLS INTERSECTION PROJECT
OCA NO. OCA-23-1361/ OCE NO. 2022.018.001

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to enter into and execute an Engineering Services Agreement with Gresham Smith in the amount of \$249,654.00 for University Blvd at Brookhills Intersection Project, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: - Yes No

20309030-22018

By: Bucky Smith
Chief Financial Officer

COUNCIL ACTION

Resolution _____

Ordinance _____

Introduced _____

Passed _____

2nd Reading _____

Unanimous _____

Failed _____

Tabled _____

Amended _____

Comments: _____

APPROVED AS TO FORM

EW
Office of the City Attorney

Prepared By: SEM/hdh
Requested By: Projects Date: 10/10/2023
Council Presentation on: 10/17/2023
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING AN ENGINEERING SERVICES AGREEMENT
WITH TTL, INC. FOR
KICKER ROAD SIDEWALK PROJECT
OCA NO. OCA-23-1363/ OCE NO. 2023.908.001

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to enter into and execute an Engineering Services Agreement with TTL, Inc. in the amount of \$110,850.00 for Kicker Road Sidewalk Project, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: - Yes No
20309030-24002

By: Bucky Schneek
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: SEM/hdh
Requested By: Projects Date: 10/10/2023
Council Presentation on: 10/17/2023
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING AN ENGINEERING SERVICES AGREEMENT
WITH TTL, INC. FOR
ASH STREET SIDEWALKS TO KAULTON PARK PROJECT
OCA NO. OCA-23-1364/ OCE NO. 2023.900.001

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

That the Mayor is authorized to enter into and execute an Engineering Services Agreement with TTL, Inc. in the amount of \$154,478.00 for Ash Street Sidewalks to Kaulton Park Project, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED: - Yes No
20309030-24002

By: *Buty Shueh*
Chief Financial Officer

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

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SEM
Requested: Projects Date: 10/10/2023
Council Presentation: 10/17/2023
Suspension of Rules: NO

RESOLUTION

RESOLUTION TENTATIVELY AWARDING PUBLIC WORKS CONTRACT TO
JOHN PLOTT COMPANY, INC. FOR
SNOW HINTON PARK – SITE IMPROVEMENTS PROJECT
(OCA-23-0682)

WHEREAS, heretofore, bids were opened and read on or about the 24th day of August, 2023, in regard to the Snow Hinton Park - Site Improvements Project and,

WHEREAS, representatives of the City have notified the Projects Committee and City Council that the apparent lowest responsive, responsible bidder meeting the specifications for Snow Hinton Park - Site Improvements Project was that of John Plott Company, Inc. in the amount of \$10,274,766.64.

WHEREAS, the representatives of the City have advised the City Council of that fact and recommended that they be authorized to issue notification of intention to award to the said bidder and upon all contractual matters being finalized including bonds and insurance, that the Mayor be authorized to execute all appropriate contracts and documents with said bidder.

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

1. That in accordance with ALA. CODE §39-5-1(b) (1975), the City of Tuscaloosa, as the awarding authority, does hereby certify that to the best of its knowledge, information and belief, this contract was let in compliance with applicable provisions of this title and all other applicable provisions of law.

2. That the conditional award based upon competitive bid is hereby made to John Plott Company, Inc. for the base bid in the amount of \$9,517,366.66 together with Alternate No. 1 of \$114,022.76, Alternate No. 2 of \$89,718.75, Alternate No. 3 of \$4,338.40, Alternate No. 4 of \$429,356.26, Alternate No. 5 of \$115,633.41 and Alternate No. 6 of \$4338.40 for a total contract price of \$10,274,766.64 for Snow Hinton Park - Site Improvements Project pursuant to the plans, specifications, drawings and related documents for the project, as the apparent lowest responsible, responsive bidder taking into consideration where appropriate, the qualities of the commodities, the labor, service, etc., conformity with specifications, the purpose for which required, the terms of delivery, transportation charges and dates of delivery where applicable.

3. That the representatives of the City, on behalf of the City of Tuscaloosa be, and they are hereby, authorized to issue notification of intention of award to the said bidder in said

amount and proceed with completion of review and submittal for all contractual matters as required by the City's plans and specifications.

4. That this award is conditioned upon said bidder completing and submitting to the City through its representatives, all documents and other related matters required by the request for proposal of the bidder and upon notification from the City representatives that the bidder has complied with said requirements, the Mayor be, and he is hereby, authorized to execute a contract between the City of Tuscaloosa and said bidder for the project in the amount awarded above, by and as an act for and on behalf of the City of Tuscaloosa, and the City Clerk be, and she is hereby, authorized to attest the same, at which time the contract will be considered to have been awarded.

5. That upon notification from the City representatives that all preliminary matters have been complied with by the said low bidder and subsequent execution of said contract by the Mayor on behalf of the City, the City Representative be, and it is hereby, authorized to issue appropriate notices to proceed to the contractor.


