



**OPELIKA CITY COUNCIL**  
**“ REGULAR MEETING AGENDA “**  
**300 Martin Luther King Blvd.**  
**June 2, 2020**  
**TIME: 7:00 PM**

1. CALL TO ORDER
2. ROLL CALL
  1. Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon, Eddie Smith
3. INVOCATION
  1. Minister Kevin Flannagen from The Edge and Pastor Hamlet Barnes from Mustard Seed Faith Center.
4. PLEDGE OF ALLEGIANCE
  1. Elsie Beaver and Jordyn Brown with Girl Scout Troop 7238.
5. READING OF MINUTES
  1. Minutes from the 05-19-20 Council Meeting.
6. UNFINISHED BUSINESS
7. REMARKS BY THE MAYOR
8. CITIZEN COMMUNICATIONS (Limit comments to five minutes or less)
9. REPORT OF DISBURSEMENTS
10. COMMITTEE REPORTS
11. GENERAL BUSINESS
  1. Request 2020 Collinwood Christmas Luminaries on Friday, December 18th.
12. AWARDING OF BIDS
  1. Vacuum Excavation and Utility Daylighting Services - OPS.
  2. Substation U Bushings - OPS.
13. RESOLUTIONS
  1. Designate City Personal Property Surplus and Authorize Disposal.
  2. Request refund of Building Permit Fees to Maurice Ward.
  3. Contract Award City Wide Paving Project to East Alabama Paving Co. Inc.
  4. Contract Award General Roadway Improvements Project to Robinson Paving Co. Inc.
  5. Approve amendment to project development agreement with 280 Land Company, LLC.
  6. Accept Dedication of Right-of-Way of Lowe's Drive.

14. ORDINANCES

15. APPOINTMENTS

16. ADJOURN

1. Character Trait of the Month - Cooperation, the act or instance of working or acting together.

*"In compliance with the Americans with Disabilities Act, the City of Opelika will make reasonable arrangements to ensure accessibility to this meeting. If you need special assistance to participate in this meeting, please contact the ADA Coordinator 72 hours prior to the meeting at (334)705-2083."*



**City Council**  
204 South 7Th Street  
Opelika, AL

**SCHEDULED**

**CM MINUTES (ID # 4067)**

Meeting: 06/02/20 07:00 PM  
Department: City Clerk  
Category: CM Minutes  
Prepared By: Russell Jones  
Initiator: Russell Jones  
Sponsors:

DOC ID: 4067

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## Minutes from the 05-19-20 Council Meeting.



**OPELIKA CITY COUNCIL**  
**“ REGULAR MEETING MINUTES “**  
 300 Martin Luther King Blvd.  
**May 19, 2020**  
**TIME: 7:00 PM**

1. Call to Order

President Smith called the council meeting to order at 7:00 pm and asked Mr. Jones to call the roll.

2. Roll Call

Mr. Jones called the roll and all city council members were present.

1. Patricia Jones, Tiffany Gibson-Pitts, Dozier Smith T, David Canon, Eddie Smith

3. Invocation

Ms. Jones provided the invocation.

1. Patricia Jones City Council Ward 1.

4. Pledge of Allegiance

Mr. Jones led the Pledge of Allegiance.

1. Russell Jones City Clerk/Treasurer.

5. Reading of Minutes

1. Minutes from the 05-05-20 Council Meeting.

|                  |                                            |
|------------------|--------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED [UNANIMOUS]</b>                |
| <b>MOVER:</b>    | Tiffany Gibson-Pitts, Council Member       |
| <b>SECONDER:</b> | David Canon, Council Member                |
| <b>AYES:</b>     | Jones, Gibson-Pitts, Smith T, Canon, Smith |

6. Unfinished Business

7. Remarks By the Mayor

Mayor Fuller thanked President Pro-Tem Jones for helping to organize the Mayor's and council member's attendance at the Opelika High School Senior Class of 2020 parade at Opelika High School on Monday May 18, 2020. Mayor Fuller also thanked all of the council members for being present and noted that Mr. Smith T was a participant in the parade due to having a graduating senior in the class. Mayor Fuller recognized that a total of six Pre-K classes were granted money from the Alabama First Class Pre-K grants program and thanked the Education Committee of the Opelika Crime Commission for their support. Mayor Fuller then asked the council to review the code cases report that was passed out to each member before the meeting. Mayor Fuller then spoke about the request for a city right-of-way map by Ms. Pitts at the last meeting. Mayor Fuller stated that the question of cutting right-of-ways and a city map showing where to cut does not exist and that the city owns right-of-ways on every street in the city. Mayor Fuller also stated that Mr. Gunter sent a letter to the council about the city's right-of-ways for the entire city and not just the subdivisions. Mr. Gunter stated that was correct but there are some exceptions in the weed ordinance about undeveloped properties that are still in their natural state.

1. City's Financial Summary Report for April 2020.  
Mayor Fuller asked the council if they had any questions about the city's financial summary report that was passed out prior to the meeting, to please contact himself or Cindy Boyd with those questions.
2. April 2020 Monthly Building Report.  
Mayor Fuller asked Mr. Motley to give the April 2020 monthly building report. Mr. Motley presented the report to the council.
3. Proclamation honoring the 100th Anniversary of the Opelika Kiwanis Club.  
Mayor Fuller asked the President of the Opelika Kiwanis Club, Ricky Elliott, to come forward and accept a proclamation honoring the 100th anniversary of the founding of the club. Mayor Fuller then read the proclamation and presented it to Mr. Elliott.
8. Citizen Communications  
None.
9. Report of Disbursements
10. Committee Reports
11. General Business
  1. Request from Main Street for On Tap Craft Beer and Food Truck Event 8-1-2020.  
**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Dozier Smith T, Council Member  
**SECONDER:** Tiffany Gibson-Pitts, Council Member  
**AYES:** Jones, Gibson-Pitts, Smith T, Canon, Smith
  2. Request for 8th Annual Kid's Triathlon at the Sportsplex on 8-1-2020.  
**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** David Canon, Council Member  
**SECONDER:** Patricia Jones, President Pro-Tem  
**AYES:** Jones, Gibson-Pitts, Smith T, Canon, Smith
12. Awarding of Bids
13. Resolutions
  1. Resolution Expense Reports from various departments.  
**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Dozier Smith T, Council Member  
**SECONDER:** Patricia Jones, President Pro-Tem  
**AYES:** Jones, Gibson-Pitts, Smith T, Canon, Smith
  2. Resolution Employment Contract with Lori Huguley.  
**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Patricia Jones, President Pro-Tem  
**SECONDER:** David Canon, Council Member  
**AYES:** Jones, Gibson-Pitts, Smith T, Canon, Smith
  3. Resolution Appropriation to Community Foundation E.A., 2nd Annual Opelika Giving Day.  
**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Dozier Smith T, Council Member  
**SECONDER:** Tiffany Gibson-Pitts, Council Member  
**AYES:** Jones, Gibson-Pitts, Smith T, Canon, Smith
14. Ordinances

15. Appointments

16. Adjourn

The City Council meeting minutes of May 19th, 2020 are hereby adopted and approved this the \_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
President of City Council  
City of Opelika, Alabama

ATTEST:

\_\_\_\_\_  
Russell A. Jones

City Clerk - Treasurer

1. Character Trait of the Month - Patience, quiet, steady preserverance; even tempered care. President Smith mentioned the character trait of the month, patience. President Smith stated moving forward the council meetings will be more like normal meetings that include up to 50 percent capacity, citizen's communication and public hearings. President Smith also stated city administration is working on the ability to have citizens participate remotely if they so choose. President Smith asked if there was any other business. Ms. Jones asked Mayor Fuller about coloring the fountain at courthouse square purple for the virtual Relay for Life event on June 5, 2020. Mayor Fuller asked her to send him an email. Ms. Pitts stated that she was confused about how there was no right-of-way map and how public works would know which right-of-ways to cut if there was no map. Ms. Pitts stated she has had issues in her ward in the past with places going un-cut, and asking the city to cut these places and them then being cut. Ms. Pitts thanked the Mayor for getting those issues resolved but was concerned if the city doesn't have a right-of-way map, and if there is no map, how does public works know where to cut. Mayor Fuller stated public works has a route they normally cut and gave an example of an issue with some of the right-of-ways the State of Alabama should cut, but does not, and how public works has to cut those areas as well. Mayor Fuller also explained that anywhere there is private property in the city limits, the owner of that property is responsible for maintaining the yard all the way to the street which would include a portion of the city's right-of-way. Ms. Pitts then stated she reached out to other municipalities that have computer programs that allow citizens to enter a street address and the right-of-way at that address would appear and encouraged our city to have something similar for it's citizens. President Smith asked about the computer system being used and Ms. Pitts said she could provide which system was being used by other municipalities. Mayor Fuller then stated that they could do a ride through of Ms. Pitts's ward and look at all the different areas of right-of-way that would need to be addressed. Mayor Fuller also asked if Ms. Pitts noticed the right-of-way that was cut by the business at the particular address from the last meeting. Ms. Pitts acknowledged that she did notice it had been cut.
2. Motion to Adjourn.

