

**RESOLUTION NO. 2023-352-R**

**A RESOLUTION AUTHORIZING AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH BARGE DESIGN SOLUTIONS, INC.**

**WHEREAS**, on March 28, 2022, and pursuant to Resolution No. 2023-91-R, the City Council of the City of Madison, Alabama authorized the execution of a Professional Services Agreement with Barge Design Solutions, Inc. for professional construction, engineering, and inspections services for the ATRP2-45-2020-327 project for Wall Triana Highway (herein "Project");

**WHEREAS**, on August 14, 2023, and pursuant to Resolution No 2023-255-R, the City Council of the City of Madison, Alabama authorized the First Amendment to the Professional Services Agreement to accommodate an overrun caused by a 180-day procurement period for poles in which no progress could be made on the Project and utility conflicts were introduced after the initial design that included the introduction of a new drainage design; and

**WHEREAS**, Barge Design Solutions, Inc. now requests a Second Amendment to the Professional Services Agreement, because weather delays and continued asphalt paving have caused additional overtime costs; and

**WHEREAS**, Barge Design Solutions, Inc. requests that the Professional Services Contract be amended to allow for additional costs associated with these delays and continuing asphalt paving not to exceed **thirty-five thousand, two-hundred eighty-eight dollars (\$35,288.00)**.

**BE IT HEREBY RESOLVED** by the City Council of the City of Madison, Alabama, that the Mayor is authorized and directed to execute a Second Amended Professional Services Agreement with Barge Design Solutions, Inc., for professional construction, engineering, and inspections services for the ATRP2-45-2020-327 project for Wall Triana Highway, said Agreement to be substantially similar in purpose, intent, and composition to that certain document attached hereto and identified as "Additional Services Amendment Number 2," and that the City Clerk-Treasurer is hereby authorized to appropriately attest the same; and

**BE IT FURTHER RESOLVED** that, except for the extension or cancellation of the resulting agreement, the Mayor or his designee shall be hereby authorized for the entire term of the agreement to execute any and all documentation necessary to enforce and comply with the terms thereof, subject to the budgetary restrictions set forth by the Council in its adopted budget for the then-current fiscal year; and

**BE IT FURTHER RESOLVED** that, upon request and notification from the appropriate department that the terms of the agreement preceding payment have been satisfied, the

Finance Director is hereby authorized to forward payment to Barge Design Solutions, Inc., in the amount(s) and manner set forth in the Agreement authorized by passage of this resolution.

**READ, PASSED, AND ADOPTED** at a regularly scheduled meeting of the City Council of the City of Madison, Alabama, on this 23rd day of October 2023.

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*Ranae Bartlett, City Council President*  
**City of Madison, Alabama**

**ATTEST:**

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*Lisa D. Thomas, City Clerk-Treasurer*  
**City of Madison, Alabama**

**APPROVED** this \_\_\_\_ day of October 2023.

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*Paul Finley, Mayor*  
**City of Madison, Alabama**