



Huntsville, Alabama

305 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 10/23/2025

File ID: TMP-6150

Department: General Services

Subject:

Type of Action: Approval/Action

Resolution authorizing the Mayor to execute Change Order No.1 between the City of Huntsville and Wallace Construction for the construction of the John Hunt Park Street Signs at Various Locations.

Resolution No.

Finance Information:

Account Number: 3020-14-00000-520502-000000000-

City Cost Amount: \$-157,895.20

Total Cost: \$499,320.80

Special Circumstances:

Grant Funded: NONE

Grant Title - CFDA or granting Agency: N/A

Resolution #: N/A

Location: (list below)

Address: Various Locations, Huntsville AL

District: District 1 ☐ District 2 ☐ District 3 ☐ District 4 ☒ District 5 ☐

Additional Comments: Change Order No. 1 and Final to include the following changes: Credits for unused Contract allowances; Repair fins and unforeseen damage to Hermes Rocket; Remove/Replace unsuitable soils at Sign No. 2; Additional Contract time due to unforeseen conditions and abnormal weather. Total days added to Contract 34

RESOLUTION NO. 25-_____

BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, and the Mayor that the contract with Wallace Construction for Construction Services for the John Hunt Park Street Signs at Various Locations, located at Various Locations, Huntsville, Alabama, approved and executed by the City of Huntsville, Huntsville, Alabama on the 27th day of February 2025, be and the same is hereby amended as is reflected on Change Order Number 1 and Final attached hereto.

BE IT FURTHER RESOLVED that the total contract amount be hereby is amended from Six Hundred Fifty-Seven Thousand Two Hundred Sixteen Dollars and 00/100s (\$657,216.00), to Four Hundred Ninety-Nine Thousand Three Hundred Twenty Dollars and 80/100s (\$499,320.80) on behalf of the City of Huntsville, a municipal corporation in the State of Alabama to including this Change Order Number 1 and Final in the amount of Negative One Hundred Fifty-Seven Thousand Eight Hundred Ninety-Five Dollars and 20/100s (\$-157,895.20), said Change Order is substantially in word and figures as attached hereto and identified as “Change Order Number 1 and Final to the contract between City of Huntsville and Wallace Construction for the construction services at the John Hunt Park Street Signs at Various Locations consisting of eight pages (8) together with the signature of the City Council President and an executed copy of said document being permanently kept on file in the office of the City Clerk Treasurer of the City of Huntsville, Alabama.

ADOPTED this the 23rd day of October, 2025.

President of the City Council of
the City of Huntsville, Alabama

APPROVED this the 23rd day of October, 2025.

Mayor of the City of Huntsville, Alabama

"EXHIBIT B"

CITY OF HUNTSVILLE, ALABAMA

CONTRACT CHANGE ORDER

CHANGE ORDER NO. 1 AND FINAL

DATE: 10/6/2025
TO: Wallace Construction

PROJECT: John Hunt Park Street Signs at Various Locations

(Contractor)

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

FURNISH the necessary labor, materials and equipment to complete CMRs 1R1, 3, 4, 5R1, and 8R1
(Description of work to be done or changes to be made)

TOTAL ADDITION OR DEDUCTION TO CONTRACT PRICE (NOTE: Numbers in parentheses are deductions).

For this Change \$ <u>(-)157,895.20</u>	\$	(-)157,895.20
ORIGINAL CONTRACT PRICE	\$	657,216.00
Net total previous Change Orders	\$	0.00
Previous revised Contract Price	\$	657,216.00
This Change Order No. <u>1</u> ADD (DEDUCT)	\$	(-)157,895.20
Revised Contract Price this date	\$	499,320.80

Extension of time resulting from this Change Order 34 (Indicate no. of calendar days).

The amount of this Change Order will be the responsibility of CONTRACTOR.

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

The Contractor and Owner(s) hereby agree to the terms of this Change Order as contained herein.

