



Huntsville, Alabama

308 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 10/12/2023

File ID: TMP-3420

Department: Water Pollution Control

Subject:

Type of Action: Approval/Action

Resolution authorizing the Mayor to execute Modification No. 2 to Agreement between the City of Huntsville and Weaver Environmental Services Company, Inc., for Periodic Bid for Emergency Manhole Rehabilitation-2021, Project No. 71-21-SP41.

Resolution No.

Finance Information:

Account Number: Various

City Cost Amount: Cumulative Not to Exceed \$2,154,000.00

Total Cost: Cumulative Not to Exceed \$2,154,000.00

Special Circumstances:N/A

Grant Funded: N/A

Grant Title - CFDA or granting Agency: N/A

Resolution #: N/A

Location: (list below) N/A

Address:

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

Additional Comments:

RESOLUTION NO. 23-851

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. 2 to the Agreement between the City of Huntsville and Weaver Environmental Services Company, Inc., adopted and approved on the 14th day of October, 2021, by the City Council of the City of Huntsville, Alabama by Resolution No. 21-1023, and amended on the 22nd day of September, 2022, by the City Council of the City of Huntsville, Alabama by Resolution No. 22-774 as attached hereto.

BE IT FURTHER RESOLVED that the periodic contract is extended for an additional one (1) year period with services provided on an as-needed basis with up to the Not-to-Exceed (NTE) Amount of SEVEN HUNDRED EIGHTEEN THOUSAND AND NO/100 DOLLARS (\$718,000.00). This extension results in the cumulative Not-to-Exceed amount funded for this contract to be TWO MILLION ONE HUNDRED FIFTY-FOUR THOUSAND AND NO/100 DOLLARS (\$2,154,000.00). New contract expiration date: October 13, 2024. Agreement is substantially in words and figures similar to that document attached hereto and identified as "Modification No. 2 to Agreement between the City of Huntsville and Weaver Environmental Services Company, Inc. for Periodic Bid for Emergency Manhole Rehabilitation-2021, Project No. 71-21-SP41, as adopted by Resolution No. 21-1023 of October 14, 2021, and amended by Resolution No. 22-774 of September 22, 2022" consisting of a total of four (4) pages including Exhibit "A" and the date of October 12, 2023, 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 12th day of October, 2023.

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

APPROVED this the 12th day of October, 2023.

Mayor of the City of Huntsville,
Alabama

STATE OF ALABAMA)

COUNTY OF MADISON)

Modification No. 2 to Agreement between
the City of Huntsville and Weaver Environmental
Services Company, Inc. for Periodic Bid for
Emergency Manhole Rehabilitation-2021, Project
No. 71-21-SP41, as adopted by Resolution No. 21-
1023 of October 14th, 2021, and amended by
Resolution No. 22-774 of September 22nd, 2022

THIS IS MODIFICATION NO. 2 TO AN AGREEMENT entered in on the 14th day of October, 2021, in the amount of SEVEN HUNDRED EIGHTEEN THOUSAND AND NO/100 DOLLARS (\$718,000.00), for an additional one (1) year period. The original Agreement is hereby amended by Modification No. 2 dated October 12, 2023, for the renewal of an additional one (1) year period in the same Not to Exceed (NTE) amount as the initial year of SEVEN HUNDRED EIGHTEEN THOUSAND AND NO/100 DOLLARS (\$718,000.00) for the revised cumulative contract amount of TWO MILLION ONE HUNDRED FIFTY-FOUR THOUSAND AND NO/100 DOLLARS (\$2,154,000.00), by and between the City of Huntsville, Alabama, a municipal corporation in the State of Alabama (Owner) and Weaver Environmental Services Company, Inc., (CONTRACTOR).

WITNESSETH

WHEREAS, the firm identified as the CONTRACTOR to the Agreement dated October 14th, 2021, has proposed a change to the Original Agreement. This modification delineates a change to extend the contract for an additional one (1) year period at the same Not-To-Exceed amount as the initial year of SEVEN HUNDRED EIGHTEEN THOUSAND AND NO/100 DOLLARS (\$718,000.00) per Paragraph 1 and 2 on Page 2 of Attachment B of the original contract which was adopted by Resolution No. 21-1023 of October 14th, 2021.

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

1. Weaver Environmental Services Company, Inc. will provide for renewal of contract for an additional one (1) year with services provided on an as-needed basis with up to the initial Not-to-Exceed (NTE) Amount of SEVEN HUNDRED EIGHTEEN THOUSAND AND NO/100 DOLLARS (\$718,000.00). This extension results in the cumulative Not-to-Exceed amount funded for this contract to be TWO MILLION ONE HUNDRED FIFTY-FOUR THOUSAND AND NO/100 DOLLARS (\$2,154,000.00).

**President of the City Council of the City of
Huntsville, AL**

Date: October 12, 2023

2. Item #1 shall be performed in accordance with the original agreement dated October 14th, 2021, and approved by the City Council by Resolution No. 21-1023.
3. Increased unit price billing rates for contract line items are reflected in Attachment A1.
4. 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.
5. 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, 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 _____, 2023.

Notary Public
My Commission Expires: _____

CONTRACTOR: WEAVER ENVIRONMENTAL
SERVICES COMPANY, INC.

