

**RESOLUTION NO. 2023-036-R**

**RESOLUTION TO AWARD BID FOR  
REPAIRS TO BRIDGES CROSSING BRADFORD CREEK ON  
MADISON BOULEVARD**

**WHEREAS**, in accordance with Alabama's Public Works Bid Law set forth in Title 39 of the *Code of Alabama*, the City of Madison, Alabama, by proper notice, solicited bids for the repair of bridges along Madison Boulevard crossing Bradford Creek; and

**WHEREAS**, all sealed Bids timely and properly submitted in response to the Project's Invitation to Bid were opened and read on or about December 20th, 2022, and have been evaluated by the City to determine the lowest responsive and responsible Bidder; and

**WHEREAS**, after review and consideration of all Bids submitted, City staff have informed the City Council that **Miller and Miller Inc.** have submitted a Bid for the Project, and this bidder is the lowest responsible and responsive Bidder meeting the specifications of the Project as set forth in the invitation to Bid; and

**WHEREAS**, the appropriate City representatives have requested that they be authorized to issue notification of intention to award the contract for the Project to said Bidder upon the satisfaction of all conditions precedent as well as confirmation by the City of the Bid's Invitation to Bid, and that, upon the satisfaction of such terms, the Mayor shall be deemed authorized to execute all appropriate contracts and documents with **Miller and Miller Inc.** on behalf of the City;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Madison, Alabama, as follows:

**SECTION 1.** That the City of Madison, Alabama, as the awarding authority, does hereby certify that, to the best of its knowledge, information, and belief, this Bid was let, and the Contract will be executed in compliance with the applicable provisions of Title 39 of the *Code of Alabama* and all other applicable provisions of law.

**SECTION 2.** That award of this Project is hereby made to **Miller and Miller Inc.** as the lowest responsible, responsive bidder in the Bid amount of approximately four hundred forty-eight thousand two hundred fifty-seven dollars (\$448,257.00), such amount being the cumulative total for the base bid and being subject to adjustment only upon the Council's approval of properly submitted and justified change orders.

**SECTION 3.** That upon finalization of all contractual and fiscal conditions precedent, the appropriate City representatives shall then be deemed authorized to issue notification to **Miller and Miller Inc.** of the City's intent to make such aware and are also authorized to

proceed with review, completion and submittal of all contractual matters required by those plans and specifications agreed upon.

**SECTION 4:** That this award is conditioned upon **Miller and Miller, Inc.** completing and submitting to the City such documents, information and items related thereto which are required to establish that the Bid fulfills the specifications contained in the Invitation to Bid, Title 39 and the Contract contemplated therein.

**SECTION 5.** That upon request and notification from the appropriate City representatives that the Bidder has complied with such requirements, the Mayor shall be, and he is hereby, authorized and directed to execute a contract on behalf of the City of Madison, Alabama with **Miller and Miller, Inc.** for execution of the Project for the amount set fourth in Section 2 and that the City Clerk-Treasurer shall be, and she is hereby, authorized to attest the same.

**SECTION 6:** That upon request and notification from the appropriate department that the terms of the Contract preceding payment have been satisfied, the Finance Director is hereby authorized to forward payment to **Miller and Miller, Inc.** in the amount(s) and manner set forth in the Contract authorized by passage of this resolution.

**READ, PASSED AND ADOPTED** this 9th day of January 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 January 2023.

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*Paul Finley, Mayor*  
City of Madison, Alabama