The council meeting ended at 7:17 pm.

**RESULT:**       **APPROVED [UNANIMOUS]**  
**MOVER:**       Patricia Jones, President Pro-Tem  
**SECONDER:**   Tiffany Gibson-Pitts, Council Member  
**AYES:**         Jones, Gibson-Pitts, Smith T, Canon, Smith



**City Council**  
204 South 7Th Street  
Opelika, AL

**SCHEDULED**

**GENERAL BUSINESS (ID # 4068)**

Meeting: 06/02/20 07:00 PM  
Department: City Clerk  
Category: Request / Temp Street Closure  
Prepared By: Russell Jones  
Initiator: Russell Jones  
Sponsors:  
DOC ID: 4068

## **Request 2020 Collinwood Christmas Luminaries on Friday, December 18th.**

May 20, 2020

To the Honorable Mayor Gary Fuller and the Opelika City Council:

Re: **The Collinwood Christmas Luminaries**

Collinwood residents are making plans for their 52nd year of Luminaries scheduled on Friday, December 18, 2020 beginning at 5:00 p.m and ending at 9 p.m. In addition, we would like to request a *rain date* of Saturday, December 19, 2020 since the past two year's events had to be cancelled. These dates have been chosen so that we can utilize the youth from FUMC Opelika after they have concluded their semester finals. We are grateful for the past assistance provided by the City of Opelika and again request your participation in this special Christmas event.

Listed below are the areas requiring the assistance of city workers:

#### **CITY SHOPS**

- Deposit sand at 2 designated areas one week prior to December 18<sup>th</sup>: (*Dec 11th*)  
East Collinwood between 1115 (Ellen (Carr) Hollon) and 1119 (Cindy Moresi)  
West Collinwood between 1116 (Stanley Drake) and 1120 (Will Blevins)
- Clean the streets the morning of the Luminaries, Friday, December 18<sup>th</sup>.
- Pick-up roadside trash (yard clippings/debris) on Friday, December 18<sup>th</sup>.
- Provide and deliver **12** barricades to designated locations (\*\*\*Special Note below) on the morning of the event.

#### **POLICE DEPARTMENT**

- Put up barricades at 4:30 p.m. to slow and direct traffic flow until the route is established.
- Remove barricades around 9:00 p.m.

#### **OPELIKA LIGHT AND POWER**

- Turn all Collinwood street lights "off" on the morning of Friday, December 18<sup>th</sup>.
- Turn streetlights back "on" any time after 11:00 p.m. on Friday, December 18<sup>th</sup>.
- Request *temporary power* on the pole at the Entrance (*901 Oak Bowery*) to Collinwood to light the entrance sign.

#### **FIRE DEPARTMENT**

- The Opelika Fire Department will be notified of the date and time of the Luminaries.

\*\*\* Special Note:

The Luminaries follow a one-way route beginning on Collinwood Street at the intersection of North Tenth Street and Oak Bowery Road. Vehicles are routed left on West Collinwood Circle (*requires 4 barricades on Collinwood Street*), a right on Collinwood Street (*requires 3 barricades on E Collinwood Cir*), a left on East Collinwood Circle, ending at the Nativity Scene (*requires 3 barricades on E Collinwood Cir*), then a right on McLure Avenue (*2 barricades to keep any traffic from entering the wrong way*).

If you need additional information, please give me a call. The 58 residents of Collinwood thank you again for your time and efforts in working with us to make this a very special holiday event for our community. Merry Christmas from Collinwood!

Sincerely,

Ruth Torbert  
2020 Chairman  
334-740-0005

Attachment: 2020 Collinwood Luminaries Req Mayor Letter (4068 : Request 2020 Collinwood Christmas Luminaries on Friday, December 18th.)



## City Council

204 South 7Th Street  
Opelika, AL

### SCHEDULED

**BIDS (ID # 4070)**

Meeting: 06/02/20 07:00 PM  
Department: Purchasing and Revenue  
Category: Bid  
Prepared By: Angela Norrell  
Initiator: Lillie Finley  
Sponsors:  
DOC ID: 4070

## Vacuum Excavation and Utility Daylighting Services - OPS.

### RESOLUTION NO. \_\_\_\_\_

**WHEREAS**, the Purchasing Department solicited sealed bids for a contract for Vacuum Excavation and Utility Daylighting Services for Opelika Power Services; and

**WHEREAS**, Associated Mechanical Contractors submitted the lowest bid meeting specifications; and

**WHEREAS**, this is a budgeted purchase from System Expansion and Upgrades;

**NOW, THEREFORE, BE IT RESOLVED** by the City of Opelika, Alabama as follows:

1. That the contract be awarded to Associated Mechanical Contractors on their low bid meeting specifications.
2. That the Purchasing-Revenue Manager be authorized to issue a purchase order to Associated Mechanical Contractors on an as needed basis.
3. That the Controller be authorized to adjust the budget as necessary for this contract.
4. That the Mayor is hereby authorized to sign all documents pertaining to this contract.

**APPROVED AND ADOPTED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
C.E. "Eddie" Smith, Jr.  
President of the City Council  
City of Opelika, Alabama

ATTEST:

Bids (ID # 4070)

Meeting of June 2, 2020

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Russell A. Jones  
City Clerk - Treasurer

**FACT SHEET**

**SUBJECT:** Sealed Bid #20017 – We are asking the council to approve a contract for Vacuum Excavation and Utility Daylighting Services

**FACTS:**

- Bid opening date – 5/18/20
- User Department(s) – Opelika Power Services
- The bid was mailed to 9 vendors
- 4 bids were received
- Budgeted contract
- Bid tabulation sheet attached

**RECOMMENDATION:**

- **Recommend the contract be awarded to Associated Mechanical Contractors on their low bid meeting specifications on an as needed basis.**

|                                                                 |                                            |                    |                    |  |                   |
|-----------------------------------------------------------------|--------------------------------------------|--------------------|--------------------|--|-------------------|
| BID# 20017                                                      | DATE: 5/18/2020                            | DEPT: OPS          |                    |  | 9 VENDORS INVITED |
| DESCRIPTION: VACUUM EXCAVATION AND UTILITY DAYLIGHTING SERVICES |                                            |                    |                    |  | 4 BIDS RECEIVED   |
|                                                                 |                                            |                    |                    |  |                   |
|                                                                 | HYDROVAC TRUCK FULLY OPERATED ONE-MAN CREW |                    |                    |  |                   |
| VENDOR                                                          | 2020 Daily Rate                            | 2021 Daily Rate    | 2022 Daily Rate    |  |                   |
|                                                                 | (12 hours)                                 | (12 hours)         | (12 hours)         |  |                   |
|                                                                 |                                            |                    |                    |  |                   |
| AAA GENERAL CONTRACTORS INC                                     |                                            |                    |                    |  |                   |
| ATLANTIC ENGINEERING GROUP                                      |                                            |                    |                    |  |                   |
| BATSON-COOK CO                                                  |                                            |                    |                    |  |                   |
| BEEHIVE CONSTRUCTION LLC                                        |                                            |                    |                    |  |                   |
| CB&A PROJECT MGMT SVCS LLC                                      |                                            |                    |                    |  |                   |
| DONALD H ALLEN DEVELOPMENT INC                                  |                                            |                    |                    |  |                   |
| EAST ALABAMA UNDERGROUND LLC                                    |                                            |                    |                    |  |                   |
| JLD ENTERPRISES LLC                                             | \$ 2,400.00                                | \$ 2,520.00        | \$ 2,640.00        |  |                   |
| PRESTON CONSTRUCTION                                            |                                            |                    |                    |  |                   |
| Hydroexcavators, LLC                                            | \$ 2,460.00                                | \$ 2,580.00        | \$ 2,700.00        |  |                   |
| Smith Industrial Service, Inc.                                  | \$ 2,600.00                                | \$ 2,720.00        | \$ 2,900.00        |  |                   |
| <b>Associated Mechanical Contractors</b>                        | <b>\$ 2,625.00</b>                         | <b>\$ 2,690.00</b> | <b>\$ 2,750.00</b> |  |                   |
|                                                                 |                                            |                    |                    |  |                   |
|                                                                 | HYDROVAC ADDITIONAL LABOR IF REQUIRED      |                    |                    |  |                   |
| VENDOR                                                          | 2020 Daily Rate                            | 2021 Daily Rate    | 2022 Daily Rate    |  |                   |
|                                                                 | (12 hours)                                 | (12 hours)         | (12 hours)         |  |                   |
|                                                                 |                                            |                    |                    |  |                   |
| AAA GENERAL CONTRACTORS INC                                     |                                            |                    |                    |  |                   |
| ATLANTIC ENGINEERING GROUP                                      |                                            |                    |                    |  |                   |
| BATSON-COOK CO                                                  |                                            |                    |                    |  |                   |
| BEEHIVE CONSTRUCTION LLC                                        |                                            |                    |                    |  |                   |
| CB&A PROJECT MGMT SVCS LLC                                      |                                            |                    |                    |  |                   |
| DONALD H ALLEN DEVELOPMENT INC                                  |                                            |                    |                    |  |                   |
| EAST ALABAMA UNDERGROUND LLC                                    |                                            |                    |                    |  |                   |
| JLD ENTERPRISES LLC                                             | \$ 480.00                                  | \$ 540.00          | \$ 600.00          |  |                   |
| PRESTON CONSTRUCTION                                            |                                            |                    |                    |  |                   |
| Hydroexcavators, LLC                                            | \$ 420.00                                  | \$ 456.00          | \$ 492.00          |  |                   |
| Smith Industrial Service, Inc.                                  | \$ 560.00                                  | \$ 575.00          | \$ 595.00          |  |                   |
| <b>Associated Mechanical Contractors</b>                        | <b>\$ 140.00</b>                           | <b>\$ 140.00</b>   | <b>\$ 140.00</b>   |  |                   |