FUNDING REQUIRED: Yes No
Elevate – 10802040-20021
2022A Bond Funds – 22240270-20021

By: Buffy Shuff
Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM


Office of the City Attorney

Prepared By: SEM
Requested: Projects Date: 10/10/2023
Council Presentation: 10/17/2023
Suspension of Rules: NO

RESOLUTION

RESOLUTION TENTATIVELY AWARDING PUBLIC WORKS CONTRACT TO
PREMIER SERVICE CO., INC. FOR
2023 FIBER OPTIC NETWORK EXPANSION – BORING SERVICES PROJECT
(OCA-23-0931)

WHEREAS, heretofore, bids were opened and read on or about the 20th day of September, 2023, in regard to the 2023 Fiber Optic Network Expansion - Boring Services Project and,

WHEREAS, representatives of the City have notified the Projects Committee and City Council that the apparent lowest responsive, responsible bidder meeting the specifications for 2023 Fiber Optic Network Expansion - Boring Services Project was that of Premier Service Company, Inc. for unit prices bid; and

WHEREAS, the representatives of the City have advised the City Council of that fact and recommended that they be authorized to issue notification of intention to award to the said bidder and upon all contractual matters being finalized including bonds and insurance, that the Mayor be authorized to execute all appropriate contracts and documents with said bidder.

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

1. That in accordance with ALA. CODE §39-5-1(b) (1975), the City of Tuscaloosa, as the awarding authority, does hereby certify that to the best of its knowledge, information and belief, this contract was let in compliance with applicable provisions of this title and all other applicable provisions of law.

2. That the conditional award based upon competitive bid is hereby made to Premier Service Company, Inc. for the unit prices bid and for a total contract price not to exceed \$800,000.00 for 2023 Fiber Optic Network Expansion - Boring Services Project pursuant to the plans, specifications, drawings and related documents for the project, as the apparent lowest responsible, responsive bidder taking into consideration where appropriate, the qualities of the commodities, the labor, service, etc., conformity with specifications, the purpose for which required, the terms of delivery, transportation charges and dates of delivery where applicable.

3. That the representatives of the City, on behalf of the City of Tuscaloosa be, and they are hereby, authorized to issue notification of intention of award to the said bidder in said amount and proceed with completion of review and submittal for all contractual matters as required by the City's plans and specifications.

4. That this award is conditioned upon said bidder completing and submitting to the City through its representatives, all documents and other related matters required by the request for proposal of the bidder and upon notification from the City representatives that the bidder has complied with said requirements, the Mayor be, and he is hereby, authorized to execute a contract between the City of Tuscaloosa and said bidder for the project in the amount awarded above, by and as an act for and on behalf of the City of Tuscaloosa, and the City Clerk be, and she is hereby, authorized to attest the same, at which time the contract will be considered to have been awarded.

5. That upon notification from the City representatives that all preliminary matters have been complied with by the said low bidder and subsequent execution of said contract by the Mayor on behalf of the City, the City Representative be, and it is hereby, authorized to issue appropriate notices to proceed to the contractor.

FUNDING REQUIRED: Yes No

22914010-23521	\$25,000.00
10802040-21023	\$20,000.00
20306010-22537	\$125,000.00
20307003-0950	\$2,000.00
10104030-3100	\$15,000.00
20309030-23021	\$543,000.00
22240270-22500	\$20,000.00
10109073-3100	\$50,000.00

By: Bucky Schuff
 Chief Financial Officer

COUNCIL ACTION

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

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: LKJ

Requested: FC 10/17/2023

Presentation on: 10/17/2023

Suspension of Rules: NO

ORDINANCE NO. _____

AMENDING THE 2024 ELEVATE TUSCALOOSA FUND BUDGET
AMENDMENT 1
(A23-1516)

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA, ALABAMA, that the Elevate Tuscaloosa Fund of the City of Tuscaloosa be, and the same is hereby, amended as follows:

REVENUES		
Category	Current Life Budget	Amended Life Budget
Interest Income – Checking	\$0	\$600,000
State Reimbursement	\$0	\$25,000,000
Net Revenues		\$25,600,000

EXPENDITURES		
Category	Current Life Budget	Amended Life Budget
Saban Center	\$13,668,323	\$38,168,323
University Blvd Corridor	\$4,750,000	\$2,750,000
Snow Hinton Park	\$500,000	\$3,600,000
Trans to Facility Renewal	\$150,000	\$178,519.95
Contingency	\$3,882,284.84	\$3,853,764.89
Net Expenditures		\$25,600,000
Net Change		\$0

FUNDING REQUIRED: Yes No
Elevate Tuscaloosa Fund _____

By:  _____
Chief Financial Officer

COUNCIL ACTION

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

RESOLUTION

RESOLUTION AUTHORIZING PAYMENT OF BILLS

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

That the Chief Financial Officer be, and he is hereby, authorized to draw vouchers on municipal funds in the amounts shown, payable to the identified individuals/organizations for the purposes stated, and the Mayor and City Clerk are authorized to sign said vouchers:

BH2M, LLC	\$150,000.00
<i>Dock Transport Bond Release</i>	

Michael D. Smith	
<i>Substitute Municipal Court Judge on 10/4/23</i>	\$382.50

Travel and Training

Walter Maddox (Mayor/Clerk)	\$684.45
<i>Chamber of Commerce Event transportation reimbursement</i>	

TOTAL: \$151,066.95
Prepared: City Clerk
Requested: Accounting & Finance
Agenda: 10-17-2023