



Huntsville, Alabama

305 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 9/11/2025

File ID: TMP-5964

Department: Engineering

Subject:

Type of Action: Approval/Action

Resolution authorizing the mayor to execute Modification No. 1 to the Agreement between the City of Huntsville, Alabama and Garver, L.L.C., for Old Monrovia Road Improvements, Project No. 71-21-RD07.

Resolution No.

Finance Information:

Account Number: 3080-71-00000-524027-00000000

City Cost Amount: \$46,224.00

Total Cost: \$327,829.00

Special Circumstances:

Grant Funded: N/A

Grant Title - CFDA or granting Agency: N/A

Resolution #: N/A

Location: (list below)

Address: N/A

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

Additional Comments:

Supplemental No. 1 for engineering design services with Garver for Old Monrovia Road Improvements. Scope modification includes additional streetscaping items.

RESOLUTION NO. 25-

BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, that the Mayor be, and is hereby authorized, to execute Modification No. 1 to the Agreement between the City of Huntsville, Alabama and Garver, L.L.C., adopted and approved on the 23rd day of September, 2021, by the City Council of the City of Huntsville, Alabama by Resolution No. 21-963, as attached hereto.

BE IT FURTHER RESOLVED that the total contract amount be and is hereby modified from TWO HUNDRED EIGHTY-ONE THOUSAND SIX HUNDRED FIVE AND NO/100 DOLLARS (\$281,605.00) to THREE HUNDRED TWENTY-SEVEN THOUSAND EIGHT HUNDRED TWENTY-NINE AND NO/100 DOLLARS (\$327,829.00), including this Modification No. 1, an increase of FORTY-SIX THOUSAND TWO HUNDRED TWENTY-FOUR AND NO/100 DOLLARS (\$46,224.00). New end date: December 11, 2025. Agreement is substantially in words and figures similar to that document attached hereto and identified as "Modification No. 1 to the Agreement between the City of Huntsville, Alabama and Garver, L.L.C., for Old Monrovia Road Improvements, Project No. 71-21-RD07," consisting of a total of three (3) pages plus three (3) additional pages consisting of Attachment "A", and the date of September 11, 2025 appearing on the margin of the first page, together with the signature of the President or President Pro Tem of the City Council, and an executed copy of said document being permanently kept on file in the Office of the City Clerk of the City of Huntsville, Alabama.

ADOPTED this the 11th day of September, 2025.

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

APPROVED this the 11th day of September, 2025.

Mayor of the City of Huntsville,
Alabama

STATE OF ALABAMA)
COUNTY OF MADISON)

Modification No. 1 to the Agreement between
the City of Huntsville, Alabama and Garver, L.L.C.,
for Old Monrovia Road Improvements, Project No.
71-21-RD07.

THIS IS MODIFICATION NO. 1 TO AN AGREEMENT entered in on the 23rd day of September, 2021, in the amount of TWO HUNDRED EIGHTY-ONE THOUSAND SIX HUNDRED FIVE AND NO/100 DOLLARS (\$281,605.00). The original Agreement is hereby amended by Modification No. 1 dated September 11, 2025, in the amount of FORTY-SIX THOUSAND TWO HUNDRED TWENTY-FOUR AND NO/100 DOLLARS (\$46,224.00) for a revised contract amount of THREE HUNDRED TWENTY-SEVEN THOUSAND EIGHT HUNDRED TWENTY-NINE AND NO/100 DOLLARS (\$327,829.00), by and between the City of Huntsville, Alabama, a municipal corporation in the State of Alabama (OWNER) and GARVER, L.L.C., (ENGINEER).

WITNESSETH

WHEREAS, the firm identified as the ENGINEER to the Agreement dated September 23, 2021, has proposed a change, identified as Attachment "A" to the Original Agreement. This modification delineates a change for additional streetscaping items.

WHEREAS, the Owner desires that the contract documents be altered to be consistent with Attachment "A" hereto.

NOW THEREFORE, in consideration of the mutual covenants set forth herein, the Owner and the ENGINEER agree to the following modifications to the Agreement:

1. Garver, L.L.C., will provide for additional streetscaping items at a time and materials cost Not-to-Exceed FORTY-SIX THOUSAND TWO HUNDRED TWENTY-FOUR AND NO/100 DOLLARS (\$46,224.00). New end date: December 11, 2025.
2. Item #1 shall be performed in accordance with the original Agreement dated September 23, 2021, and approved by the City Council by Resolution No. 21-963, and as described in the letter from Zachary Turner to Kathy Martin, dated August 14, 2025, shown as Attachment "A".
3. The terms of this contract modification and the execution thereof is not in any way to be viewed as a waiver on the part of the Owner of any of its rights pursuant to the Contract.