|                                                                 |                              |                              |                              |  |                   |
|-----------------------------------------------------------------|------------------------------|------------------------------|------------------------------|--|-------------------|
| BID# 20017 DATE: 5/18/2020 DEPT: OPS                            |                              |                              |                              |  | 9 VENDORS INVITED |
| DESCRIPTION: VACUUM EXCAVATION AND UTILITY DAYLIGHTING SERVICES |                              |                              |                              |  | 4 BIDS RECEIVED   |
| HYDROVAC TRUCK FULLY OPERATED ONE-MAN CREW OVERTIME RATE        |                              |                              |                              |  |                   |
| VENDOR                                                          | 2020 Hourly<br>Overtime Rate | 2021 Hourly<br>Overtime Rate | 2022 Hourly<br>Overtime Rate |  |                   |
| AAA GENERAL CONTRACTORS INC                                     |                              |                              |                              |  |                   |
| ATLANTIC ENGINEERING GROUP                                      |                              |                              |                              |  |                   |
| BATSON-COOK CO                                                  |                              |                              |                              |  |                   |
| BEEHIVE CONSTRUCTION LLC                                        |                              |                              |                              |  |                   |
| CB&A PROJECT MGMT SVCS LLC                                      |                              |                              |                              |  |                   |
| DONALD H ALLEN DEVELOPMENT INC                                  |                              |                              |                              |  |                   |
| EAST ALABAMA UNDERGROUND LLC                                    |                              |                              |                              |  |                   |
| JLD ENTERPRISES LLC                                             | \$ 225.00                    | \$ 240.00                    | \$ 260.00                    |  |                   |
| PRESTON CONSTRUCTION                                            |                              |                              |                              |  |                   |
| Hydroexcavators, LLC                                            | \$ 225.00                    | \$ 237.00                    | \$ 250.00                    |  |                   |
| Smith Industrial Service, Inc.                                  | \$ 285.00                    | \$ 290.00                    | \$ 295.00                    |  |                   |
| <b>Associated Mechanical Contractors</b>                        | <b>\$ 226.00</b>             | <b>\$ 232.00</b>             | <b>\$ 237.00</b>             |  |                   |
| HYDROVAC ADDITIONAL LABOR OVERTIME RATE                         |                              |                              |                              |  |                   |
| VENDOR                                                          | 2020 Hourly<br>Overtime Rate | 2021 Hourly<br>Overtime Rate | 2022 Hourly<br>Overtime Rate |  |                   |
| AAA GENERAL CONTRACTORS INC                                     |                              |                              |                              |  |                   |
| ATLANTIC ENGINEERING GROUP                                      |                              |                              |                              |  |                   |
| BATSON-COOK CO                                                  |                              |                              |                              |  |                   |
| BEEHIVE CONSTRUCTION LLC                                        |                              |                              |                              |  |                   |
| CB&A PROJECT MGMT SVCS LLC                                      |                              |                              |                              |  |                   |
| DONALD H ALLEN DEVELOPMENT INC                                  |                              |                              |                              |  |                   |
| EAST ALABAMA UNDERGROUND LLC                                    |                              |                              |                              |  |                   |
| JLD ENTERPRISES LLC                                             | \$ 50.00                     | \$ 55.00                     | \$ 60.00                     |  |                   |
| PRESTON CONSTRUCTION                                            |                              |                              |                              |  |                   |
| Hydroexcavators, LLC                                            | \$ 50.00                     | \$ 53.00                     | \$ 56.00                     |  |                   |
| Smith Industrial Service, Inc.                                  | \$ 60.00                     | \$ 62.00                     | \$ 64.00                     |  |                   |
| <b>Associated Mechanical Contractors</b>                        | <b>\$ 14.50</b>              | <b>\$ 14.50</b>              | <b>\$ 14.50</b>              |  |                   |

|                                                                 |                  |                  |                  |  |  |                   |
|-----------------------------------------------------------------|------------------|------------------|------------------|--|--|-------------------|
| BID# 20017                                                      | DATE: 5/18/2020  | DEPT: OPS        |                  |  |  | 9 VENDORS INVITED |
| DESCRIPTION: VACUUM EXCAVATION AND UTILITY DAYLIGHTING SERVICES |                  |                  |                  |  |  | 4 BIDS RECEIVED   |
| DISPOSITION OF MATERIAL                                         |                  |                  |                  |  |  |                   |
| VENDOR                                                          | 2020 Fee         | 2021 Fee         | 2022 Fee         |  |  |                   |
| AAA GENERAL CONTRACTORS INC                                     |                  |                  |                  |  |  |                   |
| ATLANTIC ENGINEERING GROUP                                      |                  |                  |                  |  |  |                   |
| BATSON-COOK CO                                                  |                  |                  |                  |  |  |                   |
| BEEHIVE CONSTRUCTION LLC                                        |                  |                  |                  |  |  |                   |
| CB&A PROJECT MGMT SVCS LLC                                      |                  |                  |                  |  |  |                   |
| DONALD H ALLEN DEVELOPMENT INC                                  |                  |                  |                  |  |  |                   |
| EAST ALABAMA UNDERGROUND LLC                                    |                  |                  |                  |  |  |                   |
| JLD ENTERPRISES LLC                                             | \$ 100.00        | \$ 125.00        | \$ 150.00        |  |  |                   |
| PRESTON CONSTRUCTION                                            |                  |                  |                  |  |  |                   |
| Hydroexcavators, LLC                                            | \$ 150.00        | \$ 150.00        | \$ 150.00        |  |  |                   |
| Smith Industrial Service, Inc.                                  | \$ 125.00        | \$ 125.00        | \$ 130.00        |  |  |                   |
| <b>Associated Mechanical Contractors</b>                        | <b>\$ 115.00</b> | <b>\$ 115.00</b> | <b>\$ 115.00</b> |  |  |                   |
| WATER FEES                                                      |                  |                  |                  |  |  |                   |
| VENDOR                                                          | 2020 Fees        | 2021 Fees        | 2022 Fees        |  |  |                   |
| AAA GENERAL CONTRACTORS INC                                     |                  |                  |                  |  |  |                   |
| ATLANTIC ENGINEERING GROUP                                      |                  |                  |                  |  |  |                   |
| BATSON-COOK CO                                                  |                  |                  |                  |  |  |                   |
| BEEHIVE CONSTRUCTION LLC                                        |                  |                  |                  |  |  |                   |
| CB&A PROJECT MGMT SVCS LLC                                      |                  |                  |                  |  |  |                   |
| DONALD H ALLEN DEVELOPMENT INC                                  |                  |                  |                  |  |  |                   |
| EAST ALABAMA UNDERGROUND LLC                                    |                  |                  |                  |  |  |                   |
| JLD ENTERPRISES LLC                                             | \$ 80.00         | \$ 85.00         | \$ 90.00         |  |  |                   |
| PRESTON CONSTRUCTION                                            |                  |                  |                  |  |  |                   |
| Hydroexcavators, LLC                                            | \$ 15.00         | \$ 15.00         | \$ 15.00         |  |  |                   |
| Smith Industrial Service, Inc.                                  | \$ 50.00         | \$ 60.00         | \$ 65.00         |  |  |                   |
| <b>Associated Mechanical Contractors</b>                        | <b>\$ 38.50</b>  | <b>\$ 44.00</b>  | <b>\$ 49.50</b>  |  |  |                   |