By: Shaun Gonzales

ATTEST:

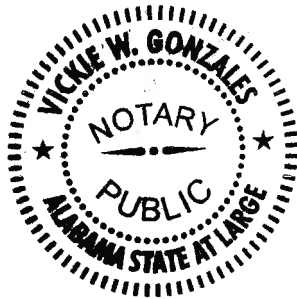
Vickie W. Gonzales

STATE OF ALABAMA)
COUNTY OF MADISON)

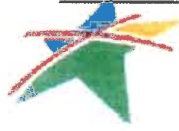
I, the undersigned, a notary public in and for said County, in said State, hereby certify that Shaun Gonzales as President, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, in his capacity as 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 23 day of Sept 2023.

Vickie W. Gonzales
Notary Public
My Commission Expires: _____



My Commission Expires 02/02/2025



HUNTSVILLE

Randall Stewart
Interim Director

Water Pollution Control

August 29, 2023

Weaver Environmental Services Company, Inc.
7142 Wall Triana Highway
Madison, AL 35757

ATTN: Shaun Gonzales

RE: Periodic Bid for Emergency Manhole Rehabilitation
Project No. 71-21-SP41

Dear Shaun:

We are pleased to extend your contract in the above-referenced project for another one-year period, at current pricing, beginning October 13, 2023, through October 13, 2024. Please acknowledge acceptance of same by your signature in the space provided at the end of this letter and return the letter to me with a copy to Kerri Bevilacqua, Engineering Procurement and Contracts Coordinator in the Water Pollution Control Department.

As always, we look forward to working with you and appreciate the good work you do for the City of Huntsville.

Sincerely,

Randall Stewart
Interim Director of Water Pollution Control

ACCEPTED BY: _____

SIGNATURE: Shaun Gonzales

DATE: 9-25-23

The Star of Alabama

ATTACHMENT "A"					9/21/2023
City of Huntsville					
Periodic Bid for Emergency Manhole Rehabilitation 2021					
Project No. 71-21-SP41					
BASE Bid					
ITEM NO.	DESCRIPTION	BID QTY	BID UNIT	UNIT PRICE	TOTAL AMOUNT
	All prices include the removal and disposal, including hauling of soil and materials.				
I. MOBILIZATION					
1	A. CONTRACT MOBILIZATION, (3% OF THE TOTAL COST OF THE WORK ORDER ADJUSTED FOR FINAL QUANTITIES)				

II. PERIODIC BID FOR EMERGENCY SANITARY SEWER MANHOLE REHABILITATION

2	Replace ring and lid with ring and lid provided by the City of Huntsville (Complete and in place within street including all labor and materials other than ring and lid)	100	EA	\$225.00	\$22,500.00
3	Raise elevation of manhole ring and lid in easement per foot with cone or riser being provided by the City (Complete and in place including all labor and materials other than risers or cones)	200	LF	\$225.00	\$45,000.00
4	Stop manhole water infiltration with the use of chemical grout and seal with hydraulic cement	246	EA	\$250.00	\$61,500.00
5	Stop water infiltration from invert and around pipe connections, on 4' and 5' manholes, with chemical grout cement, rework inverts to like new fashion and line manhole with approved cementitious liner to 1 foot above the pipe crowns.	298	EA	\$260.00	\$77,480.00
6	Replace invert and grout manhole to 12" above shelf line (Complete and in place including all labor and materials and bypass pumping if necessary)	310	EA	\$275.00	\$85,250.00
7	Completely line interior of 4' diameter manhole with 1/2" cementitious Alumaliner (or Approved Equal) to specifications up to a depth of 6' and rebuild invert (Complete and in place including all labor and materials and pumping if necessary)	150	EA	\$786.58	\$117,987.00
8	Completely line interior of 4' diameter manhole with cementitious Alumaliner (or approved equal) per foot beyond a manhole depth of 6' (Complete and in place including all labor and materials and pumping if necessary)	600	EA	\$149.43	\$89,658.00
9	Completely line interior of 4' diameter manhole with 40 mil thick epoxy coating per linear foot of manhole (Complete and in place including all labor, prep and materials and pumping if necessary)	195	TN	\$275.00	\$53,625.00
10	Install poured in place concrete bench and invert per COH MANHOLE INVERT DETAIL SD-4 & SECTION 646.02 (Complete and in place including all labor and materials).	200	EA	\$425.00	\$85,000.00

11	Install inside drop bowl and abandon existing memphis tee piping. Item includes bulkheading existing lower line, grout filling drop on old T, hand forming invert in main carrier pipe and rebuilding invert for new piping	20	EA	\$2,500.00	\$50,000.00
12	Sanitary Sewer Easement clearing of shrub and trees with horizontal rotary mulcher on skid steer. Easement to be cleared of shrubs and trees up to 6" and mulched in-place. Mulched debris to be left in-place in relatively uniform depth on the easement alignment.	50	ACRES	\$600.00	\$30,000.00
TOTAL BASE BID PRICE					\$718,000.00

ALL ITEMS SHALL BE CONSIDERED IN-PLACE. UNIT PRICE SHALL INCLUDE ALL LABOR, MATERIALS, EQUIPMENT, AND INCIDENTAL ITEMS REQUIRED FOR INSTALLATION.

Company Wheeler Environmental Services
 Signature [Signature]
 Date 9-21-23