CONSENT OF SURETY

Merchants National Bonding, Inc.
(Company)
By Thomas J. Bole
(Authorized Representative) Thomas J. Bole, Attorney-in-Fact

RECOMMENDED

By [Signature]
(Design Engineer or Architect)
By [Signature]
(COH Facilities Project Manager)
By [Signature]
(Director of General Services)

CONTRACTING PARTIES

Wallace Construction
(Contractor)
By [Signature]
(Authorized Representative)

CITY OF HUNTSVILLE, ALABAMA

By _____
(Its Mayor)
By _____
(President of City Council)
Date _____

MERCHANTS
BONDING COMPANY™
POWER OF ATTORNEY

Know All Persons By These Presents, that MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., both being corporations of the State of Iowa, d/b/a Merchants National Indemnity Company (in California only) (herein collectively called the "Companies") do hereby make, constitute and appoint, individually,

Bruce S Denson Jr; Grace Brown; Grantland Rice III; Gregg A Tatum; Sharon E Griffith; Thomas J Bole

their true and lawful Attorney(s)-in-Fact, to sign its name as surety(ies) and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

This Power-of-Attorney is granted and is signed and sealed by facsimile under and by authority of the following By-Laws adopted by the Board of Directors of Merchants Bonding Company (Mutual) on April 23, 2011 and amended August 14, 2015 and April 27, 2024 and adopted by the Board of Directors of Merchants National Bonding, Inc., on October 16, 2015 and amended on April 27, 2024.

"The President, Secretary, Treasurer, or any Assistant Treasurer or any Assistant Secretary or any Vice President shall have power and authority to appoint Attorneys-in-Fact, and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof."

"The signature of any authorized officer and the seal of the Company may be affixed by facsimile or electronic transmission to any Power of Attorney or Certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the Company, and such signature and seal when so used shall have the same force and effect as though manually fixed."

In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.

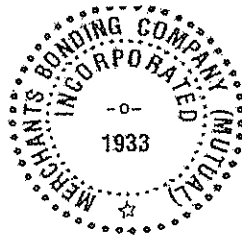
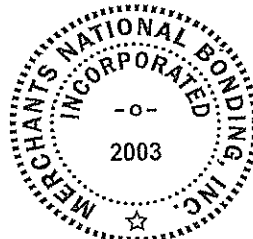
In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner-Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

In Witness Whereof, the Companies have caused this instrument to be signed and sealed this 29th day of July, 2024.

MERCHANTS BONDING COMPANY (MUTUAL)
MERCHANTS NATIONAL BONDING, INC.
d/b/a MERCHANTS NATIONAL INDEMNITY COMPANY

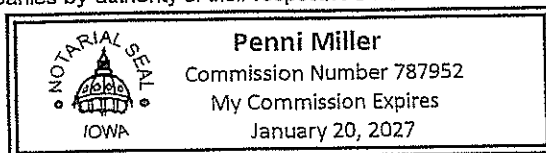
By

Larry Taylor
President



STATE OF IOWA
COUNTY OF DALLAS ss.

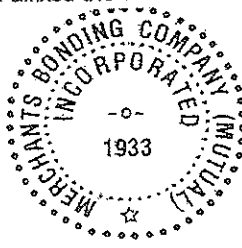
On this 29th day of July, 2024, before me appeared Larry Taylor, to me personally known, who being by me duly sworn did say that he is President of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC.; and that the seals affixed to the foregoing instrument are the Corporate Seals of the Companies; and that the said instrument was signed and sealed in behalf of the Companies by authority of their respective Boards of Directors.



(Expiration of notary's commission does not invalidate this instrument)

I, Elisabeth Sandersfeld, Secretary of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., do hereby certify that the above and foregoing is a true and correct copy of the POWER-OF-ATTORNEY executed by said Companies, which is still in full force and effect and has not been amended or revoked.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Companies on this 9th day of October, 2025.