|                                                                              |                                       |                                       |                                       |                          |
|------------------------------------------------------------------------------|---------------------------------------|---------------------------------------|---------------------------------------|--------------------------|
| <b>BID# 20017    DATE: 5/18/2020    DEPT: OPS</b>                            |                                       |                                       |                                       | <b>9 VENDORS INVITED</b> |
| <b>DESCRIPTION: VACUUM EXCAVATION AND UTILITY DAYLIGHTING SERVICES</b>       |                                       |                                       |                                       | <b>4 BIDS RECEIVED</b>   |
| <b>SUPPORT TRUCK WHEN REQUIRED PRICING INCLUDES OPERATOR FOR CHASE TRUCK</b> |                                       |                                       |                                       |                          |
| <b>VENDOR</b>                                                                | <b>2020 Daily Rate<br/>(12 hours)</b> | <b>2021 Daily Rate<br/>(12 hours)</b> | <b>2022 Daily Rate<br/>(12 hours)</b> |                          |
| AAA GENERAL CONTRACTORS INC                                                  |                                       |                                       |                                       |                          |
| ATLANTIC ENGINEERING GROUP                                                   |                                       |                                       |                                       |                          |
| BATSON-COOK CO                                                               |                                       |                                       |                                       |                          |
| BEEHIVE CONSTRUCTION LLC                                                     |                                       |                                       |                                       |                          |
| CB&A PROJECT MGMT SVCS LLC                                                   |                                       |                                       |                                       |                          |
| DONALD H ALLEN DEVELOPMENT INC                                               |                                       |                                       |                                       |                          |
| EAST ALABAMA UNDERGROUND LLC                                                 |                                       |                                       |                                       |                          |
| JLD ENTERPRISES LLC                                                          | \$ 1,200.00                           | \$ 1,500.00                           | \$ 1,800.00                           |                          |
| PRESTON CONSTRUCTION                                                         |                                       |                                       |                                       |                          |
| Hydroexcavators, LLC                                                         | \$ 600.00                             | \$ 363.00/\$ 636.00                   | \$ 672.00                             |                          |
| Smith Industrial Service, Inc.                                               | \$ 740.00                             | \$ 760.00                             | \$ 780.00                             |                          |
| <b>Associated Mechanical Contractors</b>                                     | <b>\$ 168.00</b>                      | <b>\$ 174.00</b>                      | <b>\$ 180.00</b>                      |                          |
| <b>SUPPORT TRUCK WITH OPERATOR HOURLY OVERTIME RATE</b>                      |                                       |                                       |                                       |                          |
| <b>VENDOR</b>                                                                | <b>2020 Hourly<br/>Overtime Rate</b>  | <b>2021 Hourly<br/>Overtime Rate</b>  | <b>2022 Hourly<br/>Overtime Rate</b>  |                          |
| AAA GENERAL CONTRACTORS INC                                                  |                                       |                                       |                                       |                          |
| ATLANTIC ENGINEERING GROUP                                                   |                                       |                                       |                                       |                          |
| BATSON-COOK CO                                                               |                                       |                                       |                                       |                          |
| BEEHIVE CONSTRUCTION LLC                                                     |                                       |                                       |                                       |                          |
| CB&A PROJECT MGMT SVCS LLC                                                   |                                       |                                       |                                       |                          |
| DONALD H ALLEN DEVELOPMENT INC                                               |                                       |                                       |                                       |                          |
| EAST ALABAMA UNDERGROUND LLC                                                 |                                       |                                       |                                       |                          |
| JLD ENTERPRISES LLC                                                          | \$ 125.00                             | \$ 150.00                             | \$ 175.00                             |                          |
| PRESTON CONSTRUCTION                                                         |                                       |                                       |                                       |                          |
| Hydroexcavators, LLC                                                         | \$ 65.00                              | \$ 69.00                              | \$ 73.00                              |                          |
| Smith Industrial Service, Inc.                                               | \$ 75.00                              | \$ 77.00                              | \$ 79.00                              |                          |
| <b>Associated Mechanical Contractors</b>                                     | <b>NC</b>                             | <b>NC</b>                             | <b>NC</b>                             |                          |

[illegible]



# City Council

204 South 7Th Street  
Opelika, AL

## SCHEDULED

**BIDS (ID # 4071)**

Meeting: 06/02/20 07:00 PM  
Department: Purchasing and Revenue  
Category: Bid  
Prepared By: Angela Norrell  
Initiator: Lillie Finley  
Sponsors:  
DOC ID: 4071

## Substation U Bushings - OPS.

### RESOLUTION NO. \_\_\_\_\_

**WHEREAS**, the Purchasing Department solicited sealed bids for a contract for Substation U Bushings for Opelika Power Services; and

**WHEREAS**, Anixter, Inc. submitted the lowest bid but did not meet specifications; and

**WHEREAS**, Stuart C. Irby Co. was the next lowest bidder meeting specifications; and

**WHEREAS**, this is a budgeted purchase from System Expansion and Upgrades;

**NOW, THEREFORE, BE IT RESOLVED** by the City of Opelika, Alabama as follows:

1. That the contract be awarded to Stuart C. Irby Co. on their low bid meeting specifications.
2. That the Purchasing-Revenue Manager be authorized to issue a purchase order to Stuart C. Irby Co. for the total amount of \$55,404.00.
3. That the Controller be authorized to adjust the budget as necessary for this contract.
4. That the Mayor is hereby authorized to sign all documents pertaining to this contract.

**APPROVED AND ADOPTED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
C.E. "Eddie" Smith, Jr.  
President of the City Council  
City of Opelika, Alabama

ATTEST:

Bids (ID # 4071)

Meeting of June 2, 2020

---

Russell A. Jones  
City Clerk - Treasurer

## FACT SHEET

SUBJECT: Sealed Bid #20021 – We are asking the council to approve a contract for Substation U Bushings

### FACTS:

- Bid opening date – 5/18/20
- User Department(s) – Opelika Power Services
- The bid was mailed to 4 vendors
- 3 bids were received
- Budgeted contract
- Bid tabulation sheet attached

### RECOMMENDATION:

- **Recommend the contract be awarded to Stuart C. Irby Co. on their next lowest bid meeting specifications in the amount of \$55,404.00. Anixter's low bid of Unit Price \$5,589.53, totaling \$50,305.77, is for a Hubbell product. The Hubbell bushing does not meet specifications and cannot be used without extensive modifications and added material and labor expenses. The Hubbell product also requires additional connections which are potential points of failure and hurt the overall substation reliability.**

[illegible]

## RESOLUTION NO. (ID # 4072)

Designate City Personal Property Surplus and Authorize Disposal.

RESOLUTION NO. \_\_\_\_\_

**WHEREAS**, the City of Opelika, Alabama, has certain items of personal property which are no longer needed for public or municipal purposes; and

**WHEREAS**, Section 11-43-56 of the Alabama Code of 1975 authorizes the Municipal Governing body to dispose of unneeded personal property;

**NOW, THEREFORE, BE IT RESOLVED** by the City of Opelika, Alabama as follows:

**SECTION 1.** That the following personal property owned by the City of Opelika, Alabama, is no longer needed for public or municipal purposes:

| No. | Qty. | Unit | Item Description            | Fixed Asset |
|-----|------|------|-----------------------------|-------------|
| 1.  | 1    | Lot  | Cell phones and accessories | NA          |

**SECTION 2.** That the Mayor is hereby authorized and directed to dispose of the personal property owned by the City of Opelika, Alabama, described in Section 1 above. If any such property has marketable value, the Mayor shall receive bids or quotations for such property and shall sell the same to the highest bidder. If the property has no marketable value, the Mayor may dispose of such property in the most economical and feasible manner available to him.

**APPROVED AND ADOPTED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

---

C.E. "Eddie" Smith, Jr.  
President of the City Council  
City of Opelika, Alabama

ATTEST:

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Russell A. Jones  
City Clerk - Treasurer

## RESOLUTION NO. (ID # 4065)

Request refund of Building Permit Fees to Maurice Ward.

RESOLUTION NO. \_\_\_\_\_

**WHEREAS**, a Petition by Maurice Ward has been presented to the City of Opelika for refund of Building Permit fees collected for the repair of a building located at 207 Avenue A which was demolished instead:

**WHEREAS**, the Petition and correctness of the amount of the Petition has been validated by Lillie Finley, Revenue Officer, City of Opelika, Alabama;

**NOW, THEREFORE, BE IT RESOLVED** by the City council of the City of Opelika, Alabama, as follows:

- 1) That the Petitioner be and the same is entitled to a refund in said amount; and
- 2) That the Clerk of the City of Opelika is hereby authorized to refund said permit fees in the amount of \$950.00 to the Petitioner, Maurice Ward, at P.O. Box 1107, Valley, Alabama 36854.

**APPROVED and ADOPTED** this the \_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Eddie Smith, Council President  
City of Opelika, Alabama

ATTEST:

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Russell Jones

City Clerk - Treasurer

## RESOLUTION NO. (ID # 4073)

Contract Award City Wide Paving Project to East Alabama Paving Co. Inc.