**President of the City Council of the City
of Huntsville, AL**
Date: September 11, 2025

4. All other terms and conditions remain unchanged.

IN WITNESS WHEREOF, the parties have entered their hands and seals and attest to the same with the signature of the Mayor being the official act of the said municipality in accordance with his duly constituted authority.

THE CITY OF HUNTSVILLE, ALABAMA,
a municipal corporation

By: _____
Tommy Battle
Its Mayor

ATTEST:

Shaundrika Edwards
City Clerk

STATE OF ALABAMA)
COUNTY OF MADISON)

I, the undersigned, a notary public in and for said County, in said State, hereby certify that Tommy Battle and Shaundrika Edwards, whose names as Mayor and City Clerk of the City of Huntsville, Alabama a municipal corporation, are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, in their capacity as such officers, executed the same with full authority for and as the act of said corporation on the day the same bears day.

GIVEN under my hand and official seal this the ____ day of _____ 2025.

Notary Public _____
My Commission Expires: _____

ENGINEER: GARVER, L.L.C.

By: _____

ATTEST:

STATE OF ALABAMA)
COUNTY OF MADISON)

I, the undersigned, a notary public in and for said County, in said State, hereby certify that Scott Leach, as Senior Project Manager, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, in his capacity as such officer, executed the same with full authority for and as the act of said Corporation on the day the same bears day.

GIVEN under my hand and official seal this the _____ day of _____ 2025.

Notary Public _____

My Commission Expires: _____

ATTACHMENT "A"



5125A Research Drive
Huntsville, AL 35805

TEL 256.534.5512
FAX 256.534.5544

www.GarverUSA.com

August 14, 2025

City of Huntsville
Attn: Ms. Kathy Martin, PE
308 Fountain Circle
Huntsville, AL 35801

**Re: Additional Services Request
Old Monrovia Road Improvements
COH Project 71-21-RD**

Dear Ms. Martin:

We (Garver) are pleased to offer this proposal to provide additional services to assist the City of Huntsville with Engineering and Landscape architecture for the above referenced project.

The original project scope included plans to modify Old Monrovia Road to a single 10-foot lane in each direction, with the addition of landscaped islands, 12-foot turn lanes at intersections, and on-street parallel parking throughout the project limits. The scope also encompassed landscape architecture plans, irrigation system design, and roadway lighting for the proposed modifications. 100% Plans and Quantities for the scope outlined above were provided to City on September 18, 2024.

During a meeting with the City of Huntsville on July 2, 2025, to discuss various projects, the city requested significant changes to the original project scope. These modifications included revising the roadway configuration to two 11-foot lanes in each direction and adjusting the median islands to accommodate the new lane widths. Additionally, the city requested the elimination of on-street parking throughout the project limits. These changes will also require updates to the landscape architecture plans, irrigation system design, and roadway lighting design.

Scope of Proposed Additional Services:

- Revise Base, Paving, Grading, and Drainage
- Revise Sidewalks and Multi-use Paths
- Eliminate proposed On-Street Parking
- Revise Striping and Signage Improvements for proposed design changes
- Revise Erosion Control
- Revise Traffic Control and Construction Phasing Plan
- Revise Landscaping Design
- Revise Irrigation Design
- Revise Lighting Design and Calculations
- Update Quantity Take-offs and cost estimate

Construction Phase Services:

This proposal does not include construction phase services.

Extra Work:

Extra Work not specifically included in the above defined scope will be as directed by the Owner (City Engineer) in writing for an additional fee as agreed upon by the City and Garver.

Payment Terms:

We propose to provide the above-described services for a lump sum fee of **\$46,224**. Payment for services would be based upon percentage of total project work completed. Periodic, usually monthly, invoices will be submitted based on the amount of work completed to date. Progress reports will be included with invoices describing the tasks completed during the invoice period.

For additional services not included in the above proposed scope of work but agreed to in writing with the City and Garver, the attached 2025 hourly rate schedule will apply. These rates will remain constant throughout the project period.

We anticipate completing this project on a mutually agreeable schedule. We appreciate this opportunity and look forward to continuing to assist you and the City of Huntsville with the development of the Mid-City Urban Renewal Project. If you have any questions, please feel free to contact us.

Sincerely,

Garver, LLC



Zachary Turner, PE,
Project Manger
Garver, LLC

In concurrence:

Kathy Martin, PE
City Engineer
Engineering Department

Date

Attachments: Exhibit A - Professional services estimate
Exhibit B - 2025 Hourly Rate Schedule

Exhibit A