Elisabeth Sandersfeld
Secretary

John Hunt Park Street Signs at Various Locations

10/6/2025

WALLACE CONSTRUCTION

ORIGINAL CONTRACT AMOUNT	\$	657,216.00
CHANGE ORDER NO. 1 AND FINAL	\$	(157,895.20)
REVISED CONTRACT AMOUNT	\$	499,320.80

CHANGE ORDER NO. 1 AND FINAL SUMMARY

CMR NO. 1R1 - Remove/Replace Unsuitable Soils at Sign #2 - Cost charged to Allowance #1 - (2 Days)	\$	-
CMR NO. 3 - Additional contract time due to unforeseen conditions - (18 Days)	\$	-
CMR NO. 4 - Additional contract time due to abnormal weather - (9 Days)	\$	-
CMR NO. 5R1 - Repair fins and unforeseen damage to Hermes rocket - Cost charged to Allowance #4 - (5 Days)	\$	-
CMR NO. 8R1 - Credits for Unused Contract Allowances	\$	(157,895.20)

TOTAL CHANGE ORDER NO. 1 AND FINAL

\$ (157,895.20)

REVISED CONTRACT AMOUNT

\$ 499,320.80

"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 5/14/2025 CMR NUMBER: 1R1

PROJECT: John Hunt Park - Street Signs

OWNER: City of Huntsville

ARCHITECT: Jeffrey Alpha

CONTRACTOR: R Wallace Construction

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

Removal of 12 CY unsuitable soil at Sign 2 location.

Replacement of 12 CY gravel per geotechnical engineer's instructions.

(Apply to Allowance #1)

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$547.20

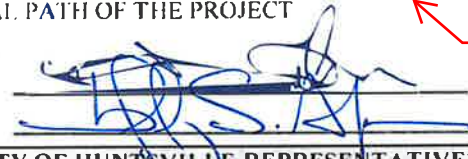
2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 2 days

☐ THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT

3. SUBMITTED BY:

A. CONTRACTOR

B. ARCHITECT



Apply Days to
CO#1

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Contractor

5. OWNER'S CLASSIFICATION:

CONTRACT MODIFICATION DUE TO:

☐ VALUE ENGINEERING OR COST REDUCTION

☐ CHANGES IN PROJECT SCOPE OF WORK

☐ OWNER REQUESTED UPGRADE

☒ UNFORESEEN CONDITIONS

☐ TECHNICAL COORDINATION

6. THIS CHANGE IS SUBMITTED FOR REVIEW AND APPROVAL AND IS CLASSIFIED AS ONE OF THE FOLLOWING TYPES:

☒ MINOR CHANGE OF A MONETARY VALUE AND NOT REQUIRED FOR COMPETITIVE BIDDING.

☐ CHANGES TO THE ORIGINAL CONTRACT NECESSITATED BY UNFORESEEABLE

CIRCUMSTANCES ARISING DURING THE COURSE OF THE WORK.

☐ EMERGENCIES ARISING DURING THE COURSE OF THE WORK.

☐ CHANGE FOR ALTERNATES PROVIDED FOR IN THE ORIGINAL BIDDING WHERE THERE IS NO

DIFFERENCE IN PRICE OF THE CHANGE FROM THE ORIGINAL BEST BID ON THE ALTERNATE.

☐ CHANGE NOT CONTEMPLATED WHEN THE PLANS AND SPECIFICATIONS WERE PREPARED AND

THE PROJECT WAS BID AND WHICH IS IN THE PUBLIC INTEREST AND DOES NOT EXCEED 10%

OF THE CONTRACT PRICE.

☐ CHANGE NOT CONTEMPLATED WHEN THE PLANS AND SPECIFICATIONS WERE PREPARED AND

THE PROJECT WAS BID AND WHICH IS IN THE PUBLIC INTEREST AND EXCEEDS 10% OF THE

CONTRACT PRICE AND CONSTITUTES EXTRAORDINARY CIRCUMSTANCES.