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION AWARDING CONTRACT TO EAST ALABAMA  
PAVING CO., INC., FOR CITY-WIDE ASPHALT PAVING PROJECT**

**WHEREAS**, the City of Opelika, Alabama (the “City”) has heretofore advertised bids for the 2020 City-Wide Asphalt Paving Project (Bid No. 20018) in accordance with specifications on file in the office of the Purchasing-Revenue Manager; and

**WHEREAS**, on May 26, 2020, bids were received, duly opened and read aloud; and

**WHEREAS**, bids were received from one (1) vendor, i.e. East Alabama Paving Company, Inc.; and

**WHEREAS**, upon careful examination, validation and verification, the bid of East Alabama Paving Co., Inc., was found to be the lowest, responsive bid based on the unit price quotations; and

**WHEREAS**, pursuant to the bid specifications, compensation payable to the contractor is based solely on unit price quotations and quantities of work; and

**WHEREAS**, the schedule of unit prices submitted by East Alabama Paving Company is attached hereto as Exhibit “A”; and

**WHEREAS**, unit price quotations include all mobilization, labor, materials, tools and equipment and also include all overhead and profit; and

**WHEREAS**, in the bid documents, the City reserves the right to increase and decrease estimated quantities of work without a change in unit prices; and

**WHEREAS**, the City Engineer has recommended that the contract for the 2020 City-Wide Asphalt Paving Project be awarded to East Alabama Paving Co., Inc. based on the unit prices quoted by said contractor: and

**WHEREAS**, the City has budgeted general funds as well as Gas Tax funds for the annual resurfacing and roadway improvement program, which amount includes milling of existing asphalt, and asphalt paving; and

**WHEREAS**, the Engineering Department has recommended the letting of three separate contracts for the annual roadway improvement program, i.e. one contract for asphalt resurfacing

(milling, some basecourse repairs and asphalt paving) and a second contract for striping, and a third for general roadway improvements; and

**WHEREAS**, the City Engineer has certified the funds for the contract are available.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Opelika, Alabama, as follows:

1. That the bid of East Alabama Paving Co., Inc., for the 2020 City-Wide Asphalt Paving Project (Bid No. 20018) based on the unit price quotations submitted by the Contractor, a copy of which is attached hereto as Exhibit "A", be and the same is hereby accepted and approved.

2. That the Mayor is hereby authorized and directed to execute and deliver the contract for the 2020 City-Wide Asphalt Paving Project (the "Contract") in the name and on behalf of the City and such other ancillary documents as may be necessary or appropriate in order to carry into effect the purpose and intent of this Resolution and to carry out fully the transactions contemplated therein on behalf of the City.

3. That the officers of the City and any person or persons designated and authorized by any officers of the City to act in the name and on behalf of the City, or any one or more of them, are authorized to do or cause to be done or performed in the name and on behalf of the City such other acts and to execute and deliver or cause to be executed and delivered in the name and on behalf of the City such other notices, certificates, assurances or other instruments or other communications under the seal of the City or otherwise, as they or any of them deem necessary or advisable or appropriate in order to carry into effect the intent of the provisions of this Resolution.

4. In order to meet the City's financial obligation under the Contract, the City Council hereby authorizes the expenditure and payment from budgeted funds of up to \$800,000.

5. That the Purchasing-Revenue Manager is authorized and directed to issue all necessary and appropriate purchase orders to implement this Resolution.

6. That this Resolution shall take effect immediately upon its passage and adoption by the City Council.

**ADOPTED AND APPROVED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

---

PRESIDENT OF THE CITY COUNCIL OF THE

CITY OF OPELIKA, ALABAMA

ATTEST:

---

CITY CLERK

## 16A2--Schedule of Values City-Wide Asphalt Paving Project

## Schedule of Values

| ITEM NO. | DESCRIPTION                | UNIT   | MINIMUM APPROXIMATE QUANTITY | UNIT COST |
|----------|----------------------------|--------|------------------------------|-----------|
| 405A     | Bituminous Tack Coat       | (GAL)  | 3930                         | 4.54      |
| 408A     | Asphalt Milling (0" to 2") | (SY)   | 27859                        | 4.94      |
| 424A-000 | Asphalt Wearing Surface    | (TON)  | 3684                         | 91.29     |
| 424A-001 | Asphalt Leveling           | (TON)  | 848                          | 91.29     |
| 424B-000 | Asphalt Patching           | (TON)  | 2024                         | 136.73    |
| 622A     | Raising Manholes           | (EACH) | 30                           | 766.00    |
| 650A     | Granular Shoulder Backfill | (CY)   | 365                          | 34.00     |
| 701C-000 | Solid Temporary Stripe     | (MILE) | 4                            | 625.00    |

NOTE: Total the unit cost column at the bottom. Do not multiply the minimum approximate quantities with the unit cost.

|       |           |
|-------|-----------|
| TOTAL | \$1753.79 |
|-------|-----------|

East Alabama Paving Company, Inc.

  
JOHN RICKY TAMM  
VICE PRESIDENT

## RESOLUTION NO. (ID # 4074)

Contract Award General Roadway Improvements Project to Robinson Paving Co. Inc.**RESOLUTION NO. \_\_\_\_\_****A RESOLUTION AWARDDING CONTRACT TO ROBINSON PAVING CO., INC., FOR  
GENERAL ROADWAY IMPROVEMNETS PROJECT**

**WHEREAS**, the City of Opelika, Alabama (the “City”) has heretofore advertised bids for the General Roadway Improvements Project (Bid No. 20019) in accordance with specifications on file in the office of the Purchasing-Revenue Manager; and

**WHEREAS**, on May 26, 2020, bids were received, duly opened and read aloud; and

**WHEREAS**, bids were received from one (1) vendor, i.e. Robinson Paving Company, Inc.; and

**WHEREAS**, upon careful examination, validation and verification, the bid of Robinson Paving Co., Inc., was found to be the lowest, responsive bid based on the unit price quotations; and

**WHEREAS**, pursuant to the bid specifications, compensation payable to the contractor is based solely on unit price quotations and quantities of work; and

**WHEREAS**, the schedule of unit prices submitted by Robinson Paving Company is attached hereto as Exhibit “A”; and

**WHEREAS**, unit price quotations include all mobilization, labor, materials, tools and equipment and also include all overhead and profit; and

**WHEREAS**, in the bid documents, the City reserves the right to increase and decrease estimated quantities of work without a change in unit prices; and

**WHEREAS**, the City Engineer has recommended that the contract for the General Roadway Improvements Project be awarded to Robinson Paving Co., Inc. based on the unit prices quoted by said contractor: and

**WHEREAS**, the City has budgeted funds for the annual resurfacing and roadway improvement program, which amount includes milling of existing asphalt, some basecourse repairs, asphalt paving, miscellaneous concrete and roadway work and striping; and

**WHEREAS**, the Engineering Department has recommended the letting of three separate contracts for the annual roadway improvement program, i.e. one contract for asphalt resurfacing (milling, some basecourse repairs and asphalt paving) and a second contract for striping, and a

third for general roadway improvements; and

**WHEREAS**, the City Engineer has certified the funds for the contract are available.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Opelika, Alabama, as follows:

1. That the bid of Robinson Paving Co., Inc., for the General Roadway Improvements Project (Bid No. 20019) based on the unit price quotations submitted by the Contractor, a copy of which is attached hereto as Exhibit "A", be and the same is hereby accepted and approved.

2. That the Mayor is hereby authorized and directed to execute and deliver the contract for the General Roadway Improvements Project (the "Contract") in the name and on behalf of the City and such other ancillary documents as may be necessary or appropriate in order to carry into effect the purpose and intent of this Resolution and to carry out fully the transactions contemplated therein on behalf of the City.

3. That the officers of the City and any person or persons designated and authorized by any officers of the City to act in the name and on behalf of the City, or any one or more of them, are authorized to do or cause to be done or performed in the name and on behalf of the City such other acts and to execute and deliver or cause to be executed and delivered in the name and on behalf of the City such other notices, certificates, assurances or other instruments or other communications under the seal of the City or otherwise, as they or any of them deem necessary or advisable or appropriate in order to carry into effect the intent of the provisions of this Resolution.

4. In order to meet the City's financial obligation under the Contract, the City Council hereby authorizes the expenditure and payment from budgeted funds of up to \$400,000.

5. That the Purchasing-Revenue Manager is authorized and directed to issue all necessary and appropriate purchase orders to implement this Resolution.

