

**RESOLUTION NO. 2023-166-R**

**A RESOLUTION AUTHORIZING AN AGREEMENT WITH  
WITH RENEGADE FENCING**

**WHEREAS**, the City initiated a competitive bid for the construction and installation of a fence to be build at the Kids Kingdom in Dublin Park; and

**WHEREAS**, on April 27, 2023, despite being properly advertised and noticed to the public, no bids were submitted to the City for the Project; and

**WHEREAS**, the Alabama Code Section 39-2-6(b) provides “if no bids or only one bid is received at the time stated in the advertisement for bids, the awarding authority may advertise for and seek other competitive bids, or the awarding authority may direct that the work shall be done by force account under its direction and control or, with the exception of the Department of Transportation, *the awarding authority may negotiate for the work through the receipt of informal bids not subject to the requirements of this section;*” and

**WHEREAS**, the City opted to negotiate for the completion of the Project by informal bid not subject to the requirements of the Alabama Public Works’ Competitive Bid Act;

**BE IT HEREBY RESOLVED** by the City Council of the City of Madison, Alabama, that the Mayor is authorized to execute on behalf of the City an Agreement with Renegade Fencing, for the construction and installation of a fence for the Kids Kingdom in Dublin Park, said Agreement to be substantially similar in purpose, intent, and composition to that certain document attached hereto and identified as “Contract Agreement,” 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 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 duly 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 Renegade Fencing, 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 8<sup>th</sup> day of May 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 May, 2023.

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*Paul Finley, Mayor*  
City of Madison, Alabama