7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:

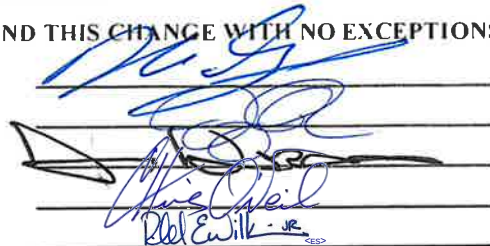
A. CoH ESTIMATOR

B. CoH PROJECT MANAGER

C. DEPARTMENT HEAD (CUSTOMER)

D. CoH FACILITIES PROJ MANAGER

E. DEPARTMENT HEAD (GS)



THIS EXECUTED FORM DOES NOT CONSTITUTE A CHANGE ORDER. THIS DOCUMENT IS AN ACKNOWLEDGEMENT BY THESE DESIGNATED REPRESENTATIVES THAT THEY RECOMMEND TO THE CITY OF HUNTSVILLE'S CITY COUNCIL TO APPROVE THE CHANGE IN CONTRACT SUM, SCOPE AND OR TIME STATED HEREIN. THE CITY OF HUNTSVILLE'S CITY COUNCIL MUST APPROVE ALL CHANGE ORDERS.

"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 6/30/2025 CMR NUMBER: 3
PROJECT: John Hunt Street Signs
OWNER: City of Huntsville
ARCHITECT: Jeffrey Alpha
CONTRACTOR: Wallace Construction
DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Additional contract time due to unforeseen conditions

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$0.00
2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 18 days
☒ THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT
3. SUBMITTED BY:
A. CONTRACTOR
B. ARCHITECT

Apply Days to
CO#1

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Contractor
5. OWNER'S CLASSIFICATION:
CONTRACT MODIFICATION DUE TO:
☐ VALUE ENGINEERING OR COST REDUCTION
☐ CHANGES IN PROJECT SCOPE OF WORK
☐ OWNER REQUESTED UPGRADE
☒ UNFORESEEN CONDITIONS
☐ TECHNICAL COORDINATION
6. THIS CHANGE IS SUBMITTED FOR REVIEW AND APPROVAL AND IS CLASSIFIED AS ONE OF THE FOLLOWING TYPES:
☒ MINOR CHANGE OF A MONETARY VALUE AND NOT REQUIRED FOR COMPETITIVE BIDDING
☐ CHANGES TO THE ORIGINAL CONTRACT NECESSITATED BY UNFORESEEABLE CIRCUMSTANCES ARISING DURING THE COURSE OF THE WORK.
☐ EMERGENCIES ARISING DURING THE COURSE OF THE WORK.
☐ CHANGE FOR ALTERNATES PROVIDED FOR IN THE ORIGINAL BIDDING WHERE THERE IS NO DIFFERENCE IN PRICE OF THE CHANGE FROM THE ORIGINAL BEST BID ON THE ALTERNATE.
☐ CHANGE NOT CONTEMPLATED WHEN THE PLANS AND SPECIFICATIONS WERE PREPARED AND THE PROJECT WAS BID AND WHICH IS IN THE PUBLIC INTEREST AND DOES NOT EXCEED 10% OF THE CONTRACT PRICE.
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7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:
A. COH ESTIMATOR
B. COH PROJECT MANAGER
C. DEPARTMENT HEAD (CUSTOMER)
D. COH FACILITIES PROJ MANAGER
E. DEPARTMENT HEAD (GS)

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 6/30/2025 (Revised 9/17/2025) CMR NUMBER: 4
PROJECT: John Hunt Street Signs
OWNER: City of Huntsville
ARCHITECT: Jeffrey Alpha
CONTRACTOR: Wallace Construction
DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Additional contract time due to abnormal weather conditions

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$0.00
2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 9 days
☒ THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT
3. SUBMITTED BY:
A. CONTRACTOR
B. ARCHITECT