6. That this Resolution shall take effect immediately upon its passage and adoption by the City Council.

**ADOPTED AND APPROVED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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PRESIDENT OF THE CITY COUNCIL OF THE  
CITY OF OPELIKA, ALABAMA

ATTEST:

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CITY CLERK

## 16a2--Schedule of Values--General Roadway Improvements

| PAY ITEM | DESCRIPTION                                                                           | UNIT     | MINIMUM APPROXIMATE QUANTITY | UNIT COST   |
|----------|---------------------------------------------------------------------------------------|----------|------------------------------|-------------|
| 201A-002 | Clearing and Grubbing (approximately 5 Acres)                                         | ACRE     | 2                            | \$ 6,500.00 |
| 206C-000 | REMOVING CONCRETE SIDEWALK ( See below units of measurement)                          | SQ YD    | 300                          |             |
|          | REMOVE CONCRETE SIDEWALK, 0 - 50 SQUARE YARDS                                         | SQ YD    |                              | \$ 29.4     |
|          | REMOVE CONCRETE SIDEWALK, 50 - 100 SQUARE YARDS                                       | SQ YD    |                              | \$ 27.3     |
|          | REMOVE CONCRETE SIDEWALK, 100 - 150 SQUARE YARDS                                      | SQ YD    |                              | \$ 25.2     |
|          | REMOVE CONCRETE SIDEWALK, GREATER THAT 150 SQUARE YARDS                               | SQ YD    |                              | \$ 23.1     |
| 206C-010 | REMOVE CONCRETE DRIVEWAY (See below units of measurement)                             | SQ YD    | 100                          | \$ -        |
|          | REMOVE CONCRETE DRIVEWAY, 0 - 50 SQUARE YARDS                                         | SQ YD    |                              | \$ 44.1     |
|          | REMOVE CONCRETE DRIVEWAY, 50 - 100 SQUARE YARDS                                       | SQ YD    |                              | \$ 42.0     |
|          | REMOVE CONCRETE DRIVEWAY, 100 - 150 SQUARE YARDS                                      | SQ YD    |                              | \$ 39.9     |
|          | REMOVE CONCRETE DRIVEWAY, GREATER THAN 150 SQUARE YARDS                               | SQ YD    |                              | \$ 37.8     |
| 206C-020 | REMOVING ASPHALT PAVEMENT                                                             | SQ YD    | 100                          | \$ -        |
| 206D-002 | REMOVE CURB, (See below units of measurement)                                         | LIN FT   | 100                          | \$ -        |
|          | REMOVE CURB, 0 - 50 LINEAR FEET                                                       | LIN FT   |                              | \$ 21.0     |
|          | REMOVE CURB, 50 - 100 LINEAR FEET                                                     | LIN FT   |                              | \$ 15.7     |
|          | REMOVE CURB, 100 - 150 LINEAR FEET                                                    | LIN FT   |                              | \$ 10.5     |
|          | REMOVE CURB, GREATER THAN 150 LINEAR FEET                                             | LIN FT   |                              | \$ 10.5     |
| 210A-000 | UNCLASSIFIED EXCAVATION                                                               | CU YD    | 50                           | \$ 52.50    |
| 210D-010 | BORROW EXCAVATION                                                                     | CU YD    | 20                           | \$ 52.50    |
| 214A-000 | STRUCUTRE EXCAVATION                                                                  | CU YD    | 20                           | \$ 52.50    |
| 214B-000 | FOUNDATION BACKFILL, LOCAL                                                            | CU YD    | 20                           | \$ 52.50    |
| 214B-001 | FOUNDATION BACKFILL, COMMERCIAL                                                       | CU YD    | 20                           | \$ 52.50    |
| 230A-000 | ROADBED PROCESSING                                                                    | RDBD STA | 2                            | \$ 2,500.00 |
| 305B-078 | Crushed Aggregate, Section 825, Tybe B, for Misc. Use                                 | TON      | 100                          | \$ 52.50    |
| 529A-000 | *RETAINING WALL                                                                       | SQ FT    | 8                            | \$ 236.25   |
| 533A-097 | *15" STORM SEWER PIPE, CLASS 3 R.C. (0 to 24 LIN FT)                                  | LIN FT   | 8                            | \$ 105.00   |
| 533A-098 | 18" STORM SEWER PIPE, CLASS 3 R.C.                                                    | LIN FT   | 100                          | \$ 48.30    |
| 533A-099 | *24" STORM SEWER PIPE, CLASS 3 R.C. (0 to 24 LIN FT)                                  | LIN FT   | 8                            | \$ 105.00   |
| 606A-000 | * 6' UNDERDRAIN PIPE                                                                  | LIN FT   | 8                            | \$ 52.50    |
| 618A-000 | CONCRETE SIDEWALK, 4" THICK, (See below units of measurement)                         | SQ YD    | 400                          | \$ -        |
|          | CONCRETE SIDEWALK, 4" THICK, 0 - 50 SQUARE YARDS                                      | SQ YD    |                              | \$ 63.00    |
|          | CONCRETE SIDEWALK, 4" THICK, 50 - 100 SQUARE YARDS                                    | SQ YD    |                              | \$ 60.90    |
|          | CONCRETE SIDEWALK, 4" THICK, 100 - 150 SQUARE YARDS                                   | SQ YD    |                              | \$ 57.75    |
|          | CONCRETE SIDEWALK, 4" THICK, GREATER THAN 150 SQUARE YARDS                            | SQ YD    |                              | \$ 54.60    |
| 618B-002 | CONCRETE DRIVEWAY, 6" THICK, (See below units of measurement)                         | SQ YD    | 200                          | \$ -        |
|          | CONCRETE DRIVEWAY, 6" THICK, 0 - 50 SQUARE YARDS                                      | SQ YD    |                              | \$ 68.25    |
|          | CONCRETE DRIVEWAY, 6" THICK, 50 - 100 SQUARE YARDS                                    | SQ YD    |                              | \$ 65.10    |
|          | CONCRETE DRIVEWAY, 6" THICK, 100 - 150 SQUARE YARDS                                   | SQ YD    |                              | \$ 63.00    |
|          | CONCRETE DRIVEWAY, 6" THICK, GREATER THAN 150 SQUARE YARDS                            | SQ YD    |                              | \$ 60.90    |
| 453C-000 | REMOVAL OF CONCRETE PAVEMENT SLAB, (APPROX. 6" THICK)(See below units of measurement) | SQ YD    | 50                           | \$ -        |
|          | REMOVAL OF CONCRETE PAVEMENT SLAB, (APPROX. 6" THICK) 0 - 50 SQUARE YARDS             | SQ YD    |                              | \$ 52.50    |
|          | REMOVAL OF CONCRETE PAVEMENT SLAB, (APPROX. 6" THICK) 50 - 100 SQUARE YARDS           | SQ YD    |                              | \$ 47.25    |
|          | REMOVAL OF CONCRETE PAVEMENT SLAB, (APPROX. 6" THICK) 100 - 150 SQUARE YARDS          | SQ YD    |                              | \$ 42.00    |
|          | REMOVAL OF CONCRETE PAVEMENT SLAB, (APPROX. 6" THICK) GREATER THAN 150 SQUARE YARDS   | SQ YD    |                              | \$ 42.00    |
| 450A-013 | PLAIN CEMENT CONCRETE PAVEMENT, 6 INCHES THICK, (See below units of measurement)      | SQ YD    | 50                           | \$ -        |
|          | PLAIN CEMENT CONCRETE PAVEMENT, 6 INCHES THICK, 0 - 50 SQUARE YARDS                   | SQ YD    |                              | \$ 71.40    |
|          | PLAIN CEMENT CONCRETE PAVEMENT, 6 INCHES THICK, 50 - 100 SQUARE YARDS                 | SQ YD    |                              | \$ 68.25    |
|          | PLAIN CEMENT CONCRETE PAVEMENT, 6 INCHES THICK, 100 - 150 SQUARE YARDS                | SQ YD    |                              | \$ 66.15    |
|          | PLAIN CEMENT CONCRETE PAVEMENT, 6 INCHES THICK, GREATER THAN 150 SQUARE YARDS         | SQ YD    |                              | \$ 63.00    |
| 618C-000 | INLAYED TRUNCATED DOME MAT, BRICK RED, FURNISH AND INSTALL                            | SQ FT    | 50                           | \$ 26.25    |
| 619A-003 | 18 ROADWAY PIPE END TREATMENT, CLASS 1                                                | EACH     | 1                            | \$ 1,050.00 |
| 620A-000 | * MINOR STRUCTURE CONCRETE                                                            | CU YD    | 5                            | \$ 3,675.00 |
| 621A-022 | * JUNCTION BOXES, TYPE 1 MODIFIED                                                     | EACH     | 1                            | \$ 7,875.00 |
| 621C-031 | INSETS, TYPE S1 (1 WING)                                                              | EACH     | 1                            | \$ 5,775.00 |
| 621C-073 | * INLEST, TYPE S2 (1 WING)                                                            | EACH     | 1                            | \$ 5,775.00 |
| 621D-020 | * INLET UNITS, TYPE S1                                                                | EACH     | 1                            | \$ 7,875.00 |

Attachment: Exhibit A--General Roadway bid tabulation (4074 : Contract Award General Roadway Improvements Project to Robinson Paving

|          |                                                                                                                        |          |      |    |           |
|----------|------------------------------------------------------------------------------------------------------------------------|----------|------|----|-----------|
| 623C-000 | COMBINATION CURB & GUTTER, 24 INCH, TYPE C (See below units of measurement)                                            | LIN FT   | 1000 | \$ | -         |
|          | COMBINATION CURB & GUTTER, 24 INCH, TYPE C, 0 - 50 LINEAR FEET                                                         | LIN FT   |      | \$ | 26.0      |
|          | COMBINATION CURB & GUTTER, 24 INCH, TYPE C, 50 - 100 LINEAR FEET                                                       | LIN FT   |      | \$ | 24.0      |
|          | COMBINATION CURB & GUTTER, 24 INCH, TYPE C, 100 - 150 LINEAR FEET                                                      | LIN FT   |      | \$ | 23.0      |
|          | COMBINATION CURB & GUTTER, 24 INCH, TYPE C, GREATER THAN 150 LINEAR FEET                                               | LIN FT   |      | \$ | 23.0      |
| 650A-000 | TOPSOIL                                                                                                                | CU YD    | 50   | \$ | 78.0      |
| 652A-100 | SEEDING                                                                                                                | ACRE     | 1    | \$ | 2,100.0   |
| 654A-001 | SOLID SODDING (ALL TYPES)                                                                                              | SQ YD    | 100  | \$ | 25.0      |
| 656A-010 | MULCHING                                                                                                               | ACRE     | 1    | \$ | 2,100.0   |
| 659A-049 | * ROLLED EROSION CONTROL PRODUCT, TYPE (5B)                                                                            | SQ YD    | 50   | \$ | 26.0      |
| 665A-000 | TEMPORARY SEEDING                                                                                                      | ACRE     | 1    | \$ | 2,100.0   |
| 665B-000 | TEMPORARY MULCHING                                                                                                     | ACRE     | 1    | \$ | 2,100.0   |
| 665N-000 | TEMPORARY COURSE AGGREGATE                                                                                             | TON      | 25   | \$ | 52.0      |
| 665J-002 | SILT FENCE                                                                                                             | LIN FT   | 50   | \$ | 5.0       |
| 665O-001 | SILT FENCE REMOVAL                                                                                                     | LIN FT   | 50   | \$ | 2.0       |
| 665P-005 | INLET PROTECTION                                                                                                       | EACH     | 5    | \$ | 2,100.0   |
| 665Q-002 | WATTLE                                                                                                                 | LIN FT   | 50   | \$ | 21.0      |
| 730C-001 | Furnish and Install Pedestrian Signalization System, LED Type for Samford Avenue and Fox Run Parkway--See illustration | LUMP SUM | 1    | \$ | 65,000.0  |
| 740A-000 | TRAFFIC CONTROL                                                                                                        | LUMP SUM | 1    | \$ | 1,000.0   |
| TOTAL    |                                                                                                                        |          |      | \$ | 120,059.5 |

\* Provide unit cost, but line item may not be used under the contract.

NOTE: Total the unit cost column at the bottom. Do not multiply the minimum approximate quantities with the unit costs.

RESOLUTION NO. (ID # 4075)

Approve amendment to project development agreement with 280 Land Company, LLC.

RESOLUTION NO. \_\_\_\_\_

**RESOLUTION APPROVING FIRST AMENDMENT TO PROJECT DEVELOPMENT  
AGREEMENT BETWEEN THE CITY OF OPELIKA, ALABAMA**

**AND 280 LAND COMPANY, LLC**

**WHEREAS**, the City of Opelika (the “City”) and 280 Land Company, LLC (the “Company”) heretofore entered into a Project Development Agreement dated as of September 4, 2019 (herein called the “Project Development Agreement”) pursuant to which the Company agreed to construct or cause to be constructed the public infrastructure in Phases 1 and 2 of Hidden Lakes Subdivision South; and

**WHEREAS**, the Project Development Agreement specified that on or before December 31, 2019, the Company would complete the construction of the public infrastructure in Phases 1 and 2; and

**WHEREAS**, construction has taken longer to complete than planned due to weather delays; and

**WHEREAS**, the City and the Company have agreed to extend the completion date for said infrastructure; and

**WHEREAS**, a proposed First Amendment to the Project Development Agreement (hereinafter the “First Amendment”) to be entered into between the City and the Company has been prepared and submitted to the City Council for approval and the City Council has determined that it is now in the best interest of the City and its citizens to approve said First Amendment; and

**WHEREAS**, to the extent not specifically amended by the First Amendment, the Project

Development Agreement will remain in full force and effect.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Opelika, Alabama, as follows:

1. That the proposed First Amendment to Project Development Agreement to be entered into between the City and the Company, a copy of which is attached hereto as Exhibit “A”, is hereby approved, authorized, ratified and confirmed in the form substantially submitted to the City Council with such changes thereto (by addition or deletion), as the Mayor shall approve, which approval shall be conclusively evidenced by the execution and delivery of said First Amendment.
2. That the Mayor is hereby authorized and directed to execute and deliver said First Amendment to Project Development Agreement for and on behalf and in the name of the City and the City Clerk is hereby authorized and directed to affix the official seal of the City to said First Amendment and to attest the same.
3. All prior actions taken, and agreements, documents or notices executed and delivered, by the Mayor or any officer or member of the City Council or other representative of the City, in connection with the Project Development Agreement are hereby approved, and the terms and provisions thereof, as amended, are hereby approved, ratified and confirmed/
4. All ordinances, resolutions, orders or parts thereof, of the City Council in conflict or inconsistent with the provision of this Resolution are, to the extent of such conflict or inconsistency are repealed.
5. That this Resolution shall take effect upon its passage and adoption by the City Council.

**ADOPTED AND APPROVED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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PRESIDENT OF THE CITY COUNCIL OF THE

CITY OF OPELIKA, ALABAMA

ATTEST:

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CITY CLERK

**FIRST AMENDMENT TO PROJECT DEVELOPMENT AGREEMENT BETWEEN  
THE CITY OF OPELIKA AND 280 LAND COMPANY, LLC**

STATE OF ALABAMA  
COUNTY OF LEE

**THIS FIRST AMENDMENT TO PROJECT DEVELOPMENT AGREEMENT** by and between the **CITY OF OPELIKA, ALABAMA**, an Alabama municipal corporation organized and existing under the State of Alabama (the “City”) and **280 LAND COMPANY, LLC**, an Alabama limited liability company (the “Company”) is entered into as of the \_\_\_\_ day of \_\_\_\_\_, 2020.

**RECITALS**

The parties hereto make the following recitals of facts as the basis for undertakings herein made:

WHEREAS, the Company is the owner of approximately 205.84 acres located on the southside of Sportsplex Drive and north of West Point Parkway; and

WHEREAS, on October 2, 2018, the City Council approved a Development Plan for Hidden Lakes Subdivision South (the “Subdivision”) on approximately 205.84 acres; and

WHEREAS, it is anticipated that the Company will develop the Subdivision in five (5) phases with approximately 64 developable lots for single-family detached residences and 29 townhouse units on the Project Site; and

WHEREAS, the Project is expected to expand and increase the tax revenues of the City by development of said Subdivision (the “Project”); and

WHEREAS, the City and the Company have heretofore entered into a Project Development Agreement dated September 4, 2019 (herein called the “Agreement”) pursuant to which the Company agreed to construct or cause to be constructed the public infrastructure in Phases 1 and 2 of the Subdivision; and

WHEREAS, the Agreement specified that on or before December 31, 2019 the Company would complete the construction of the public infrastructure in Phases 1 and 2; and

WHEREAS, construction has taken longer to complete than planned due to weather delays; and

WHEREAS, the City and the Company have agreed to extend said completion date according to the terms and conditions hereinafter stated.

## **AGREEMENT**

**NOW, THEREFORE**, for and in consideration of the premises, and the respective agreements, promises and covenants of the parties hereto, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

Section 1. That Article 3 of the Agreement is amended to read as follows:

### **ARTICLE 3**

#### **AGREEMENTS AND OBLIGATIONS OF THE COMPANY**

The agreements and obligations of the City under Article 4 of this Agreement are contingent upon satisfaction by the Company of the following conditions precedent:

- (1) The Company hereby agrees to punctually observe and perform all agreements thereof under this Agreement.
- (2) The Company agrees that it will construct or cause to be constructed, in two phases, the public infrastructure in Phases 1 and 2 of the Subdivision in accordance with plans and drawings approved by the City. Upon completion of the public infrastructure, the Company shall provide to the City proof of all expenditures incurred with respect to the construction of said public infrastructure in Phases 1 and 2.
- (3) On or before August 31, 2020, the Company agrees that it will complete construction of the public infrastructure in Phases 1 and 2 of the Subdivision (including the streets, sanitary sewer systems, stormwater drainage systems and water distribution systems) in accordance with the City's design standards and specifications.
- (4) Except for the contribution provided by the City to the Company under Article 4, the Company shall be solely responsible for constructing and paying for all public infrastructure and improvements.
- (5) The Company shall construct all required public infrastructure in Phases 1 and 2 of the Subdivision in accordance with the City's subdivision regulations, the City's zoning ordinance, the approved construction plans and the final subdivision plat approved by the Planning Commission.
- (6) The Company agrees that it shall develop Phase 1 of the Subdivision to accommodate 34 single-family houses and 17 townhouse units. Phase 1 shall also contain added amenities that includes a pool and clubhouse. The Company completed construction of the Phase 1 amenity area on or before September 19, 2019.
- (7) The Company agrees that it will develop Phase 2 of the Subdivision to accommodate 30 single-family homes and 12 townhouse units. Phase 2 shall also contain an

amenity area with an open chapel structure. The Company agrees to commence construction of the Phase 2 amenity area on or before August 31, 2020.