Apply Days to
CO#1

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Contractor
5. OWNER'S CLASSIFICATION:
CONTRACT MODIFICATION DUE TO:
☐ VALUE ENGINEERING OR COST REDUCTION
☐ CHANGES IN PROJECT SCOPE OF WORK
☐ OWNER REQUESTED UPGRADE
☒ UNFORESEEN CONDITIONS
☐ TECHNICAL COORDINATION
6. THIS CHANGE IS SUBMITTED FOR REVIEW AND APPROVAL AND IS CLASSIFIED AS ONE OF THE FOLLOWING TYPES:
☒ MINOR CHANGE OF A MONETARY VALUE AND NOT REQUIRED FOR COMPETITIVE BIDDING
☐ CHANGES TO THE ORIGINAL CONTRACT NECESSITATED BY UNFORESEEABLE CIRCUMSTANCES ARISING DURING THE COURSE OF THE WORK.
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7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:
A. CoH ESTIMATOR
B. CoH PROJECT MANAGER
C. DEPARTMENT HEAD (CUSTOMER)
D. CoH FACILITIES PROJ MANAGER
E. DEPARTMENT HEAD (GS)

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 7/22/2025 CMR NUMBER: 5R1
PROJECT: John Hunt Street Signs
OWNER: City of Huntsville
ARCHITECT: Jeffrey Alpha
CONTRACTOR: Wallace Construction

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

Repair damages in the fins and body of the Hermes missile to best finish without replacing metal. This will be applied to Allowance #4 - Unforeseen Conditions.

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$5,000.00

2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 5 days

☒ THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT

3. SUBMITTED BY:

A. CONTRACTOR

B. ARCHITECT

Heath Wallace

Apply Days to CO#1

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Contractor

5. OWNER'S CLASSIFICATION:

CONTRACT MODIFICATION DUE TO:

 VALUE ENGINEERING OR COST REDUCTION

 CHANGES IN PROJECT SCOPE OF WORK

 OWNER REQUESTED UPGRADE

X UNFORESEEN CONDITIONS

 TECHNICAL COORDINATION

6. THIS CHANGE IS SUBMITTED FOR REVIEW AND APPROVAL AND IS CLASSIFIED AS ONE OF THE FOLLOWING TYPES:

X MINOR CHANGE OF A MONETARY VALUE AND NOT REQUIRED FOR COMPETITIVE BIDDING.

 CHANGES TO THE ORIGINAL CONTRACT NECESSITATED BY UNFORESEEABLE

 CIRCUMSTANCES ARISING DURING THE COURSE OF THE WORK.

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7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:

A. CoH ESTIMATOR

B. CoH PROJECT MANAGER

C. DEPARTMENT HEAD (CUSTOMER)

D. CoH FACILITIES PROJ MANAGER

E. DEPARTMENT HEAD (GS)

Natasha Wright
Chris E. Wilk - JR.

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 9/26/2025 CMR NUMBER: 8R1
PROJECT: John Hunt Park Street Signs
OWNER: City of Huntsville
ARCHITECT: Jeffrey Alpha
CONTRACTOR: Wallace Construction
DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Credits for Unused Contract Allowances 1,2,3,4

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): -\$157,895.20
2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0
☐ THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT N/A
3. SUBMITTED BY:
A. CONTRACTOR Wallace Construction Heath Wallace
B. ARCHITECT Jeffrey Alpha [Signature]

*****BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE*****

4. INITIATED BY: City of Huntsville
5. OWNER'S CLASSIFICATION:
CONTRACT MODIFICATION DUE TO:
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7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:
A. CoH ESTIMATOR
B. CoH PROJECT MANAGER
C. DEPARTMENT HEAD (CUSTOMER)
D. CoH FACILITIES PROJ MANAGER
E. DEPARTMENT HEAD (GS)

[Signature]
[Signature]
[Signature]

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