(8) The Company warrants to the City that the City contribution set forth in Article 4 shall be adequate to enable the Company to complete the Project in accordance with the current scope of the Project.

(9) To the maximum extent allowed by law, Company shall indemnify and save harmless the City and its officers, officials, agents and employees from any and all claims, judgments, costs, damages, losses, demands, liabilities, duties, obligations, penalties, settlements and expenses, including interest and reasonable attorney's fees that arise in any manner from, in connection with, or out of the construction or operation of the Project as a result of acts or omissions of the Company or its contractors or anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, unless such claims may arise by reason of the acts or omissions of the City, or anyone directly or indirectly employed by the City or anyone whose acts the City may be liable.

Section 2. All of the remaining terms of the Development Agreement not specifically amended herein shall remain in full force and effect.

**DATED** this the \_\_\_\_ day of \_\_\_\_\_, 2020.

**CITY OF OPELIKA, ALABAMA**

SEAL

By: \_\_\_\_\_  
GARY FULLER, Its Mayor

ATTEST:

\_\_\_\_\_  
RUSSELL A. JONES, Its City Clerk

**280 LAND COMPANY, LLC**

By: \_\_\_\_\_  
Its Manager

STATE OF ALABAMA  
COUNTY OF LEE

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that GARY FULLER and RUSSELL A. JONES, whose names as Mayor and City Clerk respectively, of the City of Opelika, Alabama, are signed to the foregoing instrument, and who are known to me, acknowledged before me this day, that, being informed of the contents of said instrument they, as such officers and with full authority, executed the same voluntarily on the day the same bears date.

GIVEN under my hand and official seal of office this the \_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
NOTARY PUBLIC  
MY COMMISSION EXPIRES: \_\_\_\_\_

STATE OF ALABAMA  
COUNTY OF LEE

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that \_\_\_\_\_, whose name as Manager of 280 LAND COMPANY, LLC, is signed to the foregoing instrument, and who is known to me, acknowledged before me this day, that, being informed of the contents of said instrument he, as such officer and with full authority, executed the same voluntarily on the day the same bears date.

GIVEN under my hand and official seal of office this the \_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
NOTARY PUBLIC  
MY COMMISSION EXPIRES: \_\_\_\_\_

## RESOLUTION NO. (ID # 4076)

Accept Dedication of Right-of-Way of Lowe's Drive.

## RESOLUTION NO. \_\_\_\_\_

**RESOLUTION ACCEPTING DEDICATION OF RIGHT-OF-WAY OF LOWE'S DRIVE**

**BE IT RESOLVED** by the City Council of the City of Opelika, Alabama ("City Council") as follows:

1. That the City Council hereby accepts the dedication of the public right-of-way set forth in that certain Right-of-Way Deed executed by NNN Opelika AL Owner, LP of record in Deed Book 2598 at Page 811 in the Office of the Judge of Probate of Lee County, Alabama, and more particularly described as follows:

Commencing at the southwest corner of Section 24, Township 19 North, Range 26 East, in Opelika, Lee County, Alabama, thence N41°11'39"E, 2180.83 feet to the northerly right-of-way line of Interstate Highway No. 85 and the southwest corner of Lot 5-A-3 of a Corrective Plat for a Redivision of Lot 5-A & a Revision of Lot 5-B, First Redivision of Lot 5, Opelika Marketplace Subdivision, as recorded in Plat Book 34, Page 90, in the office of the Judge of Probate of Lee County, Alabama; thence N2°56'09"W, along the westerly boundary of the said Lot 5-A-3 and also Lot 5-B-1, 666.97 feet, more or less, to the northwest corner of the said Lot 5-B-1, the southwest corner of Parker Way, and the True Point of Beginning of the Parcel of Land herein described; thence, leaving said lot lines, S87°03'51"W, 30.00 feet; thence N47°56'09"W, 42.42 feet; thence N2°55'39"W, 298.66 feet; thence S87°03'51"W, 10.74 feet; thence N2°12'23"W, 421.14 feet; thence N47°12'23"W, 27.81 feet to the southerly right-of-way line of Frederick Road; thence, along said right-of-way line, N88°01'26"E, 15.25 feet; thence S1°57'12"E, 10.00 feet; thence N87°56'26"E, 102.58 feet to the westerly boundary of Lot 5-A-1; thence, leaving the aforesaid right-of-way line, and proceeding along the said westerly boundary of Lot 5-A-1, S21°47'41"W, 44.54 feet; thence S2°12'23"E, 208.73 feet; thence, continuing S2°12'23"E, along the westerly boundary of Lot 5-A-2, 201.36 feet; thence S30°55'37"W, 16.16 feet; thence S2°55'39"E, 233.92 feet, to the southwest corner of Lot 5-A-2 and the northerly right-of-way line of Parker Way; thence S2°55'39"E, across the westerly boundary of said Parker Way, 60.00 feet to the True Point of Beginning.

Said parcel of land being in the southwest quarter of the northwest quarter and the northwest quarter of the southwest quarter of Section 24, Township 19 North, Range 26 East, in Opelika, Lee County, Alabama, and being a portion of Lot 4 of the Final Subdivision Plat of Opelika Marketplace as recorded in Plat Book 20, Page 103, in the office of the Judge of Probate of Lee County, Alabama, and containing 1.25 Acres, more or less.

2. That a drawing prepared by Mark Miller showing the location of said right-of-way is attached hereto and made a part of this Resolution.
3. That the above-described right-of-way shall be named **“Lowe’s Drive”**.
4. That the Public Works Department is hereby directed to post street signs indicating the new street name “Lowe’s Drive”.
5. That the official street map of the City of Opelika shall be amended to reflect the changes made by this Resolution.
6. That this Resolution shall take effect upon its passage and adoption by the City Council.

**ADOPTED AND APPROVED** this the \_\_\_\_ day of \_\_\_\_\_, 2020.

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PRESIDENT OF THE CITY COUNCIL OF THE  
CITY OF OPELIKA, ALABAMA

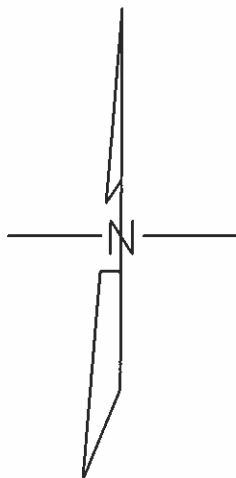
ATTEST:

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CITY CLERK

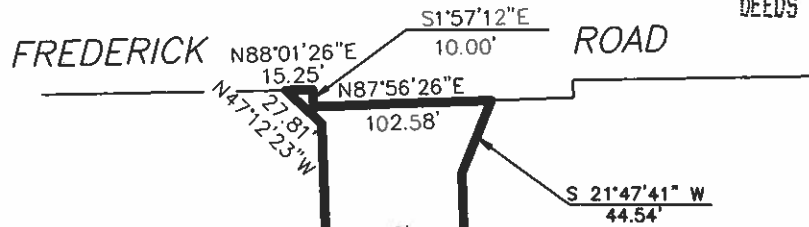
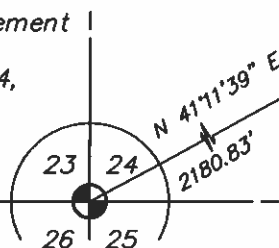
EXHIBIT A  
PROPOSED  
RIGHT-OF-WAY  
TO  
CITY OF OPELIKA  
*THIS IS NOT A SURVEY*

Lot 4  
Opelika  
Marketplace  
Subdivision



NO SCALE

Point of Commencement  
Locally Accepted  
SW. Cor. of Sec. 24,  
T-19-N, R-26-E,  
Opelika,  
Lee County, AL



Lot 5-A-1

Corrective Plat for a  
Redivision of Lot  
5-A & a Revision  
of Lot 5-B,  
First Redivision of  
Lot 5, Opelika  
Marketplace  
Subdivision

Lot 5-A-2

S87°03'51"W  
10.74'

S 30°55'37" W  
16.16'

N2°55'39"W  
298.66'

S2°55'39"E  
233.92'

S2°55'39"E  
60.00'

PARKER WAY

S87°03'51"W  
30.00'

Point of  
Beginning

N47°56'09"W  
42.42'

N2°56'09"W  
666.97' +/-

Lot 5-B-1

Lot 5-A-3

INTERSTATE HWY. 85

Attachment: Drawing (4076 : Accept Dedication of Right-of-Way of Lowe's Drive.)